

**SOQUEL CREEK WATER DISTRICT BOARD OF DIRECTORS
AGENDA
TUESDAY, MAY 16, 2023**

**AGENDA 6:00 PM
CLOSED SESSION**

MEETING LOCATION

Capitola City Council Chambers
420 Capitola Avenue, Capitola, California

MISSION

We are a public agency dedicated to providing a safe, high quality, reliable, and sustainable water supply to meet our community's present and future needs in an environmentally sensitive and economically responsible manner.

BOARD MEETING PROCEDURES

The Board President serves as the chairperson to guide Board Meetings following agenda order listed below:

0. Call to Order and Roll Call
1. Closed Session
2. Public Hearing
3. Board Members' Opportunity to Remove Items from Consent Agenda
4. Consent Agenda
5. Oral and Written Communications
6. Reports
7. Administrative Business
8. Adjournment

Note that the agenda order is subject to change.

MEETING INFORMATION AND ACCESSIBILITY

Meeting materials are available on the District's website:

<https://www.soquelcreekwater.org/AgendaCenter> Agendas, board packets, written correspondence (if any), and presentations (if any), are available by clicking on the meeting date and associated links.

Meetings are open to the public and thoughtful oral comments are encouraged. Please see the [District's Oral and Written Communications Guidelines](#) for additional information.

Board Meetings are broadcast live on Charter Channel 8. Meetings are also televised on Thursday at 8am and Sunday at 6pm (Comcast Channel 25 and Charter Channel 71), following the meeting. Meeting recordings are posted on the District's website (<https://www.soquelcreekwater.org/AgendaCenter>) following the meeting at the earliest opportunity.

The meeting room is an accessible facility. Should special assistance be required to participate in the meeting, please contact the Board Clerk at 831-475-8500 x126.

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6:00 PM

1. CALL TO ORDER AND ROLL CALL

2. PUBLIC HEARING – None

3. BOARD MEMBERS' OPPORTUNITY TO REMOVE ITEMS FROM CONSENT AGENDA

4. CONSENT AGENDA (Pg. 4)

Consent Agenda items include routine business that do not call for discussion. One vote is taken for all Consent Agenda items. Only a Board Member may request that the Board President remove items from Consent to Regular agenda for discussion. A public member may request that a Board Member pull an item from the Consent Agenda prior to the start of the meeting. It is requested that public members provide an explanation with requests to remove Consent Agenda Items – this helps the Board determine if an item should remain on consent or be pulled for discussion. Any Consent Agenda items that are removed for discussion will be considered at the end of Administrative Business. For Consent Agenda items not removed for discussion, public members may provide comment for up to two (2) minutes, or the length of time established by the Board President, at the beginning of the Consent Agenda.

4.1 Approval of Minutes – None

4.2 Production Reports

4.3 Finance Status Report

4.4 Management Update

4.5 Deny Claim of Damage – Joe Wright, 39 Anita Avenue, Watsonville, CA

4.6 Soquel Dr Buffered Bike Lane Project – SqCWD Minor Infrastructure Adjustments CWO 22-0211

4.7 Approve Transfer from Operating Contingency Reserves to Fund Design Services for the Cunnison Lane Well Project, CWO 23-0091

5. ORAL AND WRITTEN COMMUNICATIONS (Pg. 45)

Oral Communications provides the opportunity for public members to speak on any item of interest (for items not on the Agenda), within the jurisdiction of the District. Public members may provide comment for up to three (3) minutes, or the length of time established by the Board President. Individuals may speak only once during Oral Communications. This also provides an opportunity for Board Members to make announcements.

6. REPORTS

6.1 District Counsel – Oral Report

7. ADMINISTRATIVE BUSINESS (Pg. 46)

7.1 Conditional and Unconditional Will Serves – None

7.2 Resolution Honoring Public Service Recognition Week, May 7-13, 2023

8. CLOSED SESSION

The Board may conduct a Closed Session on particular agendas as necessary. Closed Sessions are not open to the public; however, there is an opportunity for public members to address the Board on specific closed session agenda items prior to the Board convening in closed session. Matters discussed during Closed Session include existing and pending litigation, personnel matters and real property negotiations. Actions taken by the Board during Closed Session will be announced during open session following the adjournment of the closed session.

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- 8.1 Conference with Legal Counsel – Existing Litigation Pursuant to Government Code Section §54956.9(d)(1)
Steinbruner vs. California Coastal Commission, et al., San Francisco County Superior Court Case No. CPF-20517119; CA First District Court of Appeals Case Nos. A163079, A163199
Steinbruner v. Soquel Creek Water District, et al. Santa Cruz County Superior Court Case No. 21CV01517
Steinbruner v. Soquel Creek Water District, et al. Santa Cruz County Superior Court Case No. 21CV02699; CA Sixth District Court of Appeals Case No. H050093
- 8.2 Conference With Labor Negotiators
Agency designated representative(s): Ron Duncan, Traci Hart, Melanie Mow Schumacher, Leslie Strohm
Employee Organization: Service Employees International Union (SEIU)
- 8.3 Closed Session Pursuant to California Government Code Section 54597(b)
Personnel Session to Evaluate Performance of General Manager
- 8.4 Conference With Labor Negotiators
Agency designated representative(s): Carla Christensen
Unrepresented Employee: General Manager
- 8.5 Conference With Legal Counsel – Anticipated Litigation
Significant Exposure to Litigation Pursuant to Paragraph (2) of Subdivision (d) of Section 54956.9: 1 Case (Claim of Bernt Barbera)

9. ADJOURNMENT