

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

**August 2, 2007**

**7:33 p.m.**

**CONVENE MEETING/ROLL CALL**

Vice Pres. McPherson convened the meeting at 7:33 p.m. Roll call showed Dirs. McPherson, Nelson, Rapoza, and Vierra were present. Pres. Prather and District Manager Mueller were absent. Director of Operations Rogers and Legal Counsel Baird were also present.

**MINUTES**

- a. Minutes Regular Meeting of July 19, 2007  
Motion made by Dir. Rapoza to approve minutes for the July 19, 2007 Board of Directors Meeting.

**ROLL CALL:**

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

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

**ORAL COMMUNICATIONS:**

John Fasolas introduced the German film crew doing a documentary on FLOW. Mr. Fasolas also updated the Board on the fundraiser that was held on July 28, 2007. FLOW raised almost \$5000.00.

**WRITTEN COMMUNICATIONS:** None.

**CONSENT AGENDA:** None.

**UNFINISHED BUSINESS:**

- a. ANNUAL BUDGET FISCAL YEAR 2007-2008.  
The Board approved the Annual Budget Fiscal Year 2007-2008.

**ROLL CALL:**

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

**NEW BUSINESS:**

- a. EDUCATION GRANT PROGRAM FINAL PROJECT REPORT: “WATERSHED CRUZIN” TEACHER WORKSHOPS FOR SAN LORENZO VALLEY AND SCOTTS VALLEY TEACHERS IN GRADES 4-8”.

Dir. Rapoza motioned to approve Education Grant Program Final Project Report “Watershed Cruzin” Teacher Workshops for San Lorenzo Valley and Scotts Valley Teachers Grades 4-8.

ROLL CALL:

Ayes: McPherson, Nelson, Vierra, Rapoza

Noes: None

Absent: Prather

Abstain: None

- b. AUTHORIZATION TO BID FOR INVENTORY MATERIALS FOR A SIX-MONTH PERIOD.

Dir. Nelson motioned to approved authorization to bid for inventory materials for a six-month period.

ROLL CALL:

Ayes: McPherson, Rapoza, Vierra, Nelson

Noes: None

Absent: Prather

Abstain: None

- c. AGREEMENT FOR WATER SERVICE; APN 090-131-15.

Dir. Rapoza motioned to deny the Agreement for Water Service, APN 090-131-15, due to storage issues at Nina Tank. Staff has been directed to agendize this item for the September 20, 2007 regular Board of Directors meeting to provide more information on the storage issues.

ROLL CALL:

Ayes: McPherson, Nelson, Vierra, Rapoza

Noes: None

Absent: Prather

Abstain: None

**GENERAL MANAGER REPORTS:**

- a. Manager

- (1) Bill List Period Ending August 2, 2007.

Dir. Vierra motioned to approve the Bill List Period Ending August 2, 2007.

ROLL CALL:

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

- (2) Investment Report Period ending June 30, 2007.  
The Board received the Investment Report period ending June 30, 2007.
- (3) Department Status Reports  
The Board received the Department Status Reports regarding ongoing projects and other activities.

**COMMITTEE/DIRECTOR REPORTS (Oral):** None.

**INFORMATIONAL MATERIAL:**

The Board received the information material.

**ADJOURNMENT TO CLOSED SESSION**

Vice Pres. McPherson adjourned the regular meeting to closed session at 8:10 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  
Name of case: San Lorenzo Valley Water District vs. California-American Water Company.
- 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.
- c. PUBLIC EMPLOYEE PERFORMANCE EVALUATION  
Public employee performance evaluation pursuant to subdivision (b)(1) California Government Code Section 54957.  
Employee: District Manager

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

Vice Pres. McPherson reconvened the regular meeting at 8:23 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  
Name of case: San Lorenzo Valley Water District vs. California-American Water Company.

No reportable actions.

- 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.

The District authorized and directed the filing of a complaint in Santa Cruz County Superior Court for Quiet Title regarding APN 067-531-31, 021-101-13, -20, -21 and 067-531-31.

### **READJOURNMENT TO CLOSED SESSION**

Vice Pres. McPherson readjourned the regular meeting to closed session at 8:25 p.m. for the purpose of:

- c. PUBLIC EMPLOYEE PERFORMANCE EVALUATION  
Public employee performance evaluation pursuant to subdivision (b)(1) California Government Code Section 54957.  
Employee: District Manager

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

Vice Pres. McPherson reconvened the regular meeting at 9:00 p.m. and reported out that:

- b. PUBLIC EMPLOYEE PERFORMANCE EVALUATION  
Public employee performance evaluation pursuant to subdivision (b)(1) California Government Code Section 54957.  
Employee: District Manager

No reportable actions.

### **ADJOURNMENT**

Vice Pres. McPherson adjourned the meeting at 9:00 p.m.

Brandon Barchi  
District Secretary  
San Lorenzo Valley Water District