

**MINUTES  
REGULAR MEETING  
OF THE BOARD OF DIRECTORS  
APRIL 21, 2010  
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 April 21, 2010. Present at the meeting were the following Directors:

Director Adams  
Director Bianchi  
Director Buescher  
Director Egge  
Director Rubin

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

President Rubin led the flag salute.

**B. Sheriff**

Deputy Folia gave the Sheriff's Report for March 2010 and updated the Board on April activities. The written report has not yet been filed with the District.

**C. Public Expression**

None.

**D. Information Only**

The Board received the March Financial Report and the Statement of Investment Policy.

**E. Consent Calendar**

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

The motion carried unanimously.

**F. Discussion of Legal Matters**

General Counsel Jackson reminded the Directors about required ethics training and discussed the importance of avoiding serial meetings. He also clarified the annual assignment procedure for committee members, refraining from giving directions to Staff, and his legal opinion of “committees of the whole”.

**G. Amendment to Minutes**

Director Rubin reviewed the March 17, 2010 amendment to the February 17, 2010 Board Meeting Minutes and stated that because of confusion regarding the amendment, the February minutes need to be corrected.

Motion was made by Rubin, seconded by Egge, to correct the February 17, 2010 Board Meeting Minutes to reflect the source of the CD funds as Zone I and Zone V Special Paving accounts, and that the funds were redeposited into Zone I Special Paving and Zone V Roadway Rehabilitation accounts.

The motion carried unanimously.

**H. Acceptance of Project: Via Tornado and Los Gatos Road**

General Manager Holmes reported that this project was for the rehabilitation of a Zone I and a Zone V road. The work was performed by International Pavement Solutions, Inc. for a total cost of \$231,740.28, funded by Zone I and Zone V Roadway Rehabilitation Funds. 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 Bianchi, seconded by Buescher, to accept the Rehabilitation of a Portion of Via Tornado (Via Santa Rosa to Camino Estribo - Zone V) and Rehabilitation of a Portion of Los Gatos Road Phase II (Zone I) project as complete.

The motion carried unanimously

**I. Finance Committee Report**

Director Bianchi reported that at their recent meeting, the Finance Committee discussed the Teeter Plan, the source of funds utilized as collateral for the recently closed FEMA line of credit, and the financial ramification of converting a temporary employee to permanent staff.

**J. Engineering Committee Report**

Director Rubin reported that at their recent meeting, the Engineering Committee discussed projects currently scheduled and being completed, and those in the design stage, as well as a subdivision and a drainage issue off Calle Capistrano.

**K. General Manager's Report**

General Manager Holmes presented his written report which is on file with the District Office. He also updated the Board on a recent traffic accident on Carancho Road.

**L. Executive Session**

The Board met in closed session pursuant to the provisions of Government Code §54957: Review of the performance of a public employee (General Manager).

*The Board reconvened in open session.*

**M. General Manager's Contract**

In order to allow the General Manager time to gather further information, motion was made by Bianchi, seconded by Buescher, to table discussion of the General Manager's contract until the May 26, 2010 Board Meeting.

The motion carried unanimously.

**N. Adjournment**

There being no further business, President Rubin adjourned the meeting at 7:45 p.m. to the Budget Workshop scheduled for Tuesday May 18, 2010 at 6:00 p.m. at the District Office.

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Rob Holmes  
Secretary, Board of Directors

ATTEST:

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Steve Rubin  
President, Board of Directors