NIPOMO COMMUNITY SERVICES DISTRICT

Celebrating 43 - Years of Service 1965 - 2008

AGENDA

AUGUST 13, 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, FINANCE DIRECTOR/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 2007-1098 NEXT ORDINANCE 2008-110

- B. ROLL CALL
- C. PRESENTATIONS AND PUBLIC COMMENT
 - C-1) COMMANDER BRIAN HASCALL OF SLO COUNTY SHERIFF'S OFFICE Update re: Sheriff's Activities on the Nipomo Mesa
 - C-2) BATTALION CHIEF BILL FISHER OF CAL FIRE Update re: Cal Fire Activities on the Nipomo Mesa
 - C-3) JAN DI LEO OF SLO COUNTY PARKS
 Update re: Community Park Revision Environmental Review
 - C-4) DISTRICT ENGINEER PETER SEVCIK Update re: District 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 7/23/08 Regular Meeting
 - D-3) CANCEL REMAINDER OF AGREEMENT WITH MARLOWE AND COMPANY FOR LOBBYING SERVICES [RECOMMEND APPROVAL]
 - D-4) RESOLUTION INCREASING DAILY LIMIT EXPOSURE OF AUTOMATIC CLEARING HOUSE (ACH) FOR DEBIT AND CREDIT TRANSACTIONS FOR BILLING AND PAYROLL VIA RABOBANK [RECOMMEND APPROVAL

E. ADMINISTRATIVE ITEMS

- E-1) AUTHORIZE NEGOTIATION OF AGREEMENT WITH CANNON ASSOCIATES FOR DESIGN OF THE FIRST PHASE OF THE WATER MAINS IN THE PROPOSED WILLOW ROAD EXTENSION OR TAKE ALTERNATE ACTION [AUTHORIZE AGREEMENT NEGOTIATION]
- E-2) NOT USED
- E-3) AUTHORIZE SUBMISSION OF VOTE FOR OPEN CSDA BOARD SEAT [SELECT NOMINEE AND AUTHORIZE SUBMISSION OF VOTE]

NOTE: AGENDA ITEMS E-4 THROUGH E-6 ARE NOT EXPECTED TO START BEFORE 10:30AM

- E-4) RECEIVE REPORT FROM FINANCE AND AUDIT COMMITTEE AND CONSIDER OPTIONS FOR PROVIDING WATER SERVICE TO BLACKLAKE [PROVIDE POLICY GUIDANCE]
- E-5) RECEIVE PRESENTATION FROM RATE CONSULTANT RE POTENTIAL INCREASES IN TOWN WATER CAPACITY CHARGES FOR NEW DEVELOPMENT'S SHARE OF WATERLINE INTERTIE PROJECT AND SET ADOPTION HEARING [RECOMMEND APPROVAL]

Nipomo Community Services District REGULAR MEETING AGENDA

- E-6) RECEIVE PRESENTATION FROM RATE CONSULTANT RE POTENTIAL INCREASES IN BLACKLAKE SEWER USER FEES AND FORWARD PROPOSAL TO BLACKLAKE AREA OVERSIGHT ADVISORY COMMITTEE FOR COMMENT [RECOMMEND APPROVAL]
- F. MANAGER'S REPORT
- G. COMMITTEE REPORT
 - 1. 7/21/08 Water Conservation Committee Meeting
 - 2. 8/4/08 Southland WWTF Upgrade Project Meeting
 - 3. 8/5/08 Finance and Audit Committee Meeting
- H. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS
- I. CLOSED SESSION ANNOUNCEMENTS
 - 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 VS. NCSD ET AL. (CASE NO. ND07-10362RR IN UNITED STATES BANKRUPTCY COURT, CENTRAL DISTRICT, NORTHERN DIVISION)
 - 4. PERFORMANCE EVALUATION PURSUANT TO GOVERNMENT CODE SECTION 54957 GENERAL MANAGER ANNUAL REVIEW
- 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 27, 2008. TENTATIVELY SCHEDULED ITEMS INCLUDE:
 - o Southland WWTF Upgrade Project
 - o Honeygrove Subdivision Reimbursement Request Hearing