

MINUTES
BOARD OF DIRECTORS MEETING
September 16, 2010
SAN LORENZO VALLEY WATER DISTRICT
BOULDER CREEK, CALIFORNIA

CONVENE MEETING/ROLL CALL

Vice Pres. Rapoza convened the meeting at 7:33 p.m. Roll call showed Dirs. McPherson, Prather and Rapoza were present. Dir. Vierra arrived at 7:41 p.m. Dir. Nelson was absent. District Manager Mueller, Director of Operations Rogers and Legal Counsel Hynes were also present.

Motion made by Dir. Vierra to excuse the absence of Dir. Nelson for the September 16, 2010 regular Board of Directors meeting and the absence of Dir. Rapoza from the October 7, 2010 regular Board of Directors meeting.

ROLL CALL:

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

MINUTES

MINUTES REGULAR MEETING OF SEPTEMBER 2, 2010.

Motion made by Dir. Prather to approve the minutes for the September 2, 2010 Board of Directors Meeting

ROLL CALL:

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

ADDITIONS AND DELETIONS TO AGENDA:

Addition to New Business, (Item 8c), request from the Valleys Women's Club for District participation in the 2010 Annual River and Road Cleanup.

ORAL COMMUNICATIONS: None.

WRITTEN COMMUNICATIONS: None.

CONSENT AGENDA: None.

UNFINISHED BUSINESS: None.

NEW BUSINESS:

AGREEMENT WITH SANTA CRUZ COUNTY HORSEMEN'S ASSOCIATION FOR INTERIM USE OF THE DISTRICT'S OLYMPIA WATERSHED PROPERTY

District Manager Mueller presented the Board with an agreement for the Santa Cruz County Horsemen's Association interim use of the District's Olympia Watershed property. The agreement is for the period of one (1) year allowing the completion of the Olympia Watershed Management Implementation Plan. Motion made by Dir. McPherson to approve Resolution No. 5, an Interim Use Agreement with the Santa Cruz County Horsemen's Association for use of the District's Olympia Watershed Property.

ROLL CALL:

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

OLYMPIA MUTUAL WATER COMPANY CONSOLIDATION PROJECT

District Manager Mueller presented the Board with the Olympia Mutual Water Company Consolidation Project and requested direction from the Board on proceeding with the necessary actions. The Board of Directors directed staff to move forward with the tasks involved relative to the proposed Olympia Mutual Water Company Consolidation Project.

2010 ANNUAL RIVER AND ROAD CLEAN UP

District Manager Mueller presented the Board with a request from the Valley Women's Club for the 24th Annual River and Road Clean. The Valley Women's Club is requesting District staff and dump truck to help with the annual clean up. Motion made by Dir. McPherson to authorize the request of the Valley Women's Club requesting District staff and dump truck to assist in the 2010 Annual River and Road Cleanup.

ROLL CALL:

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

GENERAL MANAGER REPORTS:

Bill List Period Ending September 16, 2010

Motion made by Dir. Vierra to approve the Bill List Period Ending September 16, 2010.

ROLL CALL:

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

Cash Flow Report Period Ending August 31, 2010

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

Department Status Reports
The Board received the Department Status Reports.

COMMITTEE/DIRECTOR REPORTS (Oral):

Dirs. Vierra and Rapoza reported out on the Lompico County Water District ad hoc committee.

INFORMATION MATERIAL:

The Board received the information material.

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 8:31 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 10:30 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

Dir. Vierra departed the meeting at 9:35 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 10:30 p.m.

B. Barchi, District Secretary