## NIPOMO COMMUNITY SERVICES DISTRICT

Celebrating 43 - Years of Service 1965 - 2008

### **AGENDA**

## **JUNE 11, 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 VIERHEILIG, 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 silence all cell phones during the meeting, as a courtesy to others.

A. CALL TO ORDER AND FLAG SALUTE NEXT RESOLUTION 2007-1086 NEXT ORDINANCE 2008-110

- B. ROLL CALL
- C. PRESENTATIONS AND PUBLIC COMMENT
  - C-1) COMMANDER BRIAN HASKALL OF SLO COUNTY SHERIFF'S OFFICE Update re: Sheriff's Activities on the Nipomo Mesa
  - C-2) BATALLION CHIEF BILL FISHER OF CAL FIRE Update re: Cal Fire Activities on the Nipomo Mesa
  - C-3) BRAD NEWTON OF SAIC
    PRESENTATION OF SPRING 2008 GROUNDWATER STORAGE VOLUME AND
    PRESENTATION RE: AB303 GRANT COMPETITION
  - C-4) NCSD DISTRICT ENGINEER PETER SEVCIK Update re: May 2008 Engineer Activities
  - C-5) DIRECTORS' ANNOUNCEMENTS OF DISTRICT & COMMUNITY INTEREST Receive Announcements from Directors Items of District & Community Interest

# Nipomo Community Services District REGULAR MEETING AGENDA

- C-6) 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 but 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) APPROVE WARRANTS [RECOMMEND APPROVAL]
  - D-2) APPROVE BOARD MEETING MINUTES [RECOMMEND APPROVAL] Approve Minutes of 5/21/08 Special & 5/28/08 Regular Meetings
  - D-3) ADOPT CELL PHONE USE POLICY [ADOPT RESOLUTION]
  - D-4) ADOPT FIRE SAFETY POLICY [ADOPT RESOLUTION]
  - D-5) RATIFY TRANSMITTAL OF LETTER OF SUPPORT FOR SLO COUNTY FEDERAL GANG PREVENTION GRANT APPLICATION [RECOMMEND ADOPTION]
  - D-6) OPPOSE ADOPTION OF AB983 AND AUTHORIZE COMMUNICATIONS REGARDING OPPOSITION [RECOMMEND ADOPTION]
  - D-7) AWARD QUOTE FOR SOUTHLAND POND 3 SLUDGE REMOVAL [AUTHORIZE EXECUTION OF WORK ORDER]

### E. ADMINISTRATIVE ITEMS

- E-1) CONSIDER STATUS OF INTENT-TO-SERVE LETTER PROCESSING SUSPENSION AND EMERGENCY WATER SHORTAGE REGULATIONS IN LIGHT OF SPRING 2008 STORAGE CALCULATIONS [PROVIDE POLICY GUIDANCE]
- E-2) DESCRIBE OPTIONS IF BLACKLAKE/TOWN MERGER FAILS AND DISCUSS PENDING PROPOSITION 218 PROTEST PROCEEDING [DESCRIBE OPTIONS]
- E-3) PUBLIC HEARING AUTHORIZE RECORDATION OF TAX LIENS FOR PROPERTIES IN ARREARS IN PAYMENT OF SOLID WASTE FEES [CONDUCT PUBLIC HEARING AND CONFIRM OR AMEND GENERAL MANAGER'S REPORT]
- E-4) PUBLIC/PROTEST HEARING AUTHORIZE COLLECTION OF FY2008-09 BLACKLAKE STREET LIGHT DISTRICT ASSESSMENTS [CONDUCT PROTEST HEARING AND CONFIRM OR AMEND GENERAL MANAGER'S REPORT]

# Nipomo Community Services District REGULAR MEETING AGENDA

- E-5) PUBLIC/PROTEST HEARING AUTHORIZE COLLECTION OF FY2008-09 LANDSCAPE MAINTENANCE ZONE #1 ASSESSMENTS [CONDUCT PROTEST HEARING AND CONFIRM OR AMEND GENERAL MANAGER'S REPORT]
- E-6) PUBLIC HEARING REVIEW FY2008-09 BUDGET [ORDER EDITS FOR CONSIDERATION AND ADOPTION OF BUDGET AT JUNE 25, 2008 MEETING]
- F. MANAGER'S REPORT
- G. COMMITTEE REPORT
- 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)
- 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 JUNE 25, 2008. TENTATIVELY SCHEDULED ITEMS INCLUDE:
  - o Select Waterline Intertie Project Design Team
  - o Review FY08-09 Budget
  - o Project Development Guidelines