

**MINUTES
BOARD OF DIRECTORS MEETING
October 21, 2010
SAN LORENZO VALLEY WATER DISTRICT
BOULDER CREEK, CALIFORNIA**

CONVENE MEETING/ROLL CALL

Pres. Nelson convened the meeting at 7:32 p.m. Roll call showed Dirs. McPherson, Nelson, Prather, Rapoza and Vierra were present. District Manager Mueller, Director of Operations, Environmental Analyst Herbert and Legal Counsel Hynes were also present.

MINUTES

MINUTES REGULAR MEETING OF OCTOBER 7, 2010.

Motion made by Dir. Vierra to approve the minutes for the October 7, 2010 Board of Directors Meeting with amendments.

ROLL CALL:

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

ADDITIONS AND DELETIONS TO AGENDA:

District Manager Mueller requested agenda item 8b and item 8c be taken out of sequence.

ORAL COMMUNICATIONS:

John Fasolas suggested that the District contact the Santa Cruz County Sherriff's office to arrange a meeting to discuss enforcing trespass issues on District property.

Connie Barr asked for clarification of the District storing the archive records of FLOW for historical purposes. Legal Counsel Hynes stated that any records that the District archives are considered public records.

Violate Smith, Steering Committee; Redwood Mountain Faire presented the San Lorenzo Valley Water District a Certificate of Appreciation for contribution to the 2010 Redwood Mountain Faire.

WRITTEN COMMUNICATIONS:

The Board received the written communications from the Salmonid Restoration Federation and Steering Committee, Redwood Mountain Faire. Dir. Vierra directed staff to agendize the Salmonid Restoration Federation information to the November 4, 2010 Board of Directors meeting.

CONSENT AGENDA: None.

UNFINISHED BUSINESS: None.

NEW BUSINESS:

2010 EDUCATION GRANT PROGRAM FINAL PROJECT REPORT: “PRESERVE AND PROTECT: HELPING THE WILDLIFE OF OUR WATERSHED”

Environmental Analyst Herbert presented the Board with the final project report: “Preserve and Protect: Helping the Wildlife of our Watershed” by the Howl Science program. Motion made by Dir. Vierra to accept the 2010 Education Grant Program Final Project Report: “Preserve and Protect: Helping the Wildlife of our Watershed”.

ROLL CALL:

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

LOCH LOMOND RESERVOIR SOURCE DEVELOPMENT STUDY

District Manager Mueller presented the Board with the Loch Lomond Reservoir Source Development Study. Motion made by Dir. Vierra to acceptance of the Loch Lomond Reservoir Source Development Study prepared by SPH Associates Consulting Engineering and directed staff to agendize this study at a future Facilities and Planning Committee meeting.

ROLL CALL:

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

REQUEST FOR SOLAR PHOTOVOLTAIC DEVELOPMENT PROJECTS; WAIVER OF FORMAL BIDDING PROCEDURES

A presentation was made by Jose Radzinsky and Patrick Rogers of Renewable Power Solutions relative to proposed solar photovoltaic projects. Motion made by Dir. Vierra directing staff to gather more information and schedule a special meeting of the Board of Directors to discuss the Photovoltaic Development Projects in greater detail.

ROLL CALL:

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

GENERAL MANAGER REPORTS:

Bill List Period Ending October 21, 2010

Motion made by Dir. Vierra to approve the Bill List Period Ending October 21, 2010.

ROLL CALL:

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

Cash Flow Report Period Ending September 30, 2010

The Board received the Cash Flow Report Period Ending September 30, 2010.

One Time Leak Adjustment Status Report, July 1, 2010 – September 30, 2010

The Board received the Leak Adjustment Status Report Period July 1, 2010 – September 30, 2010.

Water Conservation Credit Programs Status Report, July 1, 2010 – September 30, 2010

The Board received the Water Conservation Credit Programs Status Report Period July 1, 2010 – September 30, 2010.

Department Status Reports

The Board received the Department Status Reports.

COMMITTEE/DIRECTOR REPORTS (Oral):

Dir. Prather reported out on the October 21, 2010 Environmental Committee meeting. Watershed Management Plan, Part II Administrative Draft is almost ready for Board approval.

Dir. Vierra reported out on the October 12, 2010 Finance Committee meeting.

INFORMATION MATERIAL: None.

ADJOURNMENT TO CLOSED SESSION:

Dir. Vierra announced that he would not participate relative to Item 11(d), Conference with Real Property Negotiator, due to an income interest conflict and would depart the meeting prior to consideration of this item.

Pres. Nelson adjourned the regular meeting to closed session at 10:48 p.m. for the purpose of:

CONFERENCE WITH LEGAL COUNSEL; ANTICIPATED LITIGATION

Initiation of litigation pursuant to subdivision (c) of California Government Code section 54956.9
One (1) potential case.

CONFERENCE WITH LEGAL COUNSEL; ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to subdivision (b) of California Government Code section 54956.9
One (1) potential case.

PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Public employee performance evaluation pursuant to California Government Code section 54956.95 (a)
Employee: District Manager

CONFERENCE WITH REAL PROPERTY NEGOTIATOR

Conference with Real Property Negotiator pursuant to California Government Code section 54956.8
Property: APN 090-194-11 generally located at 1130 Rebecca Drive, Boulder Creek CA
Agency Negotiator: James A. Mueller, District Manager
Negotiating Party: Edwige and Gregory Dildine, property owners, represented by Century 21 Showcase Realtors, Boulder Creek, CA
Under Negotiation: Price and Payment Terms

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

Pres. Nelson reconvened the regular meeting at 11:08 p.m. and reported out that:

REPORT OF ACTIONS TAKEN IN CLOSED SESSION:

CONFERENCE WITH LEGAL COUNSEL; ANTICIPATED LITIGATION

Initiation of litigation pursuant to subdivision (c) of California Government Code section 54956.9
One (1) potential case.

No reportable action.

CONFERENCE WITH LEGAL COUNSEL; ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to subdivision (b) of California Government Code section 54956.9
One (1) potential case.

No reportable action.

PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Public employee performance evaluation pursuant to California Government Code section 54956.95 (a)
Employee: District Manager

No reportable action.

CONFERENCE WITH REAL PROPERTY NEGOTIATOR

Conference with Real Property Negotiator pursuant to California Government Code section 54956.8

Property: APN 090-194-11 generally located at 1130 Rebecca Drive, Boulder Creek CA

Agency Negotiator: James A. Mueller, District Manager

Negotiating Party: Edwige and Gregory Dildine, property owners, represented by Century 21 Showcase Realtors, Boulder Creek, CA

Under Negotiation: Price and Payment Terms

No reportable action.

Dir. Vierra departed the meeting at 10:52 p.m. prior to consideration of the item due to an income interest conflict. No other reportable action.

ADJOURNMENT:

Pres. Nelson adjourned the meeting at 11:08 p.m.

B. Barchi, District Secretary