

**MINUTES**  
**BOARD OF DIRECTORS MEETING**  
**November 15, 2007**  
**SAN LORENZO VALLEY WATER DISTRICT**  
**BOULDER CREEK, CALIFORNIA**

**CONVENE MEETING/ROLL CALL**

Vice Pres. McPherson convened the meeting at 7:35 p.m. Roll call showed Dirs. McPherson, Nelson, Rapoza and Vierra were present. Pres. Prather arrived at 7:55 p.m. and proceeded to chair the meeting. District Manager Mueller, Director of Operations Rogers and Legal Counsel Baird were also present.

**MINUTES**

- a. Minutes Regular Meeting of November 1, 2007  
Motion made by Dir. Rapoza to approve minutes for the November 1, 2007 Board of Directors Meeting.

**ROLL CALL:**

Ayes: McPherson, Nelson, Vierra, Rapoza  
Noes: None  
Absent: Prather  
Abstain: None

**ADDITIONS AND DELETIONS TO AGENDA:** None.

**ORAL COMMUNICATIONS:** None.

**WRITTEN COMMUNICATIONS:** None.

**CONSENT AGENDA:** None.

**UNFINISHED BUSINESS:** None.

**NEW BUSINESS:**

- a. **PUBLIC HEARING; PROPOSED PROPERTY RELATED CHARGE FOR BEAR CREEK ESTATES WASTEWATER SYSTEM**  
The District financed the Bear Creek Estates Wastewater System Improvement Project through an inter-fund loan for \$223,300.00. Per Proposition 218 Property Related Fees and Charges proceedings the District notified the property owners Bear Creek Estates of a proposed charge to repay the Bear Creek Estates Improvement Project. At the close of the Public Hearing the District Secretary received 9 written protests. Motion made by Dir. Rapoza to authorize ballot proceedings relative to the proposed charge.

ROLL CALL:

Ayes: Nelson, Prather, McPherson, Vierra, Rapoza

Noes: None

Absent: None

Abstain: None

**GENERAL MANAGER REPORTS:**

- (1) Bill List Period Ending November 15, 2007.  
Motion made by Dir. Vierra to approve the Bill List period ending November 15, 2007.

ROLL CALL:

Ayes: Nelson, Prather, McPherson, Rapoza, Vierra

Noes: None

Absent: None

Abstain: None

- (2) Department Status Reports  
The Board of Directors received the Department Status Reports.
  - a. Committee/Director Reports (Oral):

Dir. McPherson reported out on the Special Joint Meeting of the Board of Directors and the District's Education Program Advisory Commission held November 8, 2007. Dir. McPherson would like to see more reports on the outcome of funded projects in the future. Dir. Rapoza suggested that we request that a final report be presented to the Board of Directors of all grant awards.

Dir. Vierra reported out on the Finance Committee meeting held November 15, 2007. District expects a reduction in revenues due to conservation efforts of District customers.

**INFORMATION MATERIAL:**

The Board received the information material.

**ADJOURNMENT TO CLOSED SESSION**

Pres Prather adjourned the regular meeting to closed session at 8:54 p.m. for the purpose of:

- a. CONFERENCE WITH LEGAL COUNSEL;  
EXISTING LITIGATION  
Existing litigation pursuant to subdivision (a) of California Government Code Section 54956.9

- i. Name of case: San Lorenzo Valley Water District vs. California-American Water Company.
  - ii. Name of case: San Lorenzo Valley Water District vs. Constance Noel, et al.
- b. CONFERENCE WITH LEGAL COUNSEL;  
ANTICIPATED LITIGATION  
Initiation of litigation pursuant to subdivision (c) of California Government Code Section 54956.9.  
One (1) potential case.
- b. DISTRICT COUNSEL PERFORMANCE EVALUATION  
District Counsel performance evaluation pursuant to subdivision (b)(1) California Government Code Section 54957.  
Employee: District Counsel

**RECONVENE TO OPEN SESSION TO REPORT ACTIONS TAKEN IN CLOSED SESSION:**

Pres Prather reconvened the regular meeting at 9:15 p.m. and reported out that:

- a. CONFERENCE WITH LEGAL COUNSEL;  
EXISTING LITIGATION  
Existing litigation pursuant to subdivision (a) of California Government Code Section 54956.9
  - i. Name of case: San Lorenzo Valley Water District vs. California-American Water Company.
  - ii. Name of case: San Lorenzo Valley Water District vs. Constance Noel, et al.

No reportable action.
- b. CONFERENCE WITH LEGAL COUNSEL;  
ANTICIPATED LITIGATION  
Initiation of litigation pursuant to subdivision (c) of California Government Code Section 54956.9.  
One (1) potential case.  
  
Report of Action: The Board of Directors authorized its Real Property Negotiator to present an offer to the owner of record for acquisition of APN 090-194-01 generally located on Rebecca Drive, Boulder Creek.
- c. DISTRICT COUNSEL PERFORMANCE EVALUATION  
District Counsel performance evaluation pursuant to subdivision (b)(1) California Government Code Section 54957.  
Employee: District Counsel  
  
No reportable action.

**ADJOURNMENT**

Pres Prather adjourned the meeting at 9:15 p.m.

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Brandon Barchi  
District Secretary