

**MINUTES**  
**BOARD OF DIRECTORS MEETING**  
**October 6, 2011**  
**SAN LORENZO VALLEY WATER DISTRICT**  
**BOULDER CREEK, CALIFORNIA**

**CONVENE MEETING/ROLL CALL**

Pres. Vierra convened the meeting at 7:30 p.m. Roll call showed Dirs. McPherson, Nelson, Rapoza and Vierra were present. Dir. Prather was absent. District Manager Mueller and Legal Counsel Hynes were also present.

**MINUTES**

MINUTES REGULAR MEETING OF SEPTEMBER 15, 2011

Motioned made by Dir. Rapoza to approve minutes for the September 15, 2011 Board of Directors Meeting.

ROLL CALL:

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

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

Motion made by Dir. Rapoza to excuse Dir. Prather from the October 6, 2011 Board of Directors meeting.

ROLL CALL:

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

**ORAL COMMUNICATIONS:** None.

**WRITTEN COMMUNICATIONS:**

The Board received written communications from Bonnie Doon FireSafe Council. Staff was directed to contact the council to ensure the District is aware of fuel reduction projects in the area.

**CONSENT AGENDA:** None.

**UNFINISHED BUSINESS:** None.

## **NEW BUSINESS:**

### **WATER UTILITY EASEMENTS; APN 067-081-41**

District Manager Mueller presented the Board with water utility easement for APN 067-081-41 to improve the efficiency of the distribution system and better service to customers in Manana Woods. Dir. Rapoza motioned to approve Resolution No. 10 (10-11), a resolution to accept water utility easement on APN 067-081-41

#### **ROLL CALL:**

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

## **GENERAL MANAGER REPORTS:**

Bill List Period Ending October 6, 2011

Motioned made by Dir. Vierra to approve the Bill List Period Ending October 6, 2011.

#### **ROLL CALL:**

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

Investment Report Period ending August 31, 2011

The Board received the Investment Report Period ending August 31, 2011.

### **Department Status Reports**

The Board received the Department Status Reports. Dir. McPherson directed staff to agendize the discussion of promotion and distribution of "*The San Lorenzo Valley Water District, A History.*"

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

## **INFORMATION MATERIAL:**

The Board received the information material.

## **ADJOURNMENT TO CLOSED SESSION**

Pres. Vierra adjourned the regular meeting to closed session at 7:52 p.m. for the purpose of:

### **CONFERENCE WITH LEGAL COUNSEL; EXISTING LITIGATION**

Existing litigation pursuant to subdivision (a) of California Government Code section 54956.9.

Two (2) cases.

Name of case: Bruce R. Holloway vs. Terry Vierra, James W. Rapoza and Lawrence (Larry) Prather.

Name of case: Pacific Bell Telephone vs. Leo Tidwell Excavating Corporation, San Lorenzo Valley Water District

#### CONFERENCE WITH REAL PROPERTY NEGOTIATOR

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

PROPERTY: APN 073-031-01 generally located 101 Quail Hollow Road, Felton, CA

AGENCY NEGOTIATOR: James A. Mueller, District Manager

NEGOTIATING PARTY: Travis Cary, Chief Real Property Agent, County of Santa Cruz

UNDER NEGOTIATIONS: Price and payment terms.

#### CONFERENCE WITH LABOR NEGOTIATOR

Conference with Labor Negotiator pursuant to California Government Code section 54957.6

Agency Negotiator: James A. Mueller, District Manager

Employee Organizations: Classified Employees Unit; and Management, Supervisory and Confidential Employees Unit.

#### PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Public employee performance evaluation pursuant to California Government Code section 54956.9(b)(1)

Employee: District Manager

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

Pres. Vierra reconvened the regular meeting at 8:59 p.m. and reported out that:

#### CONFERENCE WITH LEGAL COUNSEL; EXISTING LITIGATION

Existing litigation pursuant to subdivision (a) of California Government Code section 54956.9.

Two (2) cases.

Name of case: Bruce R. Holloway vs. Terry Vierra, James W. Rapoza and Lawrence (Larry) Prather.

Name of case: Pacific Bell Telephone vs. Leo Tidwell Excavating Corporation, San Lorenzo Valley Water District

No reportable action.

#### CONFERENCE WITH REAL PROPERTY NEGOTIATOR

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

PROPERTY: APN 073-031-01 generally located 101 Quail Hollow Road, Felton, CA

AGENCY NEGOTIATOR: James A. Mueller, District Manager

NEGOTIATING PARTY: Travis Cary, Chief Real Property Agent, County of Santa Cruz

UNDER NEGOTIATIONS: Price and payment terms.

No reportable action.

#### CONFERENCE WITH LABOR NEGOTIATOR

Conference with Labor Negotiator pursuant to California Government Code section 54957.6

Agency Negotiator: James A. Mueller, District Manager

Employee Organizations: Classified Employees Unit; and Management, Supervisory and Confidential Employees Unit.

No reportable action.

**PUBLIC EMPLOYEE PERFORMANCE EVALUATION**

Public employee performance evaluation pursuant to California Government Code section 54956.9(b)(1)

Employee: District Manager

No reportable action.

**ADJOURNMENT**

Pres. Vierra adjourned the meeting at 9:00 p.m.

---

B. Barchi, District Secretary