

CUPERTINO SANITARY DISTRICT BOARD MEETING
WEDNESDAY, JULY 15, 2020

The Sanitary Board of the Cupertino Sanitary District convened this date at 7:00 p.m. in accordance with the Executive Order N-33-20 via teleconferencing.

1. ROLL CALL:

President Chen called the meeting to order and 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 one conferenced in.

2. MINUTES & BILLS:

- A. On a motion by Director Bosworth, seconded by Director Kwok, by a vote of 5-0-0, the minutes of Wednesday, July 1, 2020 were approved.
- B. By consensus, the Minutes of Wednesday, June 17, 2020 are to be Noted & Filed.
- C. The Board reviewed the June financials for payment. On a motion by Director Gatto, seconded by Director Bosworth, by a vote of 5-0-0, payment of bills was approved.
- D. The Board members will submit their timesheets electronically.

3. PERSONAL PRESENTATIONS:

There were none.

4. CORRESPONDENCE:

There was none.

5. MEETINGS:

The Board discussed attendance of the CASA Virtual Conference to be held August 12-13, 2020. It was decided to support CASA with the attendance by board members and staff.

6. REPORTS:

There were none.

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7. UNFINISHED BUSINESS:

- A. COVID-19 discussion: Manager Porter reported that staff of Mark Thomas can go to the office on a voluntary basis. However, the Cupertino office remains closed.
- B. The Board discussed City of San Jose Joint Interceptor Use invoice received for the unpaid portion. Staff is to send another letter to the City of San Jose requesting that City contact the District Manager to resolve differences and include a copy to the Director of Public Works, Matthew Cano.

8. NEW BUSINESS:

- A. The Board discussed candidate election/nomination forms for the upcoming elections.
- B. The Board reviewed a request for tax roll reimbursement from Oak Creek Center. After discussion, on a motion by Director Gatto, seconded by Director Saadati, by a vote of 5-0-0, the Board approved a reimbursement in the amount of \$5,444.20.
- C. The Board discussed a ratification of letter supporting AB-1672-Wipes. On a motion by Director Gatto, seconded by Director Bosworth, by a vote of 5-0-0, the ratification of the letter was approved.

9. STAFF REPORTS:

- A. Manager Porter and Advisor Tanaka reported on the status of future development projects which included Vallco, Marina, Cupertino Village Boutique Hotel, and Oaks.
- B. Manager Porter reported on the monthly maintenance report.

10. CLOSED SESSION:

President Chen adjourned the regular meeting session and opened the closed session at 8:20 p.m. Board discussed Item 10B, "Public Employment Performance Review" as first item for the Closed Session.

10.B. District Counsel review in accordance with government code section 54957, "Public Employment Performance Review." District Manager Porter and Advisor Tanaka participated in the initial discussion and were dismissed for the balance of the Closed Session.

10.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 9:06 p.m. and the regular meeting was called to order. Manager Porter and Advisor Tanaka rejoined the regular meeting. There was no reportable action.

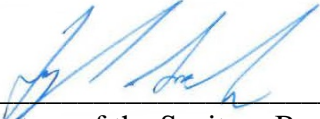
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11. NEXT MEETING:

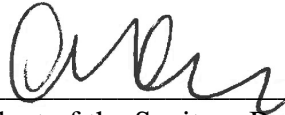
The next regular District Board meeting is scheduled to be held on Wednesday, August 5, 2020.

12. ADJOURNMENT:

On a motion properly made and seconded, at 9:08 p.m. the meeting was adjourned.



Secretary of the Sanitary Board



President of the Sanitary Board