

**MINUTES**  
**BOARD OF DIRECTORS MEETING**  
**May 19, 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, Prather, Rapoza and Vierra were present. District Manager Mueller, Director of Operations Rogers and Legal Counsel Hynes were also present.

**MINUTES**

MINUTES REGULAR MEETING OF MAY 5, 2011

Motioned made by Dir. McPherson to approve minutes for the May 5, 2011 Board of Directors Meeting.

ROLL CALL:

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

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

**ORAL COMMUNICATIONS:**

Resident from the Manana Woods area was concerned about the lack of pressure at a fire hydrant during a fire at a neighbor's home. Director of Operations Rogers explained that this was an issue with the size of the hydrant and not water pressure. The hydrant has been replaced with a larger hydrant.

**WRITTEN COMMUNICATIONS:**

The Board received the correspondence from Gordon Stewart, Jr. and S. McEwan. Motion made by Dir. Rapoza to agendize the correspondence from S. McEwan for the June 2, 2011 Board of Directors meeting.

ROLL CALL:

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

**CONSENT AGENDA:** None.

**UNFINISHED BUSINESS:** None.

## **NEW BUSINESS:**

### **PUBLIC HEARING; PROPOSED INCREASE IN WATER RATES**

District Manager Mueller presented the Board with a proposed increase in water rates. Pres. Vierra opened the public hearing at 7:43 for comments from the public. Several members of the public addressed the Board. Pres. Vierra closed the public hearing at 8:50 p.m. At the close of the public hearing the District Secretary reported that there were 102 ballots opposing the rate increase received. Motion made by Dir. Prather to approve Resolution No. 29, increase in water rates effective June 1, 2011.

#### **ROLL CALL:**

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

## **GENERAL MANAGER REPORTS:**

Bill List Period Ending MAY 19, 2011

Motioned made by Dir. Rapoza to approve the Bill List Period Ending May 19, 2011.

#### **ROLL CALL:**

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

Cash Flow Report Period Ending April 30, 2011

The Board received the Cash Flow Report Period Ending April 30, 2011.

Department Status Reports

The Board received the Department Status Reports.

## **COMMITTEE/DIRECTOR REPORTS (Oral):**

Dir. Vierra reported out on the May 13, 2011 Finance Committee meeting. The committee discussed Bear Creek Estates wastewater rates and possible outreach to the Bear Creek Estates community.

**INFORMATION MATERIAL:** None.

## **ADJOURNMENT TO CLOSED SESSION**

Pres. Vierra adjourned the regular meeting to closed session at 9:00 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.

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

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

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

Two (2) potential cases.

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 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.

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

Pres. Vierra reconvened the regular meeting at 9:55 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.  
Name of case: Bruce R. Holloway vs. Terry Vierra, James W. Rapoza and Lawrence (Larry) Prather.

No reportable action.

CONFERENCE WITH LEGAL COUNSEL; ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to subdivision (b) of California Government Code section 54956.9.  
Two (2) potential cases.

No reportable action.

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 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.

**ADJOURNMENT**

Pres. Vierra adjourned the meeting at 9:55 p.m.

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Brandon Barchi  
District Secretary