NIPOMO COMMUNITY SERVICES DISTRICT

Celebrating 41 - Years of Service 1965 - 2006

AGENDA

OCTOBER 11, 2006 9:00 A. M.

BOARD ROOM 148 SOUTH WILSON STREET, NIPOMO, CA

BOARD of DIRECTORS
LARRY VIERHEILIG, PRESIDENT
MICHAEL WINN, VICE PRESIDENT
JUDITH WIRSING, DIRECTOR
CLIFFORD TROTTER, DIRECTOR
ED EBY, DIRECTOR

PRINCIPAL STAFF
BRUCE BUEL, GENERAL MANAGER
LISA BOGNUDA, ASSIST. ADMINISTRATOR
DONNA JOHNSON, BOARD SECRETARY
JON SEITZ, GENERAL COUNSEL
DAN MIGLIAZZO, UTILITY SUPERVISOR

Mission Statement: The Nipomo Community Services District's mission is to provide the citizens of the District with quality, innovative, and cost-effective services through responsive and responsible local government to meet the changing needs of the community.

NOTE:

- All comments concerning any item on the agenda are to be directed to the Board President.
- Consistent with the Americans with Disabilities Act and California Government Code §54954.2 requests for disability related modification or accommodation, including auxiliary aids or services may be made by a person with a disability who requires the modification or accommodation in order to participate at the below referenced public meeting by contacting the District General Manager or Assistant Administrator at 805-929-1133.
- District-prepared staff reports and documents are generally posted on the District's website {Nipomocsd.com} on the same date the agenda is posted.
- Items may be taken out of order. The Board typically breaks for lunch at approximately 12 noon and conducts closed session at that time, reconvening to public session at approximately 1:00 p. m.
 - A. CALL TO ORDER AND FLAG SALUTE

NEXT RESOLUTION 2006-995 NEXT ORDINANCE 2006-106

- B. ROLL CALL
- C. PUBLIC COMMENT PERIOD

PUBLIC COMMENT

Any member of the public may address and ask questions of the Board relating to any matter within the Board's jurisdiction, provided the matter is <u>not</u> on the Board's agenda, or pending before the Board. **Presentations are limited to three (3) minutes or otherwise at the discretion of the President.**

- C-1) COMMANDER BASTI OF SOUTH COUNTY SHERIFF'S STATION Presentation of Sheriff's activities on the Nipomo Mesa
- C-2) BATTALION CHIEF DAN ANDERSON OF CA DEPARTMENT OF FORESTRY Presentation of CDF activities on the Nipomo Mesa
- C-3) MIKE NUNLEY OF BOYLE ENGINEERING
 Update on Waterline Intertie Project Pre-Design Study
- D. CONSENT AGENDA The following items are considered routine and non-controversial by staff and may be approved by one motion if no member of the Board wishes an item removed. If discussion is desired, the item will be removed from the Consent Agenda and will be considered separately. Questions or clarification may be made by the Board members without removal from the Consent Agenda. The recommendations for each item are noted in brackets.
 - D-1) WARRANTS [RECOMMEND APPROVAL]
 - D-2) BOARD MEETING MINUTES [RECOMMEND APPROVAL] Approve minutes of September 27, 2006 Special Meeting
 - D-3) ADOPT RESOLUTION AMENDING UTILITY FIELD FOREMAN JOB DESCRIPTION [RECOMMEND APPROVAL]

Nipomo Community Services District REGULAR MEETING AGENDA

- D. CONSENT AGENDA (CONTINUED)
 - D-4) AUTHORIZE REQUEST FOR BIDS ON NEW CAR TO REPLACE TOYOTA COROLLA FOR ADMINISTRATIVE AND OUTREACH ACTIVITIES [RECOMMEND APPROVAL]

E. ADMINISTRATIVE ITEMS

- E-1) RECEIVE STATUS REPORT REGARDING REQUEST FROM MARIA VISTA ESTATES TO ACCEPT WATER AND SEWER IMPROVEMENTS, TO ACCEPT EASEMENTS, AND TO SET WATER METERS IN TRACTS 1802 AND 1856 [RECOMMENDATION PENDING]
- E-2) CONSIDER ADOPTION OF MITIGATED NEGATIVE DECLARATION AND NOTICE OF DETERMINATION ON HETRICK WATERLINE REPLACEMENT PROJECT [RECOMMEND APPROVAL]
- E-3) CONSIDER AUTHORIZING FUNDING FOR HYDRAULIC MODELING BY CITY OF SANTA MARIA REGARDING THE WATERLINE INTERTIE PROJECT [RECOMMEND APPROVAL]
- E-4) RECEIVE RECOMMENDATION FROM STRATEGIC PLAN STEERING COMMITTEE, SET DATE FOR WORKSHOP AND AUTHORIZE RETENTION OF FACILITATOR [RECOMMEND APPROVAL]
- E-5) CONSIDER OPPOSING PROPOSITION 90 ON THE NOVEMBER 7, 2006 STATEWIDE BALLOT [RECOMMEND ADOPTING OPPOSE POSITION]
- E-6) DISCUSS OPTIONS FOR REPLACEMENT OF WEST TEFFT STREET SEWER LIFT STATION FENCE [PROVIDE DIRECTION TO STAFF]
- E-7) REVIEW ALLOCATION POLICY AND WATER ALLOCATION TRACKING PROTOCOL AND PROVIDE DIRECTION TO STAFF REGARDING POTENTIAL AMENDMENTS [PROVIDE DIRECTION TO STAFF]
- F. MANAGER'S REPORT
- G. COMMITTEE REPORTS
 - G-1) September 20, 2006, WIP Design and Construction Committee Meeting Minutes
- H. DIRECTOR'S COMMENTS
- CLOSED SESSION ANNOUNCEMENTS
 - 1. CONFERENCE WITH LEGAL COUNSEL PENDING LITIGATION GC§54956.9 SMVWCD VS NCSD SANTA CLARA COUNTY CASE NO. CV 770214 AND ALL CONSOLIDATED CASES.
 - 2. CONFERENCE WITH LEGAL COUNSEL PENDING LITIGATION GC§54956.9 MARIA VISTA VS. NCSD CASE NO. CV 040877
 - 3. CONFERENCE WITH LEGAL COUNSEL RE: PENDING LITIGATION GC 54956.9 NCSD VS. COUNTY OF SAN LUIS OBISPO (SUMMIT STATION LAND USE ORDINANCE AND ENVIRONMENTAL IMPACT REPORT

Nipomo Community Services District REGULAR MEETING AGENDA

- 4. CONFERENCE WITH LEGAL COUNSEL RE: PENDING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9; SAN LUIS OBISPO COASTKEEPER VS. NCSD (CASE NO. CV060349)
- J. PUBLIC COMMENT ON CLOSED SESSION ITEMS
- K. ADJOURN TO CLOSED SESSION
- L. OPEN SESSION ANNOUNCEMENT OF ACTIONS, IF ANY, TAKEN IN CLOSED SESSION

ADJOURN

- > THE NEXT REGULAR BOARD MEETING IS OCTOBER 25, 2006. TENTATIVELY SCHEDULED ITEMS INCLUDE:
 - o Hetrick Road Waterline Upgrade Bid Opening
 - o Water Conservation Program and Policy