

**CUPERTINO SANITARY DISTRICT  
SANITARY BOARD MEETING  
WEDNESDAY, FEBRUARY 21, 2024**

**AGENDA**

The meeting will be held in person at 7:00 p.m. in the Stevens Creek Office Center, Suite 100, 20863 Stevens Creek Boulevard, Cupertino, California and via virtual teleconference.

Anyone interested may attend in person, by phone [call 1 (866) 899 - 4679 Conference Access Code: 251566821], or virtually <https://global.gotomeeting.com/join/251566821>.

**1. ROLL CALL**

**2. PUBLIC COMMENTS**

This portion of the meeting is reserved for persons desiring to address the board on any matter not on the agenda. Speakers are limited to three (3) minutes.

All statements requiring a response will be referred to staff for further action. In most cases, state law will prohibit the board from making any decisions with respect to a matter not listed on the agenda.

**3. CLOSED SESSION**

- A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
in accordance with government code section Paragraph (1) of Subdivision (d) of Section 54956.9, existing litigation. Name of Case: County Sanitation District 2-3, West Valley Sanitation District, Cupertino Sanitary District, Burbank Sanitary District and the City of Milpitas v. The City of San Jose, The City of Santa Clara and Does 1 through 50 inclusive.

**4. MINUTES & BILLS**

- A. APPROVAL OF THE MINUTES OF FEBRUARY 7, 2024
- B. APPROVED MINUTES OF JANUARY 17, 2024
- C. PAYMENT OF BILLS AND APPROVAL OF FINANCIAL STATEMENTS
- D. DIRECTOR’S MONTHLY TIMESHEETS

**5. CORRESPONDENCE**

- A. CITY OF SAN JOSE LETTER – FY 2024-25 REGIONAL WASTEWATER FACILITY (RWF) CAPITAL COST ALLOCATION

**6. MEETINGS**

- A. SANTA CLARA COUNTY SPECIAL DISTRICTS ASSOCIATION REGULAR MEETING TO BE HELD ON MONDAY, MARCH 3, 2024

**7. REPORTS**

- A. REGULAR MEETING OF THE SAN JOSE/SANTA CLARA TREATMENT PLANT ADVISORY COMMITTEE (TPAC) HELD ON THURSDAY, FEBRUARY 8, 2024

**CUPERTINO SANITARY DISTRICT  
SANITARY BOARD MEETING  
WEDNESDAY, FEBRUARY 21, 2024**

- B. CALIFORNIA ALLIANCE FOR SEWER SYSTEM EXCELLENCE (CASSE) TELECONFERENCE HELD ON WEDNESDAY, FEBRUARY 14, 2024

**8. UNFINISHED BUSINESS**

- A. VIA REGINA LIFT STATION BYPASS CONNECTION BID OPENING RESULTS
- B. PROJECT UPDATES

**9. NEW BUSINESS**

- A. PRELIMINARY BUDGET DISCUSSION FY 2024-25

**10. STAFF REPORT**

- A. FUTURE DEVELOPMENT PROJECTS
- B. MAINTENANCE SUMMARY

**11. CALENDAR ITEMS**

- A. NEXT REGULAR DISTRICT BOARD MEETING IS TO BE HELD ON WEDNESDAY, MARCH 6, 2024

**12. ADJOURNMENT**

CUPERTINO SANITARY DISTRICT BOARD MEETING  
WEDNESDAY, FEBRUARY 7, 2024

The Sanitary Board of the Cupertino Sanitary District convened this date at 7:00 p.m. This meeting was conducted at the District office at 20863 Stevens Creek Blvd, Suite 100, Cupertino. Participation was also available via videoconference.

1. ROLL CALL:

President Chen called the meeting to order, and the following proceedings were had to wit: Roll call was taken, with the following members in attendance:

Board Members present: Angela Chen, Bill Bosworth, Patrick Kwok, Taghi Saadati, and David Doyle.  
Absent: None

Staff present: District Manager Benjamin Porter, District Administrative Clerk Frankie Martinez, and Counsel Marc Hynes.

Public Present: None

2. PUBLIC COMMENTS:

There were none.

3. CLOSED SESSION:

President Chen adjourned the regular meeting session and opened the closed session at 7:01 p.m. Manager Porter and Administrative Clerk Martinez left the meeting.

Conference with legal counsel – Existing Litigation in accordance with government code section Paragraph (1) of Subdivision (d) of Section 54956.9, existing litigation. Name of Case: County Sanitation District 2-3, West Valley Sanitation District, Cupertino Sanitary District, Burbank Sanitary District, and the City of Milpitas v. The City of San Jose, The City of Santa Clara, and Does 1 through 50 inclusive.

Board action: There was no reportable action.

President Chen adjourned the closed session at 7:07 p.m. and the regular meeting was called to order. Manager Porter and Administrative Clerk Martinez returned to the regular meeting.

4. MINUTES:

A. Approval of the Minutes of January 17, 2024

On a motion by Director Doyle, seconded by Director Kwok, by a vote of 3-0-2, the minutes of the regular meeting held on Wednesday, January 17, 2024, were approved as written. President Chen and Director Bosworth abstained.

B. Approved Minutes of December 20, 2023

By consensus, the Minutes of Wednesday, December 20, 2023, are to be Noted & Filed.

CUPERTINO SANITARY DISTRICT BOARD MEETING  
WEDNESDAY, FEBRUARY 7, 2024

5. CORRESPONDENCE:

A. LAFCO Agenda – February 7, 2024

Counsel Hynes reported on Items for Action 5. Update on Implementation of Recommendations from LAFCO’s Countywide Fire Service Review.

6. MEETINGS:

A. Director Kwok plans to attend the regular meeting of the San Jose/Santa Clara Treatment Plant Advisory Committee (TPAC) to be held on Thursday, February 8, 2024.

B. Staff will attend the California Alliance for Sewer System Excellence (CASSE) teleconference to be held Wednesday, February 14, 2024.

7. REPORTS:

A. CSRMA: President Chen and Director Saadati reported on the CSRMA training.

B. CASA Conference: President Chen, Director Saadati, and Manager Porter reported on the Conference sessions.

C. Manager Porter reported on the regular meeting of the San Jose/Santa Clara Treatment Plant Technical Advisory Committee (TAC) held Monday, February 5, 2024.

8. UNFINISHED BUSINESS:

A. Project Updates

Manager Porter provided an update to the Board on the Rise project. The developer intends to make the sewer private within the development.

9. NEW BUSINESS:

A. Annual Renewal for GraniteNet Software

The Board reviewed a memo requesting approval to renew GraniteNet software. On motion by Director Doyle, seconded by Director Bosworth, by a vote of 5-0-0, the Board approved annual renewal of GraniteNet software and reimbursement to Mark Thomas in the amount of \$2,344.00.

B. City of Saratoga Annual Pavement Management Program

The Board reviewed a memo requesting authorization of payment to the City of Saratoga for District’s cost associated with raising District manhole covers to grade during the City’s re-pavement project. On motion by Director Doyle, seconded by Director Bosworth, by a vote of 5-0-0, the Board approved payment to the City of Saratoga in the amount of \$21,600.00.

CUPERTINO SANITARY DISTRICT BOARD MEETING  
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C. Structural Defect Repair Project Phase II – Approval

Manager Porter reported on Phase II of the Significant Defects Repair Project. On motion by Director Doyle, seconded by Director Bosworth, by a vote of 5-0-0, the Board authorized staff to advertise requests for bids.

10. STAFF REPORTS:

A. Future Development Projects

Manager Porter reported on the status of future development projects.

11. CALENDAR ITEMS:

A. The Next Regular District Board Meeting Scheduled to be Held on Wednesday, February 21, 2024.

12. ADJOURNMENT:

On a motion properly made and seconded, at 8:26 p.m. the meeting was adjourned.

\_\_\_\_\_  
Secretary of the Sanitary Board

\_\_\_\_\_  
President of the Sanitary Board

CUPERTINO SANITARY DISTRICT BOARD MEETING  
WEDNESDAY, JANUARY 17, 2024

The Sanitary Board of the Cupertino Sanitary District convened this date at 7:00 p.m. This meeting was conducted at the District office at 20863 Stevens Creek Blvd, Suite 100, Cupertino. Participation was also available via videoconference.

1. ROLL CALL:

Acting President Saadati called the meeting to order, and the following proceedings were had to wit: Roll call was taken, with the following members in attendance:

Board Members present: Patrick S. Kwok, Taghi S. Saadati, and David A. Doyle.

Absent: Angela S. Chen, and Bill A. Bosworth were on excused absence.

Staff present: District Manager Benjamin Porter, District Administrative Clerk Frankie Martinez, and Counsel Marc Hynes.

Public Present: None

2. PUBLIC COMMENTS:

There were none.

3. CLOSED SESSION:

Acting President Saadati adjourned the regular meeting session and opened the closed session at 7:01 p.m. Manager Porter and Administrative Clerk Martinez left the meeting.

Conference with legal counsel – Existing Litigation in accordance with government code section Paragraph (1) of Subdivision (d) of Section 54956.9, existing litigation. Name of Case: County Sanitation District 2-3, West Valley Sanitation District, Cupertino Sanitary District, Burbank Sanitary District, and the City of Milpitas v. The City of San Jose, The City of Santa Clara, and Does 1 through 50 inclusive.

Board action: There was no reportable action.

Acting President Saadati adjourned the closed session at 7:08 p.m. and the regular meeting was called to order. Manager Porter and Administrative Clerk Martinez returned to the regular meeting.

4. MINUTES & BILLS:

A. Approval of the Minutes of December 20, 2023

On a motion by Director Kwok, seconded by Director Doyle, by a vote of 3-0-0, the minutes of the regular meeting held on Wednesday, December 20, 2023, were approved as written.

B. Approved Minutes of December 6, 2023

By consensus, the Minutes of Wednesday, December 6, 2023, are to be Noted & Filed.

CUPERTINO SANITARY DISTRICT BOARD MEETING  
WEDNESDAY, JANUARY 17, 2024

C. Payment of Bills and Approval of Financial Statements

On a motion by Director Doyle, seconded by Director Kwok, by a vote of 3-0-0, the Board approved the payment of December bills as written.

D. Director's Monthly Timesheets

The Board turned in their January timesheets to Staff.

5. CORRESPONDENCE:

A. Subpoena of Records

The Board received a description of a subpoena of records delivered to District office on December 26, 2024. Manager Porter reported on staff compliance and completion. It is to be Noted & Filed.

B. Registrar of Voters Email – Action/Review: Elections Cost Estimate Requests

The Board reviewed the email. It is to be Noted & Filed.

6. MEETINGS:

A. Manager Porter plans to attend the regular meeting of the San Jose/Santa Clara Treatment Plant Technical Advisory Committee (TAC) to be held Monday, February 5, 2024.

B. Director Kwok plans to attend the regular meeting of the San Jose/Santa Clara Treatment Plant Advisory Committee (TPAC) to be held on Thursday, February 8, 2024.

7. REPORTS:

A. California Alliance for Sewer System Excellence (CASSE) Meeting Held on Wednesday, January 10, 2024

Manager Porter reported to the Board.

8. UNFINISHED BUSINESS:

A. Project Updates

Manager Porter reported on The Forum Development odor control issue assessment.

