

**CUPERTINO SANITARY DISTRICT  
SANITARY BOARD MEETING  
WEDNESDAY, MARCH 20, 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 MARCH 6, 2024
- B. APPROVED MINUTES OF FEBRUARY 21, 2024
- C. PAYMENT OF BILLS AND APPROVAL OF FINANCIAL STATEMENTS
- D. DIRECTOR’S MONTHLY TIMESHEETS

**5. CORRESPONDENCE**

- A. LAFCO - NOTICE OF PUBLIC HEARING FOR THE FISCAL YEAR 2024-2025 LAFCO BUDGET

**6. MEETINGS**

- A. REGULAR MEETING OF THE SAN JOSE/SANTA CLARA TREATMENT PLANT TECHNICAL ADVISORY COMMITTEE (TAC) TO BE HELD ON MONDAY, APRIL 8, 2024
- B. CALIFORNIA ALLIANCE FOR SEWER SYSTEM EXCELLENCE (CASSE) TELECONFERENCE TO BE HELD WEDNESDAY, APRIL 10, 2024
- C. REGULAR MEETING OF THE SAN JOSE/SANTA CLARA TREATMENT PLANT ADVISORY COMMITTEE (TPAC) TO BE HELD ON THURSDAY, APRIL 11, 2024

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**7. REPORTS**

- A. CALIFORNIA ALLIANCE FOR SEWER SYSTEM EXCELLENCE (CASSE) TELECONFERENCE HELD WEDNESDAY, MARCH 13, 2024

**8. UNFINISHED BUSINESS**

NONE

**9. NEW BUSINESS**

- A. SETTING TIME AND PLACE FOR PUBLIC HEARING ON CONSIDERATION OF RATE INCREASE
- B. REPLACEMENT DISTRICT EQUIPMENT

**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, APRIL 3, 2024

**12. ADJOURNMENT**

CUPERTINO SANITARY DISTRICT BOARD MEETING  
WEDNESDAY, MARCH 06, 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: Bill Bosworth, Patrick Kwok, Taghi Saadati, and David Doyle. Angela Chen attended virtually. The agenda was posted, and the public was free to join at President Chen’s location.  
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:

There was none.

4. MINUTES:

A. Approval of the Minutes of February 21, 2024

On a motion by Director Bosworth, seconded by Director Saadati, by a roll call vote of 5-0-0, the minutes of the regular meeting held on Wednesday, February 21, 2024, were approved as written.

B. Approved Minutes of February 7, 2024

By consensus, the Minutes of Wednesday, February 7, 2024, are to be Noted & Filed.

5. CORRESPONDENCE:

A. City of San Jose Letter – FY 2024-25 Regional Wastewater Facility (RWF) Capital Cost Allocation.

Manager Porter reported on the City of San Jose Cost Allocation letter. It is to be Noted & Filed.

CUPERTINO SANITARY DISTRICT BOARD MEETING  
WEDNESDAY, MARCH 06, 2024

6. MEETINGS:

- A. The regular meeting of the San Jose/Santa Clara Treatment Plant Technical Advisory Committee (TAC) scheduled for Monday, March 11, 2024, is canceled.
- B. Staff plans to attend the California Alliance for Sewer System Excellence (CASSE) teleconference to be held on Thursday, March 13, 2024.
- C. The regular meeting of the San Jose/Santa Clara Treatment Plant Advisory Committee (TPAC) scheduled for Thursday, March 14, 2024, is canceled.

7. REPORTS:

- A. Director Bosworth reported on the Santa Clara County Special Districts Association meeting held on Monday, March 4, 2024.

8. UNFINISHED BUSINESS:

- A. Draft Budget FY 2024-25

The Board continued discussions of the draft budget for fiscal year 2024-2025. There was no Board action.

9. NEW BUSINESS:

- A. MBR Plumbing Request to Provide Lateral Maintenance Services

The Board reviewed Staff's memo, requesting to add MBR Plumbing to the District's lateral maintenance contractors list. Staff recommends the Board authorize and allow MBR Plumbing to provide yearly maintenance support to help clean District's sewage collection system. The yearly maintenance support work would be split among these contractors: ABLE Septic Tank Service, AB/JDD Plumbing Heating & Air Conditioning, Rotor Rooter and MBR Plumbing. On motion by Director Bosworth, seconded by Director Doyle, by a roll call vote of 5-0-0, the Board approved Staff's recommendation.

- B. SSMP Audit

Manager Porter reported on the SSMP audit. There was no Board action.

10. STAFF REPORT

- A. Future Development Projects

Manager Porter reported on the status of future development projects.

CUPERTINO SANITARY DISTRICT BOARD MEETING  
WEDNESDAY, MARCH 06, 2024

11. CALENDAR ITEMS

A. The next regular District Board Meeting is scheduled to be held on Wednesday, March 20, 2024.

12. ADJOURNMENT:

On a motion properly made and seconded, at 8:29 p.m. the meeting was adjourned.

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Secretary of the Sanitary Board

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President of the Sanitary Board

CUPERTINO SANITARY DISTRICT BOARD MEETING  
WEDNESDAY, FEBRUARY 21, 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: Bill Bosworth, Patrick Kwok, Taghi Saadati, and David Doyle. Angela Chen arrived at 7:04pm.

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:

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. President Chen arrived at 7:04pm.

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 7:16 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 February 7, 2024

On a motion by Director Bosworth, seconded by Director Doyle, by a vote of 5-0-0, the minutes of the regular meeting held on Wednesday, February 7, 2024, were approved as written.

B. Approved Minutes of January 17, 2024

By consensus, the Minutes of Wednesday, January 17, 2024, are to be Noted & Filed.

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C. Payment of Bills and Approval of Financial Statements

On a motion by Director Bosworth, seconded by Director Doyle, by a vote of 5-0-0, the Board approved the financial statements and payment of bills as written.

D. Director's Monthly Timesheets

All Board members turned in their timesheets.

5. CORRESPONDENCE:

A. City of San Jose Letter – FY 2024-25 Regional Wastewater Facility (RWF) Capital Cost Allocation.

Manager Porter reported on the City of San Jose Cost Allocation letter. It is to be Noted & Filed.

6. MEETINGS:

A. Director Bosworth plans to attend the Santa Clara County Special Districts Association regular meeting to be held on Monday, March 3, 2024.

7. REPORTS:

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

B. Manager Porter reported on the 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

Manager Porter reported to the Board the bid opening results for Via Regina Lift Station Bypass Connection. Able Underground Construction was the lowest bidder. On motion by Director Kwok, seconded by Director Saadati, by a vote of 5-0-0, the Board approved Staff's recommendation to award the bid to Able Underground Construction.

