NIPOMO COMMUNITY SERVICES DISTRICT

Celebrating 43 - Years of Service 1965 - 2008

AGENDA

JANUARY 23, 2008 AT 9AM

BOARD ROOM 148 SOUTH WILSON STREET, NIPOMO, CA

BOARD of DIRECTORS
MICHAEL WINN, PRESIDENT
JAMES HARRISON, VICE PRESIDENT
CLIFFORD TROTTER, DIRECTOR
LARRY VIEHEILIG, DIRECTOR
ED EBY, DIRECTOR

PRINCIPAL STAFF
BRUCE BUEL, GENERAL MANAGER
LISA BOGNUDA, ASSIST. GENERAL MANAGER
DONNA JOHNSON, BOARD SECRETARY
JON SEITZ, GENERAL COUNSEL
PETER SEVCIK, DISTRICT ENGINEER

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 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 2007-1060 NEXT ORDINANCE 2007-107
- B. ROLL CALL & ACKNOWLEDGMENT OF 2008 OFFICERS
- C. PRESENTATIONS AND PUBLIC COMMENT
 - C-1) WATER CONSERVATION COORDINATOR CELESTE WHITLOW Update re: NCSD Water Conservation Activities
 - C-2) DIRECTORS' ANNOUNCEMENTS OF DISTRICT & COMMUNITY INTEREST Receive Announcements from Directors Items of District & Community Interest
 - C-3) 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 1/9/08 Meeting
 - D-3) AWARD BID FOR CONSTRUCTION OF GRATES AROUND OFFICE TREES AND AUTHORIZE EXECUTION OF AGREEMENT [RECOMMEND APPROVAL]
 - D-4) RECEIVE REPORT FROM STRATEGIC PLAN WORKSHOP AND ORDER IMPLEMENTATION OF RECOMMENDATIONS [RECOMMEND APPROVAL]
 - D-5) ADOPT 2008 INVESTMENT POLICY [RECOMMEND APPROVAL]
 - D-6) AMEND CONFLICT OF INTEREST CODE TO ADD DISTRICT ENGINEER AND SUPERINTENDENT AS DESIGNATED POSITIONS [ADOPT RESOLUTION]
 - D-7) AUTHORIZE CONTINUATION OF AUTOMATED CLEARINGHOUSE ORIGINATION FOR DEBIT TRANSACTIONS FOR BILLING AND PAYROLL VIA RABOBANK [RECOMMEND APPROVAL]

E. ADMINISTRATIVE ITEMS

- E-1) CONDUCT PROTEST HEARING, DETERMINE PROTEST STATUS, AND IF THERE IS NOT A MAJORITY PROTEST CONSIDER ADOPTION OF RESOLUTION INCREASING TOWN SEWER USER FEES [ADOPT RESOLUTION]
- E-2) CONDUCT PUBLIC HEARING AND CONSIDER ADOPTION OF RESOLUTION INCREASING TOWN SEWER CAPACITY FEES [ADOPT RESOLUTION]
- E-3) CONDUCT SECOND READING AND CONSIDER ADOPTION OF ORDINANCE AMENDING REIMBURSEMENT POLICY [ADOPT ORDINANCE]
- E-4) RECEIVE PRESENTATION FROM DISTRICT LEGAL COUNSEL REGARDING OPTIONS TO REGULATE NEW GROUNDWATER WELLS [PROVIDE POLICY GUIDANCE]
- E-5) APPROVE FORMATION OF AD HOC COMMITTEE TO INTERACT WITH BLACKLAKE COMMUNITY, APPROVE MISSION STATEMENT, AND RATIFY PRESIDENT'S NOMINEES [RECOMMEND APPROVAL]
- E-6) CONSIDER REQUEST OF DIRECTOR EBY TO MODIFY EXISTING INTENT-TO-SERVE POLICIES [PROVIDE POLICY GUIDANCE]

Nipomo Community Services District REGULAR MEETING AGENDA

- F. MANAGER'S REPORT
- G. COMMITTEE REPORTS
 - 1. Jan 4, 2008 Water Conservation Committee Meeting
 - 2. Jan 14, 2008 Parks Committee Meeting
- H. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS
- 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; MARIA VISTA ESTATES V. NCSD ET AL. (CASE NO. ND07-10362RR IN UNITED STATES BANKRUPTCY COURT, CENTRAL DISTRICT, NORTHERN DIVISION
 - 4. CONFERENCE WITH LEGAL COUNSEL RE: PENDING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9; NCSD VS. SLO COUNTY (CASE NO. CV 070066)
- 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 13, 2008.
 TENTATIVELY SCHEDULED ITEMS INCLUDE:
 - Water Conservation Plan
 - o Miller Park Assessment Report

THE NEXT SPECIAL MEETING IS SCHEDULED FOR JANUARY 30, 2008 AT 6:30PM AT THE FORUM AT NIPOMO HIGH SCHOOL TO DISCUSS EMERGENCY WATER SUPPLY REGULATIONS