NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community Since 1965

AGENDA

SEPTEMBER 28, 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

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.

A. CALL TO ORDER AND FLAG SALUTE

NEXT RESOLUTION NEXT ORDINANCE

2011-1235 2011-117

- B. ROLL CALL AND PUBLIC COMMENT ON 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) REPORT ON September 14, 2011 REGULAR MEETING CLOSED SESSION Announcement of Actions, if any, Taken in Closed Session
 - C-2) NCSD SUPERINTENDENT TINA GRIETENS Update Report re: Summary of Utility Division Activities
 - DIRECTORS' ANNOUNCEMENTS OF DISTRICT & COMMUNITY INTEREST AND C-3) REPORTS ON ATTENDANCE AT PUBLIC MEETINGS, TRAINING PROGRAMS, CONFERENCES, AND SEMINARS. Receive Announcements and Reports from Directors
 - C-4) RECEIVE PUBLIC COMMENT ON PRESENTATIONS AND REPORTS PRESENTED UNDER ITEM C AND BY MOTION RECEIVE and FILE PRESENTATIONS AND REPORTS

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 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) APPROVE WARRANTS [RECOMMEND APPROVAL]
 - D-2) APPROVE SEPTEMBER 14, 2011 REGULAR BOARD MEETING MINUTES [RECOMMEND APPROVAL]
 - D-3) APPROVE PURCHASE OF PORTABLE GENERATOR FOR TEFFT STREET LIFT STATION [RECOMMEND APPROVE PURCHASE]
- E. ADMINISTRATIVE ITEMS
 - E-1) CONSIDER APPROVAL OF SCOPE AMENDMENT #6 WITH AECOM FOR ENGINEERING SERVICES IN THE AMOUNT OF \$135,137 FOR DESIGN OF SOUTHLAND WASTEWATER TREATMENT FACILITY PHASE 1 UPGRADE PROJECT [RECOMMEND BY MOTION AND ROLL CALL VOTE APPROVE SCOPE AMENDMENT #6 WITH AECOM IN THE AMOUNT OF \$135,137 AND AUTHORIZE STAFF TO EXECUTE TASK ORDER]
 - E-2) AUTHORIZE STAFF TO CIRCULATE A REQUEST FOR PROPOSALS TO UPGRADE THE DISTRICT SUPERVISORY CONTROL AND DATA ACQUISITION (SCADA) SYSTEM [RECOMMEND BY MOTION AND ROLL CALL VOTE APPROVE REQUEST FOR PROPOSAL AND AUTHORIZE STAFF TO CIRCULATE]
 - E-3) CONSIDER APPROVING A LETTER SUPPORTING DANA ADOBE AMIGOS REQUEST TO AMEND COUNTY GENERAL PLAN AND COUNTY ORDINANCE 3090 [CONSIDER INFORMATION BY MOTION AND ROLL CALL VOTE APPROVE LETTER OF SUPPORT]
 - E-4) CONSIDER LOCAL AREA FORMATION COMMISSION BALLOT FOR ALTERNATE SPECIAL DISTRICT COMMISSIONER [RECOMMEND BY MOTION AND ROLL CALL VOTE DIRECT STAFF TO CAST BALLOT FOR SELECTED SPECIAL DISTRICT ALTERNATE REPRESENTATIVE, IF ANY]
 - E-5) CONSIDER LETTER TO GOVERNOR REQUESTING VETO OF SENATE BILL 293 [RECOMMEND CONSIDER LETTER DIRECT STAFF]

The following Item will be taken at approximately 1:30 pm

- E-6) SUPPLEMENTAL WATER PROJECT REVIEW RECENT POLLING RESULTS AND CONSIDER SCHEDULE IMPLICATIONS, ADDITIONAL OUTREACH EFFORT AND \$40,000 BUDGET INCREASE [RECOMMEND CONSIDER RECENT POLLING RESULTS SET OUTREACH SCOPE AND \$40,000 BUDGET INCREASE IN SUPPORT OF ASSESSMENT PROCEEDINGS]
- F. MANAGER'S REPORT

Nipomo Community Services District REGULAR MEETING AGENDA

- G. COMMITTEE REPORT
- H. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS
- I. 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).
- 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 October 12, 2011