

NIPOMO COMMUNITY SERVICES DISTRICT

MINUTES

June 7, 2000

REGULAR SESSION 11:00 A.M.

BOARD ROOM 148 S. WILSON STREET NIPOMO, CA

BOARD MEMBERS

ROBERT BLAIR, PRESIDENT
AL SIMON, VICE PRESIDENT
RICHARD MOBRAATEN, DIRECTOR
ALEX MENDOZA, DIRECTOR
MICHAEL WINN, 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 AND FLAG SALUTE

President Blair called the meeting to order at 11:00 a.m. and led the flag salute.

B. 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.

Bill Senna, Lucia Mar School District-He asked if there could be a time table established to keep the new high school on track in regards to water and sewer services.

Perry Judd, Lucia Mar School District- Asked if the update to the master plan was going to slow the process down and he would bring in the required deposit today.

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

ITEMS D-1, D-2 AND D-4 ARE PUBLIC HEARINGS

- D-1) CEQA ENVIRONMENTAL DETERMINATION OF OSAGE/TEFFT WATERLINE (RECOMMEND APPROVAL)
Approval of environmental negative declaration of Osage/Tefft water line project

Since the phase two of the archaeological report was not received by the district until this morning, staff recommended that this item be continued until the next meeting. The Public Hearing was opened and the following people spoke:

John Snyder, 662 Eucalyptus - Asked if public comment will be taken on this item at the next meeting-staff's answer was "yes".

Nancy LePue, Lucia Mar School District-Stated that the School District had yet to grant an easement and asked if the County had granted an easement yet-staff's answer was "no".

Bill Senna, Lucia Mar School District-Stated that the School District would like to work with NCSD on this.

The Public Hearing was closed. Upon the motion of Director Winn and seconded by Director Simon, the Board unanimously approved staff's recommendation to continue this item until the next meeting.

- D-2) CONSIDER STREET LIGHTING CHARGES FOR BLACK LAKE FOR FY 2000-01
Recommend the rate remain the same as last year @ \$34.00 /parcel/year (RECOMMEND APPROVAL)

The Public Hearing was opened and no comments were received. Upon the motion of Director Mobraaten and seconded by Director Simon, the Board unanimously approved Resolution No. 00-732.

RESOLUTION 00-732

A RESOLUTION OF THE BOARD OF DIRECTORS OF NIPOMO COMMUNITY SERVICES DISTRICT PROVIDING FOR THE COLLECTION OF STREET LIGHT CHARGES ON THE SAN LUIS OBISPO COUNTY TAX ROLLS FOR MAINTENANCE AND OPERATION OF EXISTING PUBLIC STREET LIGHTS IN THE BLACK LAKE DEVELOPMENT

- D-3) NIPOMO DRAINAGE MAINTENANCE District 76-2 FUNDS (RECOMMEND APPROVAL)
Establishing reserves on allocating excess revenues

Staff recommended that the Drainage Maintenance District maintain a reserve balance of \$5,000 and transfer the remaining balance to the Property Tax Fund. There was no public comment. Upon the motion of Director Simon and seconded by Director Mobraaten, the Board unanimously approved Resolution No. 00-733.

**RESOLUTION 00-733
A RESOLUTION OF THE BOARD OF DIRECTORS
OF NIPOMO COMMUNITY SERVICES DISTRICT
ALLOCATING EXCESS NDMD 76-2 TAX REVENUES
FOR DISTRICT PURPOSES AS PART OF THE DISTRICT'S
ANNUAL BUDGETING PROCESS**

- D-4) ADOPTION OF THE 2000-01 FISCAL YEAR DISTRICT BUDGET (RECOMMEND APPROVAL)
Budget approval , Expenditure Limitation

The Public Hearing was opened and no public comment was received. Upon the motion of Director Mobraaten and seconded by Director Simon, the Board unanimously approved Resolution No. 00-734.

**RESOLUTION 00-734
A RESOLUTION OF THE BOARD OF DIRECTORS
OF NIPOMO COMMUNITY SERVICES DISTRICT
ADOPTING THE 2000-01 FISCAL YEAR BUDGET**

Upon the motion of Director Mendoza and seconded by Director Simon, the Board unanimously approved Resolution 00-735 .

