NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community Since 1965

AGENDA

MARCH 23, 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
 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

2011-1209

NEXT ORDINANCE

2011-116

- B. ROLL CALL
- C. PRESENTATIONS AND PUBLIC COMMENT
 - C-1) REPORT ON MARCH 9, 2011 REGULAR MEETING CLOSED SESSION Announcement of Actions, if any, Taken in Closed Session
 - C-2) NCSD SUPERINTENDENT TINA GRIETENS
 Update re: Summary of Utility Division Activities
 - C-3) DIRECTORS' ANNOUNCEMENTS OF DISTRICT & COMMUNITY INTEREST AND REPORTS ON ATTENDANCE AT PUBLIC MEETINGS, TRAINING PROGRAMS, CONFERENCES, AND SEMINARS.
 - Receive Announcements and Reports from Directors
 - C-4) 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) APPROVE WARRANTS [RECOMMEND APPROVAL]
 - D-2) TRACT 2523, SCHAEFER ADOPT RESOLUTION ACCEPTING WATER AND SEWER IMPROVEMENTS [ADOPT RESOLUTION]

E. ADMINISTRATIVE ITEMS

- E-1) URBAN WATER MANAGEMENT PLAN PUBLIC HEARING AND CONSIDER AMENDMENT TO WATER SYSTEMS CONSULTING CONTRACT TO SUPPORT PLAN COMPLETION [CONDUCT PUBLIC HEARING, RECEIVE COMMENTS, SCHEDULE PLAN ADOPTION]
- E-2) CONSIDER CONTRACT AMENDMENT FOR CANNON, CONSULTING ENGINEERS FOR CONTINUED CONSTRUCTION MANAGEMENT SUPPORT WILLOW ROAD PHASE I PROJECT [APPROVE CONTRACT AMENDMENT]
- E-3) CONSIDER MODIFICATION OF CAPACITY CHARGES FOR PRIVATE FIRE SERVICE [CONSIDER PROPOSED CHANGES, SET REVISION SCHEDULE]
- E-4) REVIEW SUPPLEMENTAL WATER SUPPLY PROJECT STATUS [CONSIDER INFORMATION PRESENTED AND PROVIDE INSTRUCTION TO STAFF]
- E-5) REVIEW CALIFORNIA PUBLIC EMPLOYEE RETIREMENT SYSTEM BENEFITS [CONSIDER CAL PERS BENEFIT CHANGES AND FINANCE COMMITTEE RECOMMENDATIONS, DIRECT STAFF]
- E-6) REVIEW MEMORANDUM OF UNDERSTANDING WITH COUNTY REGARDING JIM O. MILLER PARK AND LOCAL AGENCY FORMATION COMMISSION CONDITIONS OF APPROVAL FOR ACTIVATION OF PARK POWERS [REVIEW AND DIRECT STAFF]
- E-7) CALIFORNIA SPECIAL DISTRICTS ASSOCIATION NOMINATION REQUEST [CONSIDER REQUEST, DIRECT STAFF]
- E-8) LOCAL AREA FORMATION COMMISSION BALLOT FOR SPECIAL DISTRICT COMMISSIONER. [DIRECT STAFF TO CAST BALLOT FOR SELECTED SPECIAL DISTRICT REPRESENTATIVE]
- F. MANAGER'S REPORT
- G. COMMITTEE REPORT
 March 15, 2011 Finance and Audit Committee Meeting Minutes
- H. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS

Nipomo Community Services District REGULAR MEETING AGENDA

- CLOSED SESSION ANNOUNCEMENTS
 - CONFERENCE WITH DISTRICT LEGAL COUNSEL RE: PENDING LITIGATION PURSUANT TO GC §54956.9 SMVWCD VS. NCSD (SANTA CLARA COUNTY CASE NO. CV 770214, SIXTH APPELLATE COURT CASE NO. H032750 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. PUBLIC EMPLOYEE EVALUATION (GOVERNMENT CODE §54957)
 Title: District Interim General Manager Performance Evaluation
- 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 April 13, 2011