# NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community Since 1965

AGENDA

FEBRUARY 9, 2011 AT 9:00 A.M.

BOARD ROOM 148 SOUTH WILSON STREET, NIPOMO, CA

#### BOARD of DIRECTORS

JAMES HARRISON, PRESIDENT LARRY VIERHEILIG, VICE PRESIDENT MICHAEL WINN, DIRECTOR ED EBY, DIRECTOR DAN GADDIS, DIRECTOR

#### PRINCIPAL STAFF

MICHAEL LEBRUN, INTERIM GENERAL MANAGER LISA BOGNUDA, ASSIST. GENERAL MANAGER MERRIE WALLRAVIN, SECRETARY/CLERK 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.

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 RESOLUTION2011-1209NEXT ORDINANCE2011-116

- B. ROLL CALL
- C. PRESENTATIONS AND PUBLIC COMMENT
  - C-1) SHERIFF COMMANDER KEN CONWAY Update re: South County Law Enforcement Activities
  - C-2) CAL FIRE BATTALION CHIEF BILL FISHER Update re: South County Cal Fire Activities
  - C-3) MIKE NUNLEY OF AECOM Update re: Southland Wastewater Treatment Plant Upgrade
  - C-4) NCSD DISTRICT ENGINEER PETER SEVCIK Update re: Recent Activities and Second Quarter Review of Water Allocated Pursuant to Chapter 3.05 of District Code.
  - C-5) DIRECTORS' ANNOUNCEMENTS OF DISTRICT & COMMUNITY INTEREST Receive Announcements from Directors Items of District & Community Interest
  - C-6) 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 at the conclusion of the Administrative Items. 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) WARRANTS [RECOMMEND APPROVAL]
  - D-2) BOARD MEETING MINUTES OF JANUARY 26, 2011 [RECOMMEND APPROVAL]
  - D-3) ACCEPT QUARTERLY FINANCIAL REPORT [RECOMMEND ACCEPT]

### E. ADMINISTRATIVE ITEMS

- E-1) FRONTAGE ROAD SEWER TRUNK LINE REPLACEMENT PROJECT, ADOPT MITIGATED NEGATIVE DECLARATION FOR THE PROJECT AND AUTHORIZE STAFF TO ADVERTISE PROJECT FOR BIDS [RECOMMEND ADOPT MITIGATED NEGATIVE DECLARATION AND AUTHORIZE STAFF TO ADVERTISE PROJECT FOR BIDS]
- E-2) CONSIDER A CHANGE ORDER WITH AWS DREDGE FOR SLUDGE REMOVAL AT SOUTHLAND WASTEWATER FACILITY AND APPROVE BUDGET ADJUSTMENT [RECOMMEND APPROVE CHANGE ORDER AND BUDGET ADJUSTMENT]
- E-3) BOARD BY-LAW REVIEW [RECOMMEND REVIEW OF BY-LAWS AND DIRECT STAFF TO RETURN WITH REVISIONS FOR FUTURE BOARD APPROVAL]
- E-4) CONSIDER WASTEWATER TREATMENT PLANT FIELD TRIP TO VENTURA COUNTY, REVIEW COSTS AND GOALS [CONSIDER INFORMATION, DIRECT STAFF]
- E-5) SPECIAL DISTRICT RISK MANAGEMENT AUTHORITY NOTIFICATION OF NOMINATIONS [CONSIDER INFORMATION AND DIRECT STAFF]
- E-6) LOCAL AREA FORMATION COMMISSION REQUEST FOR COMMISSIONER NOMINATIONS [CONSIDER INFORMATION AND PROVIDE LAFCO WITH NOMINEE]
- F. GENERAL MANAGER'S REPORT
- G. COMMITTEE REPORT
  - JANUARY 18, 2011, PERSONNEL COMMITTEE MEETING MINUTES
  - JANUARY 24, 2011, SUPPLEMENTAL WATER PROJECT DESIGN AND CONSTRUCTION COMMITTEE MEETING MINUTES
- H. DIRECTOR'S REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS
- I. CLOSED SESSION ANNOUNCEMENTS
  - 1. CONFERENCE WITH DISTRICT LEGAL COUNSEL RE: PENDING LITIGATION PURSUANT TO GC 54956.9 SM/WCD VS. NCSD (SANTA

## Nipomo Community Services District REGULAR MEETING AGENDA

CLARA COUNTY CASE NO. CV 770214, SIXTH APPELLATE COURT CASE NO. H032750 AND ALL CONSOLIDATED CASES).

- 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

> Next Regular Board Meeting is February 23, 2011