

CUPERTINO SANITARY DISTRICT

SANTA CLARA COUNTY

CUPERTINO SANITARY DISTRICT BOARD MEETING

WEDNESDAY, APRIL 5, 2023

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.

1. ROLL CALL:

President Kwok 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, Associate Sanitary Engineer Abby Yung, and Counsel Marc Hynes.

District Consultant: Richard K. Tanaka

Public: None

2. PUBLIC COMMENTS:

There were none.

3. CLOSED SESSION:

President Kwok adjourned the regular meeting session and opened the closed session at 7:01 p.m. Manager Porter, and Engineer Yung 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.

Board action: There was no reportable action.

President Kwok adjourned the closed session at 7:18 p.m. and the regular meeting was called to order. District Manager Porter, and Engineer Yung rejoined the regular meeting.

4. MINUTES & BILLS:

- A. On a motion by Director Chen, seconded by Director Saadati, by a vote of 5-0-0, the minutes of the regular meeting held on Wednesday, March 15, 2023, were approved as written.
- B. By consensus, the Minutes of Wednesday, March 5, 2023, are to be Noted & Filed.

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5. CORRESPONDENCE:

There was none.

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 on Monday, April 10, 2023.
- B. President Kwok plans to attend the regular meeting of the San Jose/Santa Clara Treatment Plant Advisory Committee (TPAC) to be held on Thursday, April 13, 2023.

7. REPORTS:

There were none.

8. UNFINISHED BUSINESS:

There was none.

9. NEW BUSINESS:

- A. The Board discussed the budget for FY 2022-2023, which included the discussion of annual lateral maintenance cost. The Board discussed revising the budget to account for increased expenses related to litigation and corresponding increased revenue from the Tributary Agencies related to the District's role in paying the litigation expenses up front. The Board also discussed revising the revenue budget to include reimbursements. On a motion by Director Chen, seconded by Director Bosworth, by a vote of 5-0-0, the Board approved the revised budget.
- B. The Board reviewed a memo on Significant Defect Repair Project-Phase I. On a motion by Director Doyle, seconded by President Kwok, by a vote of 5-0-0, the Board accepted job completion and authorized payment to CR2 Engineering Inc. in the amount of \$137,280.63 as first and final payment.
- C. Manager Porter presented the Progress Report for Sewer Asset Data Migration to ARCGIS. There was no Board action.

10. STAFF REPORTS:

- A. Manager Porter reported on Future Development Projects. Itemized future development projects will be included in future agendas.

11. CALENDAR ITEMS:

- A. The next regular District Board meeting is scheduled to be held on Wednesday, April 19, 2023. Director Chen is excused from the meeting.

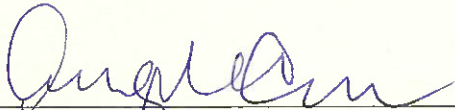
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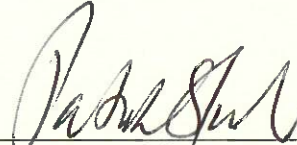
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12. ADJOURNMENT:

On a motion properly made and seconded, at 8: 19 p.m. the meeting was adjourned.



Secretary of the Sanitary Board



President of the Sanitary Board