



**BOARD OF DIRECTORS
SAN LORENZO VALLEY WATER DISTRICT
MINUTES
October 18, 2018**

MISSION STATEMENT: Our Mission is to provide our customers and future generations with reliable, safe and high quality water at an equitable price; to create and maintain outstanding service and community relations; to manage and protect the environmental health of the aquifers and watersheds; and to ensure the fiscal vitality of the San Lorenzo Valley Water District.

Thursday, October 18, 2018 at 5:00 p.m., Zayante Fire Protection District, 7700 E. Zayante Rd., Felton, CA 95018.

1. President Baughman called the meeting to order at 5:04 pm
Roll Call
Present: Dir. Smallman, Dir. Hayes, Dir. Bruce, Dir. Ratcliffe, Pres. Baughman
Staff: G. Nicholls-Dist. Counsel, R. Rogers-Acting Dist. Manager, J. Furtado-Acting Dir. of Operations, H. Hossack-Dist. Secretary
2. Additions and Deletions to Closed Session Agenda: None
3. Oral Communications Regarding Items in Closed Session: None
4. Adjournment to Closed Session 5:05 pm
 - a. CONFERENCE WITH LEGAL COUNSEL- EXISTING LITIGATION
Government Code Section 54956.9(d)(1)
Vierra v. San Lorenzo Valley Water District, et al.
(Santa Cruz Superior Court Case No. 18CV00890)
 - b. CONFERENCE WITH LEGAL COUNSEL- EXISTING LITIGATION
Government Code Section 54956.9(d)(1)
Holloway v. Showcase Realty Agents, Inc. et al.
(Santa Cruz Superior Court Case No. CV180394; 6th District Court of Appeal Case Nos. H043704, H043492).
 - c. CONFERENCE WITH LEGAL COUNSEL- EXISTING LITIGATION
Government Code Section 54956.9(d)(1)
DeBert v. San Lorenzo Valley Water District et al. (Santa Cruz County Superior Court Case No. 17CV02729).

Closed Session Note:

The Brown Act prohibits the disclosure of confidential information acquired in a closed session by any person present and offers various remedies to

address willful breaches of confidentiality. These include injunctive relief, disciplinary action against an employee, and referral of a member of the legislative body to the grand jury. It is incumbent upon all those attending lawful closed sessions to protect the confidentiality of those discussions. Only the legislative body acting as a body may agree to divulge confidential closed session information; regarding attorney/client privileged communications, the entire body is the holder of the privilege and only a majority vote of the entire body can authorize the waive of the privilege.

5. Convene to Open Session at 6:30 p.m.
Present: Dir. Smallman, Dir. Hayes, Dir. Bruce, Dir. Ratcliffe, Pres. Baughman
Staff: G. Nicholls, R. Rogers, S. Hill-Director of Finance & Business Services, J. Michelsen-Environmental Programs Manager, J. Furtado, H. Hossack
6. Report of Actions Taken in Closed Session
Pres. Baughman said that no reportable action was taken.
7. Additions and Deletions to Open Session Agenda: None
8. Oral Communications:
L. Henry-Lompico and D. Loewen-Lompico addressed the Board.
9. Unfinished Business:
 - a. UPPER ZAYANTE CREEK STREAM WOOD HABITAT ENHANCEMENT PROJECT ACCESS AGREEMENT
J. Michelsen introduced this item.
Discussion by the Board and staff regarding an access agreement between Resource Conservation District of Santa Cruz County and SLVWD.
A motion was made and seconded to authorize the District Manager execute the access agreement and to authorize the District Manager to enter into a cooperative agreement associated with the actual permit.
All present voted in favor of the motion. Motion passed.
10. New Business:
 - a. DISTRICT MANAGER EMPLOYMENT CONTRACT
Dir. Bruce introduced this item with clarification by Dist. Counsel.
Discussion by the Board and staff regarding employment contract for the District Manager.
D. Loewen and L. Henry addressed the Board.
A motion was made and seconded to name R. Rogers as the District Manager under the terms of his agreement.
All present voted in favor of the motion. Motion passed.
R. Rogers addressed the Board and public.

b. OTHER POST EMPLOYMENT BENEFITS (OPEB) TRUST FUND ADMINISTRATOR

S. Hill introduced this item.

Discussion by the Board and staff regarding OPEB Trust Fund Administrator.

Discussion by the Board and staff.

A motion was made and seconded to authorize the District to enter into a trust agreement for the pre-funding of OPEB and also authorize the District Manager and/or the Director of Finance and Business Services to select the timing and amount of funding.

All present voted in favor of the motion. The motion passed.

A motion was made and seconded to approve Resolution No. 8 (18-19) Delegation of Authority to Request Disbursements.

All present voted in favor of the motion. The motion passed.

11. Consent Agenda:

a. MINUTES FROM BOARD OF DIRECTORS MEETING SEPTEMBER 20, 2018.

Consideration and possible action by the Board to approve minutes from the September 20, 2018 BoD meeting.

b. MINUTES FROM SPECIAL BOARD OF DIRECTORS MEETING OCTOBER 3, 2018.

Consideration and possible action by the Board to approve minutes from the October 3, 2018 Special BoD meeting.

c. PASATIEMPO WELL 8 PROJECT-CONTRACT FOR PREVAILING WAGE & LABOR COMPLIANCE SERVICES

Consideration and possible action by the Board to authorize the District Manager to execute an agreement for prevailing wage & labor compliance services.

d. ATT/VERIZON CELL TOWER SUBLEASE CONSENT

Consideration and possible action by the Board to Authorize the District Manager to execute the consent request by Crown Castle.

A motion was made and seconded to approve the Consent Agenda. All present voted in favor of the motion. The motion passed.

12. District Reports:

- DEPARTMENT STATUS REPORTS

Receipt and consideration by the Board of Department Status Reports regarding ongoing projects and other activities.

- Administration/Engineering

- Finance
- Environmental
- Operations
- Legal
- COMMITTEE REPORTS
 - Future Committee Agenda Items
 - Committee Meeting Notes/Minutes
 1. Special Admin Committee September 17, 2018
 2. Environmental Committee September 18, 2018
 3. Special Engineering Committee October 1, 2018
 4. Admin Committee October 10, 2018

D. Loewen addressed the Board.

Discussion by the Board.

- DIRECTORS REPORTS
 - Director's Communication
 - Future Board of Directors Meeting Agenda Items

Dir. Smallman and Dir. Bruce addressed the Board to describe their CSDA Conference experience.

- DIRECTORS REPORTS
 - Director's Communication
 - Future Board of Directors Meeting Agenda Items

13. Written Communication:

- Letter from D. Schwanbeck 9.18.18

14. Informational Material:

- Fall Creek Fish Ladder 9.19.18-Press Banner
- Water District Leaders 9.20.18-SC Sentinel
- Two Slates Vie in SLVWD Race 10.4.18-SC Sentinel
- SLVWD CY2017 Verification Report
- SLVWD CY2017 Verification Statement

15. Adjournment 7:18 pm