9. NEW BUSINESS:

A. City of San Jose FY 2022-23 RWF Cash Contribution Adjustment Schedule

Manager Porter reported to the Board. There was no Board action.

CUPERTINO SANITARY DISTRICT BOARD MEETING  
WEDNESDAY, JANUARY 17, 2024

10. STAFF REPORTS:

A. Future Development Projects

There were no new updates to report.

B. Maintenance Summary

Manager Ported reported on the monthly maintenance summary. There were no spills.

11. CALENDAR ITEMS:

A. California Association of Sanitation Agencies (CASA) 2024 Winter Conference, to be Held January 24-26, 2024, in Palm Springs, CA.

There were no updates.

B. The Next Regular District Board Meeting Scheduled to be Held on Wednesday, February 7, 2024

Manager Porter reminded the Board that Director Bosworth may be absent from the meeting of February 7, 2024.

12. ADJOURNMENT:

On a motion properly made and seconded, at 8:01 p.m. the meeting was adjourned.

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Secretary Pro-Tem of the Sanitary Board

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Acting President of the Sanitary Board



# Item 4.C.

**CUPERTINO SANITARY DISTRICT**  
**MONTHLY FINANCIAL REPORT THROUGH JANUARY 2024**  
**7th Month of Operations (58% into FY Operations)**  
**FISCAL YEAR: July 1, 2023 to June 30, 2024**

**EXPENSE SUMMARY REPORT**

Account Name	Account Number	BUDGET	Prior Expenses	Amount Payable	Total To Date Expenses	Remaining Balance	% Expended To Date	Comments
<b>JAN SERVICES</b>								
<b>OPERATING EXPENSES</b>								
Loan Payments	41000	\$1,200,063	\$598,000.00	\$0.00	\$598,000.00	\$602,062.50	49.8%	None this month, next payment is due 7/15/24
Directors Fees	41030	\$38,000	\$16,389.52	\$880.62	\$17,270.14	\$20,729.86	45.4%	On Target
Gasoline, Oil & Fuel	41060	\$4,000	\$0.00	\$0.00	\$0.00	\$4,000.00	0.0%	None to date
Insurance	41060	\$170,000	\$169,498.68	\$1,181.20	\$170,679.88	-\$679.88	100.4%	Dooley Insurance (March Coverage)
Memberships	41080	\$57,000	\$38,840.08	\$645.00	\$39,485.08	\$17,514.92	69.3%	CWEA Membership Renewals; SCC Special District Association Renewal
Office Rent	41090	\$4,800	\$2,400.00	\$400.00	\$2,800.00	\$2,000.00	58.3%	On Target
Operating Expenses	41100	\$3,000	\$1,503.32	\$23.23	\$1,526.55	\$1,473.45	50.9%	Business Cards for New Engineer
Operating Expenses - Credit Card Transaction Fees	41100-1	\$6,000	\$2,247.11	\$257.58	\$2,504.69	\$3,495.31	41.7%	Credit Card Processing Fees - January
<b>Contractual Services:</b>								
Outfall Maintenance	41113	\$180,000	\$74,186.00	\$0.00	\$74,186.00	\$105,814.00	41.2%	None this month
T.P. Oper. & Maint.	41114	\$7,241,534	\$5,431,150.50	\$0.00	\$5,431,150.50	\$1,810,383.50	75.0%	None this month
<b>Professional Services:</b>								
Management Services	41121	\$575,000	\$221,709.52	\$36,131.24	\$257,840.76	\$317,159.24	44.8%	On Target
SSMP Certification and Implementation	41121	\$50,000	\$28,901.78	\$4,500.64	\$33,402.42	\$16,597.58	66.8%	New Waste Discharge Requirements (WDR) Implementation
Engineering Services	41122	\$1,400,000	\$715,829.76	\$90,926.01	\$806,755.77	\$593,244.23	57.6%	On Target
Peak Flow Reduction	41122-1	\$200,000	\$69,561.20	\$5,063.48	\$74,624.68	\$125,375.32	37.3%	Flow model calibration
Plan Ckg. & Insp.	41123	\$300,000	\$91,909.51	\$12,004.06	\$103,913.57	\$196,086.43	34.6%	On Target
Legal - Consultant Services	41124	\$18,000	\$5,800.00	\$3,200.00	\$9,000.00	\$9,000.00	50.0%	Consulting Services for Common Interest Group (Nov. 2023 thru Jan. 2024)
Legal - District Counsel	41124	\$60,000	\$14,820.00	\$3,078.00	\$17,898.00	\$42,102.00	29.8%	District Counsel - Legal Services through February 14, 2024
Legal - Common Interest Group (CuSD Advance Pay)	41124	\$1,404,000	\$605,540.14	\$0.00	\$605,540.14	\$798,459.86	43.1%	None this month
Legal - Common Interest Group (CuSD Share)	41124	\$396,000	\$170,793.37	\$0.00	\$170,793.37	\$225,206.63	43.1%	None this month
Audit	41125	\$13,800	\$0.00	\$0.00	\$0.00	\$13,800.00	0.0%	None to date
Printing & Publications	41130	\$32,000	\$0.00	\$0.00	\$0.00	\$32,000.00	0.0%	None to date
<b>Repair and Maintenance</b>								
Repairs	41150	\$200,000	\$108,578.03	\$4,180.86	\$112,758.89	\$87,241.11	56.4%	On target
Maintenance	41151	\$3,985,000	\$1,822,270.59	\$322,426.88	\$2,144,697.47	\$1,840,302.54	53.8%	On target
Travel & Meetings Staff	41170	\$15,000	\$7,092.47	\$1,144.34	\$8,236.81	\$6,763.19	54.9%	CASA Winter Conference - Hotel for B. Porter and Travel Expense Reimbursement for M. Hynes
Travel & Meetings BOD	41170	\$18,000	\$8,746.68	\$1,534.41	\$10,281.09	\$7,718.91	57.1%	CASA Winter Conference - Travel Expense Reimbursements for A. Chen and T. Saadati
Utilities	41190	\$70,000	\$39,326.68	\$7,712.02	\$47,038.70	\$22,961.30	67.2%	On target; electricity and water at pump stations
<b>Refunds &amp; Reimbursements:</b>								
Miscellaneous	41201	\$50,000	\$2,500.00	\$0.00	\$2,500.00	\$47,500.00	5.0%	None this month
Connection Fees	41202	\$2,000	\$0.00	\$0.00	\$0.00	\$2,000.00	0.0%	None to date
Checking & Inspection	41203	\$3,000	\$0.00	\$0.00	\$0.00	\$3,000.00	0.0%	None to date
Emergency Funds	48000	\$250,000	\$36,433.26	\$9,322.32	\$45,755.58	\$204,244.42	18.3%	District Staff - Stoppage Response; Two emergencies from Able
Consolidated Election	48001	\$0	\$0.00	\$0.00	\$0.00	\$0.00	0.0%	None this fiscal year
<b>TOTAL OPERATING EXPENSES</b>		<b>\$17,946,197</b>	<b>\$10,284,028.20</b>	<b>\$504,611.89</b>	<b>\$10,788,640.09</b>	<b>\$7,157,556.42</b>	<b>60.1%</b>	
<b>CAPITAL EXPENSES</b>								
District Sewer Capital & Support	46041	\$1,250,000	\$465,005.26	\$96,627.11	\$561,632.37	688,367.63	44.9%	Significant Defect Repair; Pump Station Assessment
District Sewer Capital & Support - VTA	46041	\$4,200,000	\$5,013,632.28	\$2,523.32	\$5,016,155.60	(816,155.60)	119.4%	District Staff
Treatment Plant Capital	46042	\$3,379,003	\$2,150,608.00	\$0.00	\$2,150,608.00	1,228,395.00	63.6%	None this month
Outfall Capital	46042	\$200,000	\$17,265.00	\$0.00	\$17,265.00	182,735.00	8.6%	None this month
District Equipment	46043	\$150,000	\$56,743.13	\$7,102.95	\$63,846.08	86,153.92	42.6%	Two E-One Pumps from Signa Mechanical, one for Serra Pump PS and one for Chiquita PS
Replacement Fund	46044	\$300,000	\$0.00	\$0.00	\$0.00	\$300,000.00	0.0%	
<b>TOTAL CAPITAL EXPENSES</b>		<b>\$9,479,003</b>	<b>\$7,703,253.67</b>	<b>\$106,253.38</b>	<b>\$7,809,507.05</b>	<b>\$1,669,495.95</b>	<b>82.4%</b>	
<b>TOTAL EXPENSES</b>		<b>\$27,425,200</b>	<b>\$17,987,281.87</b>	<b>\$610,865.27</b>	<b>\$18,598,147.14</b>	<b>\$8,827,052.37</b>	<b>67.8%</b>	

**CUPERTINO SANITARY DISTRICT**  
**MONTHLY FINANCIAL REPORT THROUGH JANUARY 2024**  
**7th Month of Operations (58% into FY Operations)**

FISCAL YEAR: July 1, 2023 to June 30, 2024

**REVENUE SUMMARY REPORT**

Account Name	Account Number	BUDGET	Prior Receipts	Current Month Receipts Jan Receipts	Total Amount Received	Remaining Balance to Collect	% Earned To Date	Comments
<b>OPERATING REVENUES</b>								
Service Charges								
Handbilling	31010	\$480,160.00	\$0.00	\$0.00	\$0.00	\$480,160.00	0.0%	None to date
Tax Roll	31010	\$19,632,750.00	\$0.00	\$11,534,557.38	\$11,534,557.38	\$8,098,192.62	58.8%	First Installment for FY23-24
Permit Fees	31020	\$100,000.00	\$48,451.08	\$11,816.46	\$60,267.54	\$39,732.46	60.3%	Twenty-five payments received this month; One hundred thirty-three payments received to date
Connection Fees	31031	\$600,000.00	\$11,034.00	\$0.00	\$11,034.00	\$588,966.00	1.8%	No payment received this month; One payment received to date
Capacity Fees	31032	\$450,000.00	\$5,424.00	\$0.00	\$5,424.00	\$444,576.00	1.2%	No payment received this month; Two payments received to date
Pump Zone Fees	31033	\$20,000.00	\$0.00	\$0.00	\$0.00	\$20,000.00	0.0%	None to date
Checking & Inspection Fees	31040	\$300,000.00	\$44,900.00	\$10,000.00	\$54,900.00	\$245,100.00	18.3%	Twenty-six payments received this month; One hundred forty-three payments received to date
Annexation	32010	\$2,500.00	\$0.00	\$0.00	\$0.00	\$2,500.00	0.0%	None to date
Interest	32050	\$200,000.00	\$231,225.02	\$0.00	\$231,225.02	(\$31,225.02)	115.6%	None this month
City of San Jose Credit(s)	32091	\$500,000.00	\$0.00	\$1,887,302.00	\$1,887,302.00	(\$1,387,302.00)	377.5%	Credit for Capital & O&M FY22-23 Final Billing Adjustment
Legal - Common Interest Group (Tributaries)	32092.1	\$1,404,000.00	\$2,926,155.18	\$0.00	\$2,926,155.18	(\$1,522,155.18)	208.4%	None this month
Legal - Common Interest Group (2% Admin Fees)	32902.2	\$28,000.00	\$58,905.66	\$0.00	\$58,905.66	(\$30,905.66)	210.4%	None this month
Refunds/Reimbursements - Misc.	32091	\$10,000.00	\$426.15	\$327.05	\$753.20	\$9,246.80	7.5%	Quarterly payment for Lateral Loan Program; Refund from AB/JDD for corrected invoice amount
Refunds/Reimbursements - VTA	46041	\$4,200,000.00	\$4,297,536.73	\$1,817,086.55	\$6,114,623.28	(\$1,914,623.28)	145.6%	Payments received for invoices issued to VTA for November thru December services
Lateral Construction	32093	\$15,000.00	\$0.00	\$0.00	\$0.00	\$15,000.00	0.0%	None to date
<b>TOTAL OPERATING REVENUE</b>		<b>\$27,942,410.00</b>	<b>\$7,624,057.82</b>	<b>\$15,261,089.44</b>	<b>\$22,885,147.26</b>	<b>\$5,057,262.74</b>	<b>81.90%</b>	
		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%	Reserve Account
<b>TOTAL OPERATING REVENUE</b>		<b>\$27,942,410.00</b>	<b>\$7,624,057.82</b>	<b>\$15,261,089.44</b>	<b>\$22,885,147.26</b>	<b>\$5,057,262.74</b>	<b>81.90%</b>	