B. Project Updates

Manager Porter reported to the Board on the Forum odor control investigation and the Rise development projects.

CUPERTINO SANITARY DISTRICT BOARD MEETING  
WEDNESDAY, FEBRUARY 21, 2024

9. NEW BUSINESS:

A. Preliminary Budget Discussion

Manager Porter presented the Board with a preliminary draft budget for Fiscal Year 2024-2025. The Board provided comments. There was no Board action. Staff are to bring back the budget with responses to the Board's comments.

10. STAFF REPORTS:

A. Future Development Projects

Manager Porter reported on the status of future development projects.

B. Maintenance Summary

Manager Porter reported one sewer spill in Saratoga caused by a build-up of roots and grease.

11. CALENDAR ITEMS:

- A. The next regular District Board Meeting is scheduled to be held on Wednesday, March 6, 2024. President Chen will be absent if she cannot attend virtually. She is to confirm with Manager Porter closer to the date.

12. ADJOURNMENT:

On a motion properly made and seconded, at 9:23 p.m. the meeting was adjourned.

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Secretary of the Sanitary Board

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President of the Sanitary Board



**CUPERTINO SANITARY DISTRICT**  
**MONTHLY FINANCIAL REPORT THROUGH FEBRUARY 2024**  
**8th Month of Operations (67% 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>FEB 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	\$17,270.14	\$4,164.09	\$21,434.23	\$16,565.77	56.4%	On Target
Gasoline, Oil & Fuel	41060	\$4,000	\$0.00	\$3,237.46	\$3,237.46	\$762.54	80.9%	Diesel for Generators at all Pump Stations
Insurance	41060	\$170,000	\$170,679.88	\$1,180.20	\$171,860.08	-\$1,860.08	101.1%	Dooley Insurance (April Coverage)
Memberships	41080	\$57,000	\$39,485.08	\$221.00	\$39,706.08	\$17,293.92	69.7%	CWEA Membership Renewal
Office Rent	41090	\$4,800	\$2,800.00	\$400.00	\$3,200.00	\$1,600.00	66.7%	On Target
Operating Expenses	41100	\$3,000	\$1,526.55	\$239.40	\$1,765.95	\$1,234.05	58.9%	Annual Web Hosting Fee
Operating Expenses - Credit Card Transaction Fees	41100-1	\$6,000	\$2,504.69	\$418.38	\$2,923.07	\$3,076.93	48.7%	Credit Card Processing Fees - February
<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	\$257,840.76	\$40,927.85	\$298,768.61	\$276,231.39	52.0%	On Target
SSMP Certification and Implementation	41121	\$50,000	\$33,402.42	\$9,193.75	\$42,596.17	\$7,403.83	85.2%	New Waste Discharge Requirements (WDR) Implementation
Engineering Services	41122	\$1,400,000	\$806,755.77	\$95,145.87	\$901,901.64	\$498,098.36	64.4%	On Target
Peak Flow Reduction	41122-1	\$200,000	\$74,624.68	\$4,861.90	\$79,486.58	\$120,513.42	39.7%	Flow model calibration
Plan Ckg. & Insp.	41123	\$300,000	\$103,913.57	\$11,158.67	\$115,072.24	\$184,927.76	38.4%	On Target
Legal - Consultant Services	41124	\$18,000	\$9,000.00	\$0.00	\$9,000.00	\$9,000.00	50.0%	None this month
Legal - District Counsel	41124	\$60,000	\$17,898.00	\$6,894.00	\$24,792.00	\$35,208.00	41.3%	District Counsel - Legal Services through March 13, 2024
Legal - Common Interest Group (CuSD Advance Pay)	41124	\$1,404,000	\$605,540.14	\$61,735.44	\$667,275.58	\$736,724.42	47.5%	Hunton Andrews Kurth - Partial Payment (Oct. 2023 to Feb. 2024 Billing)
Legal - Common Interest Group (CuSD Share)	41124	\$396,000	\$170,793.37	\$35,741.57	\$206,534.94	\$189,465.06	52.2%	Hunton Andrews Kurth - Partial Payment (Oct. 2023 to Feb. 2024 Billing)
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>		<b>\$4,185,000</b>						
Repairs	41150	\$200,000	\$112,758.89	\$1,236.79	\$113,995.68	\$86,004.32	57.0%	On target
Maintenance	41151	\$3,985,000	\$2,144,697.47	\$322,625.91	\$2,467,323.38	\$1,517,676.63	61.9%	On target
Travel & Meetings Staff	41170	\$15,000	\$8,236.81	\$0.00	\$8,236.81	\$6,763.19	54.9%	None this month
Travel & Meetings BOD	41170	\$18,000	\$10,281.09	\$0.00	\$10,281.09	\$7,718.91	57.1%	None this month
Utilities	41190	\$70,000	\$47,038.70	\$8,929.38	\$55,968.08	\$14,031.92	80.0%	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	\$45,755.58	\$4,434.44	\$50,190.02	\$199,809.98	20.1%	District Staff - Stoppage Response
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>\$10,788,640.09</b>	<b>\$612,746.10</b>	<b>\$11,401,386.19</b>	<b>\$6,544,810.32</b>	<b>63.5%</b>	
<b>CAPITAL EXPENSES</b>								
District Sewer Capital & Support	46041	\$1,250,000	\$561,632.37	\$65,854.51	\$627,486.88	622,513.12	50.2%	Significant Defect Repair; Pump Station Assessment; generator modification
District Sewer Capital & Support - VTA	46041	\$4,200,000	\$5,016,155.60	\$0.00	\$5,016,155.60	(816,155.60)	119.4%	None this month
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	\$63,846.08	\$0.00	\$63,846.08	86,153.92	42.6%	None this month
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>\$7,809,507.05</b>	<b>\$65,854.51</b>	<b>\$7,875,361.56</b>	<b>\$1,603,641.44</b>	<b>83.1%</b>	
<b>TOTAL EXPENSES</b>		<b>\$27,425,200</b>	<b>\$18,598,147.14</b>	<b>\$678,600.61</b>	<b>\$19,276,747.75</b>	<b>\$8,148,451.76</b>	<b>70.3%</b>	

