

SUNNYSLOPE COUNTY WATER DISTRICT

Agenda for Board of Directors Meeting – May 13, 2010

Executive Session @ 4:45 p.m.

Regular Board Meeting @ 5:15 p.m.

District Office Board Room

3570 Airline Highway, Hollister, California

Individuals who require disability-related accommodations or modifications, including auxiliary aids and services in order to participate in the Board meeting should contact the General Manager in writing in accordance with the American with Disabilities Act.

A. CALL TO ORDER

B. ROLL CALL - President Doug Keck, Director's: Marchel Nelson, Dawn Anderson, Steve Hailstone, and Dave Meraz; District Counsel Lloyd Lowrey; and Secretary Bryan Yamaoka.

C. EXECUTIVE SESSION – 4:45 p.m.

1. Pending Litigation – CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Subdivision (a) of Section 54956.9) – Name of case: San Benito County Superior Court Case No. CU-08-00139, Builders Association of Northern California, Inc. and Award Homes, Inc. v. Sunnyslope County Water District, All Persons Interested In The Matter of Resolution No. 502 of the Governing Board of the Sunnyslope County Water District (Adopted June 12, 2008), and Does 1-100, inclusive.
2. Conference with Real Property Negotiators. Property: Purchase of lands adjacent to proposed Groundwater Treatment Plant & Evaporation Ponds. APNs 0202800430, 0202800410, 0202800420, 0202800220, 0211100270. SSCWD Negotiator Girouard. Property Owners: Brigantino, Brigantino, Ordiniza 11, Campisi, Campisi. Under negotiation: Price and terms of payment.
3. Public Employee Performance Evaluation – 54957.1
 - Employee: Bryan Yamaoka
 - Position: General Manager
 - Under Consideration: Yearly Evaluation

REGULAR MEETING - 5:15 p.m.

D. ACTION ITEMS DISCUSSED IN EXECUTIVE SESSION AND ACTIONS TAKEN IN OPEN SESSION:

1. Pending Litigation.
 2. Real Property Negotiations
 3. Employee Performance Evaluation
- E. PUBLIC COMMENTS and AUDIENCE INTRODUCTIONS** – The public may comment ¹ on any District Business, not on the agenda, with a time limit of three minutes per speaker. No actions may be taken.
- F. READING and APPROVAL OF MINUTES** – Regular Meetings April 8, 2010
- G. OLD BUSINESS** – The Board will review and discuss agenda items and take action or direct staff to return to the Board for action at a following meeting. The public may address the Board ² on these items as each item is reviewed by the Board.
1. None.
- H. NEW BUSINESS** – The Board will review and discuss agenda items and take action or direct staff to return to the Board for action at a following meeting. The public may address the Board ² on these items as each item is reviewed by the Board.
1. **Public Hearing – Energy Service Contract With** Pursuant to Sections 4217.10 - 4217.18 of the State of California Government Code, Receive, Discuss, and Take Appropriate Action on Administration Building Energy Service Contract for a Power Purchase Agreement with Renewal Energy Systems.
 2. **Professional Services Contract with Kennedy/Jenks Engineers:** Receive, Discuss, and Take Appropriate Action on proposed professional services contract for Preliminary Engineers Report for Lessalt Treatment Plant Modifications to meet DBP requirements.
 3. **Water Resources Association of San Benito County:** Receive, Discuss, and Take Appropriate Action To Approve/Deny Water Resources Association of San Benito County Amended Budget for October 2010 to June 2011
 4. **Noland, Hamerly, Etienne, & Hoss Attorney Contract:** Receive, Discuss, and Take Action to Accept/Deny New Rate Increase for Attorney Fees from Noland, Hamerly, Etienne, & Hoss Attorneys-at-Law and amend Consultant Contract
- I. BOARD AND STAFF COMMITTEE STATUS REPORTS**
1. Governance Committee
 2. Water Resources Association of San Benito County
 3. Ridgemark Wastewater Treatment and Recycled Water Improvements Project
 4. Water Related Projects
 5. Lessalt Water Treatment Plant
 6. State Revolving Fund and Stimulus Package Financing
 7. Operation Summary, Statement of Income, Investment Summary, Lessalt Water Treatment Plant Investment Summary & Disbursement Summary, Maintenance, City Meter Reading, and Groundwater Level Measurement

J. ALLOWANCE OF CLAIMS – Receive, Review and Ratify Disbursement List.

K. REPORTS

1. **DISTRICT COUNSEL**
2. **DISTRICT ENGINEER**
3. **GENERAL MANAGER**

L. FUTURE AGENDA ITEMS

M. ADJOURNMENT

The Board may hold an Executive Session to discuss personnel matter, litigation, or employee negotiations as authorized by the Ralph M. Brown Act, Evidence Code #950-962, or other appropriate State Law.

Next Regular Board Meeting – Thursday, June 10, 2010 @ 5:15 p.m., District Office

AGENDA DEADLINE: 12:00 p.m. May 21, 2010

Future Committee Meetings

Water/Wastewater Committee -- Finance Committee -- Personnel Committee

WRA – August 5, 2010, 6:00p.m., SBCWD Board Room

Governance Committee May 12, 2010, 5:30 p.m. @ SBCWD Board Room

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¹ The person speaking is requested to fill out a speaker card stating their name, address, and items on which they wish to comment to be properly recognized during communications from the public and address comments to the Board of Directors. A limit of three (3) minutes per speaker is requested to allow others an opportunity to comment. Board members may ask questions of the speaker, but no action may be taken and no discussion may be held on non-agenized items raised by the public. The General Manager may refer the matter to the proper personnel for review. Please step-up to and speak at the podium.

² The person speaking is requested to fill out a speaker card stating their name, address, and items on which they wish to comment to be properly recognized during communications from the public and address comments to the Board of Directors. Please limit your comment to three (3) minutes. Please step-up to and speak at the podium.