**CASH ACCOUNT SUMMARY**

Date	Operating Fund	Replacement Fund	Comingled Fund	Cal Bank Trust Acct	Loan Balance with interest *	Net Cash
July 31, 2023	\$14,509,668.38	\$3,900,000.00	\$10,609,668.38	\$691,180.19	\$810,984.12	\$16,011,832.68
August 31, 2023	\$14,864,331.97	\$3,900,000.00	\$10,964,331.97	\$703,447.48	\$812,362.81	\$16,380,142.26
September 30, 2023	\$13,321,040.33	\$3,900,000.00	\$9,421,040.33	\$718,176.53	\$813,654.68	\$14,852,871.54
October 31, 2023	\$10,772,401.74	\$3,900,000.00	\$6,872,401.74	\$732,376.85	\$805,078.21	\$12,309,856.79
November 30, 2023	\$9,423,404.17	\$3,900,000.00	\$5,523,404.17	\$745,110.87	\$806,391.34	\$10,974,906.37
December 31, 2023	\$7,933,341.48	\$3,900,000.00	\$4,033,341.48	\$754,768.94	\$714,573.06	\$9,402,683.48
January 31, 2024	\$19,957,519.95	\$3,900,000.00	\$16,057,519.95	\$772,453.30	\$715,881.69	\$21,445,854.93

FOR CAL BANK SUMMARY, SEE ATTACHED DETAIL.

**CALIFORNIA BANK AND TRUST ACCOUNT SUMMARY AS OF 01/31/24**

Cal Bank Activities				Total Interest Earned or Refund Received from CSJ	Interest or Refund Prorated to Loan Balance	Loan Balance w/Interest	Interest or Refund Prorated to \$600K District Savings	District Portion of Savings Balance	Total Savings balance	Checking Acct Balance (Credit Card Payments Received)	TOTAL AT CAL BANK	
No.	Payee	Date	Check Amount			\$10,000,000.00			\$10,000,000.00		\$10,000,000.00	
1001	San Jose	10/16/19	\$2,180,309.00			\$7,819,691.00			\$7,819,691.00		\$7,819,691.00	
1002	San Jose	10/16/19	\$29,515.44			\$7,790,175.56			\$7,790,175.56		\$7,790,175.56	
1003	Tesco	11/20/19	\$17,707.00			\$7,772,468.56			\$7,772,468.56		\$7,772,468.56	
1004	Shape	11/20/19	\$108,814.78			\$7,663,653.78			\$7,663,653.78		\$7,663,653.78	
1005	Tesco	12/18/19	\$169,018.00			\$7,494,635.78			\$7,494,635.78		\$7,494,635.78	
1006	Con Quest	12/18/19	\$385,242.58	\$30,683.35	\$30,683.35	\$7,140,076.55			\$7,140,076.55		\$7,140,076.55	
1007	San Jose	01/15/20	\$6,966,355.00			\$173,721.55			\$173,721.55		\$173,721.55	
Interest through 3/31/20				\$6,823.36	\$6,823.36	\$180,544.91			\$180,544.91		\$180,544.91	
Deposit						\$180,544.91		\$600,000.00	\$780,544.91	\$2,996.28	\$783,541.19	
Balance as of 5/30/2020				\$179.37	\$41.50	\$180,586.41	\$137.87	\$600,137.87	\$780,724.28	\$5,744.81	\$786,469.09	
Balance as of 6/30/2020				\$197.98	\$45.80	\$180,632.21	\$152.18	\$600,290.05	\$780,922.26	\$31,953.57	\$812,875.83	
Balance as of 7/31/2020				\$191.84	\$44.37	\$180,676.58	\$147.47	\$600,437.52	\$781,114.10	\$37,732.75	\$818,846.85	
Balance as of 8/31/2020				\$154.53	\$35.74	\$180,712.33	\$118.79	\$600,556.30	\$781,268.63	\$48,220.05	\$829,488.68	
Balance as of 9/30/2020				\$25.62	\$5.93	\$180,718.25	\$19.69	\$600,576.00	\$781,294.25	\$56,059.22	\$837,353.47	
Balance as of 10/31/2020				\$25.62	\$5.93	\$180,724.18	\$19.69	\$600,595.69	\$781,319.87	\$67,713.45	\$849,033.32	
Balance as of 11/30/2020				\$26.47	\$6.12	\$180,730.30	\$20.35	\$600,616.04	\$781,346.34	\$80,097.89	\$861,444.23	
Balance as of 12/31/2020				\$26.47	\$6.12	\$180,736.42	\$20.35	\$600,636.39	\$781,372.81	\$89,436.48	\$870,809.29	
Balance as of 1/31/2021				\$24.83	\$5.74	\$180,742.17	\$19.09	\$600,655.47	\$781,397.64	\$99,672.14	\$881,069.78	
Balance as of 2/28/2021				\$23.98	\$5.55	\$180,747.71	\$18.43	\$600,673.91	\$781,421.62	\$108,211.86	\$889,633.48	
Balance as of 3/31/2021				\$28.26	\$6.54	\$180,754.25	\$21.72	\$600,695.63	\$781,449.88	\$121,953.35	\$903,403.23	
Balance as of 4/30/2021				\$22.27	\$5.15	\$180,759.40	\$17.12	\$600,712.75	\$781,472.15	\$135,672.77	\$917,144.92	
Balance as of 5/31/2021				\$11.99	\$2.77	\$180,762.18	\$9.22	\$600,721.96	\$781,484.14	\$153,926.10	\$935,410.24	
Deposit - CSJ Refund				\$1,415,647.00	\$926,889.61	\$1,107,651.79	\$488,757.39	\$1,089,479.35	\$2,197,131.14			
Balance as of 6/30/2021				\$20.34	\$10.25	\$1,107,662.04	\$10.09	\$1,089,489.44	\$2,197,151.48	\$168,561.21	\$2,365,712.69	
1008 Voided - CSJ												
Balance as of 7/31/2021				\$36.12	\$18.21	\$1,107,680.25	\$17.91	\$1,089,507.35	\$2,197,187.60	\$190,143.43	\$2,387,331.03	
Balance as of 8/31/2021				\$38.53	\$19.42	\$1,107,699.67	\$19.11	\$1,089,526.46	\$2,197,226.13	\$200,919.93	\$2,398,146.06	
Balance as of 9/30/2021				\$36.12	\$18.21	\$1,107,717.88	\$17.91	\$1,089,544.37	\$2,197,262.25	\$215,257.91	\$2,412,520.16	
1009 Co-Mingled Fund				\$690,453.00								
1010 C2R Engineering				\$49,030.00		(\$49,030.00)	(\$480,000.00)	(\$480,000.00)		(\$210,453.00)		
Balance as of 10/20/2021						\$1,058,687.88		\$609,544.37	\$1,668,232.25	\$4,804.91	\$1,673,037.16	
Balance as of 10/31/2021				\$31.44	\$19.95	\$1,058,707.83	\$11.49	\$609,555.86	\$1,668,263.69	\$25,242.07	\$1,693,505.76	
Balance as of 11/30/2021				\$29.25	\$18.56	\$1,058,726.40	\$10.69	\$609,566.54	\$1,668,292.94	\$38,319.76	\$1,706,612.70	
Balance as of 12/31/2021				\$28.34	\$17.99	\$1,058,744.38	\$10.35	\$609,576.90	\$1,668,321.28	\$55,958.38	\$1,724,279.66	
Balance as of 1/31/2022				\$28.34	\$17.99	\$1,058,762.37	\$10.35	\$609,587.25	\$1,668,349.62	\$65,691.28	\$1,734,040.90	
Balance as of 2/28/2022				\$25.60	\$16.25	\$1,058,778.61	\$9.35	\$609,596.61	\$1,668,375.22	\$85,965.01	\$1,754,340.23	
Balance as of 3/31/2022				\$28.34	\$17.99	\$1,058,796.60	\$10.35	\$609,606.96	\$1,668,403.56	\$106,346.21	\$1,774,749.77	
Balance as of 4/30/2022				\$26.51	\$16.82	\$1,058,813.42	\$9.69	\$609,616.65	\$1,668,430.07	\$119,004.80	\$1,787,434.87	
Balance as of 5/31/2022				\$29.25	\$18.56	\$1,058,831.98	\$10.69	\$609,627.34	\$1,668,459.32	\$132,240.88	\$1,800,700.20	
Balance as of 6/30/2022				\$43.43	\$27.56	\$1,058,859.55	\$15.87	\$609,643.20	\$1,668,502.75	\$152,439.62	\$1,820,942.37	
Balance as of 7/31/2022				\$100.11	\$63.53	\$1,058,923.08	\$36.58	\$609,679.78	\$1,668,602.86	\$160,603.56	\$1,829,206.42	
Balance as of 8/31/2022				\$226.30	\$143.61	\$1,059,066.69	\$82.69	\$609,762.47	\$1,668,829.16	\$177,243.27	\$1,846,072.43	
Balance as of 9/30/2022				\$205.76	\$130.58	\$1,059,197.27	\$75.18	\$609,837.65	\$1,669,034.92	\$191,995.18	\$1,861,030.10	
Balance as of 10/31/2022				\$212.64	\$134.94	\$1,059,332.22	\$77.70	\$609,915.34	\$1,669,247.56	\$206,913.12	\$1,876,160.68	
1011 C2R Engineering, Inc.				\$54,058.43						(\$54,058.43)		
Balance as of 11/30/2022				\$205.81	\$130.61	\$1,059,462.83	\$75.20	\$609,990.54	\$1,669,453.37	\$161,065.57	\$1,830,518.94	
Balance as of 12/31/2022				\$205.84	\$130.63	\$1,059,593.46	\$75.21	\$610,065.75	\$1,669,659.21	\$174,390.82	\$1,844,050.03	
1012 C2R Engineering, Inc.				\$42,585.13						\$42,585.13		
Balance as of 1/31/2023				\$188.72	\$119.76	\$1,059,724.08	\$68.96	\$610,134.71	\$1,669,858.79	\$143,543.68	\$1,813,402.47	
Balance as of 2/28/2023				\$192.16	\$121.95	\$1,059,846.03	\$70.21	\$610,204.92	\$1,670,050.95	\$154,920.07	\$1,824,971.02	
Balance as of 3/31/2023				\$265.40	\$168.43	\$1,060,014.46	\$96.97	\$610,301.89	\$1,670,316.35	\$170,416.91	\$1,840,733.26	
1013 C2R Engineering, Inc.				\$137,280.63						\$137,280.63		
Balance as of 4/30/2023				\$530.92	\$336.93	\$1,060,351.39	\$193.99	\$610,495.88	\$1,670,847.27	\$41,204.88	\$1,712,052.15	
Balance as of 5/31/2023				\$1,992.43	\$1,264.43	\$1,061,615.83	\$728.00	\$611,223.88	\$1,672,839.70	\$53,061.30	\$1,725,901.00	
Balance as of 6/30/2023				\$2,752.06	\$1,746.51	\$1,063,362.34	\$1,005.55	\$612,229.43	\$1,675,591.76	\$70,597.45	\$1,746,189.21	
Transfer for 11/16/2022 C2R Engineering						(\$54,058.43)				\$54,058.43		
Transfer for 1/30/2023 C2R Engineering						(\$42,585.13)				\$42,585.13		
Transfer for 4/5/2023 C2R Engineering						(\$137,280.63)				\$137,280.63		
Total \$254K transferred from Loan bal. to checking						(\$20,075.81)				\$20,075.81		
1014 Check to CuSD Commingled Account										(\$254,000.00)		
Balance as of 7/31/2023				\$2,848.55	\$1,621.78	\$809,362.34	\$1,226.77	\$613,456.20	\$1,424,440.31	\$70,597.45	\$1,502,164.30	
Balance as of 8/31/2023				\$2,421.59	\$1,378.70	\$812,362.81	\$1,042.89	\$614,499.09	\$1,426,861.90	\$88,948.39	\$1,515,810.29	
Balance as of 9/30/2023				\$2,269.08	\$1,291.87	\$813,654.68	\$977.21	\$615,476.30	\$1,429,130.98	\$102,700.23	\$1,531,831.21	
Transfer for 10/18/2023 pmt. to Conquest						(\$10,000.00)				\$10,000.00		
1015 Conquest Contractor				\$10,000.00						(\$10,000.00)		
Balance as of 10/31/2023				\$2,500.33	\$1,423.53	\$803,654.68	\$1,076.80	\$616,553.11	\$1,421,631.31	\$115,823.74	\$1,537,455.05	
Balance as of 11/30/2023				\$2,318.77	\$1,313.13	\$806,391.34	\$1,005.64	\$617,558.75	\$1,423,950.08	\$127,552.12	\$1,551,502.20	
Transfer for 10/18/2023 pmt. to Conquest						(\$93,032.00)				\$93,032.00		
1016 Conquest Contractor				\$93,032.00		\$713,359.34				(\$93,032.00)		
Balance as of 12/31/2023				\$2,264.45	\$1,213.72	\$714,573.06	\$1,050.73	\$618,609.47	\$1,333,182.53	\$136,159.47	\$1,469,342.00	
Balance as of 1/31/24				\$2,441.51	\$1,308.63	\$715,881.69	\$1,132.88	\$619,742.36	\$1,335,624.04	152,710.94	\$1,488,334.98	
<b>TOTAL OR BALANCE AMOUNT</b>				<b>\$10,933,400.99</b>	<b>\$1,478,636.98</b>	<b>\$978,894.62</b>	<b>\$715,881.69</b>	<b>\$19,742.36</b>	<b>\$619,742.36</b>	<b>\$1,335,624.04</b>	<b>\$152,710.94</b>	<b>\$1,488,334.98</b>

