

CUPERTINO SANITARY DISTRICT

SANTA CLARA COUNTY

CUPERTINO SANITARY DISTRICT

BOARD MEETING

WEDNESDAY AUGUST 19, 2009

Revised

The Sanitary Board of the Cupertino Sanitary District convened this date at 8:00 p.m. in the Stevens Creek Office Center, 20833 Stevens Creek Boulevard, Suite 104, 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: William A. Bosworth, Wendell H. Kerr, Jr. Curtis B. Harrison, John M. Gatto and Christopher C. Lee.

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

On motion of Director Gatto, seconded by Director Harrison, it was ordered by a vote of 4-0-0 that the Minutes of the meeting of Wednesday, August 5, 2009, be approved. Director Lee was absent when the vote was taken.

After discussion, on motion of Director Bosworth and seconded by Director Gatto, it was unanimously ordered that the Financial Statement for the month of July, 2009 be approved as written and the following bills be paid:

<u>WARRANT NUMBER</u>	<u>FUND</u>	<u>AMOUNT</u>	<u>PAYEE</u>	<u>DESCRIPTION</u>
16280	M&O	\$134,579.47	Mark Thomas & Company, Inc.	Office Expenses \$400.00 Insurance \$797.96 Operating Supplies \$216.80 Management Services \$31,014.50 Engineering Services \$37,268.09 Plan Ck & Inspection \$1,944.74 Repairs & Maintenance \$56,202.87 Travel & Meetings (CASA) \$1,700.00 Utilities (Wireless Comm.) \$954.27 Cap Outlay-Sewer Const. \$666.60 Emergency (Stoppage) \$3,413.64
16281	M&O	\$797.96	Dooley Ins. & Financial Services	Insurance (09/09)
16303	M&O	\$1,578.31	Alliant Insurance Services	Insurance-Physical Damage Renewal
16282	M&O	\$2,000.00	East Bay Muni Utility District	Memberships
16283	M&O	\$150.00	Underground Service Alert	Memberships
16284	M&O	\$185.00	Postmaster-Cupertino Post Office	Office Expense
16285	M&O	\$1,441,650.00	City of San Jose	T.P. Operations & Mntn. \$1,016,925.00
16286	M&O	\$1,400.00	Silicon Valley Comm. Newspaper	Printing & Publications
16287	M&O	\$476.83	Haines & Company, Inc.	Printing & Publications

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16288	M&O	\$1,611.00	Atkinson Farasyn, LLP	Legal
16289	M&O	\$23,200.28	Able Underground Construction	R/M-Hydro Flushing \$13,597.50 R/M-Rodding \$3,293.00 R/M-Underground \$880.00 Emergency \$5,429.78
16290	M&O	\$49,412.00	City of Cupertino	R/M – Overlay \$47,956.00 R/M – Encroachment \$1,456.00
16291	M&O	\$170.00	Cunha Landscape & Main.	Repairs & Maintenance
16292	M&O	\$4,320.23	ITT Water & Wastewater USA	Repairs & Maintenance
16293	M&O	\$3,395.90	Syneco Systems, Inc.	Repairs & Maintenance
16294	M&O	\$18,180.00	Pacific Underground Construction	Repairs & Maintenance
16295	M&O	\$14,644.25	Roto Rooter	Repairs & Maintenance
16296	M&O	\$50.00	Joe Domitrovich	Refund/Reimburse-miscellaneous
16297	M&O	\$383.77	AT&T Flow Monitoring-95877	Utilities
16298	M&O	\$572.95	AT&T Internet Service	Utilites
16299	M&O	\$532.49	AT&T Flow Monitoring	Utilities
16300	M&O	\$7,158.22	PG&E	Utilities – 2 months
16301	M&O	\$116.41	Municipal Maintenance Equip.	Cap Outlay-Sewer Const.
16302	M&O	<u>\$19,747.32</u>	United Rentals	Cap Outlay-Equipment
TOTAL		\$1,726,312.39		

Director Lee directed Staff to prepare a letter to the City of San Jose indicating that the Board approved payment of the 1st Quarter Operations and Maintenance invoice however since there is on-going discussion on the City's overhead and other costs, the District reserves the right to request an adjustment should it be determined that the District is not responsible for all or a portion of the billing.

