

**MINUTES
REGULAR MEETING
OF THE BOARD OF DIRECTORS
NOVEMBER 19, 2008
6:00 P.M.**

A. Call to Order & Roll Call

A meeting of the De Luz Community Services District was held at the De Luz CSD Office commencing at 6:00 p.m. on November 19, 2008. Present at the meeting were the following Directors:

Director Adams
Director Bianchi
Director Buescher
Director Rubin

Director Boyer was absent.

General Manager Holmes, Assistant Secretary Gipson and General Counsel Jackson were also present.

President Rubin led the flag salute.

B. Sheriff

Lt. Hollingsworth gave the Sheriff's Report for October 2008 and updated the Board on November activities. The written report is on file with the District. He also introduced his replacement, Lt. Andre O'Harra.

C. Proposition 218 Matters

Amy Freeman from Albert A. Webb Associates presented the proposed timeline for a Proposition 218 election and answered questions from the Board. She explained that in addition to the dates originally discussed for a Prop 218 election, a date in May is also available. The Board concurred that a May election would be advantageous as it would allow the District time to prepare for the election, as well as place the new assessments on the tax rolls if the election was successful.

D. Public Expression

None.

E. Information Only

The Board received the Statements of Reimbursement and Investment Policy.

F. Consent Calendar

Motion was made by Bianchi, seconded by Adams, to approve the Consent Calendar.

The motion carried unanimously.

G. Discussion of Legal Matters

General Counsel Jackson reviewed a recent ruling by the Court of Appeals regarding Brown Act violations.

H. Acceptance of Project: Los Gatos Road

General Manager Holmes reported that this project was for the rehabilitation of a portion of Los Gatos Road. The work was performed by International Pavement Solutions, Inc. for a total cost of \$159,640.00, funded by Zone I Roadway Rehabilitation. He recommended that the Board approve the Final Inspection Notice and accept the project as complete in accordance with District Standards and Specifications.

Motion was made by Buescher, seconded by Rubin, to accept the Rehabilitation of a Portion of Los Gatos Road project as complete.

The motion carried unanimously.

I. Acceptance of Project: Via Santa Rosa (Primary and Zone V)

General Manager Holmes reported that this project was for the rehabilitation of a portion of Via Santa Rosa in the Primary Zone and Zone V. The work was performed by Southland Paving, Inc. for a total cost of \$995,632.40, funded by Primary Zone and Zone V Roadway Rehabilitation and property owner and developer deposits. He recommended that the Board approve the Final Inspection Notice and accept the project as complete in accordance with District Standards and Specifications.

Motion was made by Buescher, seconded by Adams, to accept the Rehabilitation of a Portion of Via Santa Rosa (Primary and Zone V) project as complete.

The motion carried unanimously.

J. Community Cleanup Report

Director Bianchi gave an overview of the Santa Margarita River clean-up that was held recently.

K. Finance Committee Report

Director Boyer reported that at their recent meeting, the Finance Committee discussed the feasibility of a successful Prop 218 election.

L. Engineering Committee Report

Director Rubin reported that at their recent meeting, the Engineering Committee discussed progress of current projects and those that are being designed.

It was noted that some of the roads in the recently received PMS report are not rated as expected. General Manager Holmes and Director Bianchi will resurvey some of the sections for accuracy.

M. General Manager's Report

General Manager Holmes presented his written report which is on file with the District Office. He answered questions from the Board and reported on the status of various projects.

N. Adjournment

There being no further business, President Rubin adjourned the meeting at 7:30 p.m.

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Rob Holmes
Secretary, Board of Directors

ATTEST:

Steve Rubin
President, Board of Directors