

NIPOMO COMMUNITY SERVICES DISTRICT

MINUTES

March 1, 2000

CLOSED SESSION (CONFERENCE ROOM) 6:00 P.M.

CONFERENCE WITH LEGAL COUNSEL GC§54956.9

- a. SMVWCD vs NCSD Case No. CV 770214 and related cases, Case Nos. CV 990266, CV 990391, CV 990392, CV 990556, CV 990558, CV 990738, CV 990739, SM 112867, SM 113421, SM 113422, SM 113424, SM 113425, SM 113788, SM 113789 AND OTHERS

REGULAR SESSION 7:00 P.M.

BOARD ROOM 148 S. WILSON STREET NIPOMO, CA

BOARD MEMBERS

GENE KAYE, **PRESIDENT**
AL SIMON, **VICE PRESIDENT**
ROBERT BLAIR, **DIRECTOR**
RICHARD MOBRAATEN, **DIRECTOR**
ALEX MENDOZA, **DIRECTOR**

STAFF

DOUGLAS JONES, **GENERAL MANAGER**
DONNA JOHNSON, **SECRETARY TO THE BOARD**
JON SEITZ, **GENERAL COUNSEL**

NOTE: All comments concerning any item on the agenda are to be directed to the Board Chairperson.

A. CALL TO ORDER

President Kaye called the meeting to order at 7:00 p.m. and led the flag salute.

B. FLAG SALUTE

ROLL CALL

At Roll Call, all Board members were present.

C. PUBLIC COMMENTS PERIOD

PUBLIC COMMENTS

Any member of the public may address and ask questions of the Board relating to any matter within the Board's jurisdiction, provided the matter is not on the Board's agenda, or pending before the Board. Presentations are limited to three (3) minutes or otherwise at the discretion of the Chair.

There were no public comments.

Mr. Jones announced that there was no reportable action in the 6:00 p.m. Closed Session

D. ADMINISTRATIVE ITEMS (The following may be discussed and action may be taken by the Board.)

D-1) SEWER SERVICE IN NIPOMO AREA - RWQCB

Central Coast Reg. Water Quality Control Bd to address area sewer services - Michael LeBrun

This item was postponed until Mr. LeBrun arrived. After Item D-2 was complete, the Board returned to this item.

Mr. LeBrun addressed the Board asking consideration that NCSD policy be modified to sewer areas outside District boundaries to protect ground water in the area.

There was much Board discussion.

During this agenda item, the following member of the public spoke: John Snyder, 662 Eucalyptus, Nipomo - Suggested that the Board consider providing sewer service and stipulating one acre parcels.

The Board directed staff to review existing policies and bring it back at a future meeting.

D-2) COUNTY SERVICE AREA NO. 1 - SEWER SERVICE AGREEMENT

Request from SLO County to amend the NCSD/CSA 1 sewer services agreement.

San Luis Obispo County is requesting to amend the agreement set up in 1984 to allow sewer service to Tract 2196 and CSA 1F.

During this agenda item, the following member of the public spoke: Dan Pace, 85 Stagecoach Rd. Arroyo Grande - Representative for Tract 2196 is waiting for amendment to be complete before the project can go forward.

Upon motion of Director Simon and seconded by Director Kaye, the Board agreed to table this item until more correspondence is received from the County. Vote 3-2 with Directors Mobraaten and Blair dissenting.

- D-3) GENERAL PLAN AMENDMENT/ANNEXATION - SUMMIT STATION AREA
Addition of 45 parcels by increasing land use density and annexation (Robertson)

During this agenda item, the following member of the public spoke:
John Snyder, 662 Eucalyptus, Nipomo - Asked if proposed annexation area was required to have the 1000 gpm fire flow. (Answer) The County adopted a policy of 500 gpm for parcels of 2½ acres or larger.

Director Mobraaten made the following motion:

1. It is recommended that a response to County letter be tabled until the Boyle Engineering study of the new Health Dept. regulations is completed.
2. That the Board consider establishing a policy for providing water service to increase land use density changes, County General Plan amendments.