**CUPERTINO SANITARY DISTRICT**  
**MONTHLY FINANCIAL REPORT THROUGH FEBRUARY 2024**  
**8th Month of Operations (67% 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 Feb 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	\$11,534,557.38	\$0.00	\$11,534,557.38	\$8,098,192.62	58.8%	None this month
Permit Fees	31020	\$100,000.00	\$60,267.54	\$6,726.75	\$66,994.29	\$33,005.71	67.0%	Twelve payments received this month; One hundred forty-five 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	\$54,900.00	\$7,700.00	\$62,600.00	\$237,400.00	20.9%	Twenty payments received this month; One hundredsixty-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	\$47,183.70	\$278,408.72	(\$78,408.72)	139.2%	Interest Allocation - Fiscal Year 2023-24 Quarter 2
City of San Jose Credit(s)	32091	\$500,000.00	\$1,887,302.00	\$0.00	\$1,887,302.00	(\$1,387,302.00)	377.5%	None this month
Legal - Common Interest Group (Tributaries)								
Legal - Common Interest Group (2% Admin Fees)	32902.1	\$1,404,000.00	\$2,926,155.18	\$0.00	\$2,926,155.18	(\$1,522,155.18)	208.4%	None this month
Refunds/Reimbursements - Misc.	32902.2	\$28,000.00	\$58,905.66	\$0.00	\$58,905.66	(\$30,905.66)	210.4%	None this month
Refunds/Reimbursements - VTA	32091	\$10,000.00	\$753.20	\$15.00	\$768.20	\$9,231.80	7.7%	Fees received for Request for Records (19900 Stevens Creek)
Lateral Construction	46041	\$4,200,000.00	\$6,114,623.28	\$365,106.30	\$6,479,729.58	(\$2,279,729.58)	154.3%	Payment received for invoices issued to VTA for January services
<b>TOTAL OPERATING REVENUE</b>		<b>\$27,942,410.00</b>	<b>\$22,885,147.26</b>	<b>\$426,731.75</b>	<b>\$23,311,879.01</b>	<b>\$4,630,530.99</b>	<b>83.43%</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>\$22,885,147.26</b>	<b>\$426,731.75</b>	<b>\$23,311,879.01</b>	<b>\$4,630,530.99</b>	<b>83.43%</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
February 29, 2024	\$19,393,838.38	\$3,900,000.00	\$ 15,493,838.38	\$782,768.60	\$716,960.21	\$20,893,567.18

FOR CAL BANK SUMMARY, SEE ATTACHED DETAIL.

**CALIFORNIA BANK AND TRUST ACCOUNT SUMMARY AS OF 02/29/24**

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	\$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	\$180,544.91			\$180,544.91		\$180,544.91		
Deposit			04/16/20		\$180,544.91		\$600,000.00	\$780,544.91	\$2,996.28	\$783,541.19		
Balance as of 5/30/2020				\$179.37	\$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	\$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	\$180,676.56	\$147.47	\$600,437.52	\$781,114.10	\$37,732.75	\$818,846.85		
Balance as of 8/31/2020				\$154.53	\$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	\$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	\$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	\$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	\$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	\$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	\$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	\$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	\$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	\$180,762.18	\$9.22	\$600,721.96	\$781,484.14	\$153,926.10	\$935,410.24		
Deposit - CSJ Refund			06/22/21	\$1,415,647.00	\$926,889.61	\$488,757.39	\$1,089,479.35	\$2,197,131.14				
Balance as of 6/30/2021				\$20.34	\$1,107,662.04	\$10.09	\$1,089,489.44	\$2,197,151.48	\$168,561.21	\$2,365,712.69		
1008 Voided - CSJ			07/15/21									
Balance as of 7/31/2021				\$36.12	\$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	\$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	\$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			10/20/21	\$690,453.00		(\$480,000.00)	(\$480,000.00)		(\$210,453.00)			
1010 C2R Engineering			10/20/21	\$49,030.00		(\$49,030.00)						
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	\$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	\$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	\$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	\$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	\$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	\$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	\$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	\$1,058,831.99	\$10.69	\$609,627.34	\$1,668,459.32	\$132,240.88	\$1,800,700.20		
Balance as of 6/30/2022				\$43.43	\$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	\$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	\$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	\$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	\$1,059,332.22	\$77.70	\$609,915.34	\$1,669,247.56	\$206,913.12	\$1,876,160.68		
1011 C2R Engineering, Inc.			11/16/22	\$54,058.43					(\$54,058.43)			
Balance as of 11/30/2022				\$205.81	\$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	\$1,059,593.46	\$75.21	\$610,065.75	\$1,669,659.21	\$174,390.82	\$1,844,050.03		
1012 C2R Engineering, Inc.			01/30/23	\$42,585.13					\$42,585.13			
Balance as of 1/31/2023				\$188.72	\$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	\$1,059,846.03	\$70.21	\$610,204.92	\$1,670,050.95	\$152,920.07	\$1,824,971.02		
Balance as of 3/31/2023				\$265.40	\$1,060,014.46	\$96.97	\$610,301.89	\$1,670,316.35	\$170,416.91	\$1,840,733.26		
1013 C2R Engineering, Inc.			04/25/23	\$137,280.63					\$137,280.63			
Balance as of 4/30/2023				\$530.92	\$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	\$1,061,615.83	\$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	\$1,063,362.34	\$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	\$1,621,788.81	\$1,226.77	\$613,456.20	\$1,424,440.31	\$77,723.99	\$1,502,164.30		
Balance as of 8/31/2023				\$2,421.59	\$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	\$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			10/18/23	\$10,000.00					(\$10,000.00)			
Balance as of 10/31/2023				\$2,500.33	\$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	\$806,391.34	\$1,005.64	\$617,558.75	\$1,423,950.08	\$127,552.12	\$1,551,502.20		
1016 Conquest Contractor			12/20/23	\$93,032.00					(\$93,032.00)			
Balance as of 12/31/2023				\$2,264.45	\$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	\$715,881.69	\$1,132.88	\$619,742.36	\$1,335,624.04	152,710.94	\$1,488,334.98		
Balance as of 2/29/24				\$2,012.20	\$716,960.21	\$933.68	\$620,676.04	\$1,337,636.24	162,092.56	\$1,499,728.80		
<b>TOTAL OR BALANCE AMOUNT</b>				<b>\$10,933,400.99</b>	<b>\$1,480,649.18</b>	<b>\$979,973.14</b>	<b>\$716,960.21</b>	<b>\$20,676.04</b>	<b>\$620,676.04</b>	<b>\$1,337,636.24</b>	<b>\$162,092.56</b>	<b>\$1,499,728.80</b>

