

CUPERTINO SANITARY DISTRICT BOARD MEETING
WEDNESDAY, OCTOBER 07, 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, Deputy District Manager Robert Woodhouse, and Counsel Marc Hynes. Mark Thomas Principal, Sasha Dansky joined in progress.

Public: None

2. MINUTES:

A. On a motion by Director Gatto, seconded by Director Bosworth, by a vote of 5-0-0 the minutes of Wednesday, September 16, 2020 were approved.

B. By consensus, the Minutes of Wednesday, September 2, 2020 are to be Noted & Filed.

3. PERSONAL PRESENTATIONS:

There were none.

4. CORRESPONDENCE:

There was none.

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 October 8, 2020.

6. REPORTS:

A. Manager Porter attended the teleconference meeting of The San Jose/Santa Clara Treatment Plant Technical Advisory Committee (TAC) held October 5, 2020. There was., discussion of janitorial service expenses and how they are allocated to the treatment plant.

7. UNFINISHED BUSINESS:

A. Manager Porter reported on COVID-19 update. However, there was not much to report.

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- B. The Board discussed Staffing update.

Advisor Tanaka announced his retirement to be effective October 31, 2020 from Mark Thomas & Co. After discussion, there was a consensus to retain Advisor Tanaka as an independent consultant to the District. A Draft agreement will be included with the next Board meeting package.

8. NEW BUSINESS:

- A. The Board discussed the Rate Study Workshop No. 2-SFR vs MFR. The discussion presented good data and information, but no decision was made to have separate rate for MFR. Staff is to bring back with more detail as to its impact on the rate structure. At the end of this discussion, Sasha Dansky joined in via telephone. Manager Porter requested to return to Item 7B for Mr. Dansky to provide input.
- B. The Board reviewed the draft Annual Report. Staff is to polish it up and bring back the final version at the next regular meeting.

9. STAFF REPORTS:

- A. Advisor Tanaka reported on future development projects, e.g. Vallco Development. Vallco may want to have an agenda item for discussion at the first meeting in November.
- B. There was nothing to report for The Forum.
- C. Deputy Manager Woodhouse presented on the Inflow Reduction Plan. On a motion by Director Saadati, seconded by Director Kwok, by a vote of 5-0-0, the Board approved to authorize V&A's contract.

10. CLOSED SESSION:

President Chen adjourned the regular meeting session and opened the closed session at 9:21 p.m. Manager Porter and Advisor Tanaka were excused from the closed session. Dansky left the meeting.

- 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 9:40 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:

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The next regular District Board meeting is scheduled to be held on Wednesday, October 21, 2020.

12. ADJOURNMENT:

On a motion properly made and seconded, at 9:42 p.m. the meeting was adjourned.



Secretary of the Sanitary Board



President of the Sanitary Board