NIPOMO COMMUNITY SERVICES DISTRICT

Celebrating 41 - Years of Service 1965 - 2006

AGENDA

DECEMBER 13, 2006 9:00 A. M.

BOARD ROOM 148 SOUTH WILSON STREET, NIPOMO, CA

BOARD of DIRECTORS

LARRY VIERHEILIG, **PRESIDENT** MICHAEL WINN, **VICE PRESIDENT** CLIFFORD TROTTER, **DIRECTOR** ED EBY, **DIRECTOR** JAMES HARRISON, **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	2006-998
NEXT ORDINANCE	2006-106

- B. ROLL CALL AND WELCOME TO NEW DIRECTOR JAMES D. HARRISON
- C. PRESENTATIONS AND PUBLIC COMMENT
 - C-1) COMMANDER BASTI OF SOUTH COUNTY SHERIFF'S STATION Presentation of Sheriff's activities on the Nipomo Mesa
 - C-2) BATTALION CHIEF BILL FISHER OF CA DEPARTMENT OF FORESTRY (CDF) Presentation of CDF activities on the Nipomo Mesa
 - C-3) LARRY KRAEMER OF CANNON AND ASSOCIATES Presentation of Progress in Developing Master Plan
 - C- 4) STAFF UPDATE ON DISCUSSIONS WITH BLACKLAKE RE BOOSTER STATION Presentation by General Manager on Status of Blacklake Discussions
 - C-5) 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.**

Nipomo Community Services District REGULAR MEETING AGENDA

- 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 15, 2006, Regular Meeting Approve Minutes of November 22, 2006, Special Meeting
 - D-3) ADOPT RESOLUTION OF APPRECIATION FOR JUDITH WIRSING [RECOMMEND APPROVAL]
 - D-4) AMEND AGREEMENT WITH SHIPSEY AND SEITZ TO INCREASE HOURLY CHARGES [RECOMMEND APPROVAL]
 - D-5) AMEND AGREEMENT WITH RICHARDS WATSON LAW FIRM TO INCREASE HOURLY CHARGES [RECOMMEND APPROVAL]
 - D-6) AUTHORIZE THE ADDITION OF JAMES D. HARRISON TO BANK SIGNATURE CARDS [RECOMMEND APPROVAL]
 - D-7) AUTHORIZE RETENTION OF OFFICE TEMPORARY HELP DURING RECRUITMENTS PERIOD [RECOMMEND APPROVAL]
 - D-8) ADOPT RESOLUTION AMENDING DESIGNATED PARTY FOR SANITARY SEWER OVERFLOW REPORTING [RECOMMEND ADOPTION]

E. ADMINISTRATIVE ITEMS

- E-1) REVIEW WATER ALLOCATION AND ANNEXATION OPTIONS AND DEVELOP PROPOSAL FOR SUBSEQUENT CONSIDERATION [PROVIDE POLICY DIRECTION]
- E-2) CONSIDER INTENT TO SERVE LETTER APPLICATION FROM GEORGE NEWMAN FOR TRACT 2652 COMMERCIAL PROJECT AT MARY AND JUNIPER [RECOMMEND ADOPTION]
- E-3) AUTHORIZE EXECUTION OF AGREEMENT WITH BOYLE ENGINEERING REGARDING DEVELOPMENT OF AN EVALUATION OF SUPPLEMENTAL WATER ALTERNATIVES [RECOMMEND ADOPTION]
- E-4) RECEIVE PRESENTATION FROM BOYLE ENGINEERING REGARDING SOUTHLAND WWTF MASTER PLAN CONCEPTS [RECEIVE PRESENTATION]

Nipomo Community Services District REGULAR MEETING AGENDA

- E-5) CONSIDER ACCEPTING COMPENSATION STUDY, APPROVE PHASE IN OF SALARY ADJUSTMENTS, AND APPROVE MONTHLY SALARY SCHEDULE AND POSITION PLACEMENT [RECOMMEND ADOPTION]
- E-6) ELECT 2007 OFFICERS [RECOMMEND ADOPTION]
- F. MANAGER'S REPORT
- G. COMMITTEE REPORTS
 - 1.) RECEIVE MINUTES FROM 11/29/06 WATERLINE INTERTIE PROJECT DESIGN AND CONSTRUCTION COMMITTEE [RECOMMEND RECEIVING MINUTES]
- H. DIRECTORS' 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)
 - 4. TORT LIABILITY CLAIM PURSUANT TO GOVERNMENT CODE SECTION 54956.9 – CLAIMANT: DLG DEVELOPMENT – AGENCY CLAIMED AGAINST: NIPOMO COMMUNITY SERVICES DISTRICT
 - 5. INITIATION OF LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(C) – 1 CASE
- 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 JANUARY 10, 2006. TENTATIVELY SCHEDULED ITEMS INCLUDE:
 - Southland WWTF Master Plan
- > THE NEXT SPECIAL BOARD MEETING IS JANUARY 17, 2006. TENTATIVELY SCHEDULED ITEMS INCLUDE:
 - o Desalination Technology