

**SAN LORENZO VALLEY WATER DISTRICT  
BOARD MEETING MINUTES**

December 18, 2014

7:30 p.m.

**SPECIAL ORDER OF THE DAY:**

Pres. Bruce convened the meeting at 7:30 p.m., she then asked that the three incoming board members please stand so that the District Secretary can administer the Oath of Office. Charles Baughman, Eric Hammer and Gene Ratcliffe stood and repeated the following:

*I do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California, that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.*

**CONVENE MEETING/ROLL CALL:**

Roll call showed Dirs. Brown, Baughman, Bruce, Ratcliffe and Hammer were present. Acting District Manager Rogers, Deputy Director of Operations Furtado, Finance Manager Hill, and Legal Counsel, Hynes were also present.

**MINUTES:**

Minutes of the Board of Directors Meeting of December 4, 2014.

The minutes of the December 4, 2014 BoD meeting were amended and posted to the website after it was pointed out that there were some errors to the reporting of the closed session items.

Bruce Holloway, Boulder Creek, noted that the name of Ronnie Trubek was omitted from the amended minutes and that the reference to 1091.5 should be struck from the amended minutes. He also noted that the minutes show that Dir. Vierra exited the meeting before the discussion on Real Property Negotiators, so his vote should be “absent” and not “abstain”.

Legal Counsel Hynes says that changes to the minutes are not necessary.

Bruce Holloway, Boulder Creek, added that he has some information for the Board that he would like to hand out. He was directed to give the information to the District Secretary.

Motion made by Dir. Brown to approve the minutes, with a change of Dir. Vierra being “recused” instead of “abstain” on Roll Call vote for item 11c.

ROLL CALL:

Ayes:	Baughman, Bruce, Ratcliffe, Brown
Noes:	None
Abstain:	Hammer
Absent:	None

**ACTION TO ESTABLISH NEW BOARD OFFICERS:**

Dir. Hammer nominated President Bruce to continue at president of the Board. Dir. Baughman nominated Dir. Brown for president of the Board.

Dir. Brown thinks that the historical precedent by the Board to rotate the presidency every year should be followed. He thinks that she should be vice president.

Dir. Baughman thinks that the future president should not think that they will be president for a very extended period of time. He appreciates her service as president.

Pres. Bruce understands Dirs. Brown and Baughman but says that the district is in a time of tremendous flux and feels that the continuity of her presidency will be helpful.

Dir. Brown says that he also brings continuity and he brings his historical knowledge.

Dir. Hammer thinks that it is more important to have a strong president than to follow a precedent.

Charlene DeBert, Boulder Creek, thinks that Dir. Brown can run a meeting pretty good.

Motion was made by Dir. Hammer to nominate Pres. Bruce to continue as president.

ROLL CALL:

Ayes:	Bruce, Ratcliffe, Hammer
Noes:	Brown, Baughman
Abstain:	None
Absent:	None

Motion was made by Pres. Bruce to nominate Dir. Brown for vice president.

ROLL CALL:

Ayes:	Brown, Baughman, Ratcliffe, Hammer, Bruce
Noes:	None
Abstain:	None
Absent:	None

**ADDITIONS AND DELETIONS TO AGENDA: None**

### **ORAL COMMUNICATIONS:**

Bruce Holloway, Boulder Creek, says that the Board adopted the Policy Manual at the last Board of Directors meeting and it says that the Board will take up the Policy Manual at the second meeting of the Board in December and this is the 2<sup>nd</sup> meeting in December and it is not on the agenda. The Board Policy Manual is adopted by the Board and the District Manager and the President of the Board do not have the right to change policy.

Acting District Manager Rogers explained that the deferment of the discussion of the Policy Manual allows the new Board time to review the policy. The many items on this evening's agenda will help prepare the Board for changes they want to make to the Policy. Past Boards have been so familiar with content of yearly updated policies that they were all put together under the Consent Agenda items.

Dir. Brown agrees that he agrees, this does reflect the consensus of the Board.

Charlene DeBert, Boulder Creek, thinks that the District Manager and the President shouldn't be making decisions without the Board.

### **WRITTEN COMMUNICATION:**

Acting Dist. Mgr. Rogers says that there is a letter from Mrs. McLaughlin.

President Bruce notes that Mrs. McLaughlin is not in the audience this evening and asks for questions or discussion.

Dir. Baughman asks if there is there a procedure for this and if not it should be looked at in the future?

**CONSENT AGENDA:** None

**UNFINISHED BUSINESS:** None

### **NEW BUSINESS:**

#### **DROUGHT WATER SUPPLY UPDATE 2015**

Nicholas Johnson, Hydrologist for the District, delivered his Drought Assessment Update. Nick's presentation is posted on the website under Drought Information.

Nick also shared information on the new California State Law requiring Well Water Management.

Dir. Brown asked about Bond Bill money for clean water purposes.

