

CUPERTINO SANITARY DISTRICT

SANTA CLARA COUNTY

SANITARY BOARD MEETING
TUESDAY SEPTEMBER 30, 2008

(Amended)

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

Others present: None.

On motion of Director Harrison, seconded by Director Kerr, it was unanimously ordered that the Minutes of the meeting of Wednesday, September 17, 2008, with correction be approved.

Counsel Toppel reported that the Governor vetoed AB 2986 and AB 1946 on Monday, September 29, 2008. AB 2986 is the bill that would provide a letter grade on a system's performance. AB 1946 is the bill that may impose further penalties for water quality enforcement. It is uncertain if the Governor's veto will be overridden.

Staff Member Machida reported to the Board that he will attend the Meeting of the San Jose/Santa Clara Water Pollution Control Plant Technical Committee to be held Monday, October 13, 2008.

Director Harrison notified the Board that he will attend the Regular Meeting of the San Jose/Santa Clara Water Pollution Control Plant Advisory Committee to be held Thursday, October 16, 2008.

Director Harrison reported that he attended a Special Meeting of the San Jose/Santa Clara Water Pollution Control Plant Advisory Committee on Wednesday, September 24, 2008. The major topic was a discussion on Tesla Motors locating in the buffer land adjacent to the Treatment Plant.

Counsel Toppel stated that the Excess Capacity Agreement with the City of Milpitas is being reviewed by the City Attorney of Milpitas. The schedule for the transfer of the excess capacity is for completion on January 1, 2009. Staff will follow-up with the cities of Milpitas and San Jose to determine the timing and completion of the transaction.

The Board discussed their options for the adjustment of compensation to the Members of the Board. After discussion, it was the consensus not to adjust the compensation amounts that the Board receives for attendance at meetings.

Staff Member Machida informed the Board that Sanco Pipelines, Inc. completed installing the 46 hinged manhole covers. District Staff performed the final "walk-through" with the Contractor. The Contractor

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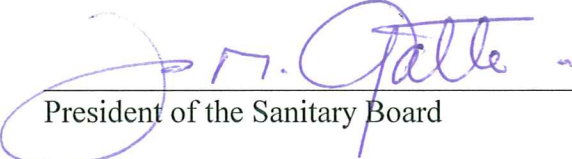
has submitted his one-year warranty bond. On a motion by Director Kerr, seconded by Director Harrison, it was unanimously ordered that the installation of the 46 hinged manhole frames and covers be accepted.

The Board discussed the Written History of the San Jose Wastewater Treatment Plant and directed Staff to prepare a letter to the City of San Jose complimenting their work on the document and allowing the CUSD Board the opportunity to review and comment on the report.

Staff Member Machida presented to the Board the pin map that Staff created showing the locations where chronic root problems and grease buildup have occurred in the system. Staff will continue to update the map and use the information to be included in the Capital Improvement Program and for regular maintenance.

Staff Member Machida presented a short powerpoint of the replacement of pipe section on Sarahills Drive. The pipe had a "root mat" along the sides and invert of the pipe that caused slow flow in the pipe. The Board stated that they would like to see more short presentations of the work that is performed in the field.

On motion properly made and seconded, at 8:39 p.m. it was unanimously ordered that the meeting be adjourned.



President of the Sanitary Board



Secretary of the Said Board