Director Lee requested that he be provided the contracts for Able and Roto-Rooter. Staff indicated that costs for these vendors are on a negotiated basis but Staff will provide copies of the rate sheets that these vendors follow.

Director Kerr asked Staff if there has been any discussion of routing the District's flow to the Sunnyvale Treatment Plant. Staff stated that very preliminary discussions have taken place. Sunnyvale has the capacity and they were interested in having the District join their plant. The Board directed Staff to continue the discussions with Sunnyvale and prepare a white paper to be presented to the Board on our findings.

The Board discussed CASA Conference at Mission Bay Hilton San Diego held August 12 - 15, 2009. Director Bosworth thought it was an interesting conference. Director Gatto thought it was nice to see that other agencies were using solar power and he suggested that Staff contact the City of San Jose to inquire if they are considering solar power. Manager Tanaka stated that he spoke to John Stufflebean at the conference and San Jose had prepared a report on solar power but they found the solar was not cost effective. Staff will obtain a copy of San Jose's report.

Director Bosworth attended the Wednesday training on Leadership. He was interested in learning about how the different generations work, relate, and use technology in their lives. Director Bosworth also wanted Staff to consider and think about setting up a Twitter/Facebook account to contact our

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customers during emergency situations. Updating our web site will take time to create, scan and download whereas Twitter or Facebook allows us to send out our message instantly.

Director Bosworth reported that the CSRMA Pool Liability is flat. Worker Compensation went up 7%. Auto coverage declined 5% and property coverage went up 18%.

Director Kerr reported that the State Legislative meeting lasted approximately 45 minutes. The group talked about the suspension of the Prop 1A and how the State wants to borrow 8% from the property tax. The group discussed the Ma Bill which a Court Decision should be made on the Los Angeles School versus Great American Insurance. AB 1232/Hoffman Bill will be signed by the Governor. Agencies oppose this bill because it will consolidate LAFCO. Director Kerr also received a memo related to the Joint Committee on the Delta Water. The committee will review the Delta governance and review who has the authority over the Delta.

Regular Meeting of the San Jose/Santa Clara Water Pollution Control Plant Technical Committee (TAC), to be held on August 10, 2009 was canceled.

Regular Meeting of the San Jose/Santa Clara Water Pollution Control Plant Advisory Committee (TPAC), to be held on August 13, 2009 was canceled.

On a motion by Director Gatto, seconded by Director Harrison, President Bosworth Opened the Public Hearing on the Sewer System Management Plan (SSMP). Seeing no one wishing to speak, on a motion by Director Gatto, seconded by Director Harrison, President Bosworth closed the Public Hearing. On motion by Director Gatto to adopt Resolution No. 1204, seconded by Director Harrison, the Board unanimously adopted Resolution No. 1204 finding that the SSMP is complete and in compliance with the Waste Discharge Requirements 2006-0003.

Staff Member Bowersox presented the draft Annual Report to the Board. Director Bosworth stated that all acronyms should be defined. Director Lee stated that the Fiscal Year Operating Budget should be 2009-2010 rather than 2008-2009 as shown. Director Kerr asked if the corrected version will be shown to the Board before printing. Manager Tanaka stated that the corrected version will be brought back to the Board. Manager Tanaka also stated that Staff wishes to distribute the Annual Reports to our customers before the November elections.

Manager Tanaka informed the Board that their payroll for the District will not be started until October 2009, so for the next quarter the Director Fees will be paid by warrants.

On motion properly made and seconded, at 9:02 p.m. it was unanimously ordered that the meeting be adjourned.



President of the Sanitary Board



Secretary of the Said Board