

NIPOMO COMMUNITY SERVICES DISTRICT

Celebrating 42 - Years of Service 1965 - 2007

AGENDA

AUGUST 8, 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. GENERAL MANAGER**
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 community with reliable, quality and cost-effective services.

Vision Statement: The Nipomo Community Services District's vision is to manage the resources and future growth 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 {NCS.D.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 2007-1033
NEXT ORDINANCE 2007-107

B. ROLL CALL

C. PRESENTATIONS AND PUBLIC COMMENT

C-1) COMMANDER BASTI OF SOUTH COUNTY SHERIFF'S OFFICE
Presentation of Sheriff's Activities on the Nipomo Mesa

C-2) BATTALION CHIEF BILL FISHER OF CAL FIRE
Presentation of CAL FIRE Activities on the Nipomo Mesa

C-3) DON PHILLIPS AND RALPH BALDIVIA OF RAYNE WATER CONDITIONER CO.
Presentation on Water Softener Technology

C-4) DIRECTORS' ANNOUNCEMENTS OF DISTRICT & COMMUNITY INTEREST
Receive Announcements from Directors Items of District & Community Interest

C-5) PUBLIC COMMENT ON ITEMS NOT ON AGENDA

Any member of the public may address and ask questions of the Board relating to 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) APPROVE WARRANTS [RECOMMEND APPROVAL]
 - D-2) APPROVE BOARD MEETING MINUTES [RECOMMEND APPROVAL]
Approve Minutes of July 25, 2007 Meetings
 - D-3) ACCEPT NEWDOLL TRACT 2939 WATER AND SEWER IMPROVEMENTS AT 365 SOUTH FRONTAGE ROAD [RECOMMEND ADOPTION]
 - D-4) REVISE POLICY REGARDING USE OF MEETING ROOM [RECOMMEND ADOPTION]
 - D-5) ACCEPT BEAUCHAMP WATER AND SEWER IMPROVEMENTS FOR APN 090-161-012 SOUTH OAKGLEN [ADOPT RECOMMENDATION]
- E. ADMINISTRATIVE ITEMS
- E-1) APPOINT MEMBERS TO PARKS CITIZENS ADVISORY COMMITTEE [ADOPT RECOMMENDATION]
 - E-2) ADOPT POLICY REGARDING CHARGES FOR SPECIAL MEETINGS HELD AT THE REQUEST OF APPLICANTS [ADOPT RESOLUTION]
 - E-3) REVIEW AFFORDABLE HOUSING ORDINANCES FINAL ENVIRONMENTAL IMPACT REPORT [FORWARD COMMENTS TO COUNTY]
 - E-4) REVIEW REVISIONS PROPOSED TO SLO COUNTY FRAMEWORK FOR PLANNING (INLAND) [FORWARD COMMENTS TO COUNTY]
- F. MANAGER'S REPORT
- G. COMMITTEE REPORTS
- 1. 7/23/07 Southland WWTF Upgrade Project Committee Meeting
- H. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS

**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; NCSD VS. SLO COUNTY (CASE NO. CV 070066)
4. CONFERENCE WITH LEGAL COUNSEL RE: PENDING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9; MARIA VISTA ESTATES V. NCSD ET AL. (CASE NO. ND07-10362RR IN UNITED STATES BANKRUPTCY COURT, CENTRAL DISTRICT, NORTHERN DIVISION

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 AUGUST 22, 2007.**

TENTATIVELY SCHEDULED ITEMS INCLUDE:

- Various Intent-To-Serve Applications
- Revision of Water Allocation Targets by Use Type
- General Manager Performance Review

➤ **THE NEXT SPECIAL BOARD MEETING IS AUGUST 15, 2007.**

TENTATIVELY SCHEDULED ITEMS INCLUDE:

- Review Combined Water Rate Study
- Review Sewer User Charge Basis of Calculation