

**SAN LORENZO VALLEY WATER DISTRICT
BOARD MEETING ACTION SUMMARY**

July 3, 2003

7:31 p.m.

ROLL CALL:

Roll Call showed Dirs. Rapoza, Prather and Ross present. Dirs. Nelson and Vierra were absent. District Manager Mueller and Counsel Hynes were also present.

MINUTES:

- a. Minutes of the Regular Meeting of June 19, 2003

Motion was made by Dir. Ross to approve the Minutes of the Regular Meeting of June 19, 2003.

ROLL CALL:

Ayes:	Ross, Prather, Rapoza
Noes:	None
Absent:	Nelson, Vierra

ADDITIONS AND DELETIONS TO THE AGENDA: None

ORAL COMMUNICATIONS:

Patrick Dugan, Felton, Skip Matthes, Boulder Creek and Kevin Tilden with Cal-Am Water were present to address the Board.

WRITTEN COMMUNICATIONS: None

CONSENT AGENDA: None

UNFINISHED BUSINESS:

- a. Budget Fiscal Year 2003/2004

Motion was made by Dir. Ross to approve Resolution No. 1 (03-04) Budget Fiscal Year 2003/2004.

ROLL CALL:

Ayes:	Ross, Prather, Rapoza
Noes:	None
Absent:	Nelson, Vierra

NEW BUSINESS:

- a. Agreement for Water Service; APN 71-091-57

Motion was made by Dir. Rapoza to approve Resolution No. 2 (03-04) Agreement for Water Service; APN 71-091-57.

ROLL CALL:

Ayes: Rapoza, Prather, Ross
Noes: None
Absent: Nelson, Vierra

- b. Agreement for Installation of Fire Hydrant and Private Fire Service; APN 77-104-01

Motion was made by Dir. Ross to approve Resolution No. 3 (03-04) Agreement for Installation of Fire Hydrant and Private Fire Service; APN 77-104-01.

ROLL CALL:

Ayes: Ross, Prather, Rapoza
Noes: None
Absent: Nelson, Vierra

GENERAL MANAGER REPORTS:

- a. Manager

- (1) Bill List through July 3, 2003

Motion was made by Dir. Ross to approve the Bill List in the amount of \$162,149.10.

ROLL CALL:

Ayes: Ross, Prather, Rapoza
Noes: None
Absent: Nelson, Vierra

- (2) Department Status Reports

- (i) Administration

The Board received the Administration Department Status Report.

- (ii) Operations

The Board received the Operations Department Status Report.

- (iii) Engineering

The Board received the Engineering Department Status Report.

- b. Committee/Director Reports (Oral): None

INFORMATIONAL MATERIAL:

- a. Newspaper Article

The Board received the Newspaper Article.

Prior to adjourning to closed session, Counsel Hynes made an announcement for the record relative to Closed Session Agenda Item 11b. The facts and circumstances involved relative to this matter are set out in a letter to the District dated June 25, 2003 from the Law Firm of Steefel, Levitt & Weiss representing California American Water Company who maintain that an alleged Brown Act violation occurred relative to action taken at the June 5, 2003 Board meeting when item 7b was added to the agenda regarding an Agreement with the County of Santa Cruz for Payment of Legal and Consulting Costs subsequent to posting of the agenda and the subsequent action taken by the Board to authorize \$21,000 in additional funding relative to the Agreement.

ADJOURNMENT TO CLOSED SESSION:

Dir. Rapoza adjourned the regular meeting to closed session at 8:06 p.m. for the purpose of:

- a. Minutes of the Closed Session Meeting of June 19, 2003
- b. CONFERENCE WITH LEGAL COUNSEL -
ANTICIPATED LITIGATION
Significant Exposure to Litigation Pursuant to Subdivision (b) of
Government Code Section 54956.9:
One (1) Potential Case
- c. CONFERENCE WITH LEGAL COUNSEL -
ANTICIPATED LITIGATION
Significant Exposure to Litigation Pursuant to Subdivision (c) of
Government Code Section 54956.9:
One (1) Potential Case
- d. PUBLIC EMPLOYEE PERFORMANCE EVALUATION as provided in
California Government Code Section 54957

District Manager

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

Dir. Rapoza reconvened the regular meeting at 8:45 p.m. and reported out that:

- a. Minutes of the Closed Session Meeting of June 19, 2003

Motion was made by Dir. Rapoza to approve the Minutes of the Closed Session Meeting of June 19, 2003, as presented.

ROLL CALL:

Ayes: Rapoza, Prather, Ross
Noes: None
Absent: Nelson, Vierra

- b. CONFERENCE WITH LEGAL COUNSEL -
ANTICIPATED LITIGATION

Significant Exposure to Litigation Pursuant to Subdivision (b) of
Government Code Section 54956.9:
One (1) Potential Case

Motion was made by Dir. Rapoza to direct District Counsel to respond to June 25, 2003 correspondence received from Steefel, Levitt & Weiss, representing California American Water Company, regarding a demand to cure an alleged Brown Act violation, informing said demanding party that the District will agendaize actions taken at the June 5th and June 19th Board of Directors meeting regarding an Agreement with the County of Santa Cruz for Payment of Legal and Consulting Costs for the regular Board of Director's meeting July 17, 2003; and further, provide copies of said letter to two (2) interested citizens, Skip Matthes and Patrick Dugan.

ROLL CALL:

Ayes: Rapoza, Prather, Ross
Noes: None
Absent: Nelson, Vierra

- c. CONFERENCE WITH LEGAL COUNSEL -
ANTICIPATED LITIGATION

Significant Exposure to Litigation Pursuant to Subdivision (c) of
Government Code Section 54956.9:
One (1) Potential Case

No reportable action.

- d. PUBLIC EMPLOYEE PERFORMANCE EVALUATION as provided in California Government Code Section 54957
District Manager

No reportable action.

ADJOURNMENT:

The meeting was adjourned at 8:48 p.m.