**CUPERTINO SANITARY DISTRICT  
WARRANTS PAYABLE - March 20, 2024**

<u>WARRANT NUMBER</u>	<u>FUND</u>	<u>AMOUNT</u>	<u>PAYEE</u>	<u>DESCRIPTION</u>	
N/A	M&O	\$ 4,164.09	ADP	Directors' Salary	
19881	M&O	\$ 3,237.46	eFUEL, LLC	Gasoline, Oil & Fuel (Pump Stations)	
19882	M&O	\$ 1,180.20	Dooley Insurance Services	Insurance - Group Life & Dental	
19883	M&O	\$ 221.00	CWEA	Memberships	
N/A	M&O	\$ 418.38	CalBank Credit Card Processing Fees	Operating Exp. - Credit Card Processing Fees	
19884	M&O	\$ 407,389.40	Mark Thomas	Office Rent	400.00
				Operating Expenses - General	239.40
				Management Services	40,567.85
				SSMP Cert Update and Implementation	9,193.75
				Engineering Services	95,145.87
				Peak Flow Reduction	4,861.90
				Plan Checking & Inspection	11,158.67
				Repairs	-
				Repairs (Pump Stations)	1,236.79
				Maintenance	141,989.36
				Maintenance (Pump Stations)	39,501.66
				Utilities (Pump Stations)	1,052.70
				Emergency Funds	4,434.44
				District Sewer Capital & Support	57,607.01
19885	M&O	\$ 360.00	Tritech Software (CentralSquare)	Management (Public Administration)	
19886	M&O	\$ 6,894.00	Armento & Hynes	Legal - District Counsel	
19887	M&O	\$ 97,477.01	Hunton Andrews Kurth, LLP	Legal - CIG/Tribs (CuSD Advance Pay)	61,735.44
				Legal - CIG/Tribs (CuSD Share)	35,741.57
19888	M&O	\$ 305.10	Grainger	Maintenance (Pump Stations)	
19889	M&O	\$ 18.54	Home Depot	Maintenance	
19890	M&O	\$ 25,047.00	RotoRooter	Maintenance	
19891	M&O	\$ 72,229.00	AB/JDD Plumbing Heating & AC	Maintenance	
19892	M&O	\$ 43,535.25	Able Underground Construction	Maintenance	
19893	M&O	\$ 7,651.70	PG&E	Utilities (Pump Stations)	
19894	M&O	\$ 83.02	City of Santa Clara Utilities	Utilities (Pump Stations)	
19895	M&O	\$ 141.96	San Jose Water Company	Utilities (Pump Stations)	
19896	M&O	\$ 8,247.50	St. Francis Electric	District Sewer Capital & Support	

**TOTAL WARRANTS**      **\$ 678,600.61**

<b>Pk Flow Red. Total:</b>	\$ 4,861.90	District Staff
<b>Maintenance Total:</b>	\$ 322,625.91	District Staff, Grainger, Home Depot, RotoRooter, ABLE, AB/JDD
<b>Utilities Total:</b>	\$ 8,929.38	PG&E, City of Santa Clara Utilities, San Jose Water, Internet, Cellphones
<b>Emergency Total:</b>	\$ 4,434.44	District Staff
<b>Pump Station Portion:</b>	\$ 53,210.39	District Staff, Grainger, eFuel, Utilities (all Pump Stations)

**EMERGENCY DETAILS:**

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



**Local Agency  
Formation Commission  
of Santa Clara County**

777 North First Street  
Suite 410  
San Jose, CA 95112

**SantaClaraLAFCO.org**

**Commissioners**

Sylvia Arenas  
Jim Beall  
Rosemary Kamei  
Yoriko Kishimoto  
Otto Lee  
Russ Melton  
Susan Vicklund Wilson

**Alternate Commissioners**

Helen Chapman  
Domingo Candelas  
Cindy Chavez  
Terry Trumbull  
Mark Turner

**Executive Officer**  
Neelima Palacherla

## **NOTICE OF PUBLIC HEARING**

### **Local Agency Formation Commission of Santa Clara County (LAFCO)**

The Local Agency Formation Commission of Santa Clara County will hold a public hearing on Wednesday, April 3, 2024 at 1:15 p.m., or as soon thereafter as the matter can be heard, in the Board of Supervisors' Chambers, County Government Center, 70 West Hedding Street, San Jose, California, to consider:

1. Adoption of the Proposed Work Plan and Budget for Fiscal Year 2025.

Meeting agenda, staff report and related materials for this item will be available on the LAFCO website at [SantaClaraLAFCO.org](http://SantaClaraLAFCO.org) by March 29, 2024. All interested persons may attend the meeting as provided for on the agenda or may submit written comments which should be filed one day prior to the hearing by email to [LAFCO@ceo.sccgov.org](mailto:LAFCO@ceo.sccgov.org).

March 7, 2024



CALIFORNIA ALLIANCE FOR SEWER SYSTEM EXCELLENCE

**CASSE Teleconference Agenda • March 13, 2024 • 1:00 pm – 2:00 pm**

[Join Teams Meeting](#)

**1. Introductions/Attendance**

**2. WDR Update**

- a. SacSewer update on a State Water Board SSMP audit guidance document.
- b. SacSewer update on CIWQS reporting challenges with lateral spills.
- c. Discuss any recent updates and how agencies are responding to the changes.

**3. Electric Vehicles and Infrastructure**

- a. Discuss any recent updates and how agencies are responding to the new regulations.

**4. Drone Presentation**

- a. SacSewer to present on drone utilization.

**5. Next General Meeting**

- a. Location: Southern California; request for volunteers to host.
- b. When: Summer 2024

**6. Recent Requests for Information**

- a. Root Control Program – Union Sanitary District: Union Sanitary District (Tri-City Wastewater) is currently interested in obtaining information on how your organization is dealing with root intrusions in your Collection System. The following questions are our areas of interest:
  - Does your organization currently have a root control program?
  - Does your root control program involve cutting and chemically treating (foaming) the roots after they have been cut?
  - What is the frequency of your root control schedule?
  - Does your organization contract your root control process out or is your staff trained to perform this work in house?
  - What product is your organization using to chemically treat (foam) root intrusions?

