

**BOARD OF DIRECTOR'S MINUTES
SAN LORENZO VALLEY WATER DISTRICT
BOULDER CREEK, CALIFORNIA**

The regular meeting of the Board of Directors of the San Lorenzo Valley Water District was called to order by Dir. Nelson on Thursday, September 1, 2005 in the District's Operations Building, 13057 Highway 9, Boulder Creek, California at 7:34 p.m.

CONVENE MEETING/ROLL CALL:

Roll call showed Dirs. Nelson, Rapoza and Ross present. Dir Prather arrived at 7:39 p.m. and Dir. Vierra arrived at 7:42 p.m. District Manager Mueller, Director of Operations Rogers and Legal Counsel Hynes were also present.

MINUTES:

- a. Minutes of the Regular Meeting of August 18, 2005

Motion was made by Dir. Ross to approve the Minutes of the Regular Meeting of August 18, 2005, as presented.

ROLL CALL:

Ayes:	Ross, Nelson, Rapoza
Noes:	None
Absent:	Prather, Vierra

ADDITIONS AND DELETIONS TO THE AGENDA: None

ORAL COMMUNICATIONS:

Connie Barr, Felton was present to address the Board. Ms. Barr asked if the pre-concept letter for the Switzer Foundation had been submitted. Manager Mueller submitted the letter on August 31, 2005. In addition, Ms. Barr asked when the RFP's for Special Legal Counsel will be going out. Manager Mueller is in the process of producing the RFP's.

WRITTEN COMMUNICATIONS: None

CONSENT AGENDA:

- a. Memorandum of Understanding for the Classified Employees Unit 2005-2008

Motion was made by Dir. Rapoza to approve Resolution No. 9 (05-06) Memorandum of Understanding for the Classified Employees Unit 2005-2008.

ROLL CALL:

Ayes:	Rapoza, Nelson, Prather, Ross
Noes:	None
Absent:	Vierra

UNFINISHED BUSINESS: None

NEW BUSINESS:

a. Road License Agreement, Olympia Watershed Property

Manager Muller stated that the District received correspondence dated August 10, 2005 from Mr. Joe McGuire on behalf of Mr. Milt Seick to request authorization of a Road License Agreement for the temporary use of a short section of roadway across the District's Olympia watershed property. The property owner is requesting the Road License Agreement for the purpose of conducting timber harvest operations. Manager Mueller reported that in May 1992 the Board approved a previous request by the same property owner because it was considered to be an environmentally superior alternative to the construction of a short section of new haul road.

Dir. Ross asked what would happen if the Board did not approve the Agreement. Manager Mueller stated that the owner will cut an invasive roadway over the hill.

Dir. Prather commented that Mr. Seick will likely do this continuously as the law allows.

Dir. Prather asked Legal Counsel Hynes if this circumstance would require a legal position since the District previously denied a request for constructing a road on District watershed.

Legal Counsel Hynes stated that the Board can adopt a policy if it so desires; however, this situation is not currently a legal issue.

Dir. Prather stated that he is against the District allowing this sort of activity. Dir. Prather would prefer to condemn the property and allow the owner to buy the property as a solution. Dir. Prather would like the Board to visit this issue further and come up with a more permanent solution.

Dir. Rapoza agreed that the District needs some guidelines; however, he likes the ability to address individually as the issues come up.

Dir. Vierra agrees with Dir. Rapoza and likes the flexibility of looking at each situation as it comes up.

Dir. Ross likes the idea of being able to judge each on its own merit and felt that a general policy may not be effective.

Dir. Nelson asked if the District has use of this road.

Director of Operations Rogers does not want to loose access of the road.

Legal Counsel Haynes stated that it is the Board's judgment assuming that cutting a new road has a much heavier environmental impact.

Motion was made by Dir. Ross to approve Resolution No. 10 (05-06) Road License Agreement, Olympia Watershed Property.

ROLL CALL:

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

b. 2005 Annual River Road Clean Up

Manager Mueller reported that the District received correspondence dated August 19, 2005 from the Valley Women's Club requesting District participation in the 2005 Annual River and Road Cleanup. The District will need to provide the dump truck and two staff members from 11:00 a.m. to 3:30 p.m. on Saturday, October 8, 2005.

Motion was made by Prather to approve the use of District staff and equipment for the 2005 Annual River Road Clean Up to be held Saturday, October 8, 2005 from 11:00 a.m. to 3:30 p.m.

