

CUPERTINO SANITARY DISTRICT BOARD MEETING
WEDNESDAY, DECEMBER 7, 2022

The Sanitary Board of the Cupertino Sanitary District convened this date at 7:00 p.m. This meeting was conducted via teleconferencing in accordance with AB 361. The District office at 20863 Stevens Creek Blvd, Suite 100, Cupertino was closed.

1. ROLL CALL:

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

Directors present: William A. Bosworth, Angela S. Chen, Taghi S. Saadati, David A. Doyle, and Patrick S. Kwok.

Staff present: District Manager Benjamin Porter, Deputy District Manager Robert Woodhouse, and Counsel Marc Hynes. District Administrative Clerk/Notary Public, Frankie Martinez joined the meeting at 8:09pm.

District Consultant: Richard K. Tanaka

Public: Sayareh Farsio, Setareh Farsio and Ali Mozaffari

2. AB 361:

The Board of Directors makes the following findings required by AB 361 in order to continue holding meetings by teleconferencing electronically: (1) the March 4, 2020 Governor's Proclamation of a State of Emergency is still in effect, (2) the County of Santa Clara Health Officer announced on May 10, 2022 that COVID-19 cases are rising again to higher levels than last summer's surge and there is a rise in hospitalizations; she continues to encourage social distancing and advises people wear masks indoors, and (3) due to room capacity limitations, meeting in person would present imminent risks to the health or safety of attendees.

On a motion by President Bosworth, seconded by Director Saadati, by a vote of 5-0-0, the Board approved.

On a motion by Director Kwok, seconded by Director Saadati, by a vote of 5-0-0, the Board moved agenda Item 10.A - "Alan Row Installers Agreement" up in the agenda to follow Agenda Item 2.

10. NEW BUSINESS:

A. After review and discussion, on a motion by Director Kwok, seconded by Director Saadati, by a vote of 5-0-0, the Board approved Alan Row Installer's Agreement.

3. PUBLIC COMMENTS:

There were none.

CUPERTINO SANITARY DISTRICT BOARD MEETING
WEDNESDAY, DECEMBER 7, 2022

4. CLOSED SESSION:

President Bosworth adjourned the regular meeting session and opened the closed session at 7:07 p.m. Manager Porter, and Deputy Manager Woodhouse were excused from the closed session. Public guests left the meeting.

- 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.

Board action: There was no reportable action.

President Bosworth adjourned the closed session at 8:09 p.m. and the regular meeting was called to order. District Manager Porter, and Deputy Manager Woodhouse rejoined the regular meeting. District Administrative Clerk, Martinez joined the meeting.

5. MINUTES:

- A. On a motion by Director Saadati, seconded by Director Doyle, by a vote of 5-0-0, the minutes of the regular meeting held on Wednesday, November 16, 2022, were approved with amendments.
- B. By consensus, the Minutes of Wednesday, October 19, 2022, are to be Noted & Filed.

6. CORRESPONDENCE:

- A. The Board received letters from Santa Clara County Clerk of the Board for Appointment of Patrick Kwok, David Doyle, and Taghi Saadati. District Manager Porter administered the Oath of office to all three candidates, and District Administrative Clerk/Notary Public, Martinez witnessed the swearing of oaths.

District Administrative Clerk/Notary Public, Martinez left the meeting at 8:18 p.m.

- B. The Board received an emailed letter from County of Santa Clara Office of County Assessor for Lucky Road Annexation No. 1. It is to be Noted & Filed.

7. MEETINGS:

- A. Director Kwok plans to attend the teleconference meeting of the San Jose/Santa Clara Treatment Plant Advisory Committee (TPAC) scheduled to be held on Thursday, December 8, 2022.

CUPERTINO SANITARY DISTRICT BOARD MEETING
WEDNESDAY, DECEMBER 7, 2022

8. REPORTS:

- A. Deputy Manager Woodhouse reported on the teleconference meeting of the San Jose/Santa Clara Treatment Plant Technical Advisory Committee (TAC) held on Monday, December 5, 2022.
- B. Director Bosworth reported on the Santa Clara County Special Districts Association regular teleconference meeting held on December 5, 2022.
- C. Deputy Manager Woodhouse reported on the California Alliance for Sewer System Excellence (CASSE) teleconference meeting held December 7, 2022.

9. UNFINISHED BUSINESS:

- A. District Manager Porter reported on the Covid-19 updates.

10. NEW BUSINESS:

- B. After discussion by the Board, the memo on Purchase of One New 20 kw Multiquip Trailer-Mounted Generator and Rehabilitation of Country Club Pump Station was deferred to the next regular meeting.

11. STAFF REPORTS:


- A. Manager Porter reported on Future Development Projects.

12. CALENDAR ITEMS:


- A. The next regular District Board meeting is scheduled to be held on Wednesday, December 21, 2022.

13. ADJOURNMENT:

On a motion properly made and seconded, at 8: 56 p.m. the meeting was adjourned.



Secretary of the Sanitary Board



President of the Sanitary Board