**RESOLUTION 00-735
A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE NIPOMO COMMUNITY SERVICES DISTRICT
DETERMINING THE APPROPRIATIONS LIMITATION
FOR THE 2000-01 FISCAL YEAR.**

- D-5) REVIEW EXISTING ANNEXATION POLICY
Consideration to establish a retrofit in-lieu fee for annexations

Staff recommended that a sub committee be set up to review the existing annexation policy, consider the possibility of an in-lieu fee and how to establish a fee. There was no public comment. Director's Mendoza and Winn were appointed to the sub committee.

- D-6) REQUEST FOR SERVICES - TRACT 2386 (NEWDOLL)
Request for water and sewer service for an additional 10 units in Tract 1712 at Hazel Lane & Tefft St.

During this item the following people spoke:

Robert Newdoll, R.H. Newdoll Construction - Stated that the request is for 10 additional lots and not 8.

John Snyder, 662 Eucalyptus-He asked if the retrofits are based on 8 or 18 lots? Staff answered that the retrofits are based on zoning.

Upon the motion of Director Simon and seconded by Director Winn, the Board unanimously approved issuing an Intent-to-Serve Letter.

- D-7) REQUEST FOR SERVICES - TRACT 2182 (KLEINSASSER)
Request to renew an Intent-to-Serve for an 8-lot development on Camino Caballo at Quail Oaks Lane
There were no public comments. Upon the motion of Director Winn and seconded by Director Mobraaten, the Board unanimously approved issuing an Intent-to-Serve Letter.

E. OTHER BUSINESS

- E-1) BOARD MEETING TIME
Consideration to revise the Board meeting time - presently 11:00 a.m.

Director Simon suggested 10:00 a.m. as the meeting starting time. Director Blair suggested 10:30 a.m. so that he may attend the SLOCOG meeting prior to this meeting. The Board discussed having night meetings for items that are of special interest to the public. There were no public comments. Director Simon made the motion to change the meetings to 10:30 a.m. It was seconded by Director Mendoza. The Board unanimously approved Resolution No. 00-736.

RESOLUTION 00-736
A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT ESTABLISHING THE TIME FOR HOLDING ITS REGULAR MEETINGS

F. CONSENT AGENDA

- F-1) WARRANTS (RECOMMEND APPROVAL)
F-2) BOARD MEETING MINUTES (RECOMMEND APPROVAL)
Approval of Minutes of May 17, 2000 Regular Board meeting
Approval of Minutes of May 24, 2000 Special Meeting
F-3) FILE NOTICE OF COMPLETION (RECOMMEND APPROVAL)
Southland Wastewater Treatment Facility Expansion

There were no public comments. Upon the motion of Director Mobraaten and seconded by Director Mendoza, the Board unanimously approved the consent agenda and Resolution No. 00-737.

RESOLUTION 00-737
A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT ACCEPTING PHASE II OF THE SOUTHLAND WASTEWATER TREATMENT FACILITY IMPROVEMENTS

G) MANAGER'S REPORT

Manager, Doug Jones presented information on the following:

- G-1) PUBLIC LAW ADVISOR FROM RICHARD, WATSON & GERSHON
G-2) GOVERNING ARTICLE ON GROWTH

H. DIRECTORS COMMENTS

Other Services - Street lighting, Solid Water

Director Winn directed staff to place the following on the agenda-Discussion of the SOAR initiative and determine if this is something the Board wishes to get involved in.

He also reminded the Board of the SOAR meeting on 6/12/00 at Embassy Suites in SLO noon to 2 p.m.

Director Mobraaten reported on Chamber of Commerce meeting-speaker from Laetitia Winery.

CLOSED SESSION

District Legal Counsel, Jon Seitz, announced the need to go into Closed Session concerning the matter below.

- CONFERENCE WITH LEGAL COUNSEL GC§54956.9
- SMVWCD vs NCSA Santa Clara County Case No. CV 770214 and all consolidated cases.
 - NCSA vs. State Dept of Health Services CV 990706, GC§54956.9
 - Public employee annual evaluation, General Manager GC§ 54957

ADJOURN

President Blair adjourned the meeting at 12:45 p.m.