

NIPOMO COMMUNITY SERVICES DISTRICT

Celebrating 44 - Years of Service 1965 - 2009

AGENDA

JULY 22, 2009 AT 9AM

BOARD ROOM 148 SOUTH WILSON STREET, NIPOMO, CA

BOARD of DIRECTORS

JAMES HARRISON, **PRESIDENT**
LARRY VIERHEILIG, **VICE PRESIDENT**
MICHAEL WINN, **DIRECTOR**
ED EBY, **DIRECTOR**
BILL NELSON, **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 its customers with reliable, quality, and cost-effective services now and in the future.
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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 {**NCS.D.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 <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 RESOLUTION	2009-1155
		NEXT ORDINANCE	2009-113

B. ROLL CALL

C. PRESENTATIONS AND PUBLIC COMMENT

C-1) MIKE NUNLEY OF AECOM

Update re: Waterline Intertie Project and Southland WWTF Upgrade Project

C-2) NCS.D UTILITY SUPERINTENDENT TINA GRIETENS

Update re: Utility Department Operations in June 2009

C-3) NCS.D WATER CONSERVATION COORDINATOR CELESTE WHITLOW

Update re: June 2009 Outreach Activities

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 give comments on the presentations and address the Board relating to any matter within the Board's jurisdiction but not on the Board's agenda. **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 7/2/09 Special and 7/8/09 Regular Meeting

D-3) RECEIVE 2ND QUARTER FINANCIAL REPORT [RECEIVE AND FILE]

D-4) AUTHORIZE PURCHASE OF BACKHOE, DECLARE BACKHOE AND TRACTOR SURPLUS, AND AUTHORIZE SALE OF OLD BACKHOE AND TRACTOR [RECOMMEND APPROVAL]

E. ADMINISTRATIVE ITEMS

E-1) DISCUSS DEVELOPMENT OF GREENHOUSE GAS POLICY AND DETERMINE PROCESS [PROVIDE POLICY GUIDANCE]

E-2) CONSIDER ADOPTION OF PERSONAL PROTECTIVE EQUIPMENT POLICY [ADOPT RESOLUTION]

E-3) ADOPT 2010-2014 NCSD STRATEGIC PLAN [ADOPT RESOLUTION]

ADJOURN TO NCSD PUBLIC FACILITIES CORPORATION

ROLL CALL

Public Comment on Agenda Items

A. NCSD PUBLIC FACILITIES CORPORATION ANNUAL MEETING
Approve 2008 Minutes

ADJOURN TO NCSD – REGULAR MEETING

F. MANAGER'S REPORT

G. COMMITTEE REPORT

H. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS

**Nipomo Community Services District
REGULAR MEETING
AGENDA**

I. CLOSED SESSION ANNOUNCEMENTS

1. CONFERENCE WITH DISTRICT LEGAL COUNSEL PENDING LITIGATION GC§54956.9 SMVWCD VS. NCSD (SANTA CLARA COUNTY CASE NO. CV 770214, SIXTH APPELLATE COURT CASE NO. H032750 AND ALL CONSOLIDATED CASES).
2. INITIATION OF LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956 (ONE CASE)
3. CONFERENCE WITH REAL PROPERTY NEGOTIATORS BRUCE BUEL, JON SIETZ AND LILLIAN JEWELL PURSUANT TO GOVERNMENT CODE SECTION 54956.8 REGARDING THE PURCHASE OF AN EASEMENT INTEREST IN APN 090-341-002, 023 AND 033 OWNED BY GERALDINE BIORN AND RAYMOND NELSON ESTATE (NEGOTIATOR: GERALDINE BIORN)

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 FOLLOWING REGULAR BOARD MEETING IS AUGUST 12, 2009
TENTATIVELY SCHEDULED ITEMS INCLUDE:**

- Emergency Water Shortage Regulations
- Greenhouse Gas Policy