

CUPERTINO SANITARY DISTRICT

SANTA CLARA COUNTY

SANITARY BOARD MEETING

WEDNESDAY MAY 21, 2008

(Corrected)

The Sanitary Board of the Cupertino Sanitary District convened this date at 8:01 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: Staff Member Steven J. Machida and Counsel Harold S. Toppel.

Others present: Mr. Steve McKenzie and Mr. Scott Lawrence, Chateau Cupertino.

On motion of Director Bosworth, seconded by Director Kerr, it was ordered that the Minutes of the meeting of Wednesday May 7, 2008, be approved.

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

<u>VARRANT</u> <u>NO.</u>	<u>FUND</u>	<u>AMOUNT</u>	<u>PAYEE</u>	<u>DESCRIPTION</u>
15234	M&O	\$ 225,332.80	Mark Thomas & Co., Inc.	Office Expenses \$400.00 Actg & Clerical 10,608.72 Mgmt & Eng 123,083.12 Pln Check & Insp 691.51 Repairs & Maint 85,398.88 Cap-Out Constr 5,150.57
15235	M&O	3,069.45	Dooley Ins. & Financial Servies	Insurance
15236	M&O	492.00	Driver Alliant Insurance	Insurance
15237	M&O	600.00	WateReuse	Memberships
15238	M&O	220.79	Purchase Power-Pitney Bowes	Office Expense
15239	M&O	475.74	Haines & Co., Inc.	Operating Supplies
15240	M&O	255.54	Home Depot Credit Services	Operating Supplies
15241	M&O	3,048.00	RMC Water & Environment	Management & Engineering
15242	M&O	8,277.32	Pfeiffer Electric Co., Inc.	Plan Checking & Inspection
15243	M&O	4,050.00	Atkinson-Farasyn, LLP	Legal
15244	M&O	3,500.00	Vavrinek, Trine, Day & Co., LLP	Audit
5245	M&O	35,075.00	Able Underground Construction	Repairs & Maintenance
5246	M&O	1,615.00	Alfred E. Fikse	Repairs & Maintenance

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15247	M&O	\$ 170.00	Cunha Landscaping	Repairs & Maintenance
15248	M&O	1,407.00	City of Cupertino	Repairs & Maintenance
15249	M&O	9,849.83	ITT Flygt	Repairs & Maintenance
15250	M&O	1,395.00	GEOtivity, Inc.	Repairs & Maint \$570.00 Utilities 825.00
15251	M&O	33,273.25	Roto-Rooter Sewer Service	Repairs & Maintenance
15252	M&O	552.00	Win Win IT Solutions	Repairs & Maintenance
15253	M&O	625.00	Water Education Foundation	Travel & Meetings
15254	M&O	459.76	Christopher C. Lee	Travel & Meetings
15255	M&O	677.80	Curtis B. Harrison	Travel & Meetings
15256	M&O	1,147.39	John M. Gatto	Travel & Meetings
15257	M&O	519.80	Wendell H. Kerr, Jr.	Travel & Meetings
15258	M&O	531.62	William A. Bosworth	Travel & Meetings
15259	M&O	921.81	AT&T	Utilities
15260	M&O	300.80	AT&T Internet Services T-1	Utilities
15261	M&O	2,971.17	PG&E	Utilities
15252	M&O	32.94	San Jose Water Co.	Repairs & Maintenance

Staff member Machida informed the Board that additional CASA action items or update information had been received after the Agenda was posted, Re: "CASA Legislative Memorandum". Director Kerr reported on the Senate Judiciary Committee passed AB 983- Ma.

Staff member Machida presented to the Board a Letter Dated April 28, 2008, From, County of Santa Clara Finance Agency Controller –Treasurer, Re: "Establishing Special District Bank Account". After discussion, the Board directed Staff to investigate and interview with banks and clarify the reasons why the County wishes to make the changes.

Staff member Machida presented to the Board a Letter Dated May 2, 2008, From, Bay Colony Investors 11, Inc., Re: "10745 N. De Anza Blvd., APN: 326-064-00", request for reduction of sewer service fees. After discussion, The Board directed Staff to issue a letter requesting clarification.

Staff member Machida presented to the Board a Letter Dated May 7, 2008 From, City of Milpitas, Re: "Request for TPAC Recommendation for Redistribution of Capacity Rights". This letter is Milpitas' requested to initiate the process to of buying the declared excess capacity from the Cupertino Sanitary District.

Staff member Machida presented to the Board a Letter Dated May 12, 2008, From, David E. Ross, Re: "Drawing Manhole Security Barrier with Locked Manhole Cover". After discussion, the Board directed Staff to do research the product and return with recommendations at a future meeting.

Director Kerr informed the Board that he plans to attend the CASA Legislative Committee Teleconference Meeting to be held Friday, May 30, 2008, Sacramento.

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Staff member Machida presented to the Board the Santa Clara County Special Districts Association Meeting to be held Monday, June 2, 2008.

Director Harrison reported to the Board on the San Jose/Santa Clara Water Pollution Control Plant Advisory Committee, held Thursday, May 8, 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.

Staff member Machida presented to the Board the Sewer Overflow Response Plan. After discussion, the Board suggested to Staff to add the lettered tabs from the Sewer Overflow Response Plan to the corresponding sections in the flowchart.

Staff member Machida presented to the Board an Update of Chateau Cupertino – Project Classification and Charges. Project Manager Steve McKenzie presented his request to receive a sewer refund for the Chateau Cupertino. After considerable discussion, the Board by vote of 5-0 did not grant Mr. McKenzie's request.

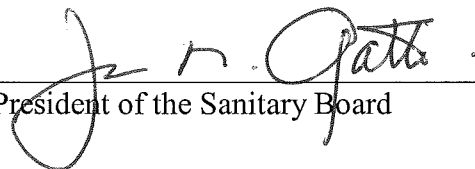
Staff member Machida updated the Board on the Status of the Via Regina Pump Station.

Staff member Machida updated and presented a slide show to the Board on the Sewer Overflow on May 10, 2008, Merritt Drive, Cupertino.

Staff member Machida reviewed with the Board the Stevens Creek Corridor Park – Phase 1A Creek Restoration. Staff met with the City Staff. City Staff requested that the Cupertino Sanitary District submit our alternative proposal in writing for their review. City Staff will provide a written response.

Staff member Machida updated the Board on the Sanitary Sewer Overflow Risk Assessment Report.

On motion properly made and seconded, at 10:30 p.m. it was unanimously ordered that the meeting be adjourned.



President of the Sanitary Board



Secretary of the Said Board

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