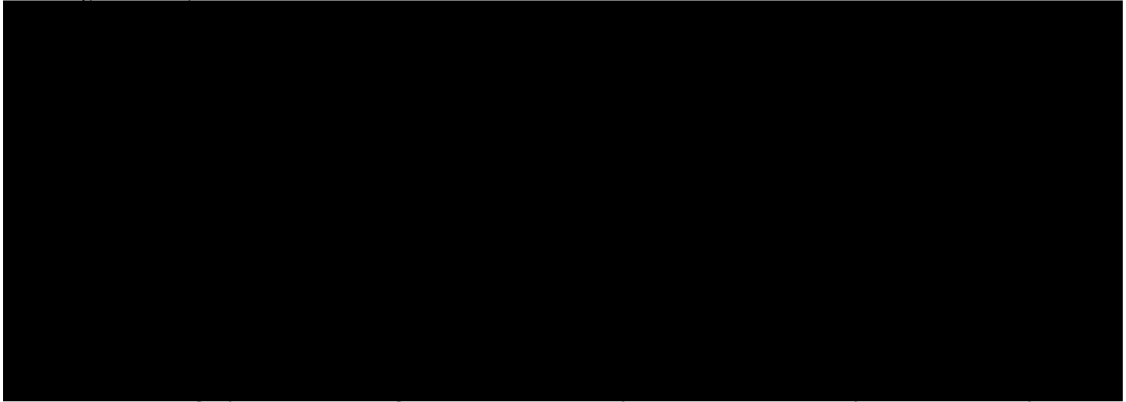
**7. Wrap up**

- a. Topics for the next meeting
- b. Action Items Recap
- c. Next Teleconference – April 10, 2024

# Item 7.A. Email Correspondence

Frankie Martinez

**From:** Charley Cunningham <CCunningham@cityofsacramento.org>  
**Sent:** Tuesday, March 12, 2024 4:59 PM  
**To:**



**Subject:** AB 3073

Some people who received this message don't often get email from ccunningham@cityofsacramento.org. [Learn why this is important](#)

Good afternoon,

I realize this way late for an agenda item, but my Government Affairs person reached out to me on this pending legislation, and I wanted to at least make sure is on everyone's radar.

There is a bill in the State Legislature that would require wastewater agencies to collect wastewater samples twice a week (once on a weekday and again on the weekend), to be tested for illicit drugs. It will put 100% of the sample collection and all testing on the local agency. If the agency doesn't have a lab equipped to test wastewater for illicit drugs, it must be contracted out. In talking with other agency reps, it appears that the going rate for these kinds of test is \$600-\$800 per sample.

[https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill\\_id=202320240AB3073](https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=202320240AB3073)

Charley Cunningham  
Wastewater & Drainage - Division Manager  
Office - 916-808-5518







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Bill Information

California Law

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**AB-3073 Wastewater testing: illicit substances.** (2023-2024)

SHARE THIS:



Date Published: 02/16/2024 09:00 PM

CALIFORNIA LEGISLATURE— 2023–2024 REGULAR SESSION

**ASSEMBLY BILL**

**NO. 3073**

**Introduced by Assembly Member Haney**

**February 16, 2024**

An act to add Section 13192 to the Water Code, relating to wastewater.

**LEGISLATIVE COUNSEL'S DIGEST**

AB 3073, as introduced, Haney. Wastewater testing: illicit substances.

Existing law requires the State Water Resources Control Board to classify types of wastewater treatment plants, as defined, for the purpose of determining the levels of competence necessary to operate them. Existing law requires a person who operates a nonexempt wastewater treatment plant to possess a valid, unexpired wastewater certificate of the appropriate grade.

This bill would require the state board to create a program to test for illicit substances, including, but not limited to, cocaine, fentanyl, methamphetamine, and morphine, in wastewater, as provided. The bill would require local sanitation agencies to collect wastewater sample for testing by the state board. By imposing additional duties on local agencies, this bill would impose a state-mandated local program. The bill would require the state board to transmit the results of its wastewater testing to the State Department of Public Health for the department to post on its internet website.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

Vote: majority Appropriation: no Fiscal Committee: yes Local Program: yes

**THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:**

**SECTION 1.** Section 13192 is added to the Water Code, to read:



**13192.** (a) (1) The state board shall create a program to test for illicit substances in wastewater.

(2) The State Department of Public Health shall advise the state board on what illicit substances to test for, including, but not limited to, cocaine, fentanyl, methamphetamine, and morphine.

(b) The state board, in consultation with other jurisdictions operating wastewater drug testing programs in the United States and abroad, shall develop uniform standards for testing.

(c) Local sanitation agencies shall collect wastewater samples for testing by the state board.

(d) Testing may include testing for the substances, their metabolites, or other markers.

(e) Testing shall occur twice a week, with one test on a weekday and one on a weekend, or more frequently, as determined by the state board in consultation with the State Department of Public Health.

(f) The state board shall transmit the results of its wastewater testing to the State Department of Public Health which shall post the results on its internet website.

**SEC. 2.** If the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.

**RESOLUTION NO. 1347**

**A RESOLUTION OF THE SANITARY BOARD OF THE CUPERTINO SANITARY DISTRICT OF INTENTION TO CONSIDER AN INCREASE IN SEWER SERVICE CHARGES FOR FISCAL YEAR 2024-2025; ESTABLISHING THE TIME AND PLACE FOR A PUBLIC HEARING ON THE PROPOSED INCREASE; AND PROVIDING FOR THE GIVING OF NOTICE OF SUCH PUBLIC HEARING AS REQUIRED BY LAW**

**WHEREAS**, the Cupertino Sanitary District ("the District") last increased the sewer rates charged to its customers in 2023; and

**WHEREAS**, the District has been informed by the City of San Jose that equipment replacements, upgrades, and capital improvements to the sewerage treatment facilities utilized by the District will require significant capital expenditures as part of the Treatment Plant Master Plan Implementation and that the District's share of the cost to install these upgrades and improvements will total approximately 27.2 million dollars over the next ten years, including 22.0 million dollars over the next five years; and

**WHEREAS**, to date, the City of San Jose has informed all tributary agencies to pay cash for the treatment plant improvements; and

**WHEREAS**, in anticipation of the cash requirement to pay City of San Jose, the District has secured a ten-million-dollar loan late in 2019. This ten-million-dollar loan has now been exhausted; and

**WHEREAS**, District has a commitment to continue to repay this loan over the next six years; and

**WHEREAS**, the District is projected to pay over 45 million dollars to the City of San Jose over the next five years for Operation and Maintenance expenses for the treatment plant and the total costs for the treatment plant operation, maintenance, and capital is approximately 54% of the District's total expenses over the next five years; and

**WHEREAS**, the District's Operation and Maintenance costs continue to gradually increase due to various economic factors; and

**WHEREAS**, the current sewer service rates charged by the District are inadequate to cover the District's operating budget and capital expenditures and the share of costs that will be allocated to the District for sewage treatment plant upgrades, improvements, operation, and maintenance will further increase the budget shortfall; and

**WHEREAS**, based on District Staff analysis, a proposed schedule of sewer service charges attached as Exhibit A will be presented to the Board at the public hearing; and

**WHEREAS**, it is the intention of the Sanitary Board to consider adoption of an ordinance to implement such increased sewer service charges, subject to compliance with the requirements of Proposition 218; and

**WHEREAS**, prior to the adoption of an ordinance increasing the sewer service charges, the District must conduct a public hearing, with notice thereof being given to all persons subject to the increase, and

**WHEREAS** a proposed form of Notice of Public Hearing has been presented to the Sanitary Board, a true copy of which is attached hereto as Exhibit "B" and incorporated herein by reference,

**NOW, THEREFORE, BE IT RESOLVED by the Sanitary Board of the Cupertino Sanitary District as follows:**

1. The District Counsel is instructed to prepare an Ordinance providing for an increase in the District's sewer service charges.
2. A public hearing to consider such Ordinance is hereby scheduled for the 15<sup>th</sup> day of May 2024, commencing at 7:00 p.m.

I hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted by the Sanitary Board of the Cupertino Sanitary District, at a meeting thereof held on the 20<sup>th</sup> day of March 2024, by the following vote:

AYES, and in favor thereof, Members:

NOES, Members:

ABSTAINED, Members:

ABSENT, Members:

---

Secretary, Cupertino Sanitary District

APPROVED:

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President, Cupertino Sanitary District

## EXHIBIT A

### PROPOSED SCHEDULE OF SEWER SERVICE CHARGES

<u>Type of Service:</u>	<u>Current Rates FY 2023-2024:</u>	<u>Proposed New Rates FY 2024-2025:</u>
<b>Residential:</b>		
Single Family Residential – per unit (annual)	\$734.56	\$771.29
Single Family Residential in Pump Station Zone– per unit (annual)	\$807.60	\$847.98
Multi Family Residential – per unit (annual)	\$558.31	\$586.23
Multi Family Residential in Pump Station Zone– per unit (annual)	\$613.10	\$643.76
Accessory Dwelling Unit – per unit (annual)	\$542.20	\$569.31
Accessory Dwelling Unit in Pump Station Zone– per unit (annual)	\$596.97	\$626.82
<b>Commercial:</b>		
Fixed charge:	\$9.81	\$10.30
Plus additional charge per Hundred Cubic Feet (HCF) of sewage discharged:		
Auto Repair Shops & Service Stations	\$6.36	\$6.68
Auto Repair Shops & Service Stations in Pump Station Zone	\$6.99	\$7.34
Car Washes	\$5.17	\$5.43
Domestic Laundry	\$5.59	\$5.87
Domestic Laundry in Pump Station Zone	\$6.11	\$6.42
Machinery Manufacturers	\$9.79	\$10.28
Motels/Hotels without Food Service	\$6.53	\$6.86
Motels/Hotels with Food Service	\$10.79	\$11.33
Retirement Homes with Common Dining	\$10.77	\$11.31
Retirement Homes with Common Dining in Pump Station Zone	\$11.95	\$12.55
Convalescent Hospitals	\$5.96	\$6.26
Convalescent Hospitals in Pump Station Zone	\$6.55	\$6.88
Printing Plants	\$8.99	\$9.44
Restaurants	\$13.15	\$13.81
Restaurants in Pump Station Zone	\$14.41	\$15.13
Retail or Professional Office	\$5.82	\$6.11
Retail or Professional Office in Pump Station Zone	\$6.38	\$6.70
Schools, Colleges, Day Care Facilities	\$6.89	\$7.23
Schools, Colleges, Day Care Facilities in Pump Station Zone	\$7.56	\$7.94
Hand Billing School	\$7.01	\$7.36
Hand Billing Retail	\$6.78	\$7.12
<b>Capital Cost Recovery:</b>		
Infiltration/Inflow (I/I)	\$10.65 per user / yr	\$11.18 per user / yr
Flow	\$459,915.95 per 1,000 MG/day	\$482,911.75 per 1,000 MG/day
Biochemical Oxygen Demand (BOD)	\$67,159.40 per 1,000 lbs /day	\$70,517.37 per 1,000 lbs /day
Suspended Solids (SS)	\$62,085.49 per 1,000 lbs /day	\$65,189.76 per 1,000 lbs /day
Ammonia (NH3)	\$203,797.29 per 1,000 lbs /day	\$213,987.15 per 1,000 lbs G/day
Flow	\$4,004.18 per MG /year	\$4,204.39 per MG /year
Biochemical Oxygen Demand (BOD)	\$455.88 per 1,000 lbs /year	\$478.67 per lbs /year
Suspended Solids (SS)	\$595.27 per 1,000 lbs /year	\$625.03 per lbs /year
Ammonia (NH3)	\$4,914.89 per 1,000 lbs /year	\$5,160.63 per lbs /year

## EXHIBIT B

### NOTICE OF PUBLIC HEARING: PROPOSED SEWER SERVICE AND USE CHARGE RATE INCREASE

On May 15, 2024, at 7:00 PM, the Cupertino Sanitary District Board is scheduled to conduct a public hearing on proposed increases to the Sewer Service and Use Charges. These charges are paid by residential, commercial, institutional, and industrial users of the sanitary sewer system.

The hearing will take place at the District office located at 20863 Stevens Creek Blvd. Suite 100, Cupertino CA 95014 and virtually. 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>.

At the hearing, staff will be proposing a residential rate increase not to exceed 5% for FY 2024-2025. Non-residential customer rates will increase proportionately. If the District Board adopts this proposed increase, the annual impacts would be as follows:

