

CUPERTINO SANITARY DISTRICT BOARD MEETING
WEDNESDAY, APRIL 19, 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, Taghi S. Saadati, David A. Doyle, and Patrick S. Kwok. Director Angela S. Chen was on excused absence.

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 7:04 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 7:40 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 Bosworth, seconded by Director Doyle, by a vote of 4-0-0, the minutes of the regular meeting held on Wednesday, April 5, 2023, were approved as written.

B. By consensus, the Minutes of Wednesday, March 15, 2023, are to be Noted & Filed.

C. The Board reviewed March payable warrants and financial statements. On a motion by Director Saadati, seconded by Director Doyle, by a vote of 4-0-0, the financial statements and payment of bills for March were approved as written.

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

5. CORRESPONDENCE:

- A. The Board reviewed a notice correspondence from Local Agency Formation Commission of Santa Clara County (LAFCO), titled: Adoption of Proposed Budget for Fiscal Year 2023 & Notice of June 7, 2023 LAFCO Public Hearing. It is to be Noted & Filed.
- B. The Board reviewed an email correspondence from California Special Districts Association, titled: Call to Action for AB 557 (Hart) Re: Remote Meetings. It is to be Noted & Filed. The Board reviewed and decided to send a letter of support for the Bill.

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, May 8, 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, May 11, 2023.

7. REPORTS:

- A. Manager Porter reported on the regular meeting of the San Jose/Santa Clara Treatment Plant Technical Advisory Committee (TAC) held on Monday, April 10, 2023.
- B. President Kwok reported on the regular meeting of the San Jose/Santa Clara Treatment Plant Advisory Committee (TPAC) held on Thursday, April 13, 2023.

8. UNFINISHED BUSINESS:

- A. The Board continued discussion of Tax Roll calculations and Budget for FY 2022-2023 and FY 2023-2024 which included the irrigation water meters and water loss calculations. No Board action was taken.

9. NEW BUSINESS:

- A. The Board discussed the Lateral Maintenance and Repair Program. Staff is continue the study to address the Board's questions and report back.
- B. The Board reviewed Akel Engineering Amendment for Hydraulic Modeling. On a motion by Director Bosworth, seconded by Director Doyle, by a vote of 4-0-0, the Board approved Amendment No. 2, of providing additional budget of \$70,134 and directed the District Manager to execute the amendment.

10. STAFF REPORTS:

- A. Engineer Yung reported on Future Development Projects.
- B. Manager Porter reported on the Maintenance Summary Report.

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11. CALENDAR ITEMS:

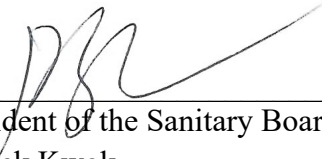
- A. The next regular District Board meeting is scheduled to be held on Wednesday, May 3, 2023. Director Doyle plans to attend remotely, via video conference. Director Bosworth is excused from this meeting.

12. ADJOURNMENT:

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



Secretary Pro-Tem of the Sanitary Board
Tahgi Saadati



President of the Sanitary Board
Patrick Kwok