

# CUPERTINO SANITARY DISTRICT

SANTA CLARA COUNTY

## CUPERTINO SANITARY DISTRICT BOARD MEETING WEDNESDAY MARCH 18, 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 Bosworth 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.

On motion of Director Harrison, seconded by Director Lee, it was unanimously ordered that the Minutes of the meeting of Wednesday, March 4, 2009, be approved as is.

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

<u>WARRANT</u> <u>NUMBER</u>	<u>FUND</u>	<u>AMOUNT</u>	<u>PAYEE</u>	<u>DESCRIPTION</u>
16175	M&O	\$127,855.14	Mark Thomas & Co., Inc.	Office Expenses \$400.00 Operating Supplies \$36.22 Management Services \$30,828.97 Engineering Services \$37,976.73 Plan Checking & Inspection \$313.74 Printing & Publications \$318.00 Repairs & Maintenance \$57,337.56 Utilities (Wireless Comm.) \$464.64 Capital Outlay-Sewer Const. \$179.28
16176	M&O	\$1,242.93	Dooley Insurance Services	Insurance
16177	M&O	\$492.00	Driver Alliant Insurance	Insurance
16178	M&O	\$250.00	California Water Service Co.	Office Expense
16179	M&O	\$73.71	Home Depot Credit Services	Operating Supplies
16180	M&O	\$1,834.00	Atkinson-Farasyn, LLP	Legal Services
16181	M&O	\$21,828.09	Able Underground Const.	Repairs & Maintenance \$12,582.75 Emergency \$9,245.34
16182	M&O	\$762.14	Arrow Fire Protection	Repairs & Maintenance
16183	M&O	\$170.00	Cunha Landscape Services	Repairs & Maintenance
16184	M&O	\$490.33	Pfeiffer Electric Co., Inc.	Repairs & Maintenance
16185	M&O	\$17,258.48	Roto Rooter Sewer Service	Repairs & Maintenance \$14,332.48 Emergency \$2,926.00

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16186	M&O	\$3,050.00	Telstar Instruments, Inc.	Repairs & Maintenance
16187	M&O	\$552.50	Win Win IT Solutions	Repairs & Maintenance
16188	M&O	\$420.68	AT&T	Utilities
16189	M&O	\$527.54	AT&T Flow Monitoring	Utilities
16190	M&O	\$585.15	AT&T Managed Internet Service	Utilities
16191	M&O	\$3,939.57	Pacific Gas & Electric	Utilities
16192	M&O	\$35.36	San Jose Water Company	Utilities
16193	M&O	\$6,000.00	Norman E. Matteoni, Trustee	Refund & Reimb-Miscellaneous
16194	M&O	\$1,560.97	Groeniger & Co.	Capital Outlay-Sewer Const.
16195	M&O	\$5,200.00	MSI Engineering & Improvements	Capital Outlay-Sewer Const.
16196	M&O	\$89.95	Robert Adzizh	Emergency
<b>Total</b>		<b>\$194,218.54</b>		

Staff Member Machida reported on the TAC meeting, held March 9, 2009. Director Kerr asked the Board Counsel to work with other Tributary Dischargers (TD) to evaluate costs that San Jose is charging. A white paper should be written if it is learned that there could be cost savings for the TD. A Forensic Accountant could be hired by the TD to more fully investigate the costs.

Director Gatto reported on the TPAC meeting, held March 12, 2009. He directed Staff to distribute the summary of the Treatment Plant Master Plan in the next Agenda.

Director Kerr reported on the CASA Legislative Meeting, held March 6, 2009. The Board was provided a spreadsheet of the bills that were introduced to the Legislators. The spreadsheet was prepared by the Chair-Legislative Advocate of Sonoma County. Director Kerr reported that the hearings just started and they are looking at the bills now. Director Gatto asked about the Point of Sale related to water services. ACWA is fighting Point of Sale upgrades.

The Board discussed the purchase of a Portable Inspection Camera. On motion by Director Gatto and seconded by Director Bosworth it was unanimously approved for purchase.

Staff Member Machida reported that the Rate Increase Mailer has been distributed and Staff has received comments from one individual to date. The comments were from Mr. Patrick Kwok. For the Public Hearing, the Board directed Staff to prepare a 10 minute presentation emphasizing the Treatment Plant, pipelines, San Jose's O&M and CIP and the associated costs.

Staff Member Machida reported that the City of San Jose needs to amend some tables in the Master Agreement. The City Attorney of San Jose is preparing the amendments and the revised agreement will be forwarded to the District next week. In this revision, the City of San Jose will document the sale of the 0.75 MGD to the City of Milpitas and it will also document the prepayment of the bonds for the Clean Water Financing Authority 2005B bond that the Cupertino Sanitary District paid on January 20, 2009.

On motion properly made and seconded, at 9:15 p.m. it was unanimously ordered that the meeting be adjourned to closed session.

**CUPERTINO SANITARY DISTRICT**

SANTA CLARA COUNTY

*Bill Bosworth*

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President of the Sanitary Board

*Wendell H. K.*

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Secretary of the Said Board

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