<u>Type of Service:</u>	<u>Current Rates FY 2023-2024:</u>	<u>Proposed New Rates FY 2024-2025:</u>
<b>Residential:</b>		
Single Family Residential – per unit (annual)	\$734.56	\$771.29
Single Family Residential in Pump Station Zone– per unit (annual)	\$807.60	\$847.98
Multi Family Residential – per unit (annual)	\$558.31	\$586.23
Multi Family Residential in Pump Station Zone– per unit (annual)	\$613.10	\$643.76
Accessory Dwelling Unit – per unit (annual)	\$542.20	\$569.31
Accessory Dwelling Unit in Pump Station Zone– per unit (annual)	\$596.97	\$626.82
<b>Commercial:</b>		
Fixed charge:	\$9.81	\$10.30
Plus additional charge per Hundred Cubic Feet (HCF) of sewage discharged:		
Auto Repair Shops & Service Stations	\$6.36	\$6.68
Auto Repair Shops & Service Stations in Pump Station Zone	\$6.99	\$7.34
Car Washes	\$5.17	\$5.43
Domestic Laundry	\$5.59	\$5.87
Domestic Laundry in Pump Station Zone	\$6.11	\$6.42
Machinery Manufacturers	\$9.79	\$10.28
Motels/Hotels without Food Service	\$6.53	\$6.86
Motels/Hotels with Food Service	\$10.79	\$11.33
Retirement Homes with Common Dining	\$10.77	\$11.31
Retirement Homes with Common Dining in Pump Station Zone	\$11.95	\$12.55
Convalescent Hospitals	\$5.96	\$6.26
Convalescent Hospitals in Pump Station Zone	\$6.55	\$6.88
Printing Plants	\$8.99	\$9.44
Restaurants	\$13.15	\$13.81
Restaurants in Pump Station Zone	\$14.41	\$15.13
Retail or Professional Office	\$5.82	\$6.11
Retail or Professional Office in Pump Station Zone	\$6.38	\$6.70
Schools, Colleges, Day Care Facilities	\$6.89	\$7.23
Schools, Colleges, Day Care Facilities in Pump Station Zone	\$7.56	\$7.94
Hand Billing School	\$7.01	\$7.36
Hand Billing Retail	\$6.78	\$7.12
<b>Capital Cost Recovery:</b>		
Infiltration/Inflow (I/I)	\$10.65 per user / yr	\$11.18 per user / yr
Flow	\$459,915.95 per 1,000 MG/day	\$482,911.75 per 1,000 MG/day
Biochemical Oxygen Demand (BOD)	\$67,159.40 per 1,000 lbs /day	\$70,517.37 per 1,000 lbs /day
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Ammonia (NH3)	\$4,914.89 per 1,000 lbs /year	\$5,160.63 per lbs /year

While the District has made every effort to control and lower its operating and maintenance costs, the City of San Jose wastewater treatment costs continue to rise due to San Jose-Santa Clara Regional Wastewater Facility funding needs. In order to cover the District's normal operating and capital improvement costs and the District's share of the cost to upgrade and improve the wastewater treatment facilities, the Sanitary Board will consider sewer service charges as great as shown above. The Board may also determine that a smaller increase is sufficient to meet current and future needs.

Protests must be in writing and received by the District prior to the close of the public hearing on May 15, 2024. Indicate the Assessor's Parcel Number(s) of the property(ies) you own that are subject to the proposed rate adjustment. Submit written protest to the District Clerk in the form of a letter, or e-mail at: 20863 Stevens Creek Blvd. Suite 100, Cupertino, CA 95014, email [bporter@cupertinosanitarydistrict.org](mailto:bporter@cupertinosanitarydistrict.org).

# Item 10.A.

Future Development Projects:

Prep. Date: 3/14/2024

Items	Descriptions:	Address:	Phase	IA	Estimated Sewer Development, Treatment Plant Capacity and Pump Zone Fees	Re-Development Fees	Estimated Construction	FY 2024-2025 Probability of collection	Collected in 24/25	Collected After 24/25	Remarks
1	Atria Cupertino (Westport) - Senior Living	21255 Stevens Creek Boulevard	Building	Sent	\$ 1,669,354.93	\$ 1,900,000.00	FY24-25	75%	\$ 1,252,016.20	\$ 417,338.73	- Met with the developer to discuss the IA, Bonds and payment deadline, offered flexibility. - Construction begins in 6-9 months from March 14, 2024.
2	Canyon Crossing Redevelopment	10625 S Foothill Boulevard	Building (Demo permit)	Sent	\$ 310,118.00	\$ 312,000.00	*	0%	\$ -	\$ 310,118.00	Note: Includes pump zone fee \$43,710.91 1/26/2024: Followed up with the developer concerning the final design of the sewer connection to the CUSD sewer system. Currently in the process of finalizing the demolition permit. 2/20/2024: Sent another email to follow-up with Developer. 3/14/2024: Developer will provide latest update in the next few days
3	Hamptons Apartments - (942 residential units)	19500 Pruneridge Avenue	On-hold/Building	Drafted	\$ 9,591,444.00	*	FY26-27	0%	\$ -	\$ 9,591,444.00	6/26/2023: Plan received but not sure the project status yet. - (942 residential units) IA needs to be updated, Wolf Rd, west of apple spaceship - Part of the City of Cupertino approved project list (2016); Project construction would require demolition of all existing units.
4	Leon Townhomes - 7 Townhomes	10046 BIANCHI WAY	Planning - Approved	IA to be updated During Building Phase	\$ 86,408.00	\$ 97,000.00	FY 25-26	1%	\$ 864.08	\$ 85,543.92	2nd submittal review completed May 19, 2023.
5	Rise Redevelopment - Phase 1	10123 North Wolfe Road	Planning - Phase 1	NA	\$ 18,278,969.34	1.67 Mil.	FY 25-26	1%	\$ 182,789.69	\$ 18,096,179.65	12/13/2023: Vallico notified the District of the submission of a revised project update, including a reduced scope. A meeting will be scheduled to discuss the changes. 2/1/2024 Met with the development in early Jan and received information about the phasing plans this week, CUSD will be reviewing their phasing plan and draft an IA for phase 1. 2/19/2024: Emailed developer and asked them why they want to remain private and requesting O&M plan, rehabilitation program, and ownership if it were to remain private.
6	Rise Redevelopment -Additional Phases	10123 North Wolfe Road	Planning	NA	\$ 17,417,563.18	*	FY 27-28	0%	\$ -	\$ 17,417,563.18	-
6	Marina Plaza (DeAnza Ventures)	10415 N De Anza Boulevard	Planning S3	Drafted	\$ 3,558,664.00	*	FY 25-26	0%	\$ -	\$ 3,558,664.00	Project on hold - until a more favorable interest rate becomes available
7	District McClellan - subdivide the parcel into 6 lots (SF)	20860 McClellan Road	Building	Sent IA	\$ 82,476.00	\$ 92,000.00	FY24-25	70%	\$ 57,733.20	\$ 24,742.80	The third submittal review was concluded around the end of August 2023. - 10/25/2023 Original owner sold the project to another developer; therefore it is needed to update the IA to reflect the new ownership. - 11/13/2023 Updated IA; Pending for review. - 2/1/2024: Received the 5th submittal, updated the IA with the new rate/budget. Currently reviewing now. - 2/6/2024: Responded to the fifth submittal and sent the IA to the developer.
8	1655 S. DeAnza Redevelopment - 2 Parcels into 34 residential units	1655 S. DeAnza	Planning	*	\$ 467,240.00	*	FY25-26	1%	\$ 4,672.40	\$ 462,567.60	Preparing to apply for Building Permit
9	10619 S De Anza Blvd - Mixed Use (2090 SF Commercial & 11 Residential Units)	10619 S De Anza Blvd	Planning	*	\$ 163,045.20	*	FY26-27	0%	\$ -	\$ 163,045.20	There have been no updates since Submittal #1 from the applicant 12/23/2022.
10	141 Housing on 2 Existing Commercial Parcels (Indian Restaurant & Daycare. Across from The Counter Burger)	20015 Stevens Creek Boulevard	Planning	*	\$ 1,441,926.75	*	FY25-26	0%	\$ -	\$ 1,441,926.75	- Added on 5/15/2023 - 10/25/2023 A new submission has been received this week, revising the total apartments to 141 (originally 134 units). - 11/13/2023: Submittal had been reviewed and addressed.
11	Four Lot subdivision (SF)	20638 Cleo Avenue	Planning	*	\$ 54,984.00	*	FY26-27	0%	\$ -	\$ 54,984.00	2nd submittal - Demo Permit on 4/28/2023
12	Idlewild Cupertino (Across the street from Rise) - 76 Condos & 2,000 SF Retail	10065 E. Estates Drive	Planning	*	\$ 1,049,676.00	*	FY26-27	0%	\$ -	\$ 1,049,676.00	- Plan check completed back in 2022 - Received additional request for As Builts - 11/13/2023: The Developer has requested the release of the faithful performance bond on Nov 7, 2023, but as the final paving is still pending due to PG&E, there is a possibility of needing to renew the bond, which expires on November 25, 2023. - 11/27/2023 Waiting for the developer to renew the bond and provide an updates.
13	Alan Row - 9 Townhouses	22690 Stevens Creek Blvd.	Construction	Fully Executed	\$ 112,498.00	132 K	2024	0%	\$ -	\$ -	- 11/13/2023: To review plans, determine capacity. - 12/15/2023: Draft Notice of Violation and Will -Serve Letter were submitted to District Manager for review. - 1/31/2024: Sent "Will Serve Requirement" letter to the City Planning Department.
14	Mountain Winery - Single Family Residential subdivision	Pierce Road APN 503-46-005 (Masson Estates)	Planning	-	\$ 454,888.00	*	FY25-26	1%	\$ 4,548.88	\$ 450,339.12	- 11/13/2023: To review plans, determine capacity. - 12/15/2023: Draft Notice of Violation and Will -Serve Letter were submitted to District Manager for review. - 1/31/2024: Sent "Will Serve Requirement" letter to the City Planning Department.
15	58 Townhomes - Summerhill Homes (Across from the office at Pizza Hut, Fontanas, & Staples)	20840 Stevens Creek Blvd	Planning	*	\$ 797,268.00	*	FY25-26	1%	\$ 7,972.68	\$ 789,295.32	2/27/2024 PR-2024-003 Reviewed initial plan; additional utility details are required in order to proceed.
									\$ 1,510,597.13	\$ 53,913,428.27	