Nick says that he is not an expert in this area but believes there is money available.

Dir. Ratcliffe questioned state law in regard to individuals with wells.

Nick responded that the individuals are not impacted.

Dir. Baughman asked about time frame for the redrawing of the plan.

Nick said that the plans will be redrawn this year, plans must be submitted by 2017 and compliance by 2022-24.

Pres. Bruce questioned how do you set a sustainability level?

Nick said that an average must be set.

Dir. Hammer would like to take a look at recharge before we set the sustainable level.

Dir. Baughman questioned the amount of energy needed for wells.

Bruce Holloway, Boulder Creek, noted that the basins are assigned on political boundaries. He also questioned water rights and restrictions. It looks like Felton was in violation of water right. He is concerned that Felton will have to use the intertie.

Charlene DeBert, Boulder Creek, questioned how to recharge groundwater.

Acting Dist. Mgr. Rogers noted that this report is the first part in looking at the drought. Next we need to look at the financial component. Our customers have done a great job but we are still monitoring the situation.

Dir. Bruce questioned at what time we have enough rainfall and are no longer in a drought.

Nick says when wells are not so relied upon.

President Bruce thanks Nick for his information.

#### REBECCA PROPERTY SALE

Acting Dist. Mgr. Rogers presented the memo requesting Board approval of the Residential Listing Agreement of 1130 Rebecca Drive.

Dir. Baughman stated that he has not been part of the discussion and doesn't feel comfortable responding to this item.

Acting Dist. Mgr. Rogers recommended that we move forward because we need the cash flow from the sale.

Dir. Brown shares Rick's recommendation.

Pres. Bruce thinks the analysis is thorough and thoughtful.

Dir. Hammer questioned if there have been any inspections on the property.

Rogers responded that there have been inspections. Any offers will be brought to the board.

Charlene DeBert questioned the county approval of the addition.

Pres. Bruce said that it is gone.

Bruce Holloway, Boulder Creek, is concerned about a possible conflict of interest. He referred to the handout he tried to give to the Board earlier.

Acting Dist. Mgr. sated that there is no relationship between Vierra and Trubek.

Motion was made by Dir. Brown to approve the contract listing the property at 1130 Rebecca Dr. with Century 21 Showcase Realtor, Ronnie Trubek for \$559,000 - Resolution #25 (14-15).

**ROLL CALL:**

Ayes:	Bruce, Ratcliffe, Hammer, Brown
Noes:	None
Abstain:	Baughman
Absent:	None

**BOARD OF DIRECTORS MEETING DATES FOR 2015**

Acting Dist. Mgr. Rogers read the recommendation for the 2015 Board of Directors meetings.

Motion made by Dir. Hammer to approve the first and third Thursdays of the month for the Regular Board of Directors meetings – Resolution #26 (14-15).

**ROLL CALL:**

Ayes:	Brown, Baughman, Bruce, Ratcliffe, Hammer
Noes:	None
Abstain:	None
Absent:	None

**SEXUAL HARASSMENT POLICY**

Acting Dist. Mgr. Rogers read the recommendation for the Sexual Harassment Policy for 2015.

Dir. Baughman questioned if this is a template and where does it come from.

Counsel Hynes says that the template is provided by SDRMA.

Charlene DeBert, Boulder Creek, questioned if there are any women in the field.

Motion made by Dir. Baughman that the Sexual Harassment Policy be accepted – Resolution #27 (14-15).

**ROLL CALL:**

Ayes:	Brown, Bruce, Ratcliffe, Hammer, Baughman
Noes:	None
Abstain:	None
Absent:	None

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## RESPECTFUL WORKPLACE POLICY

Acting Dist. Mgr. Rogers read the memo recommending the Respectful Workplace Policy.

Dir. Baughman questioned if we receive credit from SDRMA for this policy.

Pres. Bruce wants the statement “unless their duties require them to remain” struck from the policy.

Motion made by Dir. Ratcliffe to accept the Respectful Workplace Policy for 2015 – Resolution #28 (14-15).

### ROLL CALL:

Ayes:	Baughman, Brown, Bruce, Hammer, Ratcliffe
Noes:	None
Abstain:	None
Absent:	None

## PERSONNEL SYSTEM RULES & REGULATIONS

Acting Dist. Mgr. Rogers read the recommendation for Personnel System Rules and Regulations 2015.

Dir. Hammer questioned the 6 month probation period.

Motion made by Dir. Hammer to accept the Personnel System Rules and Regulations 2015 – Resolution #29 (14-15).

### ROLL CALL:

Ayes:	Brown, Baughman, Bruce, Ratcliffe, Hammer
Noes:	None
Abstain:	None
Absent:	None

## COMMITTEE PROCEDURES AND APPOINTMENTS

Acting Dist. Mgr. Rogers read the recommendation for Committee Appointments for 2015

Pres. Bruce questioned the Lompico Committee’s relevance.

