

**Minutes of the July 22, 2010 Meeting of the Board of Directors of the Silver Creek Valley Country Club Geologic Hazard Abatement District.**

A meeting of the Board of Directors of the Silver Creek Valley Country Club Geologic Hazard Abatement District (“District”, “GHAD”) was held at Silver Creek Valley Country Club, at 5460 Country Club Parkway, San Jose, California, on July 22, 2010 and was called to order at 6:41 PM.

The following directors were present at the beginning of the meeting and constituted a quorum for the transaction of business: Reyad Katwan, Baiba Scott, Ulf Sandberg and Stephen Kay. All sitting Directors were present and there is one vacant Board seat.

It was noted by the Directors that the agenda had been properly posted at the guard gate at least 72 hours prior to the meeting by Ed Abelite. Director Kay suggested that future agendas should show “calling the Meeting to order and noting that adequate advance agenda posting was performed”.

The minutes of the May 25<sup>th</sup>, 2010 meeting were then reviewed by the Board of Directors. Baiba Scott made a motion to approve the minutes. Stephen Kay seconded the motion. After a final review by the Board, the Board voted unanimously to approve the minutes.

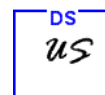
The second agenda item was public comments and a review of the correspondence. There was no public comment and no correspondence presented.

The third agenda item was the Manager (Abelite) update of efforts to reach out to GHAD constituents and find a Director candidate for the vacant Williams seat. Abelite reported that advertising for candidates was done through the Silver Creek HOA Newsletter and through an advertisement in the golf club “Informer magazine. This out reach resulted in a community volunteer named Richard Manso to express his interest in possibly serving on the Board.

At this time, Richard Manso was introduced to the Board. Mr. Manso’s Bio had been provided to the Board in advance of the meeting. Mr. Manso described his back ground to the Board. In turn, the Board described to Mr. Manso an overview of and the purpose of GHAD. At this point, this introduction portion of the meetings agenda was concluded with the intention of allowing Mr. Manso to observe the balance of the Board meeting. The Board’s agenda provided for considering Mr. Manso’s application to become a Board member later in the meeting.

At this point, Abelite gave an Administrative report in regards to various items that he had worked on since the previous Board meeting. Items discussed were:

- GHAD 2006/2007 Audit draft is complete. Engagement letter for next 3 audits. Reported on findings. Based on the findings and a discussion by the Board, Abelite was tasked to work on Insurance for the GHAD and the State Financial Report item. The Roy Nelson contract signature finding was acknowledged and was decided to be left as is because the Board was confident the signature contract is in the GHAD files.
- Abelite reported that the Board can now view the Morgan Stanley Smith Barney accounts anytime online.



- Abelite reported that the GHAD is currently processing County Tax roles. The Board considered resolution 2010-03. Stephen Kay made a motion to approve Resolution 2010-3. Baiba Scott then seconded the motion. After discussion and consideration, the Board unanimously adopted resolution 2010-03 which set the parcel taxation rates to remain the same as they have been since 1996-1997.
- Abelite reported that the GHAD counsel, David Preiss has moved to a new law firm. The GHAD files were authorized to be moved with David Preiss to his new law firm.
- Ed Abelite reported on anticipated future tasks and their priorities. The Board decided to add the task of developing GHAD emergency plans to the task list as priority 98.

This concluded the administrative report.

GHAD Field business Agenda items:

**AT&T Fiber Optic trenching:** Abelite reported seeing no construction activity.

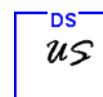
**La Seyne Place:** Abelite reported that the Hitler home fell out of contract and went back to “Active” on the Multiple Listing Service. There was nothing further to report on this item.

**Blackpool Court property:** Abelite reported he sent the July 14<sup>th</sup>, 2010 GHAD letter to the property owner, Mr. Halvorson (Halvorson). Abelite reported that Halvorson responded with his letter asking for information. The Board directed Abelite to make a reasonable attempt to find a Kleinfelder soils report and to respond in writing to Halvorson with the results as well as providing Halvorson with some suggestions as to other sources for the Kleinfelder report. The Board also tasked Abelite to involve GHAD attorney David Preiss.

**Blackpool Park Spring:** Abelite reported that the HOA notified GHAD about a spring coming out of the hillside at Blackpool Court Park. At the urging of both the HOA and Abelite, San Jose Municipal Water Company conducted tests and concluded the water was not coming from any of their pipes. It was discussed that this water was likely coming from a spring. Abelite was tasked with letting UPP Geology know about this issue during the “Fall Inspections”.

New Business:

- The Board considered, approved and signed an engagement Agreement for Auditing 2007/2008, 2008/2009 and 2009/2010 GHAD books.
- Stephen Kay and Reyad Katwan reviewed 2 invoices. Signed checks for them.
- The Board considered the appointment of Richard Manso as a prospective Board Member of GHAD. Baiba Scott made a motion to approve Resolution 2010-04 to appoint Richard Manso as a GHAD Board member filling the vacant Williams seat. Ulf Sandberg seconded the motion. Discussion by the Board and Richard Manso followed. During the discussion, Abelite was tasked to make sure the proper Oath of Office is administered to Manso. The Board then unanimously adopted resolution 2010-04 which installed Richard Manso as a GHAD Board Member.



The Board discussed the next meeting time and place. There was concern as to the viability of meeting at the Swim and Racket Club. Abelite was tasked to revisit the next GHAD meetings time and place.

The meeting was adjourned at 8:05 PM.

Respectfully Submitted,

 E7632CB286994C1...  
*Ulf Sanberg*  
DocuSigned By: Ulf Sanberg

, Clerk of the Board.