NIPOMO COMMUNITY SERVICES DISTRICT

Celebrating 43 - Years of Service 1965 - 2008

AGENDA

NOVEMBER 12, 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, ASST. 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.
- Any writing or document pertaining to an open session item on this agenda which is distributed to the Board of Directors after the posting of this agenda will be available for public inspection at the time the subject writing or document is distributed. The writing or document will be available for public review at the District Secretary's Office, 148 S. Wilson Street, Nipomo, CA, during normal business hours, and may be posted on the District's web site at <u>http://www.ncsd.ca.gov</u>.
- 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 RESOLUTION2008-1109NEXT ORDINANCE2008-109

- 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) CHUCK STEVENSON OF SLO COUNTY PLANNING DEPT. Update re: Oakglen Specific Plan
 - C-4) DISTRICT ENGINEER PETER SEVCIK Update re: District Engineer Activities
 - C-5) DISTRICT WATER CONSERVATION COORDINATOR CELESTE WHITLOW Updates re: Creek Day and Community Clean Up Event
 - C-6) DIRECTORS' ANNOUNCEMENTS OF DISTRICT & COMMUNITY INTEREST Receive Announcements from Directors Items of District & Community Interest

Nipomo Community Services District REGULAR MEETING AGENDA

- C-7) 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 10/22/08 Regular Meeting
 - D-3) ACCEPT QUARTERLY FINANCIAL REPORT [RECOMMEND APPROVAL]
 - D-4) AUTHORIZE RETENTION OF STRUCTURAL ENGINEER TO EVALUATE OPTIONS FOR IMPROVED MIXING AT STANDPIPE WATER STORAGE RESEVOIR [RECOMMEND APPROVAL]
 - D-5) INTRODUCE PERSONNEL POLICY DESIGNATING CERTAIN POSITIONS WITH SENSITIVE POSITION DESIGNATION [CIRCULATE FOR COMMENT]
 - D-6) CONFIRM PERS "PICK-UP" POLICY [ADOPT RESOLUTION]
 - D-7) ACCEPT UPGRADES TO TOWN WATER SYSTEM CONSTRUCTED BY THE WOODLANDS [ADOPT RESOLUTION]
- E. ADMINISTRATIVE ITEMS
 - E-1) RECEIVE REPORT FROM BLACKLAKE WATER SYSTEM AD HOC COMMITTEE, CONSIDER OPTIONS TO PROVIDE WATER SERVICE TO BLACKLAKE AND PROVIDE POLICY DIRECTION ON PROCESS [PROVIDE POLICY GUIDANCE]
 - E-2) AUTHORIZE SUBMITTAL OF LETTER TO CPUC SUPPORTING PROPOSED REVISION TO GOLDEN STATE WATER COMPANY'S RATE STRUCTURE [RECOMMEND APPROVAL OR TAKE ALTERNATIVE ACTION]
 - E-3) PREVIEW DRAFT ORDINANCE ADDING LANDSCAPE AND IRRIGATION REVIEW PROCEEDURES TO DEVELOPMENT PROCESS AND SET INTRODUCTION [EDIT DRAFT ORDINANCE AND SET INTRODUCTION]
 - E-4) CONSIDER VICE PRESIDENT HARRISON'S REQUEST RE COUNTY STREET SWEEPING PROGRAM [PROVIDE POLICY GUIDANCE]
- F. MANAGER'S REPORT
- G. COMMITTEE REPORT
 - 1. 10/20/08 Water Conservation Committee Meeting
 - 2. 10/29/08 Ad Hoc Blacklake Water Surcharge Committee Meeting
 - 3. 11/3/08 Southland WWTF Upgrade Project Committee Meeting Copy of document found at www.NoNewWipTax.com

Nipomo Community Services District REGULAR MEETING AGENDA

- 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).
 - 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)
- 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 NOVEMBER 26, 2008. TENTATIVELY SCHEDULED ITEMS INCLUDE:
 - Supplemental Water Project Assessment Report
 - o Blacklake Water Surcharge Ordinance and Report