

NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community Since 1965

AGENDA

SEPTEMBER 14, 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 S. LEBRUN, **GENERAL MANAGER**
LISA BOGNUDA, **ASSIST. GENERAL MANAGER**
MERRIE WALLRAVIN, **SECRETARY/CLERK**
JON SEITZ, **GENERAL COUNSEL**
PETER SEVCIK, **DISTRICT ENGINEER**

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| 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](http://www.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.*

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| A. CALL TO ORDER AND FLAG SALUTE | NEXT RESOLUTION | 2011-1232 |
| | NEXT ORDINANCE | 2011-117 |

B. ROLL CALL AND PUBLIC COMMENT FOR ITEMS NOT ON AGENDA

Any member of the public may 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.**

C. PRESENTATIONS AND REPORTS

C-1) RECOGNITION OF DISTRICT BILLING CLERK'S TWENTY YEARS OF SERVICE TO DISTRICT

C-2) MIKE NUNLEY OF AECOM
Update Report re: Southland Wastewater Treatment Plant Upgrade

C-3) NCS.D DISTRICT ENGINEER PETER SEVCIK
Update Report re: Recent Activities

C-4) DIRECTORS' ANNOUNCEMENTS OF DISTRICT & COMMUNITY INTEREST AND REPORTS ON ATTENDANCE AT PUBLIC MEETINGS, TRAINING PROGRAMS, CONFERENCES, AND SEMINARS.

Receive Announcements and Reports from Directors

**Nipomo Community Services District
REGULAR MEETING
AGENDA**

- C-5) RECEIVE PUBLIC COMMENT ON PRESENTATIONS AND REPORTS PRESENTED UNDER ITEM C AND BY MOTION RECEIVE and FILE PRESENTATIONS AND REPORTS
- 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 may be removed from the Consent Agenda by a Board member 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. Individual items on the Consent Agenda are approved by the same vote that approves the Consent Agenda, unless an item is pulled for separate consideration. The recommendations for each item are noted in bracket. Members of the public may comment on the Consent Agenda items.*
- D-1) WARRANTS [RECOMMEND APPROVAL]
- D-2) BOARD MEETING MINUTES:
AUGUST 10, 2011, REGULAR AND SPECIAL MEETING [RECOMMEND APPROVAL]
AUGUST 23, 2011, SPECIAL MEETING [RECOMMEND APPROVAL]
- D-3) ADOPT RESOLUTION RECOGNIZING DISTRICT BILLING CLERK SERVICE [RECOMMEND ADOPT RESOLUTION]
- D-4) TRACT 2516 – MAD'S CIRCLE ADOPT RESOLUTION ACCEPTING WATER AND SEWER IMPROVEMENTS [ADOPT RESOLUTION]
- E. ADMINISTRATIVE ITEMS
- E-1) CONSIDER DISTRICT RESPONSE TO 2010-2011 GRAND JURY REPORT [RECOMMEND REVIEW DRAFT RESPONSE LETTER AND BY MOTION AND ROLL CALL VOTE APPROVE RESPONSE LETTER]
- E-2) SUPPLEMENTAL WATER PROJECT UPDATE [RECEIVE UPDATE ON PROJECT SCHEDULE AND DIRECT STAFF]
- E-3) REVIEW ONLINE BILL PAYMENT OPTIONS [REVIEW OPTIONS AND DIRECT STAFF]
- E-4) CONSIDER REQUEST BY DEVELOPER OF TRACT 2634 TO APPLY DISTRICT'S FEE PHASING ORDINANCE [CONSIDER REQUEST, DIRECT STAFF]
- F. GENERAL MANAGER'S REPORT
- G. COMMITTEE REPORT
- August 26, 2011 Outreach Ad-Hoc
 - August 30, 2011 Blacklake Management Ad-Hoc
- 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 RE: PENDING LITIGATION PURSUANT TO GC §54956.9 SMWWCD VS. NCSD (SANTA 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 September 28, 2011**