\* Not enough information from developer to determine.

**Cupertino Sanitary District - Monthly Maintenance Summary - February 2024**

**Item 10.B.**

**Spills**

Start Date	Location	Cause of Spill	Cat	Main/Lat	Spill Volume (Gal)	Spill Recovered (Gal)	Volume of Wash Water Used (Gal)
2/20/2024	10116 Prado Vista Drive	Roots	3	Lat	90	90	Unknown

**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	2	Root Intrusion	1	Root Intrusion	0
Onsite	6	Onsite	0	Grease	0
Grease	0	Grease	0	Offset	0
Offset	0	Offset	0	Debris	0
Others	3	Others	1	Others	1
Pump Station	2	Pump Station	2	Pump Station	4
<b>Total:</b>	<b>13</b>	<b>Total:</b>	<b>4</b>	<b>Total:</b>	<b>5</b>

**Repairs**

Address	Main/Lat	Description of Work
Florence Pump Station	PS	Generator side and rear boxes - facilitate connection to multiple pump stations in an emergency situation.

**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	45,670	84,003	1,652	0	0	2,191	0	0	0	133,516	993,779	1,673,032	59%
Easement Cleaning (ft)	0	3,414	5,442	0	0	0	301	0	0	0	9,157	129,404	217,684	59%
CCTV (ft)	0	5,631	14,575	0	0	0	0	0	0	0	20,206	152,088	207,880	73%

**Lateral Maintenance**

Activity	# of Laterals	FY2023-24 YTD	FY2023-24 Annual schedule	% Complete (YTD/Annual schedule)
Cleaning	565	4,604	6,436	72%
CCTV	28	148		
Inspection	22	194		

**FOG Inspection**

	# of Inspections	YTD FY2023-24	FY2023-24 Annual Schedule	% Complete (YTD/Annual schedule)
Performed	5	156		
Completed	4	133	265	50%
Follow up Needed	1			

**CUPERTINO SANITARY DISTRICT  
MEETING/EVENT SCHEDULE**

**Item 11.A.**

<p align="center"><b><u>MARCH 2024</u></b></p> <p>03/04: SCCSDA                  03/04: TAC - CANCELED                  03/06: 1st Regular Meeting                  03/07: TPAC - CANCELED                  03/13: CASSE                  03/20: 2nd Regular Meeting</p>	<b>MARCH 2024</b>						
	Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
						1	2
	3	4 SCCSDA <del>TAC</del>	5	6 1 <sup>st</sup> Regular Meeting	7 <del>TPAC</del>	8	9
	10	11	12	13 CASSE	14	15	16
	17	18	19	20 2 <sup>nd</sup> Regular Meeting	21	22	23
	24	25	26	27	28	29	30
	31						

<p align="center"><b><u>APRIL 2024</u></b></p> <p>04/03: 1st Regular Meeting                  04/08: TAC                  04/10: CASSE                  04/11: TPAC                  04/17: 2nd Regular Meeting</p>	<b>APRIL 2024</b>						
	Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
		1	2	3 1 <sup>st</sup> Regular Meeting	4	5	6
	7	8 TAC	9	10 CASSE	11 TPAC	12	13
	14	15	16	17 2 <sup>nd</sup> Regular Meeting	18	19	20
	21	22	23	24	25	26	27
	28	29	30				

<p align="center"><b><u>MAY 2024</u></b></p> <p>05/01: 1st Regular Meeting                  05/06: TAC                  05/08: CASSE                  05/09: TPAC                  05/15: 2nd Regular Meeting</p>	<b>MAY 2024</b>						
	Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
				1 1 <sup>st</sup> Regular Meeting	2	3	4
	5	6 TAC	7	8 CASSE	9 TPAC	10	11
	12	13	14	15 2 <sup>nd</sup> Regular Meeting	16	17	18
	19	20	21	22	23	24	25
	26	27	28	29	30	31	