

CUPERTINO SANITARY DISTRICT BOARD MEETING
WEDNESDAY, MAY 6, 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 present on conference call.

2. MINUTES:

A. On a motion by Director Gatto, seconded by Director Saadati, by a vote of 5-0-0 the minutes of Wednesday, April 15, 2020 were approved.

B. By consensus, the Minutes of Wednesday, April 1, 2020 are to be Noted & Filed.

3. PERSONAL PRESENTATIONS:

There were none.

4. CORRESPONDENCE:

A. The Board reviewed LAFCO proposed budget for FY2021 and public hearing notice. It is to be Noted & Filed.

5. MEETINGS:

A. Director Gatto plans to attend the teleconference meeting of The San Jose/Santa Clara Treatment Plant Advisory Committee (TPAC) scheduled to be held May 7, 2020.

6. REPORTS:

A. Manager Porter reported on the regular meeting of The San Jose/Santa Clara Treatment Plant Technical Advisory Committee (TAC) held May 4, 2020. Topics included: consultant fee issues, capital refunds, and COVID-19 impacts.

CUPERTINO SANITARY DISTRICT BOARD MEETING
WEDNESDAY, MAY 6, 2020

7. UNFINISHED BUSINESS:

- A. Manager Porter reported on COVID-19 updates.
- B. The Board discussed tablet use for Board meetings.
- C. Advisor Tanaka reported on Cal Bank credit card setup status. The device is set up and ready to receive credit card payments from customers.

8. NEW BUSINESS:

- A. The Board reviewed the staff report and the Resolution No. 1322, Notice of Completion for Prospect Pump Station Project. On a motion by Director Gatto, seconded by Director Saadati, by a vote of 5-0-0 Resolution No. 1322 was approved.
- B. The Board reviewed the staff report and discussed the request for reimbursement of sewer service fees for Bollinger Plaza (APN 359-23-018). On a motion by Director Gatto, seconded by Director Saadati, by a vote of 5-0-0 reimbursement in the amount of \$1,645 was approved.

9. STAFF REPORTS:

- A. Manager Porter requested input for the public hearing presentation format for May 20, 2020. Staff is directed to prepare Public Hearing Presentation Staff Memo. Manager Porter will be in the District office for the public hearing to be held May 20, 2020.
- B. Manager Porter informed Board about the potential to accept sewer flows from City of Sunnyvale. Board directed staff to investigate and prepare report to the Board.
- C. Advisor Tanaka reported on the status of the Flow Report to Santa Clara, and two reports (Potential I/I Reduction and Onsite Storage) submitted to Vallco. On May 6, the Santa Clara County Judge ruled in favor of Vallco to develop the site under SB 35.

10. CLOSED SESSION:

President Chen adjourned the regular meeting session and opened the closed session at 8:08 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 present for the portion of the discussion related to treatment plant cost, but thereafter were excused from the closed session. Closed session was adjourned at 8:28 p.m. There was no reportable action.

The regular meeting was called to order at 8:28 p.m. Manager Porter and Advisor Tanaka rejoined the regular meeting.

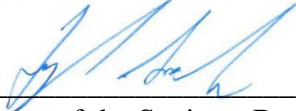
CUPERTINO SANITARY DISTRICT BOARD MEETING
WEDNESDAY, MAY 6, 2020

11. NEXT MEETING:

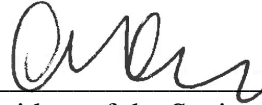
The next regular District Board meeting is scheduled to be held on Wednesday, May 20, 2020.

12. ADJOURNMENT:

On a motion properly made and seconded, at 9:01 p.m. the meeting was adjourned.



Secretary of the Sanitary Board



President of the Sanitary Board