

**SAN LORENZO VALLEY WATER DISTRICT
BOARD MEETING ACTION SUMMARY
November 4, 2004
7:31 p.m.**

ROLL CALL:

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

MINUTES:

- a. Minutes of the Regular Meeting of October 21, 2004

Motion was made by Dir. Rapoza to approve the Minutes of the Regular Meeting of October 21, 2004, as presented.

ROLL CALL:

**Ayes: Rapoza, Nelson, Prather, Ross
Noes: None
Abstain: Vierra**

ADDITIONS AND DELETIONS TO THE AGENDA: None

ORAL COMMUNICATIONS:

Glen Lyons, FLOW representative and Gordon Stewart, Boulder Creek were present to address the Board.

WRITTEN COMMUNICATIONS: None

CONSENT AGENDA: None

UNFINISHED BUSINESS: None

NEW BUSINESS:

- a. Refinancing of San Lorenzo Valley Water District Certificates of Participation (Water System Improvement Projects), Series 1998

Motion was made by Dir. Rapoza to approve Resolution No. 09 (04-05) Resolution of Intention of the Board of Directors of the San Lorenzo Valley Water District Declaring its Intention to Refund Remaining Outstanding Principal Balance of the San Lorenzo Valley Water District Certificates of Participation (Water System Improvement

Projects), Series 1998, Dated as of February 4, 1999, by means of a Refunding Payment Agreement to be Privately Placed.

ROLL CALL:

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

Motion was made by Dir. Rapoza to approve Resolution No. 10 (04-05) Resolution of Intention of the Board of Directors of the San Lorenzo Valley Water District Approving and Authorizing Execution and Delivery of a Form of Refunding Payment Agreement to Refund Remaining Outstanding Principal Balance of the San Lorenzo Valley Water District Certificates of Participation (Water System Improvement Projects), Series 1998, Dated as of February 4, 1999, the Refunding Payment Agreement to be Privately Placed; Approving the Form of a Placement Agent Contract, a Special Counsel Agreement, and an Escrow Agreement; and Authorizing and Directing the Taking of Certain other Actions in Connection Therewith.

ROLL CALL:

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

- b. Agreement for Water Service; APN 089-441-34

Motion was made by Dir. Vierra to approve Resolution No. 11 (04-05) Agreement for Water Service; APN 089-441-34.

ROLL CALL:

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

- c. Request for Waiver of Formal Bidding Procedure for the Purchase and Installation of Solar Photovoltaic System, Bear Creek Estates Wastewater Facility

Motion was made by Dir. Rapoza to approve Resolution No. 12 (04-05) Request for Waiver of Formal Bidding Procedure for the Purchase and Installation of Solar Photovoltaic System, Bear Creek Estates Wastewater Facility.

ROLL CALL:

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

GENERAL MANAGER REPORTS:

a. Manager

- (1) Bill List Period Ending November 4, 2004

Motion was made by Dir. Rapoza to approve the Bill List Period Ending November 4, 2004 in the amount of \$118,340.19, as amended.

ROLL CALL:

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

- (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):

Manager Mueller reported on the joint meeting with Scotts Valley Water District.

INFORMATIONAL MATERIAL:

a. Newspaper Articles

The Board received the Newspaper Articles.

ADJOURNMENT TO CLOSED SESSION:

Dir. Ross adjourned the regular meeting to closed session at 8:31 p.m. for the purpose of:

- a. Minutes of the Closed Session Meeting of October 21, 2004
- b. CONFERENCE WITH LEGAL COUNSEL -
ANTICIPATED LITIGATION
Initiation of Litigation Pursuant to Subdivision (c) of Government Code
Section 54956.9:
One (1) Potential Case
- c. CONFERENCE WITH REAL PROPERTY NEGOTIATOR
Pursuant to California Government Code 54956.8
Property: APN 81-204-03 and -07, generally located at 12788 Highway 9,
Boulder Creek, CA.
Agency Negotiator: James Mueller, District Manager
Negotiating Parties: Albert and Melva Johnson
Under Negotiation: Price and Payment Terms
- d. PUBLIC EMPLOYEE PERFORMANCE EVALUATION pursuant to
California Government Code Section 54957
Title: District Manager

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

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

- a. Minutes of the Closed Session Meeting of October 21, 2004

**Motion was made by Dir. Ross to approve the Minutes of the Closed
Session Meeting of October 21, 2004, as presented.**

ROLL CALL:

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

- b. CONFERENCE WITH LEGAL COUNSEL -
ANTICIPATED LITIGATION
Initiation of Litigation Pursuant to Subdivision (c) of Government Code
Section 54956.9:
One (1) Potential Case

No reportable action.

- c. CONFERENCE WITH REAL PROPERTY NEGOTIATOR
Pursuant to California Government Code 54956.8
Property: APN 81-204-03 and -07, generally located at 12788 Highway 9,
Boulder Creek, CA.
Agency Negotiator: James Mueller, District Manager
Negotiating Parties: Albert and Melva Johnson
Under Negotiation: Price and Payment Terms

No reportable action.

- d. PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Pursuant to California Government Code Section 54957
Title: District Manager

No reportable action.

ADJOURNMENT:

The meeting was adjourned at 8:46 p.m.