

CUPERTINO SANITARY DISTRICT BOARD MEETING
WEDNESDAY, APRIL 1, 2020

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 Chen 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, District Advisor Richard K. Tanaka, and Counsel Marc Hynes.

Public: No public presence on conference call.

2. MINUTES & BILLS:

A. On a motion by Director Gatto, seconded by Director Bosworth, by a vote of 5-0-0 the minutes of Wednesday, March 18, 2020 were approved.

B. By consensus, the Minutes of Wednesday, March 4, 2020 are to be Noted & Filed.

3. PERSONAL PRESENTATIONS:

There were none.

4. CORRESPONDENCE:

There was none.

5. MEETINGS:

A. Manager Porter plans to attend the regular meeting of The San Jose/Santa Clara Treatment Plant Technical Advisory Committee (TAC) scheduled to be held April 6, 2020.

B. Director Gatto plans to attend the regular meeting of The San Jose/Santa Clara Treatment Plant Advisory Committee (TPAC) scheduled to be held April 9, 2020.

6. REPORTS:

There were none.

CUPERTINO SANITARY DISTRICT BOARD MEETING
WEDNESDAY, APRIL 1, 2020

7. UNFINISHED BUSINESS:

- A. Manager Porter reported on COVID-19 updates on new Executive Order from Santa Clara County Public Health (shelter in place through May 3, 2020 & more restrictive requirements) and Governor's Executive Order 33-20.

8. NEW BUSINESS:

- A. The Board discussed the request for reimbursement of sewer service fees for 19200 Stevens Creek Blvd. (APN 375-06-005). On a motion by Director Gatto, seconded by Director Kwok, by a vote of 5-0-0 reimbursement in the amount of \$5,157.40 was approved.

- B. The Board reviewed Resolution No. 1318, Essential Service. On a motion by Director Gatto, seconded by Director Kwok, by a vote of 5-0-0 Resolution No. 1318 was approved with addition to paragraph 6 to state "Mark Thomas employee engaged in providing services to Cupertino Sanitary District."

- C. Advisor Tanaka reported on acceptance of credit card payments and Cal Bank account.

1) Customer Credit Card Payments

- Board approved establishing a credit card payment account with Cal Bank with direction to staff to finalize the setup.
- Staff is to reevaluate fees for increased cost for the use of credit cards and adjust fees for inflation. Staff to agendize this topic for the Board's consideration.

- 2) Cal Bank Loan Payment Requirement - On a motion by Director Gatto, seconded by Director Bosworth, by a vote of 5-0-0 the Board approved transfer of \$600,000 to Cal Bank saving account.

- D. FY 2020-2021 Rate Adjustment Consideration

- 1) Manager Porter presented staff rate study analysis with staff recommendation to consider rate increase not to exceed 10%.

- 2) The Board discussed the consideration to increase rates not to exceed 10%. On a motion by Director Gatto, seconded by Director Bosworth, by a vote of 5-0-0 Resolution No. 1319 was approved to set a public hearing date for May 20, 2020 with rate increases not to exceed 10%.

- E. The Board discussed technology for Board meetings. On a motion by Director Saadati, seconded by Director Gatto, by a vote of 5-0-0, the Board approved purchasing electronic tablets (Wi-Fi communication only) and to have staff set them up for Board members.

9. STAFF REPORTS:

- A. Advisor Tanaka reported on the Prospect Pump Station. The only remaining task that needs to be completed is final striping. Advisor Tanaka also informed the Board that the District recently had an issue with the Prospect Pump Station related to towels and rags clogging one of the pumps. The Board discussed this issue and directed staff to contact CASA.

CUPERTINO SANITARY DISTRICT BOARD MEETING
WEDNESDAY, APRIL 1, 2020

10. CLOSED SESSION:

President Chen adjourned the regular meeting session and opened the closed session at 8:20 p.m.

- 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.

Manager Porter and Advisor Tanaka were excused from this closed session. Closed session was adjourned at 8:28 p.m. There was no reportable action.

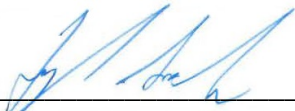
The regular meeting was called to order at 8:34 p.m. Manager Porter and Advisor Tanaka rejoined the regular meeting.

11. NEXT MEETING:

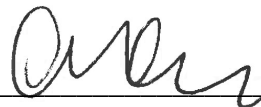
The next regular District Board meeting is scheduled to be held on Wednesday, April 15, 2020.

12. ADJOURNMENT:

On a motion properly made and seconded, at 8:35 p.m. the meeting was adjourned.



Secretary of the Sanitary Board



President of the Sanitary Board