

# CUPERTINO SANITARY DISTRICT

SANTA CLARA COUNTY

## SANITARY BOARD MEETING WEDNESDAY APRIL 16, 2008

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

On motion of Director Harrison, seconded by Director Bosworth, it was ordered that the Minutes of the meeting of Wednesday April 2, 2008, be approved.

After discussion, on motion of Director Bosworth, seconded by Director Harrison, it was unanimously ordered that the Financial Statement for the month of April be approved as written and the following bills be paid:

### WARRANT

<u>NO.</u>	<u>FUND</u>	<u>AMOUNT</u>	<u>PAYEE</u>	<u>DESCRIPTION</u>
15205	M&O	\$ 1,848.00	William A. Bosworth	Directors Fees
15206	M&O	2,310.00	Curtis B. Harrison	Directors Fees
15207	M&O	1,559.25	Wendell H. Kerr, Jr.	Directors Fees
15208	M&O	1,617.00	Christopher C. Lee	Directors Fees
15209	M&O	1,848.00	John M. Gatto	Directors Fees
15210	M&O	519.00	Great-West Life & Annuity Ins.	Insurance
15211	M&O	179,511.30	Mark Thomas & Co., Inc.	Office Expenses \$453.19 Actg & Clerical 7,273.08 Mgmt & Eng 97,576.54 Pln Check & Insp 286.16 Repairs & Maint 62,247.45 Utilities 613.79 Cap-Out Constr 11,061.09
15212	M&O	1,002.07	Easy Fuel, Inc.	Gas, Fuel & Oil
15213	M&O	230.00	California Water Service Co.	Office Expense
15214	M&O	70.81	Creativemark Design & Photo	Office Expense
15215	M&O	465.59	Commercial Maintenance Chem	Operating Supplies
15216	M&O	6.19	Home Depot Credit Services	Operating Supplies
15217	M&O	1,399,939.91	City of San Jose	WPCP O&M 1,183,559.86 Cap-Out - TP 216,380.05
15218	M&O	925.00	Atkinson-Farasyn, LLP	Legal

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<u>VARRANT</u> <u>NO.</u>	<u>FUND</u>	<u>AMOUNT</u>	<u>PAYEE</u>	<u>DESCRIPTION</u>
15219	M&O	\$ 28,925.00	Able Underground Construction	Repairs & Maintenance
15220	M&O	250.00	C. Cruz Sub-Surface Locators, Inc.	Repairs & Maintenance
15221	M&O	170.00	Cunha Landscaping	Repairs & Maintenance
15222	M&O	927.62	Bruce Barton Pump Service, Inc.	Repairs & Maintenance
15223	M&O	1,395.00	GEOtivity, Inc.	Repairs & Maint \$570.00 Utilities 825.00
15224	M&O	5,677.77	ITT Flygt	Repairs & Maintenance
15225	M&O	24,287.78	Roto-Rooter Sewer Service	Repairs & Maintenance
15226	M&O	191.30	United Rentals Northwest, Inc.	Repairs & Maintenance
15227	M&O	1,275.00	Win Win IT Solutions	Repairs & Maintenance
15228	M&O	70.00	California Special Districts Assoc.	Travel & Meetings
15229	M&O	136.31	Wendell H. Kerr, Jr.	Travel & Meetings
15230	M&O	799.28	AT&T	Utilities
15231	M&O	300.80	AT&T Internet Services T-1	Utilities
15232	M&O	2,760.88	PG&E	Utilities
15233	M&O	1,407.00	City of Cupertino	Repairs & Maintenance

Manager Tanaka informed the Board that no additional CASA action items or update information had been received after the Agenda was posted. President Gatto reminded the Board that the Spring Conference is next week and he asked if all of the Board members plan to attend.

Manager Tanaka presented to the Board a Flyer From, CSDA, Re: "2008 Special District's Legislative Day", to be held May 12, 2008, Sacramento. After discussion, the Board directed staff to note and file.

Staff member Machida indicated that there was nothing to report to the Board on the San Jose/Santa Clara Water Pollution Control Plant Technical Committee, held Monday, April 7, 2008.

Director Harrison reported to the Board on the San Jose/Santa Clara Water Pollution Control Plant Advisory Committee, held Thursday, April 10, 2008. The main item for discussion was the issue of odor control for the lands in the buffer area of the plant that are close to undeveloped properties in the City of Milpitas.

Manager Tanaka presented to the Board the Smart Cover Article for Publication. After discussion, Director Bosworth requested language changes in the article.

Counsel Toppel discussed with the Board the Consideration of Ordinance No. 93, amending Section 2066 of the Operations Code concerning the definition of Unit: amending Sections 7001, 7002, and 7003 and adding Section 7009 concerning classification of dischargers and determination of annual service charges. After discussion, the board directed Staff to return with the revisions discussed for approval at the next Board Meeting.

Counsel Toppel reviewed with the Board the History and Present Status of the Irish Tradewinds Subdivision.

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Manager Tanaka updated the Board on the Status of Out of Area Sewer Connection. After discussion, on motion of Director Kerr, seconded by Director Bosworth, it was unanimously ordered that the Board consented to allow the sewer connection for the Pastoral Residence for the Lutheran Church of Our Savior at 5825 Bollinger Road to connect to the City of Sunnyvale's sewer system. The City of Sunnyvale submitted a letter indicating that they will allow a new sewer lateral connection for this building.

Staff member Machida updated the Board on the Sanitary Sewer Overflow Risk Assessment Report. After discussion, on motion of Director Kerr, seconded by Director Harrison, it was unanimously ordered that five new Smart Covers be added to the sewer along the alignment of Rodeo Creek. The Board also directed Staff to re-review the list of Smart Cover locations and re-prioritize to construct the Smart Covers near creeks.

Manager Tanaka reviewed with the Board the Excess Capacity – Letter to John Stufflebean. After discussion, the Board directed Staff to prepare a baseline and an actual schedule of the process to sell the excess capacity to Milpitas.

Staff member Machida reviewed with the Board on the Via Regina Pump Station.

On motion properly made and seconded, at 9:14 p.m. it was unanimously ordered that the meeting be adjourned.

  
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President of the Sanitary Board

  
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Secretary of the Said Board