**CUPERTINO SANITARY DISTRICT  
WARRANTS PAYABLE - February 21, 2024**

<u>WARRANT NUMBER</u>	<u>FUND</u>	<u>AMOUNT</u>	<u>PAYEE</u>	<u>DESCRIPTION</u>	
N/A	M&O	\$ 880.62	ADP	Directors' Salary	
19862	M&O	\$ 1,181.20	Dooley Insurance Services	Insurance - Group Life & Dental	
19863	M&O	\$ 545.00	CWEA	Memberships	
19864	M&O	\$ 100.00	SCC Special District Association	Memberships	
N/A	M&O	\$ 257.58	CalBank Credit Card Processing Fees	Operating Exp. - Credit Card Processing Fees	
19865	M&O	\$ 392,933.26	Mark Thomas	Office Rent	400.00
				Operating Expenses - General	23.23
				Management Services	36,131.24
				SSMP Cert Update and Implementation	4,500.64
				Engineering Services	90,926.01
				Peak Flow Reduction	5,063.48
				Plan Checking & Inspection	12,004.06
				Repairs	3,369.44
				Repairs (Pump Stations)	811.42
				Maintenance	124,859.80
				Maintenance (Pump Stations)	32,749.51
				Travel & Meetings (Staff)	516.86
				Utilities (Pump Stations)	1,052.70
				Emergency Funds	2,974.44
				District Sewer Capital & Support	75,027.11
				District Sewer Capital & Support - VTA	2,523.32
19866	M&O	\$ 3,200.00	Richard Tanaka	Legal - Consultant Services	
19867	M&O	\$ 3,705.48	Armento & Hynes	Legal - District Counsel	3,078.00
				Travel & Meetings - Staff	627.48
19868	M&O	\$ 530.14	Grainger	Maintenance	225.04
				Maintenance (Pump Stations)	305.10
19869	M&O	\$ 204.74	Home Depot	Maintenance	
19870	M&O	\$ 6,787.76	Pioneer Research Corporation	Maintenance (Pump Stations)	
19871	M&O	\$ 26,299.35	RotoRooter	Maintenance	
19872	M&O	\$ 76,553.00	AB/JDD Plumbing Heating & AC	Maintenance	
19873	M&O	\$ 60,790.46	Able Underground Construction	Maintenance	54,442.58
				Emergency Funds	6,347.88
19874	M&O	\$ 771.92	Angela Chen	Travel & Meetings - BOD	
19875	M&O	\$ 762.49	Taghi Saadati	Travel & Meetings - BOD	
19876	M&O	\$ 6,582.01	PG&E	Utilities (Pump Stations)	
19877	M&O	\$ 77.31	City of Santa Clara Utilities	Utilities (Pump Stations)	
19878	M&O	\$ 21,600.00	City of Saratoga	District Sewer Capital & Support	
19879	M&O	\$ 14,604.97	Imperium First Consulting	District Sewer Capital & Support - VTA	
19880	M&O	\$ 7,102.95	Signa Mechanical	District Equipment	

**TOTAL WARRANTS**      **\$ 625,470.24**

\$ (14,604.97) Replacement for Lost Check (previous month expense)

\$ 610,865.27 Current Month Expenses

<b>Pk Flow Red. Total:</b>	\$ 5,063.48	District Staff
<b>Maintenance Total:</b>	\$ 322,426.88	District Staff, Grainger, Home Depot, Pioneer RotoRooter, ABLE, AB/JDD
<b>Utilities Total:</b>	\$ 7,712.02	PG&E, City of Santa Clara Utilities, Internet, Cellphones
<b>Emergency Total:</b>	\$ 9,322.32	District Staff, Able
<b>Pump Station Portion:</b>	\$ 48,365.81	District Staff, Grainger, Pioneer Utilities (all Pump Stations)
<b>VTA Portion:</b>	\$ 2,523.32	District Staff

**EMERGENCY DETAILS:**

**Able** - Two emergencies this month  
**AB/JDD Plumbing** - No emergencies this month  
**Roto-Rooter** - No emergencies this month



*Environmental Services Department*

February 7, 2024

RECEIVED

FEB 13 2024

CUPERTINO  
SANITARY DISTRICT

TO: Tributary Agencies

SUBJECT: FY 2024-25 Regional Wastewater Facility (RWF) Capital Cost Allocation

Attached is the RWF Capital Agency Cost Allocation for FY 2024-25. The cost allocation is based on the agencies' RWF capacity rights and is intended to serve as the basis for the estimated quarterly billings for fiscal year 2024-25.

The cost allocation is submitted for your use in preparing your FY2024-25 budget. Although these costs are preliminary, they are not anticipated to differ materially from the final proposed budget which will be submitted to the Treatment Plant Advisory Committee and to the San Jose City Council for adoption.

If you have any questions, please call me at 408-975-2599 or Lillian Nguyen at 408-975-2567.

Sincerely,

Laura Burke  
ESD Principal Accountant  
The City of San Jose

**CITY OF SAN JOSE  
ENVIRONMENTAL SERVICES DEPARTMENT  
SAN JOSE - SANTA CLARA  
REGIONAL WASTEWATER FACILITY (RWF)**

**CAPITAL COST ALLOCATION  
FISCAL YEAR 2024-25**

Allocation of capital project costs is governed by the provisions of the Master Agreements for Wastewater Treatment, which require that these costs be allocated proportionally to the agencies based on their treatment plant capacity rights. Accordingly, the attached tables distribute the estimated FY 2024-25 capital project costs to the agencies based on their capacity rights in the 167 MGD plant.

**TABLE 1 TRIBUTARY AGENCY COST ALLOCATION.**

Table 1 contains each agency's share of FY 2024-25 capital project costs. Each agency's cost sharing percentage is a function of two sets of parameters including an agency's capacity percent of the overall RWF capacity (Table 4) and the RWF capacity investment percentage associated with each flow and wastewater strength parameter (Table 5).

**TABLE 2 FY 2024-25 ESTIMATED CAPITAL PROJECT COSTS.**

Table 2 lists the projects for which the agencies will be charged in FY 2024-25.

**TABLE 3 ALLOCATION OF CAPITAL COSTS.**

Table 3 contains the cost allocation to the agencies based on capacity rights in the 167 MGD plant.

**TABLE 4 CAPACITY ALLOCATIONS.**

Table 4 contains each agency's capacity percent of the overall RWF capacity. These percentages are the basis for allocating capital costs to the agencies on Table 3.

**TABLE 5 SUMMARY OF DISTRIBUTION OF CAPITAL COSTS TO PARAMETERS.**

This table contains the percentages for distributing total capital costs to treatment parameters on Table 3.

TABLE 1 (Page 1 of 2)

## SAN JOSE - SANTA CLARA REGIONAL WASTEWATER FACILITY

TOTAL PROJECTS FROM TABLE 2  
 AGENCY COST ALLOCATION (1)  
 FISCAL YEAR 2024-25

AGENCY	TOTAL COST (rounded)	ESTIMATED SHARING RATIOS OF FY24-25 CIP BUDGET (2)
City of San Jose	38,315,600	64.773%
City of Santa Clara	9,492,200	16.047%
Subtotal	\$47,807,800	80.819%
West Valley Sanitation District	3,869,300	6.541%
Cupertino Sanitary District	2,547,100	4.306%
City of Milpitas	4,467,200	7.552%
County Sanitation District 2-3	323,900	0.548%
Burbank Sanitary District	138,700	0.234%
Total	\$59,154,000	100.000%

Notes: (1) This cost allocation will serve as the basis for estimated quarterly billings in FY 2024-25.

(2) Composite of Weighted-average sharing ratios and Project-specific sharing ratios.

