

**MINUTES**  
**BOARD OF DIRECTORS MEETING**  
**September 3, 2009**  
**SAN LORENZO VALLEY WATER DISTRICT**  
**BOULDER CREEK, CALIFORNIA**

**CONVENE MEETING/ROLL CALL**

Pres. McPherson convened the meeting at 7:34 p.m. Roll call showed Dirs. McPherson, Prather and Rapoza were present. Dir. Vierra arrived at 7:40 p.m. Dir. Nelson was absent. District Manager Mueller, Director of Operations Rogers, Environmental Analyst Herbert and Legal Counsel Hynes were also present.

**MINUTES**

MINUTES REGULAR MEETING OF AUGUST 20, 2009.

Motion made by Dir. Rapoza to approve the minutes for the August 20, 2009 Board of Directors Meeting.

**ROLL CALL:**

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

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

**ORAL COMMUNICATIONS:** None.

**WRITTEN COMMUNICATIONS:**

The Board received the 2010 CSDA Committee Participation request.

**CONSENT AGENDA:** None.

**UNFINISHED BUSINESS:**

**WATER CONSERVATION REBATE PROGRAM**

District Manager Mueller presented the Board with an amended resolution to change the effective date from September 1, 2009 to September 15, 2009 to allow adequate time for staff to prepare for the changes in the program. Motion made by Dir. Rapoza to approve Resolution No. 7, a revised resolution to correct the effective date of the program to September 15, 2009 for the District's Water Conservation Rebate Program.

**ROLL CALL:**

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

**NEW BUSINESS:**

**AGREEMENT WITH SANTA CRUZ COUNTY HORSEMAN'S ASSOCIATION**

District Manager Mueller presented to the Board a resolution extending the agreement with the Santa Cruz County Horsemen's Association for a one (1) year period. The extension will allow staff time to review the use of the Olympia Wellfield property and make recommendations to the Board regarding any future agreements. Motion made by Dir. Prather to approve Resolution No. 8, a one (1) year extension to the District's agreement with the Santa Cruz County Horseman's Association.

**ROLL CALL:**

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

**ANNUAL DISCLOSURE REPORT OF EMPLOYEE REIMBURSEMENTS FOR FISCAL YEAR 2008-2009**

District Manager Mueller presented to the Board the 2008-2009 Disclosure Report of Employee Reimbursements exceeding \$100.00. Motion made by Dir. Rapoza to accept and file the Annual Disclosure Report of Employee Reimbursements for Fiscal Year 2008-2009.

**ROLL CALL:**

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

**GENERAL MANAGER REPORTS:**

**Bill List Period Ending August 28, 2009**

Motion made by Dir. Vierra to approve the Bill List Period Ending August 28, 2009.

**ROLL CALL:**

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

**Investment Report Period ending July 31, 2009**

The Board received the Investment Report Period Ending July 31, 2009.

**Department Status Reports**

The Board received the Department Status Reports.

**ORAL COMMUNICATIONS:**

Pres. McPherson reopened oral communications on Item 8a due to the late arrival of a member of the public who wished to address the Board on the extension of the Horseman's Association Agreement. Tess Cain addressed the Board regarding her concerns about allowing recreational activities on the Olympia Wellfield property. The Environmental Committee will review Ms. Cain's concerns at a future committee meeting.

**COMMITTEE/DIRECTOR REPORTS (Oral):** None.

**INFORMATION MATERIAL:** None.

**ADJOURNMENT TO CLOSED SESSION**

Pres. McPherson adjourned the regular meeting to closed session at 8:18 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: San Lorenzo Valley Water District vs. Constance Noel, et al.

**PUBLIC EMPLOYEE PERFORMANCE EVALUATION**

Title: District Manager

Government Code Section 54957

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

Pres. McPherson 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: San Lorenzo Valley Water District vs. Constance Noel, et al.

No reportable action.

**PUBLIC EMPLOYEE PERFORMANCE EVALUATION**

Title: District Manager

Government Code Section 54957

No reportable action.

**ADJOURNMENT**

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

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Brandon Barchi  
District Secretary