ROLL CALL:

Ayes:	Prather, Nelson, Rapoza, Ross, Vierra
Noes:	None
Absent:	None

c. 2005 CSDA Board of Directors Election-Region Three

Manager Mueller reported that the California Special Districts Association (CSDA) Board of Directors is the governing body responsible for all policy decisions effecting CSDA's member services and legislative programs. The District is a member agency of CSDA. Manager Mueller reported that two candidates are running for the office of CSDA Board of Directors, Region Three.

Motion was made by Dir. Rapoza to authorize the President of the Board to cast a vote for Kathryn Slater-Carter for the CSDA Board of Directors Election-Region Three, on behalf of the District.

ROLL CALL:

Ayes:	Rapoza, Nelson, Prather, Ross, Vierra
Noes:	None
Absent:	None

- d. Annual Disclosure Report of Employee Reimbursements for Fiscal Year 2004/2005

Manager Mueller reported that in accordance with Government Code Section 53065.5, each special district shall disclose and make available for public inspection, any reimbursement paid by the District within the immediately preceding fiscal year of at least one hundred dollars (\$100) for each individual charge for services for product received. In addition, pursuant to the San Lorenzo Valley Water District Board of Director's Policy Manual, reimbursement information for the preceding fiscal year (July 1-June 30) shall be reviewed at the first Board of Director's meeting in September of each calendar year.

Motion was made by Dir. Vierra to accept and file the Annual Disclosure Report of Employee Reimbursements for Fiscal Year 2004/2005.

ROLL CALL:

Ayes:	Vierra, Nelson, Prather, Rapoza, Ross
Noes:	None
Absent:	None

- e. Authorization to Purchase Vehicle Replacement for Truck #311

Manager Mueller reported that the District's 2005-2006 Fiscal Year Budget provides for the replacement of one vehicle. The vehicle scheduled for replacement is a field maintenance vehicle, Truck #311. This vehicle is a 1995 two wheel drive pickup with 114,000 miles on the odometer and has reached its life expectancy. Staff will utilize the State of California Multiple Award Schedule (CMAS) for procurement of the vehicle.

Motion was made by Dir. Rapoza to approve Resolution No. 11 (05-06) Authorization to Purchase Vehicle Replacement for Truck #311.

ROLL CALL:

Ayes: Rapoza, Nelson, Prather, Ross, Vierra
Noes: None
Absent: None

f. Special Counsel Advisory Committee

Manager Mueller recommended that the Board create an ad-hoc advisory committee comprised of two Board members for the purpose of producing a recommendation within six months to the Board of Directors relative to procurement of the services of a law firm to serve as Special Counsel to the District relative to the potential acquisition of California American Water Company, Felton District.

Dir. Vierra appointed Dir. Rapoza and Dir. Ross to the Special Counsel Advisory Ad-Hoc Committee.

Motion was made by Dir. Ross to create an Ad-Hoc Advisory Committee (Rapoza, Ross) for the procurement of Special Counsel to the District relative to the potential acquisition of California-American Water Company, Felton District.

ROLL CALL:

Ayes: Ross, Nelson, Prather, Rapoza, Vierra
Noes: None
Absent: None

GENERAL MANAGER'S REPORTS:

a. Manager

(1) Bill List Period Ending September 1, 2005

Motion was made by Dir. Prather to approve the Bill List Period Ending September 1, 2005 in the amount of \$96,959.40, as presented.

ROLL CALL:

Ayes: Prather, Nelson, Rapoza, Ross, Vierra
Noes: None
Absent: None

(2) Department Status Reports

(i) Administration

Manager Mueller reported on the September 1, 2005 PUC hearing. There will be another hearing next week on the consolidation document.

(ii) Operations

The Board received the Operations Department Status Report.

(iii) Engineering

The Board received the Engineering Department Status Report.

b. Committee/Director Reports (Oral):

Dir. Rapoza reported that LAFCO's consultant has completed the Community Service Review. LAFCO commissioners have decided to reorganize mutual water companies in the summit area with Redwood Estates being the controlling agency. In addition, there are two potential reorganizations of County Fire Districts.

INFORMATIONAL MATERIAL:

a. Newspaper Articles

The Board received the Newspaper Articles.

ADJOURNMENT:

The meeting was adjourned at 8:40 p.m.

Kelly Stephens
District Secretary