TABLE 1 (Page 2 of 2)

SAN JOSE - SANTA CLARA REGIONAL WASTEWATER FACILITY

SUMMARY OF TRIBUTARY AGENCY COST SHARING RATIOS (1)  
FISCAL YEAR 2024-25

AGENCY	<u>WEIGHTED - AVERAGE ALLOCATION (2)</u>		<u>PROJECT - SPECIFIC ALLOCATION (3)</u>				<u>ALL PROJECT ALLOCATION</u> (Estimated Shares of FY 24-25 CIP Budget)	
	%	Cost Share	Digested Sludge Dewatering Facility		TOTAL PROJECT-SPECIFIC ALLOC.		%	Cost Share
			%	Cost Share	%	Cost Share		
San Jose	64.577%	36,309,800	68.531%	2,005,914	68.531%	2,005,914	64.773%	38,315,714
Santa Clara	15.998%	8,995,200	16.978%	496,952	16.978%	496,952	16.047%	9,492,152
Subtotal	80.575%	\$45,305,000	85.510%	\$2,502,866	85.510%	\$2,502,866	80.819%	\$47,807,866
WVSD	6.597%	3,709,200	5.470%	160,113	5.470%	160,113	6.541%	3,869,313
CUSD	4.362%	2,452,700	3.226%	94,437	3.226%	94,437	4.306%	2,547,137
Milpitas	7.673%	4,314,300	5.224%	152,895	5.224%	152,895	7.552%	4,467,195
CSD2-3	0.555%	312,000	0.404%	11,831	0.404%	11,831	0.547%	323,831
Burbank SD	0.238%	133,800	0.166%	4,859	0.166%	4,859	0.234%	138,659
<b>TOTAL</b>	<b>100%</b>	<b>\$56,227,000</b>	<b>100%</b>	<b>\$2,927,000</b>	<b>100%</b>	<b>\$2,927,000</b>	<b>100%</b>	<b>\$59,154,000</b>

Notes:

(1) See Table 2 for the listing of capital project costs to be billed in FY24-25.

(2) Participation ratios based on Agencies' contractual capacities and rolling weighted average parameter percentages contained in Form 8A of the FY24-25 Revenue Program or Table 5.

(3) Participation ratios on Agencies' contractual capacities and the parameter allocations from Capital Project Cost Allocations Technical Memorandum, Carollo Engineers, March 2016, p. 8





TABLE 3 (Page 1 of 3)

SAN JOSE - SANTA CLARA REGIONAL WASTEWATER FACILITY  
ALLOCATION OF CAPITAL COSTS - ALL PROJECTS (rounded)  
FISCAL YEAR 2024-25

AGENCY	FLOW \$	BOD \$	SS \$	NH3 \$	TOTAL \$	PERCENT SHARE OF TOTAL COST
San Jose	26,234,900	6,057,300	4,340,000	1,683,400	38,315,600	64.773%
Santa Clara	6,499,300	1,500,700	1,075,000	417,200	9,492,200	16.047%
Subtotal	32,734,200	7,558,000	5,415,000	2,100,600	47,807,800	80.819%
West Valley S.D.	2,905,200	463,900	355,700	144,500	3,869,300	6.541%
Cupertino	1,950,000	266,600	213,500	117,000	2,547,100	4.306%
Milpitas	3,539,500	441,900	340,200	145,600	4,467,200	7.552%
C.S.D. No. 2-3	249,600	33,700	26,500	14,100	323,900	.548%
Burbank	99,500	13,000	11,000	15,200	138,700	.234%
<b>TOTAL</b>	<b>41,478,000</b>	<b>8,777,100</b>	<b>6,361,900</b>	<b>2,537,000</b>	<b>59,154,000</b>	<b>100.000%</b>

Note: Process related facilities and equipment that cost in excess of \$2 million shall be allocated to treatment parameter based on engineering design. Capital costs that are less than \$2 million and/or are not process related shall be allocated to treatment parameters using the percentages contained in the most current Revenue Program Form 8A Form 8A or Table 5.

TABLE 3 (Page 2 of 3)

SAN JOSE - SANTA CLARA REGIONAL WASTEWATER FACILITY  
 ALLOCATION OF CAPITAL COSTS - Projects Costing Less Than \$2 Million and/or Not Process-Related (rounded)  
 FISCAL YEAR 2024-25

AGENCY	FLOW \$	BOD \$	SS \$	NH3 \$	TOTAL \$	PERCENT SHARE OF TOTAL COST
San Jose	26,234,900	5,249,500	3,142,000	1,683,400	36,309,800	64.577%
Santa Clara	6,499,300	1,300,500	778,200	417,200	8,995,200	15.998%
Subtotal	32,734,200	6,550,000	3,920,200	2,100,600	45,305,000	80.575%
West Valley S.D.	2,905,200	402,000	257,500	144,500	3,709,200	6.597%
Cupertino	1,950,000	231,100	154,600	117,000	2,452,700	4.362%
Milpitas	3,539,500	382,900	246,300	145,600	4,314,300	7.673%
C.S.D. No. 2-3	249,600	29,200	19,100	14,100	312,000	.555%
Burbank	99,500	11,200	7,900	15,200	133,800	.238%
<b>TOTAL</b>	<b>41,478,000</b>	<b>7,606,400</b>	<b>4,605,600</b>	<b>2,537,000</b>	<b>56,227,000</b>	<b>100.000%</b>

Note: Total Capital Costs of \$56,227,000 were allocated to the treatment parameters using the following rolling weighted-average percentages contained in Table 5 or Form 8A of the FY24-25 Revenue Program:

FLOW	BOD	SS	NH3
73.769%	13.528%	8.191%	4.512%

The total cost for each treatment parameter is then reallocated to the agencies using the percentages contained in Table 4.

TABLE 3 (Page 3 of 3)

SAN JOSE - SANTA CLARA REGIONAL WASTEWATER FACILITY  
 ALLOCATION OF CAPITAL COSTS - Process-related Facilities And Equipments That Cost In Excess Of \$2 Million (rounded)

FISCAL YEAR 2024-25

AGENCY	FLOW \$	BOD \$	SS \$	NH3 \$	TOTAL \$	PERCENT SHARE OF TOTAL COST
San Jose	0	807,800	1,198,000	0	2,005,800	68.528%
Santa Clara	0	200,200	296,800	0	497,000	16.980%
Subtotal	0	1,008,000	1,494,800	0	2,502,800	85.507%
West Valley S.D.	0	61,900	98,200	0	160,100	5.470%
Cupertino	0	35,500	58,900	0	94,400	3.225%
Milpitas	0	59,000	93,900	0	152,900	5.224%
C.S.D. No. 2-3	0	4,500	7,400	0	11,900	.407%
Burbank	0	1,800	3,100	0	4,900	.167%
TOTAL	0	1,170,700	1,756,300	0	2,927,000	100.000%

Note: The Process-related project costs of \$2,927,000 are allocated to treatment parameters on project-specific basis in the fiscal year following start of engineering design (Capital Project Cost Allocations Technical Memorandum, Carollo Engineers, March 2016, p. 8)

TABLE 4

SAN JOSE - SANTA CLARA REGIONAL WASTEWATER FACILITIES  
CAPACITY ALLOCATION (1)  
AGENCIES' CAPACITY PERCENTS OF THE OVERALL RWF CAPACITIES  
FISCAL YEAR 2024-25

167 MGD PLANT

AGENCY	FLOW		BOD		SS		NH3	
	MGD	%	Klbs/Day	%	Klbs/Day	%	Klbs/Day	%
San Jose (2)	105.629	63.251%	373.347	69.009%	331.517	68.213%	32.916	66.362%
Santa Clara (2)	26.168	15.669%	92.493	17.097%	82.130	16.899%	8.155	16.442%
Subtotal	131.797	78.920%	465.840	86.106%	413.647	85.112%	41.071	82.804%
West Valley S.D. (3) & (5)	11.697	7.004%	28.611	5.289%	27.173	5.591%	2.825	5.696%
Cupertino (6)	7.850	4.701%	16.419	3.035%	16.299	3.354%	2.287	4.611%
Milpitas (5) (6)	14.250	8.533%	27.249	5.037%	25.990	5.348%	2.847	5.740%
C.S.D. No. 2-3 (4)	1.006	0.602%	2.066	0.382%	2.038	0.419%	0.273	0.550%
Burbank	0.400	0.240%	0.815	0.151%	0.853	0.176%	0.297	0.599%
TOTAL (1)	167.000	100.000%	541.000	100.000%	486.000	100.000%	49.600	100.000%

(1) SOURCE: Master Agreements for wastewater treatment between San Jose/Santa Clara and Agencies (Revised 9/85).

(2) San Jose and Santa Clara share cost and capacity between themselves proportionally based on assessed valuations in accordance with their 1959 Agreement.

(3) Reflects transfers of West Valley S.D. capacities to San Jose & Santa Clara resulting from annexations and detachments.

(4) Agency's estimated discharge capacity as reported in its FY 2024-25 Revenue Program Report.

(5) Reflects sale of capacities from West Valley S.D. to Milpitas - July 1, 2006

(6) Reflects sale of capacities from Cupertino to Milpitas - January 1, 2009

TABLE 5 (Page 1 of 2)

**SAN JOSE - SANTA CLARA REGIONAL WASTEWATER FACILITIES  
SUMMARY of DISTRIBUTION of CAPITAL COST to PARAMETERS - ROLLING WEIGHTED AVERAGE  
For Capital Projects Costing Less Than \$2 Million and/or Not Process-Related**

FACILITIES	FLOW	BOD	SS	NH3	TOTAL
Primary & Secondary	Percent	42.441%	18.833%	0.000%	100%
	Cost	\$26,176,800	\$11,615,800	\$0	\$61,678,000
AWTF	Percent	74.111%	1.451%	23.095%	100%
	Cost	\$49,149,000	\$962,300	\$15,316,200	\$66,318,100
Inter. Term Improvements	Percent	25.125%	26.185%	6.500%	100%
	Cost	\$21,741,100	\$22,657,900	\$5,624,100	\$86,530,200
First Stage Expansion	Percent	84.284%	10.215%	0.000%	100%
	Cost	\$22,900,000	\$2,775,500	\$0	\$27,170,000
South Bay Water Recycling (phases 1A & 1B)	Percent	100.000%	0.000%	0.000%	100%
	Cost	\$215,535,300	\$0	\$0	\$215,535,300
Plant Master Plan - Cumulative Addition of New or Rehabilitated Assets	Percent	77.227%	7.111%	3.918%	100%
	Cost	\$39,989,255	\$3,682,139	\$2,028,552	\$51,781,299
Total Original Cost	Percent (2)	73.769%	8.191%	4.512%	100%
	Cost	\$375,491,454	\$41,693,639	\$22,968,852	\$509,012,899
Estimated Replacement Cost (June 2023) (1)	Percent	73.769%	8.191%	4.512%	100%
	Cost	\$1,607,588,000	\$178,499,800	\$98,326,400	\$2,179,218,900

(1) The original cost of the facilities was escalated to June 2023 replacement value using the ENR (San Francisco) construction cost index. The June 2023 value is the current value of 'excess pooled capacity' contained in the Master Agreements for wastewater treatment between San Jose/Santa Clara and Agencies.

