NIPOMO COMMUNITY SERVICES DISTRICT

Celebrating 42 - Years of Service 1965 - 2007

AGENDA

JANUARY 24, 2007 9:00 A. M.

BOARD ROOM 148 SOUTH WILSON STREET, NIPOMO, CA

BOARD of DIRECTORS

MICHAEL WINN, **PRESIDENT** LARRY VIERHEILIG, **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 | 2007-1001 |
|-----------------|-----------|
| NEXT ORDINANCE | 2007-106 |

- B. ROLL CALL AND ACKNOWLEDGEMENT OF DAN ANDERSON'S SERVICE
- C. PRESENTATIONS AND PUBLIC COMMENT
 - C-1) LARRY KRAMER OF CANON ASSOCIATES Presentation re: Water and Sewer Master Plan
 - C-2) MIKE EISNER OF NIPOMO INCORPORATION COMMITTEE Presentation re: Status of Incorporation Effort and Request for Participation
 - C-3) DANA LILLEY OF SLO COUNTY PLANNING AND BUILDING DEPARTMENT Presentation re: Funding Options for Willow Road Extension
 - C-4) UTILITY SUPERVISOR DAN MIGLIAZZO Update on Utility Operations
 - C-5) ASSISTANT ADMINISTRATOR LISA BOGNUDA Update on District Finances
 - C-6) 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

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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) APPROVE WARRANTS [RECOMMEND APPROVAL]
 - D-2) APPROVE BOARD MEETING MINUTES [RECOMMEND APPROVAL] Approve Minutes of January 10, 2007, Regular Meeting
 - D-3) RECEIVE FOURTH QUARTER INVESTMENT REPORT [RECOMMEND APPROVAL]
 - D-4) CONFIRM DISTRICT INVESTMENT POLICY 2007 [RECOMMEND APPROVAL]
 - D-5) RECEIVE SECOND QUARTER FINANCIAL REPORT [RECOMMEND APPROVAL]
 - D-6) SET DATE FOR REVIEW OF GENERAL MANAGER PERFORMANCE [RECOMMEND APPROVAL]
 - D-7 INITIATE REVIEW OF BOARD BYLAWS [SET HEARING FOR 2/14/07]
- E. ADMINISTRATIVE ITEMS
 - E-1) CONSIDER SOUTHLAND SHOP ENVIRONMENTAL DETERMINATION [RECOMMEND ADOPTION OF MITIGATED NEGATIVE DECLARATION]
 - E-2) NOT USED
 - E-3) CONSIDER REQUEST FROM HOLLOWAY FOR OUTSIDE SERVICE AREA AGREEMENT [RECOMMEND NEGOTIATION OF AGREEMENT]
 - E-4) CONSIDER DEBLAUW REQUEST TO WAIVE LOOPING REQUIREMENT [RECOMMEND APPROVAL WITH CONDITIONS]
 - E-5) RECEIVE STRATEGIC PLANNING WORKSHOP REPORT AND CONSIDER ACTION RECOMMENDATIONS [ACCEPT REPORT & DIRECT IMPLEMENTATION]
- F. MANAGER'S REPORT
- G. COMMITTEE REPORTS
- H. DIRECTOR'S COMMENTS

Nipomo Community Services District REGULAR MEETING AGENDA

- 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, MARIA VISTA VS. NCSD CASE NO. CV 061079, AND MARIA VISTA VS. LINDA VISTA FARMS, NCSD ET AL CASE NO. CV 040150)
 - 3. CONFERENCE WITH LEGAL COUNSEL RE: PENDING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9; SAN LUIS OBISPO COASTKEEPER VS. NCSD (CASE NO. CV060349)
 - INITIATION OF LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(C) – NIPOMO CSD VS. SLO COUNTY ET AL IN SAN LUIS OBSIPO SUPERIOR COURT
- 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 FEBRUARY 14, 2007. TENTATIVELY SCHEDULED ITEMS INCLUDE:
 - o Bylaws Update
 - o Supplemental Water Alternatives Presentation
 - o Discussion of Allocation and Annexation Issues
- > THE FOLLOWING SPECIAL BOARD MEETING IS FEBRUARY 21, 2007. TENTATIVELY SCHEDULED ITEMS INCLUDE:
 - Southland WWTF Master Plan
 - Water and Sewer Master Plan
 - o General Manager Performance Review