

CUPERTINO SANITARY DISTRICT BOARD MEETING
WEDNESDAY, DECEMBER 02, 2020

The Sanitary Board of the Cupertino Sanitary District convened this date at 7:01 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, Deputy District Manager Robert Woodhouse, and Counsel Marc Hynes.

District Advisor: Richard Tanaka

Public: Yoriko Kishimoto, Board Member of Mid-Peninsula Open Space

2. PUBLIC COMMENTS:

Yoriko Kishimoto introduced herself as a Board Member of the Mid-Peninsula Open Space Board. She also has served for the past seven years as the alternate representative for Special Districts on the LAFCO Board of Santa Clara County. She is seeking election as the permanent representative for Special Districts to the LAFCO Board in an election to be held on Monday, January 11, 2021. She is asking for the support of the CuSD Board in this election and requests that a Board member attend the January 11, 2021 Board meeting and cast a vote for her as their representative. The position lasts for a duration of four years.

3. CLOSED SESSION:

President Chen adjourned the regular meeting session and opened the closed session at 7:15 p.m. Manager Porter and Deputy Manager Woodhouse 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 8:22 p.m. and the regular meeting was called to order. District Manager Porter and Deputy District Manager Woodhouse rejoined the regular meeting. There was no reportable action.

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4. MINUTES:

- A. On a motion by Director Gatto, seconded by Director Saadati, by a vote of 5-0-0 the minutes of Wednesday, November 18, 2020 were approved as written.
- B. By consensus, the Minutes of Wednesday, November 4, 2020 are to be Noted & Filed.

5. CORRESPONDENCE:

There was none.

6. MEETINGS:

- A. Manager Porter plans to attend the teleconference meeting of The San Jose/Santa Clara Treatment Plant Technical Advisory Committee (TAC) scheduled to be held December 7, 2020.
- B. Director Bosworth plans to attend the teleconference meeting of The Santa Clara County Special Districts Association (SCCSDA) scheduled to be held December 7, 2020.
- C. Director Gatto plans to attend the teleconference meeting of The San Jose/Santa Clara Treatment Plant Advisory Committee (TPAC) scheduled to be held December 10, 2020.

7. REPORTS:

There were none.

8. UNFINISHED BUSINESS:

Manager Porter reported on COVID-19 updates. He indicated that there have been no changes in the past two weeks. All staff continue to work safely, providing essential services to our customers.

9. NEW BUSINESS:

- A. Manager Porter presented on the Rate Study Workshop No. 4-Special Zone Assessment.
- B. The Board discussed consideration to renew CSDA membership. By consensus, renewal of membership was not approved.

10. STAFF REPORTS:

- A. Manager Porter reported on Via Regina Safety Improvements. The trench rehabilitation work was completed on November 20, 2020. Pictures of the completed project were shared with the Board.

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- B. Manager Porter reported on the Vallco update. A letter was sent to Vallco on Wednesday, November 25, 2020 regarding the District's concerns about delays in receiving funds from Vallco for District Engineering support, about the options for accommodating future Vallco flows without exceeding District system conveyance capacity and flow agreements with the City of Santa Clara, and about their proposed bypass pumping plan which was found to lack the detail needed to safely bypass flows during wet weather rain events.

11. CALENDAR ITEMS:

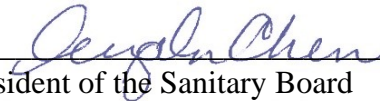
The next regular District Board meeting is scheduled to be held on Wednesday, December 16, 2020.

12. ADJOURNMENT:

On a motion properly made and seconded, at 9:46 p.m. the meeting was adjourned.



Secretary of the Sanitary Board



President of the Sanitary Board