NIPOMO COMMUNITY SERVICES DISTRICT

Celebrating 43 - Years of Service 1965 - 2008

AGENDA

NOVEMBER 26, 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/ASST GM 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 a
 majority of 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 in the District Secretary's Office, 148 S. Wilson, Nipomo, CA, during
 normal business hours, and may be posted on the District's web site at http://www.ncsd.ca.gov.
- 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 RESOLUTION2007-1111NEXT ORDINANCE2008-109

- B. ROLL CALL
- C. PRESENTATIONS AND PUBLIC COMMENT
 - C-1) NCSD UTILITY SUPERINTENDENT TINA GRIETENS Update re: Utility Department Operations
 - C-2) NCSD WATER CONSERVATION COORDINATOR CELESTE WHITLOW Semi Annual Update and Water Conservation Program Update
 - C-3) MIKE NUNLEY OF BOYLE ENGINEERING Year End Update re: Waterline Intertie Project Final Design
 - 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 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 11/12/08 Regular Meeting
 - D-3) AUTHORIZE REPLACEMENT OF IRRIGATION CONTROLLER AND TREES AT VISTA VERDE LANDSCAPE MAINTENANCE ZONE [RECOMMEND APPROVAL]
 - D-4) AUTHORIZE SUBMITTAL OF COMMENTS TO CUWCC REGARDING EDITS TO BEST MANAGEMENT PRACTICES [RECOMMEND APPROVAL]
 - D-5) EXTEND TERM OF MASTER TASK ORDER AGREEMENT WITH SAIC TO PROVIDE GEO-HYDROLOGIC CONSULTING SERVICES [RECOMMEND APPROVAL]
- E. ADMINISTRATIVE ITEMS
 - E-1) RECEIVE DRAFT REPORT ON USE OF ASSESSMENT PROCEEDS TO REPAY WATERLINE INTERTIE PROJECT DEBT SERVICE, PROVIDE POLICY GUIDANCE ON CONCEPT, DISCUSS FORMATION OF JPA WITH COUNTY FOR AREAS OUTSIDE OF NCSD, DISCUSS USE OF SLO COUNTY FINANCE AUTHORITY TO FUND PROJECT; AUTHORIZE NEGOTIATIONS WITH PURVEYORS AND AUTHORIZE REQUEST FOR PROPOSALS FOR SELECTION OF ASSESSMENT ENGINEER AND FINANCIAL ADVISOR [PROVIDE POLICY GUIDANCE]
 - E-2) INTRODUCE DRAFT REPORT AND ORDINANCE MERGING THE TOWN AND BLACKLAKE WATER FUNDS, TENTATIVELY APPROVE BLACKLAKE WATER CUSTOMER SURCHARGE AND SET DATE FOR PROTEST HEARING [APPROVE RESOLUTION]
 - E-3) CONSIDER ADOPTION OF AGREEMENT WITH SLO COUNTY RE FUNDING FOR CONSTRUCTION OF PHASE I WILLOW ROAD WATERLINE IMPROVEMENTS [RECOMMEND APPROVAL]
 - E-4) INTRODUCE ORDINANCE ADDING LANDSCAPE AND IRRIGATION REVIEW PROCEEDURES TO INTENT-TO-SERVE PROCESS AND SET SECOND READING FOR DECEMBER 10, 2008 [SET SECOND READING]

Nipomo Community Services District REGULAR MEETING AGENDA

- E-5) CONSIDER GARL INTENT-TO-SERVE APPLICATION FOR WATER AND SEWER SERVICE TO SIX UNIT APARTMENT COMPLEX AT 139 E. DANA [APPROVE, DENY OR CONTINUE]
- E-6) CONSIDER REQUEST FROM PRESIDENT WINN FOR DISTRICT TO PARTICIPATE IN CLEAN-UP OF ASSEMBLED SOLID WASTE IN HETRICK RIGHT OF WAY NORTH OF POMEROY [PROVIDE POLICY GUIDANCE]
- F. MANAGER'S REPORT
- G. COMMITTEE REPORTS
- 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 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 DEC 10, 2008. TENTATIVELY SCHEDULED ITEMS INCLUDE:

- Blacklake Sewer User Fee Protest Hearing
- Southland WWTF Upgrade Project Master Plan
- Options for Disposal of Southland WWTF Treated Wastewater