

CUPERTINO SANITARY DISTRICT

SANTA CLARA COUNTY

SANITARY BOARD MEETING WEDNESDAY JANUARY 7, 2009

The Sanitary Board of the Cupertino Sanitary District convened this date at 8:00 p.m. in the Stevens Creek Office Center, Suite 104, 20833 Stevens Creek Boulevard, Cupertino, California.

President Gatto called the meeting to order and the following proceedings were had to wit: Roll call was taken, with the following members in attendance:

Directors: John M. Gatto, William A. Bosworth, Wendell H. Kerr, Jr., Curtis B. Harrison, and Christopher C. Lee.

Staff present: Manager Richard K. Tanaka, Staff Member Steven J. Machida and Counsel Harold S. Toppel.

President Gatto announced that this was the time and place to elect new officers for 2009.

Director Kerr nominated Director Bosworth to serve as President. Director Kerr nominated Director Harrison as Secretary Pro-Tem and Director Harrison nominated Director Kerr as Secretary. On a motion by Director Kerr and seconded by Director Harrison it was unanimously approved that Director William A. Bosworth is elected President, Director Wendell H. Kerr, Jr. is elected Secretary and Director Curtis B. Harrison is elected Secretary Pro-Tem for the year 2009.

The appointed 2009 District Board of Representatives are as follows:

John Gatto	TPAC
Curtis Harrison	Alternate
Special Districts Association	Appointed at Large
Alternate	
CASA	Director Bosworth
Alternate	Director Kerr
CASA Legislation	Director Kerr
CSRMA	Director Bosworth
Alternate	Director Lee
WATEREUSE	Director Gatto
Alternate	Director Lee

On motion of Director Harrison, seconded by Director Gatto, it was unanimously ordered that the Minutes of the meeting of Wednesday, December 17, 2008, be approved as is.

Staff Member Steve Machida presented to the Board the Fourth Quarter Meeting Attendance List. There were no requested revisions.

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Staff submitted in the agenda packet the hotel reservations for the Directors and the approximate balance that will be due upon checkout of the hotel.

The County of Santa Clara will be holding an Economic Interest Workshop on January 14, 2009 starting at 10:30 AM to 12:00 noon. The Board directed Staff to Note in File.

Staff member Machida presented the topics that were discussed at the TAC meeting on Monday, January 5, 2009. The topics included the City of San Jose's Amalgam Recovery and the Fats, Oils and Grease inspection programs, the Recycled Water Liaison Committee status meetings and discussion on the refinancing of the variable rate bonds for the Clean Water Finance Authority.

Director Harrison indicated that he will attend the TPAC meeting on Thursday, January 8, 2009. Director Gatto, as the new TPAC Representative will start attending the TPAC meetings starting with the February 2009 meeting.

Manager Tanaka presented to the Board the District Budget Updates. After discussion the Board agreed to reallocate \$90K from Management and Engineering to Clerical, Accounting. The Board also agreed that Management and Engineering Services should be separated with new numbers and Clerical and Accounting should be included in Management.

Counsel Toppel presented to the Board the Establishment of Capitalization Policy. After discussion, Counsel Toppel will revise the policy and resolution for action at the next Board meeting.

Staff member Machida presented to the Board the Sale of Excess Capacity to the City of Milpitas. The new agreements have been submitted by the cities of San Jose and Milpitas. Staff is to review the agreements and the matter will be brought back to the Board for action at the next Board meeting.

After discussion, the Board rejected the recommendation to pay Meyers Norris and Penny Limited for the Geotivity Incorporated invoice for September 2008. Counsel Toppel will prepare a letter to the company handling the receivership informing them of the Boards direction.

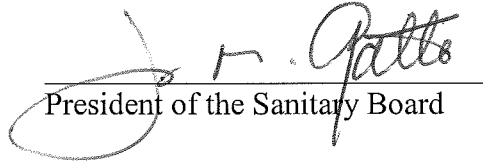
Staff member Machida indicated to the Board that the next scheduled Board meeting is in conflict with the CASA conference. The Board discussed the options and agreed to change the regularly scheduled Board meeting from Wednesday, January 21, 2009 to Monday, January 19, 2009.

Staff member Machida presented to the Board an update on the status of 10397 Meadow Place. A claim has been submitted from the property owner and the claim will need to be brought before the Board for action


On motion properly made and seconded, at 9:35 p.m. it was unanimously ordered that the meeting be adjourned.

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President of the Sanitary Board



Secretary of the Said Board

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