

CUPERTINO SANITARY DISTRICT BOARD MEETING  
WEDNESDAY, AUGUST 5, 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 were present on the conference call.

Director Gatto requested to add Item 7C, Memo to City of San Jose to this agenda. On a motion by Director Gatto, seconded by Director Saadati, by a vote of 5-0-0 Item 7C was added.

2. MINUTES:

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

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

3. PERSONAL PRESENTATIONS:

There were none.

4. CORRESPONDENCE:

There was none.

5. MEETINGS:

A. The teleconference meeting of The San Jose/Santa Clara Treatment Plant Technical Advisory Committee (TAC) scheduled to be held August 10, 2020 was canceled.

B. CSRMA Training to be held August 11, 2020.

C. The teleconference meeting of The San Jose/Santa Clara Treatment Plant Advisory Committee (TPAC) scheduled to be held August 13, 2020 was canceled.

D. All Board members and staff are registered to attend the CASA Virtual Conference to be held August 12-13, 2020.

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6. REPORTS:

There were none.

7. UNFINISHED BUSINESS:

- A. The Board discussed the upcoming election. Filing deadline is Friday, August 7, 2020. Three Board members have submitted.
- B. Manager Porter reported on COVID-19 updates.
- C. The Board discussed the draft letter to the City of San Jose in response to the City's proposed budget for FY 2020-21 for the operations and maintenance budget. The Board provided comments and input. A letter will be sent to the City of San Jose and copied to the TPAC members.

8. NEW BUSINESS:

- A. The Board discussed the rate study memo and decided to further continue this discussion. It is to be agendaized for the first meeting in September for continuation.
- B. The Board reviewed a request for tax roll reimbursement for Dish and Dash. After discussion, on a motion by Director Gatto, seconded by Director Bosworth, by a vote of 5-0-0, the Board approved a reimbursement in the amount of \$21,943.94.
- C. The Board reviewed the Conflict of Interest Code as part of biennial review. On a motion by Director Gatto, seconded by Director Saadati, by a vote of 5-0-0, the Board approved Manager Porter to execute no changes to the Conflict of Interest Code and submit the form to the County.

9. STAFF REPORTS:

- A. Future development projects was deferred to the next regular meeting.
- B. Hyatt House Installer's Agreement. Staff is to prepare a memo regarding the Hyatt House Installer's Agreement with the status of the agreement, updated calculation of flows and recommendations.

10. CLOSED SESSION:

President Chen adjourned the regular meeting session and opened the closed session at 8:48 p.m. Manager Porter and Advisor Tanaka 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.

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B. District Counsel - In accordance with government code section 54957, "Public Employment Performance Review"

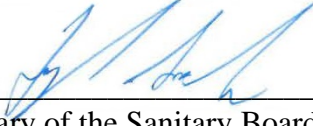
Closed session was adjourned at 9:55 p.m. and the regular meeting was called to order. Manager Porter and Advisor Tanaka rejoined the regular meeting. There was no reportable action.

11. NEXT MEETING:

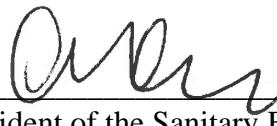
The next regular District Board meeting is scheduled to be held on Wednesday, August 19, 2020.

12. ADJOURNMENT:

On a motion properly made and seconded, at 9:56 p.m. the meeting was adjourned.



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Secretary of the Sanitary Board



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President of the Sanitary Board