

MINUTES
BOARD OF DIRECTORS MEETING
October 18, 2007
SAN LORENZO VALLEY WATER DISTRICT
BOULDER CREEK, CALIFORNIA

CONVENE MEETING/ROLL CALL

Pres. Prather convened the meeting at 7:30 p.m. Roll call showed Dirs. McPherson, Prather and Rapoza were present. Dir Nelson arrived at 7:33 p.m. Dir. Vierra and Director of Operations Rogers were absent. District Manager Mueller and Legal Counsel Hynes were also present.

MINUTES

- a. Minutes Regular Meeting of October 4, 2007

Motion made by Dir. Rapoza to approve minutes as amended for the October 4, 2007 Board of Directors Meeting with correction to Item 9b to clarify Committee/Director Report.

ROLL CALL:

Ayes: McPherson, Prather, Rapoza

Noes: None

Absent: Vierra, Nelson

Abstain: None

ADDITIONS AND DELETIONS TO AGENDA: None.

ORAL COMMUNICATIONS: None.

WRITTEN COMMUNICATIONS: None.

CONSENT AGENDA: None.

UNFINISHED BUSINESS: None.

NEW BUSINESS:

- a. **MITIGATED NEGATIVE DECLARATION; RALSTON WATER TANK REPLACEMENT PROJECT.**
Consideration and possible action by the Board to approve a Mitigated Negative Declaration for the Ralston Water Tank Replacement Project.

Due to the Initial Study not being distributed to the Board prior to the meeting Dir. Rapoza motioned to move this item to the November 1, 2007 regular Board of Directors Meeting to allow adequate time to review the study.

ROLL CALL:

Ayes: Nelson, Prather, McPherson, Rapoza

Noes: None

Absent: Vierra

Abstain: None

b. SANTA CRUZ COUNTY PROPOSED REGULATORY CHANGES FOR SMALL-SCALE RESIDENTIAL STRUCTURES.

Consideration and possible action by the Board relative to Santa Cruz County's proposed regulatory changes for small-scale residential structures.

Kevin Collins discussed his concerns with the regulatory changes for small-scale residential structures. Motion made by Dir. Rapoza for staff to draft correspondence for Pres. Prather to sign to the Santa Cruz County Planning Commission outlining the District's concerns with the proposed regulatory changes for small-scale residential structures.

ROLL CALL:

Ayes: Nelson, Prather, McPherson, Rapoza

Noes: None

Absent: Vierra

Abstain: None

GENERAL MANAGER REPORTS:

a. Manager

(1) Bill List Period Ending October 18, 2007.

Dir. Rapoza motioned to approve the Bill List Period Ending October 18, 2007.

ROLL CALL:

Ayes: McPherson, Prather, Rapoza, Nelson

Noes: None

Absent: Vierra

Abstain: None

(2) Cash Flow Report Period Ending September 30, 2007

The Board received the Cash Flow Report Period Ending September 30, 2007.

(3) One Time Leak Adjustment Status Report

July 1, 2007 – September 30, 2007

The Board received the Leak Adjustment Status Report Period July 1, 2007 - September 30, 2007.

- (4) Water Conservation Credit Programs Status Report
July 1, 2007 – September 30, 2007
The Board received the Water Conservation Credit Programs Status Report Period July 1, 2007 – September 30, 2007.
- (5) Department Status Reports
Receipt and consideration by the Board of Department Status Reports regarding ongoing projects and other activities.
The Board received the Department Status Reports.

COMMITTEE/DIRECTOR REPORTS (Oral):

Dir. Rapoza reported out to the Board of Directors on the meeting that was held on October 17, 2007 with residents of Bear Creek Estates to discuss the capital costs associated with the Bear Creek Estates Wastewater System improvement project. Representatives for 6 homes attended the meeting along with Dir. Rapoza and District Manager Mueller. Dir. Rapoza encouraged them to attend the November 15, 2007 Public Hearing.

INFORMATIONAL MATERIAL:

The Board received the information material.

ADJOURNMENT TO CLOSED SESSION

Pres Prather adjourned the regular meeting to closed session at 8:25 p.m. for the purpose of:

- a. CONFERENCE WITH LEGAL COUNSEL;
EXISTING LITIGATION
Existing litigation pursuant to subdivision (a) of California Government Code Section 54956.9
 - i. Name of case: San Lorenzo Valley Water District vs. California-American Water Company.
 - ii. Name of case: San Lorenzo Valley Water District vs. Constance Noel, et al.
- b. CONFERENCE WITH LEGAL COUNSEL;
ANTICIPATED LITIGATION
Initiation of litigation pursuant to subdivision (c) of California Government Code Section 54956.9.
One (1) potential case.

- c. PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Public employee performance evaluation pursuant to subdivision (b)(1) California Government Code Section 54957.
Employee: District Manager

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

Pres Prather reconvened the regular meeting at 9:30 p.m. and reported out that:

- a. CONFERENCE WITH LEGAL COUNSEL;
EXISTING LITIGATION
Existing litigation pursuant to subdivision (a) of California Government Code Section 54956.9
 - i. Name of case: San Lorenzo Valley Water District vs. California-American Water Company.
 - ii. Name of case: San Lorenzo Valley Water District vs. Constance Noel, et al.

No reportable action.
- b. 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.
- c. PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Public employee performance evaluation pursuant to subdivision (b)(1) California Government Code Section 54957.
Employee: District Manager

Report of Action: The Board of Directors of the San Lorenzo Valley Water District adjourned the October 18, 2007 regular meeting of the Board of Directors of the San Lorenzo Valley Water District to Thursday, November 1, 2007, 6:00 p.m. at the Operations Building, 13057 Highway 9, Boulder Creek, CA for the purpose of Closed Session Item 11(c);

Public Employee Performance Evaluation
Public Employee performance evaluation pursuant to the subdivision (b)(1) California Government Code Section 54957.
Employee: District Manager

ADJOURNMENT

Pres Prather adjourned the meeting at 9:30 p.m.

Brandon Barchi
District Secretary