NIPOMO COMMUNITY SERVICES DISTRICT

Celebrating 41 - Years of Service 1965 - 2006

AGENDA

NOVEMBER 22, 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 {NCSD.CA.GOV} 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.
- Please turn off any Cell Phone during the meeting as a courtesy to others
 - A. CALL TO ORDER AND FLAG SALUTE

NEXT RESOLUTION 2006-997 NEXT ORDINANCE 2006-106

- B. ROLL CALL AND RECOGNITION OF JUDITH WIRSING'S SERVICE
- C. PRESENTATIONS AND PUBLIC COMMENT
 - C-1) LARRY KRAEMER OF CANNON RE WATER AND SEWER MASTER PLAN Presentation of Progress in Developing Master Plan
 - C-2) NCSD UTILITY SUPERVISOR DAN MIGLIAZZO Presentation of Utility Department Operations
 - C-3) NCSD WATER CONSERVATION SPECIALIST MADONNA DUNBAR Presentation of Water Conservation Activities & Demonstration Area Completion
 - C-4) PUBLIC COMMENT ON PRESENTATIONS AND ITEMS NOT ON AGENDA
 Any member of the public may address and ask questions of the Board relating to the
 presentations and any matter within the Board's jurisdiction not on the Board's agenda or pending
 before the Board. Public Comment is limited to three (3) minutes or otherwise at the
 discretion of the President.
- 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 November 8, 2006 Regular Meeting

Nipomo Community Services District REGULAR MEETING AGENDA

D. CONSENT AGENDA (CONTINUED)

- D-3) AUTHORIZE PURCHASE OF FORD ESCAPE FOR ADMINISTRATIVE DUTIES, DECLARE TOYOTA COROLLA SURPLUS, AND AUTHORIZE SALE OF TOYOTA [RECOMMEND APPROVAL]
- D-4) AUTHORIZE EXECUTION OF AGREEMENT WITH BOYLE ENGINEERING TO PREPARE COMPARISON OF BLACKLAKE WATER SYSTEM STAND ALONE VERSES MERGED WITH TOWN SYSTEM [RECOMMEND APPROVAL]
- D-5) ACKNOWLEDGE INTERIM REVISIONS TO COMMITTEE ASSIGNMENTS FOR BALANCE OF 2006 [RECOMMEND APPROVAL]
- D-6) ADOPT RESOLUTION COMMENDING BATTALION CHIEF DAN ANDERSON FOR HIS SERVICE TO NIPOMO [RECOMMEND ADOPTION]

E. ADMINISTRATIVE ITEMS

E-1) AUTHORIZE SUBMITTAL OF COMMENTS TO SAN LUIS OBISPO COUNTY ON POTENTIAL REVISIONS TO RESOURCE CAPACITY STUDY REGARDING WATER SUPPLY FOR THE NIPOMO MESA AREA [RECOMMEND ADOPTION]

NOTE: AGENDA ITEM E-2 WILL PROBABLY BE HEARD AT APPROXIMATELY 11AM

- E-2) CONSIDER REQUEST FROM THE K BERGMAN GROUP TO DEFER CAPACITY FEES FOR THE CHESTNUT VILLAS COMMERCIAL PROJECT [PROVIDE POLICY DIRECTION]
- E-3) CONSIDER REQUEST FROM CHRIS WILL FOR DISTRICT TO ABSORB PUDWILL MUTUAL WATER COMPANY [RECOMMENDATION PENDING]
- F. MANAGER'S REPORT
- G. COMMITTEE REPORTS
 - 1.) RECEIVE MINUTES FROM 11/6/06 WATERLINE INTERTIE PROJECT DESIGN AND CONSTRUCTION COMMITTEE [RECOMMEND RECEIVING MINUTES]
- H. DIRECTOR'S COMMENTS
- I. 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 PURSUANT TO GOVERNMENT CODE SECTION 54956.9; SAN LUIS OBISPO COASTKEEPER VS. NCSD (CASE NO. CV060349)

Nipomo Community Services District REGULAR MEETING AGENDA

- I. CLOSED SESSION ANNOUNCEMENTS (CONTINUED)
 - 4. CONFERENCE WITH LEGAL COUNSEL RE: PENDING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9; NCSD VS. COUNTY OF SAN LUIS OBISPO (SUMMIT STATION LAND USE ORDINANCE AND ENVIRONMENTAL IMPACT REPORT)
 - 5. TORT LIABILITY CLAIM PURSUANT TO GOVERNMENT CODE SECTION 54956.9 CLAIMANT: DLG DEVELOPMENT AGENCY CLAIMED AGAINST: NIPOMO COMMUNITY SERVICES DISTRICT
- J. PUBLIC COMMENT ON CLOSED SESSION ITEMS
- K. ADJOURN TO CLOSED SESSION

ADJOURN

- L. OPEN SESSION ANNOUNCEMENT OF ACTIONS, IF ANY, TAKEN IN CLOSED SESSION
- > THE NEXT REGULAR BOARD MEETING IS DECEMBER 13, 2006. TENTATIVELY SCHEDULED ITEMS INCLUDE:
 - o Southland WWTF Master Plan
 - o Implementation of Salary Survey
- > THE NEXT SPECIAL BOARD MEETING IS DECEMBER 6, 2006. TENTATIVELY SCHEDULED ITEMS INCLUDE:
 - o Waterline Intertie Project Review
- > THE SECOND SPECIAL BOARD MEETING IS DECEMBER 9, 2006. TENTATIVELY SCHEDULED ITEMS INCLUDE:
 - o Strategic Plan Workshop