(2) These are the rolling weighted-average percentages used to allocate the current year capital costs to treatment parameters for projects costing less than \$2 million and/or not process-related AND for process-related projects costing over \$2 million in planning phase.





CALIFORNIA ALLIANCE FOR SEWER SYSTEM EXCELLENCE

**CASSE Teleconference Agenda • February 14, 2024 • 1:00 pm – 2:00 pm**

[Join Teams Meeting](#)

- 1. Introductions/Attendance**
- 2. WDR Update**
  - a. Discuss any recent updates and how agencies are responding to the changes.
- 3. Electric Vehicles and Infrastructure**
  - a. Recap of January 17 CARB Advanced Clean Fleets - State and Local Government Agency Fleet Training Webinar.
  - b. Discuss any recent updates and how agencies are responding to the new regulations.
- 4. CMMS Demonstration**
  - a. Costa Mesa Sanitary District to demonstrate their CMMS.
- 5. Next General Meeting**
  - a. Location: Southern California; request for volunteers to host.
  - b. When: Summer 2024
- 6. Recent Requests for Information**
  - a. Wet Well Lining – Truckee Sanitary District: Has anyone had success with lining a wet well (concrete) that is actively leaking (groundwater) with either epoxy or fiberglass? If so, would you be willing to share your experience and contractor?
- 7. Wrap up**
  - a. Topics for the next meeting
  - b. Action Items Recap
  - c. Next Teleconference – March 13, 2024





# Memo

Item 8A

**To: Board of Directors**

**From: Benjamin Porter, District Manager-Engineer**

**Date: February 21, 2024**

**Re: Via Regina Lift Station Bypass Connection Bid Opening Results**

***Background:***

During the December 2023 Board Meeting, the Board reviewed the initial engineering estimate and proposed scope for the Via Regina Lift Station Bypass Connection.

Bids for the Via Regina Lift Station Bypass Connection project was opened on Wednesday, February 07, 2024. Two bids were received, with Able Construction emerging as the lowest apparent bidder. A summary of the two bids and the Engineer's estimate is provided below.

The following table provides the summary of the Bids received.

<b>Contractor Name</b>	<b>Bid Amount (\$)</b>
CuSD Engineer's Estimate	\$94,550.00
Able Construction Group, Inc.	\$100,088.86
Golden Bay Construction, Inc.	\$134,610.00

***Recommendation:***

Given that Able Construction Group, Inc. has submitted the lowest bid, staff has thoroughly reviewed the bid invitation documents. Their proposed Bid price is 5.86% higher than the Engineering Estimate. Accordingly, Staff recommend that the Board approve the contract and award it to Able Construction Group, Inc. Additionally, it is recommended to approve an additional 10% of the approved bid as a contingency fund.

***Attached:***

- 1) Bid Comparison
- 2) Able Construction Group, Inc. – Bid Submission
- 3) Golden Bay Construction, Inc. – Bid Submission

# **Attachment 1 – Bid Comparison**

Via Regina Lift Station Bypass Connection Project at Via Regina Lift Station and along Via Regina, Saratoga, CA 95070					Engineer Estimate		Able Construction		Golden Bay	
Bid Item	Description	Unit	Quantity	Unit Cost	Total	Unit Cost	Total	Unit Cost	Total	
	<b>General</b>									
1	Traffic Control	LS	1	\$3,000	\$3,000	\$12,000	\$12,000	\$3,150	\$3,150	
2	Mobilization & Demobilization	LS	1	\$5,000	\$5,000		\$0	\$3,675	\$3,675	
3	Erosion Control and Water Pollution Control	LS	1	\$2,000	\$2,000	\$1,200	\$1,200	\$1,260	\$1,260	
	<b>General Subtotal</b>				<b>\$10,000</b>		<b>\$13,200</b>		<b>\$8,085</b>	
	<b>Civil Sitework and Underground</b>									
4	Greenlee 5660LH Half-Storage/Half Cabinet Box & Installation	LS	1	\$5,000	\$5,000	\$2,684	\$2,684	\$5,775	\$5,775	
5	Removable Bollards & Installation	Each	5	\$1,000	\$5,000	\$2,500	\$12,500	\$1,260	\$6,300	
6	Jensen 4848x48 Load Level 4 Assy Vault & Traffic Rated Steel Cover	Each	2	\$7,500	\$15,000	\$7,454	\$14,907	\$12,600	\$25,200	
7	Bypass Connection -- Fittings & Valves (INCL. Tee, HDPE to FLG Adapter, Elbow, GVs, Fire Hose Quick Connect)	Each	2	\$8,775	\$17,550	\$9,265	\$18,530	\$21,525	\$43,050	
8	Excavation, Vault Installation, Bypass Connection & Tie-In, Pavement & Landscape Restoration	Each	2	\$21,000	\$42,000	\$19,134	\$38,268	\$23,100	\$46,200	
	<b>Civil Sitework and Underground Subtotal</b>				<b>\$84,550</b>		<b>\$86,889</b>		<b>\$126,525</b>	
	<b>Subtotal</b>				<b>\$94,550</b>		<b>\$100,089</b>		<b>\$134,610</b>	
<b>Bid Subtotal Difference from Engineer's Estimate</b>								<b>5.86%</b>		<b>42.37%</b>

**Attachment 2**  
**Able Construction Group, Inc. Bid Documents**

DISTRICT MANAGER-ENGINEER  
MARK THOMAS & COMPANY, INC.  
BENJAMIN T. PORTER, P.E.

DISTRICT COUNSEL  
ARMENTO AND HYNES, LLP  
MARC HYNES



20863 STEVENS CREEK BOULEVARD, SUITE 100  
CUPERTINO, CALIFORNIA 95014-2154  
PHONE (408) 253-7071 • FAX (408) 253-5173  
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BOARD OF DIRECTORS  
WILLIAM A. BOSWORTH  
PATRICK S. KWOK  
ANGELA S. CHEN  
TAGHI S. SAADATI  
DAVID A. DOYLE

Submitted by: Able Construction Group Inc.  
Full Contractor Name  
1020 Ruff Drive, San Jose, Ca 95110  
Full Address City State ZIP  
(408) 377-9990 rochelle@ablesewer.com / glen@ablesewer.com  
Phone No. E-mail Contact

**1. OFFER**

Having examined the Place of the Work and all matters referred to in the Instructions to Bidders, Bid Forms, Plans prepared by the Engineer for the above-mentioned project, we, the undersigned, hereby offer to enter into a Contract to perform the work for the Unit Prices listed in this bid form in lawful money of the United States of America.

We have included:

- **Security Bid Bond:** Bids shall be accompanied by a Bid Bond that equals the sum of no less than ten percent (10%) of the Bid Price on standard surety company form.
- All applicable Federal, State, and Local taxes are included in the Unit Prices
- All Contingency Allowances described herein – Price and Payment Procedures are included in the Bid Prices.

**2. ACCEPTANCE**

This offer shall be open to acceptance and is irrevocable for fifteen (15) business days from the bid opening date. If this bid is accepted by the District within the time period stated above, the District Manager will issue Notice to Proceed.

**3. CONTRACT TIME**

If this Bid is accepted, we will:

- Complete the Work in **eighty (80) working days** (16 weeks) from Notice to Proceed.

DISTRICT MANAGER-ENGINEER  
 MARK THOMAS & COMPANY, INC.  
 BENJAMIN T. PORTER, P.E.

DISTRICT COUNSEL  
 ARMENTO AND HYNES, LLP  
 MARC HYNES



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 TAGHI S. SAADATI  
 DAVID A. DOYLE

**4. UNIT PRICES**

The following are Unit Prices for Bid Items for the Work as listed.

<b>Via Regina Bypass Connection Project at Via Regina Lift Station and along Via Regina, Saratoga, CA 95070</b>					
Bid Item	Description	Unit	Quantity	Unit Cost	Total
1	Traffic Control	LS	1	\$12,000.00	\$12,000.00
2	Mobilization & Demobilization	LS	1	\$0.00	\$ 0.00
3	Erosion Control and Water Pollution Control	LS	1	\$1,200.00	\$ 1,200.00
4	Greenlee 5660LH Half-Storage/Half Cabinet Box and Installation	LS	1	\$ 2,684.00	\$ 2,684.00
5	Removable Bollards and Installation	Each	5	\$ 2,500.00	\$12,500.00
6	Jensen 4848x48 Load Level 4 Assy - Vault 4848x48 Rect. Bottom Section Sump - Traffic Rated Steel Cover CAS2-4848-AD4-DP-G-OH06 - (Jensen Part Numbers: 200052411 & 200030151)	Each	2	\$7,453.50	\$14,907.00
7	Bypass Connection -- Fittings & Valves INCL. HDPE to FLG Adapter (2), Tee (1), Elbow (1), GVs (2), Fire Hose Quick Connect (1)	Each	2	\$9,265.16	\$18,530.32
8	Excavation, Vault Installation, Bypass Connection, Tie-In, and Pavement & Landscape Restoration	Each	2	\$19,133.77	\$38,267.54

Via Regina Bypass Connection Project Total Bid: \$ 100,088.86

Contractor Initials: \_\_\_\_\_

DISTRICT MANAGER-ENGINEER  
MARK THOMAS & COMPANY, INC.  
BENJAMIN T. PORTER, P.E.

DISTRICT COUNSEL  
ARMENTO AND HYNES, LLP  
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DAVID A. DOYLE

5. BID FORM SIGNATURES

The Corporate Seal of

*Able Construction Group Inc.*

(Bidder - print the full name of your firm)

was hereunto affixed in the presence of:

..... President  
(Authorized signing officer) (Title) (Seal)

.....  
(Authorized signing officer) (Title) (Seal)

=====  
- Enclosures:

- o CuSD Engineering Plans,
- o Via Regina Road and Lift Station As-Builts





Liberty Mutual Surety
Attention: LMS Claims
P.O. Box 34526
Seattle, WA 98124
Phone: 206-473-6210
Fax: 866-548-6837
Email: HOSCL@libertymutual.com
www.LibertyMutualSuretyClaims.com

The Ohio Casualty Insurance Company
BID OR PROPOSAL BOND

KNOW ALL MEN BY THESE PRESENTS, That we, Able Construction Group, Inc

of 1020 Ruff Drive, San Jose, CA 95110

(hereinafter called the Principal) as Principal, and The Ohio Casualty Insurance Company, with its principal office in the City of Boston, Massachusetts (hereinafter called the Surety), as Surety, are held and firmly bound unto Via Regina Lift Station Bypass Connection

of (hereinafter called the Obligee) in the penal sum of Ten Percent of Bid Amount Dollars 10% lawful money of

the United States, for the payment of which sum well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns.

THE CONDITION OF THIS OBLIGATION IS SUCH, that whereas, the Principal has submitted the accompanying bid dated February 7, 2024 for Via Regina Lift Station Bypass Connection

NOW, THEREFORE, if the Obligee shall make any award according to the terms of said bid and the Principal shall enter into a contract with said Obligee in accordance with the terms of said bid and give bond for the faithful performance thereof within the time specified; or if no time is specified within thirty days after the date of said award; or if the Principal shall, in the case of failure so to do, indemnify the Obligee against any loss the Obligee may suffer directly arising by reason of such failure, not exceeding the penalty of this bond, then this obligation shall be null and void; otherwise to remain in full force and virtue.

