

**AMENDED MINUTES
BOARD OF DIRECTORS MEETING
October 7, 2010
SAN LORENZO VALLEY WATER DISTRICT
BOULDER CREEK, CALIFORNIA**

CONVENE MEETING/ROLL CALL

Pres. Nelson convened the meeting at 7:34 p.m. Roll call showed Dirs. McPherson, Nelson, Prather and Vierra were present. Dir. Rapoza was absent. District Manager Mueller, Environmental Analyst Herbert and Legal Counsel Hynes were also present.

MINUTES

MINUTES REGULAR MEETING OF SEPTEMBER 16, 2010.

Motion made by Dir. Vierra to approve the minutes for the September 16, 2010 Board of Directors Meeting

ROLL CALL:

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

ADDITIONS AND DELETIONS TO AGENDA: None.

ORAL COMMUNICATIONS: None.

WRITTEN COMMUNICATIONS: None.

CONSENT AGENDA: None.

UNFINISHED BUSINESS: None.

NEW BUSINESS:

2010 EDUCATION GRANT PROGRAM FINAL PROJECT REPORT: "SAN LORENZO RIVER WATER TEMPERATURE RECORD PROJECT," LOMPICO WATERSHED CONSERVANCY

Environmental Analyst Herbert presented the Board the 2010 Education Grant Program Final Project Report: "San Lorenzo River Water Temperature Record Project", Lompico Watershed Conservancy. The project analyzed and formatted stream temperature data collected from 32 temperature probes in the San Lorenzo River in 2005-2006 by San Lorenzo Valley High School students along with data collected by the City of Santa Cruz Water Department. This project prepared a report analyzing previously collected stream temperature data in the San Lorenzo River for the 2012 review and consideration to the State Water Quality Control Board. Motion made by Dir. McPherson to accept the 2010 Education Grant Program Final Project Report: "San Lorenzo River Water Temperature Record Project," Lompico Watershed Conservancy.

ROLL CALL:

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

UPPER LAUREL ROAD ASSOCIATION

District Manager Mueller presented the Board with a resolution authorizing District participation in the Upper Laurel Road Association. Motion made by Dir. Vierra to approve Resolution No. 6, approving District participation in the Upper Laurel Road Association.

ROLL CALL:

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

GENERAL MANAGER REPORTS:

Bill List Period Ending October 7, 2010

Motion made by Dir. Vierra to approve the Bill List Period Ending October 7, 2010.

ROLL CALL:

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

Investment Report Period Ending August 31, 2010

The Board received the Investment Report Period Ending August 31, 2010.

Department Status Reports

The Board received the Department Status Reports.

COMMITTEE/DIRECTOR REPORTS (Oral):

Dir. Prather reported out on the September 29, 2010 Environmental Committee. Continuing to work on the Watershed Plan Part II. Patrick Rogers presented solar photovoltaic information to the committee.

Dir. McPherson reported out on the October 7, 2010 Environmental Breakfast meeting held by Assemblymember Monning.

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 8:22 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 9:04 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 8:45 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 9:05 p.m.

B. Barchi, District Secretary