

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

2. MINUTES:

A. On a motion by Director Gatto, seconded by Director Bosworth, by a vote of 5-0-0 the minutes of Wednesday, June 17, 2020 were approved.

B. By consensus, the Minutes of Wednesday, May 20, 2020 are to be Noted & Filed.

3. PERSONAL PRESENTATIONS:

There were none.

4. CORRESPONDENCE:

A. The Board reviewed the CASA Virtual Annual Conference Preliminary Program and Registration. The Board will decide on attendance at the next regular Board meeting.

B. The Board reviewed CSDA Essential Services Act. On a motion by Director Saadati, seconded by Director Kwok, by a vote of 5-0-0 the Board instructed Staff to send the letter it prepared to Congress.

5. MEETINGS:

A. The teleconference meeting of The San Jose/Santa Clara Treatment Plant Technical Advisory Committee (TAC) scheduled to be held July 7, 2020 was canceled.

B. The teleconference meeting of The San Jose/Santa Clara Treatment Plant Advisory Committee (TPAC) scheduled to be held July 9, 2020 was canceled.

6. REPORTS:

There were none.

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7. UNFINISHED BUSINESS:

- A. Manager Porter reported on COVID-19 updates.
- B. Manager Porter updated the Board on the filing of Form 470. Form 470 was submitted for all Board members well before July 1, 2020.
- C. The Board discussed the District budget for FY 2020-2021. On a motion by Director Gatto, seconded by Director Saadati, by a vote of 5-0-0, the Board approved the budget subject to further discussion with San Jose regarding the O&M charges for the Legacy Lagoon. The Board instructed staff to draft a letter to City of San Jose related to Legacy Lagoon charges included in the O&M budget.

8. NEW BUSINESS:

There was none.

9. STAFF REPORTS:

- A. Manager Porter reported on the status of a property line cleanout requirement related to a permit application for 1052 Bubb Road. The Property owner is not required to install a property line cleanout for this permit because the application improperly identified the extent of the work to the sewer system.

10. CLOSED SESSION:

President Chen adjourned the regular meeting session and opened the closed session at 8:10 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.

Closed session was adjourned at 8:32 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, July 15, 2020.

12. ADJOURNMENT:

On a motion properly made and seconded, at 8:36 p.m. the meeting was adjourned.

Secretary of the Sanitary Board

President of the Sanitary Board