Signed, sealed and dated: February 7, 2024

Able Construction Group, Inc
Principal

By:

[Handwritten signature]

The Ohio Casualty Insurance Company

By:

[Handwritten signature]

Mark Veyser, Attorney-in-Fact

(Attorney-in-fact)







This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

Certificate No: 8205711-980101

POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Dmitry Lazarev; Mahmuddjan Ischanov; Mark Veytser

all of the city of San Jose state of CA each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 7th day of June, 2021.



Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

By: David M. Carey, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

State of PENNSYLVANIA
County of MONTGOMERY

On this 7th day of June, 2021 before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at King of Prussia, Pennsylvania, on the day and year first above written.



Commonwealth of Pennsylvania - Notary Seal
Teresa Pastella, Notary Public
Montgomery County
My commission expires March 26, 2025
Commission number 1126044
Member, Pennsylvania Association of Notaries

By: Teresa Pastella, Notary Public

For bond and/or Power of Attorney (POA) verification inquiries, please call 610-832-8240 or email HOSUR@libertymutual.com.

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV - OFFICERS: Section 12. Power of Attorney.

Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation - The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization - By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 7th day of February, 2024.



By: Renee C. Llewellyn, Assistant Secretary

## ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California  
County of Santa Clara )

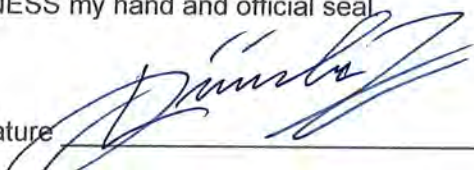
On February 7, 2024 before me, Dmitriy Lazarev, Notary Public  
(insert name and title of the officer)

personally appeared Mark Veytser,  
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are  
subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in  
his/~~her/their~~ authorized capacity(ies), and that by his/~~her/their~~ signature(s) on the instrument the  
person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

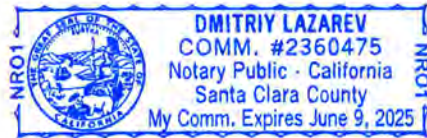
I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal

Signature



(Seal)



**Attachment 3**  
**Golden Bay Construction, Inc. Bid Documents**

DISTRICT MANAGER-ENGINEER  
MARK THOMAS & COMPANY, INC.  
BENJAMIN T. PORTER, P.E.  
  
DISTRICT COUNSEL  
ARMENTO AND HYNES, LLP  
MARC HYNES



BOARD OF DIRECTORS  
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20863 STEVENS CREEK BOULEVARD, SUITE 100  
CUPERTINO, CALIFORNIA 95014-2154  
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WWW.CUPERTINOSANITARYDISTRICT.ORG

**To:** CUPERTINO SANITARY DISTRICT  
C/O MARK THOMAS & COMPANY, INC.  
20863 STEVENS CREEK BLVD., SUITE 100  
CUPERTINO, CA 95014

**Project Name:** Via Regina Lift Station Bypass Connection

**Project Site:** At the Via Regina Lift Station along Via Regina, in Saratoga, CA 95070 near the address of 21781 Via Regina.

**Project Description:** The Contractor will install two (2) Bypass Connection Valve Vaults, a Bypass Connection Storage Cabinet, and (5) removable bollards. One (1) of the Bypass Connection Valve Vaults will be installed at the Via Regina Lift Station, and the other Bypass Connection Valve Vault will be installed three hundred (300) feet from the existing Lift Station concrete pad as shown in the attached Engineering Plans.

**Project Key Components:**

1. Via Regina Lift Station Bypass Connection Valve Vaults
  - I. Valve Vault 1, equipped with necessary valves, fittings, and appurtenances, will be situated adjacent to the Existing Lift Station's Concrete Pad.
  - II. Valve Vault 2, also fitted with essential valves, fittings, and appurtenances, is designated to be positioned 300 feet away from the Existing Lift Station's Concrete Pad.
2. Bypass Connection Storage Cabinet
  - I. This cabinet is slated for installation in proximity to the Existing Wet Well and Air Vent, securely bolted into the asphalt with asphalt anchors for stability and reliability.
3. Removable Bollards
  - I. Installation of five (5) removable bollards strategically placed to safeguard the Storage Cabinet and Temporary Generator.

The Force Main the Bypass Connections will be connected to is a 4" HDPE Force Main.

The Lift Station wet well has a storage capacity of 24-hours. The contractor cannot take the Lift Station out of service for more than 24 hours. Should the contractor need to shut down the Lift station for more than 24-hours; the contractor will need to provide a Vactor truck to pump down the wet well and transport the raw sewage to a sanitary sewer manhole L13-43, located on Pierce Road 85-feet Southwest of the Via Regina and Pierce Road intersection, to discharge into a Cupertino Sanitary District sanitary sewer manhole.

DISTRICT MANAGER-ENGINEER  
MARK THOMAS & COMPANY, INC.  
BENJAMIN T. PORTER, P.E.

DISTRICT COUNSEL  
ARMENTO AND HYNES, LLP  
MARC HYNES



20863 STEVENS CREEK BOULEVARD, SUITE 100  
CUPERTINO, CALIFORNIA 95014-2154  
PHONE (408) 253-7071 • Fax (408) 253-5173  
WWW.CUPERTINOSANITARYDISTRICT.ORG

BOARD OF DIRECTORS  
WILLIAM A. BOSWORTH  
PATRICK S. KWOK  
ANGELA S. CHEN  
TAGHI S. SAADATI  
DAVID A. DOYLE

The work outlined above has the following components:

- **Furnishing and Procurement:** All labor, equipment, tools, and materials, including fittings, pipes, and geotextile.
- **Property Restoration:** Replacement of private property appurtenances and incidentals necessary within the trench.
- **Execution Tasks:** Potholing, saw cutting, excavation, removal, and responsible disposal of existing main, and removed materials. Grind pavement in accordance with County of Santa Clara Road and Airport Standard details and Specifications.
- **Safety Protocol:** Ensuring no trenches remain open overnight, prioritizing safety measures.
- **Backfilling and Subbase/Base Preparation:** Bedding, backfilling with the required aggregate subbase and base materials.
- **Backfill Material Specifications:** Use of Class II AB backfill material with a minimum of 6" AC or equivalent match.
- **Site Condition Restoration:** This restoration work includes replacing any damaged landscaping, roadway, roadway stripping or onsite properties to its original condition at the Contractor's expense. Bush-1 is near Valve Vault 1, Contractor shall remove and save to replant tree nearby once construction of the vaults are completed.
- **Traffic Control Plan:** Traffic Control plan should be submitted to the District for review and approval.
- **Public Notifications:** Contractor shall notify the residents along Via Regina no later than 3 business days in advance of any construction work.
- **Encroachment Permit:** The work is located on private property and no Encroachment Permit is required by the City of Saratoga.

DISTRICT MANAGER-ENGINEER  
MARK THOMAS & COMPANY, INC.  
BENJAMIN T. PORTER, P.E.

DISTRICT COUNSEL  
ARMENTO AND HYNES, LLP  
MARC HYNES



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**Bids must be specifically addressed as stated above or risk being misdelivered. Bids not received by the District at the address and by the deadline stated above will be returned unopened. Bids can also be emailed to Greg Garrison at [ggarrison@markthomas.com](mailto:ggarrison@markthomas.com).**

It is anticipated that the District will award the contract on or around Friday, February 9, 2024. The District reserves the right, within its reasonable discretion, to change this date, or cancel the solicitation.

**Job walk (Mandatory): Monday, January 29, 2024, 10:30 AM**

**Bid Due Date & Time: Wednesday, February 7, 2024, at 3:00 PM**

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Submitted by: Golden Bay Construction, Inc.

Full Contractor Name

3826 Depot Road                      Hayward                      CA                      94545

Full Address                                      City                                      State                                      ZIP

(510) 783-2960                                      johnny@gbayinc.com

Phone No.    E-mail Contact

**1. OFFER**

Having examined the Place of the Work and all matters referred to in the Instructions to Bidders, Bid Forms, Plans prepared by the Engineer for the above-mentioned project, we, the undersigned, hereby offer to enter into a Contract to perform the work for the Unit Prices listed in this bid form in lawful money of the United States of America.

We have included:

- **Security Bid Bond:** Bids shall be accompanied by a Bid Bond that equals the sum of no less than ten percent (10%) of the Bid Price on standard surety company form.
- All applicable Federal, State, and Local taxes are included in the Unit Prices
- All Contingency Allowances described herein – Price and Payment Procedures are included in the Bid Prices.

**2. ACCEPTANCE**

This offer shall be open to acceptance and is irrevocable for fifteen (15) business days from the bid opening date. If this bid is accepted by the District within the time period stated above, the District Manager will issue Notice to Proceed.

**3. CONTRACT TIME**

If this Bid is accepted, we will:

- Complete the Work in **eighty (80) working days** (16 weeks) from Notice to Proceed.

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 BENJAMIN T. PORTER, P.E.  
 DISTRICT COUNSEL  
 ARMENTO AND HYNES, LLP  
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**4. UNIT PRICES**

The following are Unit Prices for Bid Items for the Work as listed.

<b>Via Regina Bypass Connection Project at Via Regina Lift Station and along Via Regina, Saratoga, CA 95070</b>					
Bid Item	Description	Unit	Quantity	Unit Cost	Total
1	Traffic Control	LS	1	\$ 3,150	\$ 3,150
2	Mobilization & Demobilization	LS	1	\$ 3,675	\$ 3,675
3	Erosion Control and Water Pollution Control	LS	1	\$ 1,260	\$ 1,260
4	Greenlee 5660LH Half-Storage/Half Cabinet Box and Installation	LS	1	\$ 5,775	\$ 5,775
5	Removable Bollards and Installation	Each	5	\$ 1,260	\$ 6,300
6	Jensen 4848x48 Load Level 4 Assy - Vault 4848x48 Rect. Bottom Section Sump - Traffic Rated Steel Cover CAS2-4848-AD4-DP-G-OH06 - (Jensen Part Numbers: 200052411 & 200030151)	Each	2	\$ 12,600	\$ 25,200
7	Bypass Connection -- Fittings & Valves INCL. HDPE to FLG Adapter (2), Tee (1), Elbow (1), GVs (2), Fire Hose Quick Connect (1)	Each	2	\$ 21,525	\$ 43,050
8	Excavation, Vault Installation, Bypass Connection, Tie-In, and Pavement & Landscape Restoration	Each	2	\$ 23,100	\$ 46,200

Via Regina Bypass Connection Project Total Bid: \$134,610.00

Contractor Initials: JZ 



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5. BID FORM SIGNATURES

The Corporate Seal of

Golden Bay Construction, Inc.