Director Mendoza seconded the motion. Vote 5-0

- D-4) REQUEST FOR SERVICE - TRACT 2375 (HERNANDEZ)
Request for water & sewer service for 28-lot development at Orchard & Grande Ave.

A request was received from the developers of Tract 2375 for a 28-lot subdivision near Orchard and Grande Ave.

During this agenda item, the following member of the public spoke:
Manuel Palma, 75 Zaca Lane, SLO - Representative for Tract 2375 answered questions from the Board.

Upon motion of Director Simon and seconded by Director Mendoza, the Board approved an Intent-to-Serve letter for water and sewer service with the conditions as outlined in the Board letter for Tract 2375. Vote 4-1 with Director Kaye dissenting.

- D-5) REQUEST FOR SERVICE - CO 99-0293 (GRCE)
Request for water & sewer service for 3-lot development on Story Rd.

A request was received from Dyer Engineer for water and sewer service for a 3-lot development on Story St. An Intent-to-Serve letter was approved November 17, 1999 for only water service. There were no public comments. Upon motion of Director Mobraaten and seconded by Director Blair, the Board approved an Intent-to-Serve letter for water and sewer service with the conditions as outlined in the Board letter for CO 99-0293. Vote 4-1 with Director Kaye dissenting.

E. OTHER BUSINESS

- E-1) REQUEST FOR PROPOSALS - RATE STUDY
Approval to request proposals to have a water and sewer rate study done for the District

The Board discussed the need to adjust the rates to cover future replacement of facilities in the upcoming years. Upon motion of Director Mobraaten and seconded by Director Mendoza, the Board approved sending requests for proposals for a water and sewer rate study for the District. Vote 4-1 with Director Blair dissenting.

- F. 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 be removed. If discussion is desired, the item will be removed from the Consent Agenda and will be considered separately. Questions or clarification may be made by the Board members without removal from the Consent Agenda. The recommendations for each item are noted in parenthesis.*

Upon motion of Director Blair and seconded by Director Simon, the Board unanimously approved the following items on the Consent Agenda. Vote 5-0

- F-1) WARRANTS (RECOMMEND APPROVAL)
- F-2) BOARD MEETING MINUTES (RECOMMEND APPROVAL)
Approval of Minutes of February 16, 2000 Regular Board meeting
- F-3) MCDONALD'S/CHEVRON - Acceptance of improvements for CO 94-087
Acceptance of water & sewer improvements RES 00-725 (RECOMMEND APPROVAL)

G) MANAGER'S REPORT

General Manger, Doug Jones provided information on the following:

- G-1) CA-NV SECTION AWWA SPRING CONFERENCE
- G-2) CSDA Legislative Update

The District will be testing AMR (Automatic Meter Reading) devices on 6 meters.
The District is looking into a (Geographic Information System) GIS system. A demo will be set up at a Study Session.

H. DIRECTORS COMMENTS

- The County wishes to have a representative from NCSD appointed to the Ad hoc Committee for Local Planning. Director Richard Mobraaten was selected. Staff was directed to notify Supervisor Ovitt.
- Committee on growth limitation with Supervisor Achadjian 4th District Supervisor - the representative will be President Kaye.
- Director Blair-CSDA meeting April 14 at the Black Lake Golf Course. Nominations and selection of Special District LAFCO officers will be held at that meeting. President Kaye is the automatic delegate to vote.
- President Kaye reported on NCAC meeting Monday night.
 - TDC information
 - Growth Ordinance
 - Willow Road Extension
 - Patterson Academy
- Director Mobraaten reported on the Chamber of Commerce meeting.
 - Travel log of India by the Rotary Club

CLOSED SESSION

The Closed Session was canceled.

- a. NCSD vs. State Dept of Health Services CV 990706, GC\$54956.9

ADJOURN

President Kaye adjourned the meeting at 8:36 p.m.