

CUPERTINO SANITARY DISTRICT BOARD MEETING  
WEDNESDAY, APRIL 21, 2021

The Sanitary Board of the Cupertino Sanitary District convened this date at 7:00 p.m. This meeting was conducted in accordance with the Executive Order N-33-20 via teleconferencing. The District office at 20863 Stevens Creek Blvd, Suite 100, Cupertino was closed.

1. ROLL CALL:

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:

Directors present: Angela S. Chen, Taghi S. Saadati, John M. Gatto, William A. Bosworth, and Patrick S. Kwok.

Staff present: District Manager Benjamin Porter, Deputy District Manager Robert Woodhouse, and Counsel Marc Hynes.

District Consultant: Richard Tanaka

Public: None

2. PUBLIC COMMENTS:

There were none.

3. CLOSED SESSION:

President Saadati adjourned the regular meeting session and opened the closed session at 7:01 p.m. Manager Porter and Deputy Manager Woodhouse were excused from the 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.

Closed session was adjourned at 7:19 p.m. and the regular meeting was called to order. District Manager Porter and Deputy District Manager Woodhouse rejoined the regular meeting. There was no reportable action.

4. MINUTES & BILLS:

- A. On a motion by Director Gatto, seconded by Director Bosworth, by a vote of 5-0-0 the minutes of Wednesday, April 7, 2021 were approved as written.
- B. By consensus, the Minutes of Wednesday, March 17, 2021 is to be Noted & Filed.
- C. The Board reviewed March payable warrants and financial statements. Board requested a summary sheet of Mark Thomas invoicing on future bills and commented that it would be beneficial to have the invoicing summary sheet in the same order as the monthly budget expenditures table. The

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financial statements reflect that the dewatering project and the Legacy Lagoons project were not invoiced by the City of San Jose this year. On a motion by Director Kwok, seconded by Director Gatto, by a vote of 5-0-0, the financial statement and payment of bills were approved as written.

D. Board members will submit their April timesheets to Manager Porter.

5. CORRESPONDENCE:

A. The Board reviewed the CASA annual summer conference survey. It is to be Noted & Filed.

6. MEETINGS:

There are none.

7. REPORTS:

A. Director Gatto reported on the teleconference meeting of the San Jose/Santa Clara Treatment Plant Advisory Committee (TPAC) held on April 8, 2021.

8. UNFINISHED BUSINESS:

A. Manager Porter and Deputy Manager Woodhouse presented on the draft Sewer System Management Plan.

B. Manager Porter presented on the Budget Workshop. Add budget line items in this year's budget for SSMP Certification (\$200,000) and the I/I Reduction Program (\$100,000) with zero net change to the budget by reallocating funds from the Repair budget which is underspent.

Add budget line items in next year's budget for SSMP Implementation (\$100,000) and the I/I Reduction Program (\$500,000).

On a motion by Director Gatto, seconded by Director Chen, by a vote of 5-0-0, the Board approved the revisions.

C. Manager Porter reported on the COVID-19 updates. Mark Thomas is surveying staff about returning to the office.

9. NEW BUSINESS:

A. The Board reviewed D&B Legacy Installer's Agreement Closeout Memo and Resolution No. 1328. On a motion by Director Gatto, seconded by Director Chen, by a vote of 5-0-0, the Board approved Resolution No. 1328, Accepting Improvements at 10310 North Foothill Blvd.

B. The Board reviewed Proposal for Hydraulic Modeling Consulting Services Memo. On a motion by Director Gatto, seconded by Director Chen, by a vote of 5-0-0, the Board approved Akel Engineering to go ahead with review of District's XPSWMM model.

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- C. The Board reviewed Oak Crest and Forum 2 Pump Station Repairs Memo. The Board inquired whether there are materials that can be used that will not corrode as much in the future. On a motion by Director Gatto, seconded by Director Bosworth, by a vote of 5-0-0, the Board approved construction and awarded the bid to C2R Engineering at a total cost of \$28,550.00. Board also approved electrical work to be done by St. Francis Electrical for \$5,000. The total project budget including contingency (10%) is \$36,905.

10. STAFF REPORTS:

- A. Manager Porter reported on Future Development Projects. District staff is continuing discussions with Vallco on their development plans and proposed encasement of the District pipe that was exposed by their construction activities.
- B. Manager Porter reported on the Monthly Maintenance Report.

11. CALENDAR ITEMS:

The next regular District Board meeting is scheduled to be held on Wednesday, May 5, 2021.

12. ADJOURNMENT:

On a motion properly made and seconded, at 8:50 p.m. the meeting was adjourned.



Secretary of the Sanitary Board



President of the Sanitary Board