(Bidder - print the full name of your firm)

was hereunto affixed in the presence of:

Johnny Zanette ..... President .....  
(Authorized signing officer) (Title) (Seal)

Brent Zanette ..... Secretary .....  
(Authorized signing officer) (Title) (Seal)

- =====
- Enclosures:
    - o CuSD Engineering Plans,
    - o Via Regina Road and Lift Station As-Builts

# THE AMERICAN INSTITUTE OF ARCHITECTS



AIA Document A310

## Bid Bond

KNOW ALL MEN BY THESE PRESENTS, that we Golden Bay Construction, Inc.  
(Here insert full name and address or legal title of Contractor)

as Principal, hereinafter called the Principal, and Everest National Insurance Company  
(Here insert full name and address or legal title of Surety)

a corporation duly organized under the laws of the State of Delaware  
as Surety, hereinafter called the Surety, are held and firmly bound unto Cupertino Sanitary District  
(Here insert full name and address or legal title of Owner)

as Obligee, hereinafter called the Obligee, in the sum of

Ten Percent (10%) of the Amount Bid

Dollars (\$-----),

for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has submitted a bid for  
(Here insert full name, address and description of project)


Via Regina Lift Station Bypass Connection


NOW, THEREFORE, if the Obligee shall accept the bid of the Principal and the Principal shall enter into a Contract with the Obligee in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or Contract Documents with good and sufficient surety for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such Contract and give such bond or bonds, if the Principal shall pay to the Obligee the difference not to exceed the penalty hereof between the amount specified in said bid and such larger amount for which the Obligee may in good faith contract with another party to perform the Work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect.

Signed and sealed this 30th day of January, 2024

  
\_\_\_\_\_  
(Witness)

Golden Bay Construction, Inc.  
\_\_\_\_\_  
(Principal) (Seal)  
Johnny Zanette - President  
\_\_\_\_\_  
(Title)

  
Matt Costa  
\_\_\_\_\_  
(Witness)

Everest National Insurance Company  
\_\_\_\_\_  
(Surety) (Seal)  
  
\_\_\_\_\_  
(Title)  
Mary Baez, Attorney-in-Fact

**CALIFORNIA ACKNOWLEDGMENT**

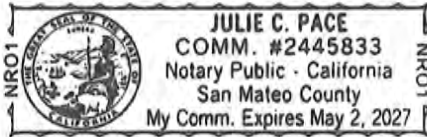
**CIVIL CODE § 1189**

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California }  
County of San Mateo }

On January 30, 2024 before me, Julie C. Pace, Notary Public  
*Date Here Insert Name and Title of the Officer*  
personally appeared Mary Baez  
*Name(s) of Signer(s)*

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



Place Notary Seal and/or Stamp Above

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature *Julie C. Pace*  
*Signature of Notary Public*

**OPTIONAL**

*Completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.*

**Description of Attached Document**

Title or Type of Document: \_\_\_\_\_

Document Date: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

Signer(s) Other Than Named Above: \_\_\_\_\_

**Capacity(ies) Claimed by Signer(s)**

Signer's Name: \_\_\_\_\_

- Corporate Officer – Title(s): \_\_\_\_\_
- Partner –  Limited  General
- Individual  Attorney in Fact
- Trustee  Guardian or Conservator
- Other: \_\_\_\_\_

Signer is Representing: \_\_\_\_\_

Signer's Name: \_\_\_\_\_

- Corporate Officer – Title(s): \_\_\_\_\_
- Partner –  Limited  General
- Individual  Attorney in Fact
- Trustee  Guardian or Conservator
- Other: \_\_\_\_\_

Signer is Representing: \_\_\_\_\_



POWER OF ATTORNEY
EVEREST REINSURANCE COMPANY and EVEREST NATIONAL INSURANCE COMPANY

KNOW ALL PERSONS BY THESE PRESENTS: That Everest Reinsurance Company and Everest National Insurance Company, corporations of the State of Delaware ("Company") having their principal offices located at Warren Corporate Center, 100 Everest Way, Warren, New Jersey, 07059, do hereby nominate, constitute, and appoint:

Greg McCartney, Mary Baez, Steve Suissa, Sylvia McGovern, Debbie Knipp

its true and lawful Attorney(s)-in-fact to make, execute, attest, seal and deliver for and on its behalf, as surety, and as its act and deed, where required, any and all bonds and undertakings in the nature thereof, for the penal sum of no one of which is in any event to exceed UNLIMITED, reserving for itself the full power of substitution and revocation.

Such bonds and undertakings, when duly executed by the aforesaid Attorney(s)-in-fact shall be binding upon the Company as fully and to the same extent as if such bonds and undertakings were signed by the President and Secretary of the Company and sealed with its corporate seal.

This Power of Attorney is granted and is signed by facsimile under and by the authority of the following Resolutions adopted by the Board of Directors of Company ("Board") on April 21, 2016:

RESOLVED, that the President, any Executive Vice President, and any Senior Vice President are hereby appointed by the Board as authorized to make, execute, seal and deliver for and on behalf of the Company, any and all bonds, undertakings, contracts or obligations in surety or co-surety with others and that the Secretary or any Assistant Secretary of the Company be and that each of them hereby is authorized to attest to the execution of any such bonds, undertakings, contracts or obligations in surety or co-surety and attach thereto the corporate seal of the Company.

RESOLVED, FURTHER, that the President, any Executive Vice President, and any Senior Vice President are hereby authorized to execute powers of attorney qualifying the attorney named in the given power of attorney to execute, on behalf of the Company, bonds and undertakings in surety or co-surety with others, and that the Secretary or any Assistant Secretary of the Company be, and that each of them is hereby authorized to attest the execution of any such power of attorney, and to attach thereto the corporate seal of the Company.

RESOLVED, FURTHER, that the signature of such officers named in the preceding resolutions and the corporate seal of the Company may be affixed to such powers of attorney or to any certificate relating thereto by facsimile, and any such power of attorney or certificate bearing such facsimile signatures or facsimile seal shall be thereafter valid and binding upon the Company with respect to any bond, undertaking, contract or obligation in surety or co-surety with others to which it is attached.

IN WITNESS WHEREOF, Everest Reinsurance Company and Everest National Insurance Company have caused their corporate seals to be affixed hereto, and these presents to be signed by their duly authorized officers this 10th day of October 2023.



Everest Reinsurance Company and Everest National Insurance Company

[Handwritten signature of Anthony Romano]

By: Anthony Romano, Senior Vice President

On this 22nd of March 2023, before me personally came Anthony Romano, known to me, who, being duly sworn, did execute the above instrument; that he knows the seal of said Company; that the seal affixed to the aforesaid instrument is such corporate seal and was affixed thereto, and that he executed said instrument by like order.

LINDA ROBINS
Notary Public, State of New York
No D1R06239736
Qualified in Queens County
Term Expires April 25, 2027

[Handwritten signature of Linda Robins]

Linda Robins, Notary Public

I, Sylvia Semerdjian, Assistant Secretary of Everest Reinsurance Company and Everest National Insurance Company do hereby certify that I have compared the foregoing copy of the Power of Attorney and affidavit, and the copy of the Section of the bylaws and resolutions of said Corporation as set forth in said Power of Attorney, with the ORIGINALS ON FILE IN THE HOME OFFICE OF SAID CORPORATION, and that the same are correct transcripts thereof, and of the whole of the said originals, and that the said Power of Attorney has not been revoked and is now in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Company, this 30th day of January 2024.



[Handwritten signature of Sylvia Semerdjian]

By: Sylvia Semerdjian, Assistant Secretary

**Spills**

Start Date	Location	Cause of Spill	Cat	Main/Lat	Spill Volume (Gal)	Spill Recovered (Gal)	Volume of Wash Water Used (Gal)
1/27/2024	13740 Pierce Rd, Saratoga seg#T-409-T-639	Grease & roots	3	Main	100	33	300

**PLSDs (Private Lateral Sewage Discharge)**

Start Date	Location	Cause of PLSD	Main/Lat	Spill Volume (Gal)	Spill Recovered (Gal)	Volume of Wash Water Used (Gal)
None						

**Emergency Calls - Causes**

Call Rec'd Business Hours	# of Calls	Call Rec'd After Hours	# of Calls	Call Rec'd Weekend	# of Calls
Root Intrusion	7	Root Intrusion	1	Root Intrusion	0
Onsite	3	Onsite	0	Grease	1
Grease	0	Grease	0	Offset	0
Offset	0	Offset	0	Debris	0
Broken Pipe	0	Others	0	Others	2
Others	3	Pump Station	0	Pump Station	0
<b>Total:</b>	<b>13</b>	<b>Total:</b>	<b>1</b>	<b>Total:</b>	<b>3</b>

**Repairs**

Address	Main/Lat	Description of Work
Forum 1 Pump Station	PS	Transducer repair
Chiquita Pump Station	PS	Replaced E-One pump
Serra Pump Station	PS	Replaced E-One pump

**Mainline Maintenance**

Size of Pipe	4"	6"	8"	10"	12"	14"	15"	16"	18"	> 20"	Total	FY2023-24 YTD	FY2023-24 Annual Schedule	% Complete (YTD/Annual Schedule)
Mainline Cleaning (ft)	0	72,481	54,641	3,843	91	904	580	0	0	0	132,540	860,263	1,673,032	51%
Easement Cleaning (ft)	0	6,023	8,126	244	0	229	0	0	0	0	14,622	120,247	217,684	55%
CCTV (ft)	0	5,596	12,732	512	0	0	0	0	0	0	18,840	131,882	207,880	63%

**Lateral Maintenance**

Activity	# of Laterals	FY2023-24 YTD	FY2023-24 Annual schedule	% Complete (YTD/Annual schedule)
Cleaning	591	4,039	6,436	63%
CCTV	13	120		
Inspection	24	172		

**FOG Inspection**

	# of Inspections	YTD FY2023-24	FY2023-24 Annual Schedule	% Complete (YTD/Annual schedule)
Performed	16	151		
Completed	13	129	265	49%
Follow up Needed	1			

**CUPERTINO SANITARY DISTRICT  
MEETING/EVENT SCHEDULE**

**Item 11.A.**

**FEBRUARY 2024**

- 02/05: TAC
- 02/07: 1st Regular Meeting
- 02/08: TPAC
- 02/14: CASSE
- 02/21: 2nd Regular Meeting

FEBRUARY 2024						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
				1	2	3
4	<b>TAC</b>	6	<b>1<sup>st</sup> Regular Meeting</b>	<b>TPAC</b>	9	10
11	12	13	<b>CASSE</b>	15	16	17
18	19	20	<b>2<sup>nd</sup> Regular Meeting</b>	22	23	24
25	26	27	28	29		

**MARCH 2024**

- 03/03: SCCSDA
- 03/06: 1st Regular Meeting
- 03/11: TAC
- 03/13: CASSE
- 03/14: TPAC
- 03/20: 2nd Regular Meeting

MARCH 2024						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
					1	2
<b>SCCSDA</b>	4	5	<b>1<sup>st</sup> Regular Meeting</b>	7	8	9
10	<b>TAC</b>	12	<b>CASSE</b>	<b>TPAC</b>	15	16
17	18	19	<b>2<sup>nd</sup> Regular Meeting</b>	21	22	23
24 31	25	26	27	28	29	30

**APRIL 2024**

- 04/03: 1st Regular Meeting
- 04/10: CASSE
- 04/15: TAC
- 04/17: 2nd Regular Meeting
- 04/18: TPAC

APRIL 2024						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
	1	2	<b>1<sup>st</sup> Regular Meeting</b>	4	5	6
7	8	9	<b>CASSE</b>	11	12	13
14	<b>TAC</b>	16	<b>2<sup>nd</sup> Regular Meeting</b>	<b>TPAC</b>	19	20
21	22	23	24	25	26	27
28	29	30				