

CUPERTINO SANITARY DISTRICT BOARD MEETING
WEDNESDAY, OCTOBER 5, 2022

The Sanitary Board of the Cupertino Sanitary District convened this date at 7:00 p.m. This meeting was conducted via teleconferencing in accordance with AB 361. The District office at 20863 Stevens Creek Blvd, Suite 100, Cupertino was closed.

1. ROLL CALL:

President Bosworth 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: William A. Bosworth, Angela S. Chen, Taghi S. Saadati, David A. Doyle, and Patrick S. Kwok.

Staff present: District Manager Benjamin Porter, Deputy District Manager Robert Woodhouse, and Counsel Marc Hynes.

District Consultant: Richard K. Tanaka

Public: None

2. AB 361:

The Board of Directors makes the following findings required by AB 361 in order to continue holding meetings by teleconferencing electronically: (1) the March 4, 2020 Governor's Proclamation of a State of Emergency is still in effect, (2) the County of Santa Clara Health Officer announced on May 10, 2022 that COVID-19 cases are rising again to higher levels than last summer's surge and there is a rise in hospitalizations; she continues to encourage social distancing and advises people wear masks indoors, and (3) due to room capacity limitations, meeting in person would present imminent risks to the health or safety of attendees.

On a motion by President Bosworth, seconded by Director Kwok, by a vote of 5-0-0, the Board approved.

3. PUBLIC COMMENTS:

There were none.

4. CLOSED SESSION:

President Bosworth adjourned the regular meeting session and opened the closed session at 7:02 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.

Board action: There was no reportable action.

CUPERTINO SANITARY DISTRICT BOARD MEETING
WEDNESDAY, OCTOBER 5, 2022

President Bosworth adjourned the closed session at 7:13 p.m. and the regular meeting was called to order. District Manager Porter, and Deputy Manager Woodhouse rejoined the regular meeting.

5. MINUTES:

- A. On a motion by Director Saadati, seconded by Director Chen, by a vote of 5-0-0, the minutes of the regular meeting held Wednesday, September 21, 2022, were approved.
- B. By consensus, the Minutes of Wednesday, August 17, 2022, are to be Noted & Filed.

6. CORRESPONDENCE:

There was none.

7. MEETINGS:

- A. The teleconference meeting of The San Jose/Santa Clara Treatment Plant Technical Committee (TAC) scheduled to be held on Monday, October 10, 2022 is canceled.
- B. The teleconference meeting of The San Jose/Santa Clara Treatment Plant Advisory Committee (TPAC) scheduled to be held on Thursday, October 13, 2022 is canceled.
- C. Deputy Manager Woodhouse plans to attend the California Alliance for Sewer System Excellence (CASSE) in-person general meeting hosted by Sacramento Area Sewer District to be held October 6, 2022 in Sacramento, CA.

8. REPORTS:

There were none.

9. UNFINISHED BUSINESS:

- A. District Manager Porter reported on the Vallco Installer's Agreement. Vallco has initiated contact and would like to restart discussions on the Installer's Agreement. Staff will meet with appropriate staff for the developers.
- B. Water Loss Calculation Discussion. Manager Porter and the Board discussed water loss calculations for District customers.
- C. District Manager Porter reported on the Covid-19 updates.

10. NEW BUSINESS:

- A. The Board discussed Significant Defect Repair Project – Authorization to Bid. On a motion by Director Saadati, seconded by President Bosworth, by a vote of 5-0-0, the approved authorization to bid.

CUPERTINO SANITARY DISTRICT BOARD MEETING
WEDNESDAY, OCTOBER 5, 2022

11. STAFF REPORTS:

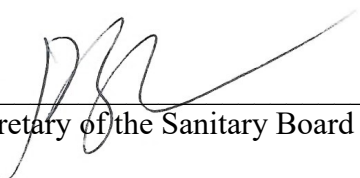
- A. Manager Porter reported on Future Development Projects.
- B. Manager Porter reported on the Fall Fun Festival held in Cupertino on September 24, 2022.

12. CALENDAR ITEMS:

- A. The next regular District Board meeting is scheduled to be held on Wednesday, October 19, 2022.
 - a) The regular Board meeting of November 2, 2022 is canceled.

13. ADJOURNMENT:

On a motion properly made and seconded, at 7: 50 p.m. the meeting was adjourned.



Secretary of the Sanitary Board



President of the Sanitary Board