NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community Since 1965

AGENDA

APRIL 25, 2012 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.
- Please silence all cell phones during the meeting, as a courtesy to others.
- A. CALL TO ORDER AND FLAG SALUTE

NEXT RESOLUTION

2012-1254

NEXT ORDINANCE

2012-117

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 <u>not</u> 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 APRIL 11, 2012 REGULAR MEETING CLOSED SESSION Announcement of Actions, if any, taken in Closed Session
 - C-2) SHERIFF COMMANDER JAMES TAYLOR
 Update Report re: South County Law Enforcement and Department News
 - C-3) CAL FIRE BATTALION CHIEF BILL FISHER
 Update Report re: South County Cal Fire Activity and Department News.
 - C-4) NCSD SUPERINTENDENT TINA GRIETENS
 Update Report re: Utility Division Activities

Nipomo Community Services District REGULAR MEETING AGENDA

- C-5) 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-6) 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) APPROVE APRIL 11, 2012 REGULAR BOARD MEETING MINUTES [RECOMMEND APPROVE]
 - D-3) ACCEPT QUARTERLY FINANCIAL REPORT [RECOMMEND ACCEPT AND APPROVE]
 - D-4) ACCEPT FIRST QUARTER INVESTMENT REPORT [RECOMMEND ACCEPT]
 - D-5) SOUTH FRONTAGE ROAD TRUNK SEWER PROJECT ACCEPTANCE [RECOMMEND ACCEPT PROJECT AND DIRECT STAFF TO FILE NOTICE OF COMPLETION]

E. ADMINISTRATIVE ITEMS

E-1) SUPPLEMENTAL WATER PROJECT ADDENDUM TO ENVIRONMENTAL IMPACT REPORT (EIR) THAT CONSIDERS THE FOLLOWING CHANGES AND ADDITIONS TO THE PROJECT **PROVISION** 1) THE OF **TEMPORARY** LAYDOWN AREAS/CONSTRUCTION YARDS AT EIGHT LOCATIONS WITHIN THE NIPOMO MESA, ALONG SOUTHLAND STREET AND ADJACENT TO ORCHARD ROAD AND JOSHUA STREET, AS WELL AS IN SANTA MARIA ADJACENT TO NORTH BLOSSER ROAD; 2) THE RECONFIGURATION OF THE VIA CONCHA WELL SITE AND 3) THE UPSIZING OF THE CURRENTLY PROPOSED PHASE 1 PIPELINE EXTENSION ADJACENT TO BLOSSER ROAD FROM 18 TO 24 INCHES AND ELIMINATION OF THE PHASE III ADDITIONAL 18-INCH PARALLEL WATERLINE OR REPLACEMENT 24-INCH WATERLINE. [RECOMMEND BY MOTION AND ROLL CALL VOTE ADOPT RESOLUTION APPROVING ADDENDUM TO SUPPLEMENTAL WATER PROJECT EIR].

Nipomo Community Services District REGULAR MEETING AGENDA

- E-2) NIPOMO COMMUNITY PARK MASTER PLAN DRAFT ENVIRONMENTAL IMPACT REPORT CONSIDER AD-HOC COMMITTEE REVIEW AND RECOMMENDATION [CONSIDER COMMITTEE RECOMMENDATION, DIRECT STAFF]
- E-3) REVIEW CREDIT AND DEBIT CARD PAYMENT BY CUSTOMERS [RECOMMEND ACCEPT REPORT AND PROVIDE DIRECTION]
- E-4) CSDA BOARD OF DIRECTORS CALL FOR NOMINATIONS [RECOMMEND CONSIDER REQUEST FROM CSDA AND DIRECT STAFF]
- F. GENERAL MANAGER'S REPORT
- G. COMMITTEE REPORT
 - APRIL 13, 2011 FINANCE AND AUDIT COMMITTEE MINUTES
- H. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS
- 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 RE: PENDING LITIGATION PURSUANT TO GC SECTION 54956.9; NCSD VS. COUNTY SLO, ET AL. (CASE #CV090010)
 - 3. CONFERENCE WITH LEGAL COUNSEL RE: PENDING LITIGATION PURSUANT TO GC SECTION 54956.9, WHITLOW/NCSD (CASE # E20112E1116-00-APS FILED WITH THE DEPARTMENT OF FAIR HOUSING AND EMPLOYMENT)
- 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 May 9, 2012