Dir. Brown thinks that the Legislation Committee is not necessary.

Pres. Bruce thinks that the committee should be amended to include Prop 1 Grant Funding. The committee should be reassessed in the future.

Bruce Holloway, Boulder Creek, any Board member can add to an agenda a week before the meeting, he thinks the committees should have the same policy.

Dir. Brown thinks there should be regularly scheduled meetings.

### Standing Committees

Environmental Committee	Ratcliffe (C), Bruce
Facilities & Planning Committee	Bruce (C), Hammer
Finance Committee	Brown (C), Baughman
Legislation Committee	Ratcliffe (C), Bruce
Lompico County Water District Liaison Committee	Baughman (C), Ratcliffe
Personnel Committee	Brown (C), Baughman
Public Relations Committee	Hammer (C), Brown

### Multi-Agency Committee

Santa Margarita Ground Water Basin Advisory Committee	Hammer, Baughman
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Motion made by Dir. Baughman to accept the Board Standing Committees for 2015 – Resolution #30 (14-15).

#### ROLL CALL:

Ayes:	Brown, Bruce, Ratcliffe, Hammer, Baughman
Noes:	None
Abstain:	None
Absent:	None

RESOLUTION OF APPRECIATION LAWRENCE PRATHER

RESOLUTION OF APPRECIATION JAMES RAPOZA

RESOLUTION OF APPRECIATION TERRY VIERRA

Pres. Bruce read each of the Resolutions of Appreciation for Directors Prather, Rapoza and Vierra.

Dir. Ratcliffe noted that it is amazing how many years these men participated.

Dir. Baughman also thanks them for their service.

Motion was made Dir. Brown to approve the Resolutions of Appreciation for Directors Prather, Rapoza and Vierra – Resolutions # 31, 32 & 33 (14-15).

**ROLL CALL:**

Ayes: Baughman, Bruce, Ratcliffe, Hammer, Brown  
Noes: None  
Abstain: None  
Absent: None

**LAFCO ELECTION**

Acting Dist. Mgr. Rogers read the recommendation regarding the LAFCO Election.

Dir. Hammer thinks that it is important that SLVWD have representation on the LAFCO Board sooner rather than later.

Motion made by Dir. Baughman to respond to LAFCO that the Board votes for an early election and for election by mail.

**ROLL CALL:**

Ayes: Brown, Bruce, Ratcliffe, Hammer, Baughman  
Noes: None  
Abstain: None  
Absent: None

**GENERAL MANAGERS REPORTS:**

- a. Manager  
(1) Bill List Period Ending December 18, 2014.

Bruce Holloway, Boulder Creek, said that he had questioned some entries in the last bill list and he is disappointed that he did not get a straight/correct answer.

Motion made by Dir. Hammer to approve the Bill list for the period ending December 18, 2014 in the amount of \$659,877.

**ROLL CALL:**

Ayes: Brown, Baughman, Bruce, Ratcliffe, Hammer  
Noes: None  
Abstain: None  
Absent: None

- (2) Investment Report

Finance Manager Hill is looking into investing in county, she is just waiting for some information from them.

(3) Department Status Reports

Pres. Bruce asked how many miles will be surveyed for leak detection.

Acting Dist. Mgr. said that there will be a good portion surveyed.

Pres. Bruce thinks that a map of areas surveyed and to be surveyed would have a greater impact on the public.

Acting Dist. Mgr. Rogers shared how the intertie saved customers from extensive water shut off during a main break, last week.

Dir. Hammer thinks that we need to let the community know when something like that happens.

Bruce Holloway, Boulder Creek, thinks we are undercharging Lompico for water.

**INFORMATIONAL MATERIAL:**

Bruce Holloway, Boulder Creek, noted that the picture of a leaking water tank was not an SLVWD tank.

**ADJOURNMENT TO CLOSED SESSION:**

President Bruce adjourned the meeting to closed session at 10:37 p.m.

Bruce Holloway, Boulder Creek, commented on closed session item 12a. He said that SLVWD bought the Rebecca for \$85,000 more than the assessor thought it was worth.

**RECONVENE TO OPEN SESSION:**

President Bruce reconvened the meeting to open session at 11:30 p.m.

**REPORT ACTIONS TAKEN IN CLOSED SESSION:**

12a:: CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Government Code Section 54956.9(d)(1)

Case Number CV 180394-County of Santa Cruz, CA

Pres. Bruce reported that the decision by the Board is to defend the Board and former Board Director Vierra in this suit.

ROLL CALL:

Ayes:	Brown, Baughman, Bruce, Ratcliffe, Hammer
Noes:	None

Abstain:       None  
Absent:       None

12b: CONFERENCE WITH LABOR NEGOTIATORS

No reportable action.

**ADJOURNMENT:**

Pres. Bruce adjourned the meeting at 11:32 p.m.

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Holly B. Morrison  
District Secretary