

# NIPOMO COMMUNITY SERVICES DISTRICT

## MINUTES

MARCH 7, 2001

REGULAR MEETING 10:30 A.M.  
BOARD ROOM 148 S. WILSON STREET NIPOMO, CA

### BOARD MEMBERS

ROBERT BLAIR, PRESIDENT  
AL SIMON, VICE PRESIDENT  
RICHARD MOBRAATEN, DIRECTOR  
MICHAEL WINN, DIRECTOR  
JUDITH WIRSING, DIRECTOR

### STAFF

DOUGLAS JONES, GENERAL MANAGER  
DONNA JOHNSON, SEC. TO THE BOARD  
MICHAEL 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 10:34 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.

President Blair opened the meeting to Public Comments.

There were none.

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

- D-1) NIPOMO BASIN PLAN-REGIONAL WATER QUALITY CONTROL BOARD (RWQCB)  
RWQCB staff (S Phillips & M LeBrun) presentation on impact of septic systems on the Nipomo Basin

Mr. Scott Phillips and Mr. Michael LeBrun from the Regional Water Quality Control Board presented information concerning the basin plans throughout their region, including the Nipomo Mesa. Mr. LeBrun explained how the one-acre minimum lot size for septic tanks changed to the one-half acre size where conditions are favorable. There was not a change of policy but a change in interpretation of the policy. The Board asked several specific questions concerning the resolutions changing the policy. Mr. LeBrun said the policy was misinterpreted in the past.

The following members of the public spoke:

Evan Evanoff, NCAC - feels that the Health Dept. needs to update the information collected from the wells and analyze as to trends being set.

Jesse Hill, Rural Arroyo Grande - Feels that NCSD is only group that can do anything about the septic system lot size situation. Has information about a Non-Point Source Pollution Plan for the Santa Maria groundwater basin (a document on a CD ROM) from a June 2000 publication and is willing to share that info with NCSD.

Herb Kandel, Nipomo - Needs to analyze the cumulative data to check the trends of salts and nitrates in groundwater.

A question was about the salts in the Santa Maria Valley degrading the groundwater basin. Mr. LeBrun suggested that there is little done to prove where the salts are coming from. The Board wanted to assure the public that the District is trying to look out for the good of the whole Mesa. Director Winn asked that this subject be put on the next agenda.

There was no action taken on this item. It was an information item only.

- D-2) REIMBURSEMENT AGREEMENT SEWER TRACT 2386 (NEWDOLL)  
Review agreement for reimbursement to developer for sewers

The developer of Tract 2386, Mr. Robert Newdoll, has installed a sewer lift station and force main to serve the Hazel Lane area and has requested a reimbursement for the improvements that benefit others. There are presently 2 other property owners who benefit. Upon motion of Director Winn and seconded by Director Wirsing, the Board unanimously agreed to set a Public Hearing for April 4, 2001. Vote 5-0  
There were no public comments.

- D-3) OUTSIDE DISTRICT SEWER RATES  
Establishing an outside District boundary sewer service charge

A request for sewer service outside the District boundary prompted this resolution to facilitate the billing of a connection to the NCSD area-wide sewer system.  
There were no Public Comments.  
Upon motion of Director Mobraaten and seconded by Director Winn, the Board unanimously approved Resolution 2001-757 to establish outside District sewer rates at 130% of the regular In-District rate. Vote 5-0

**Resolution 2001-757**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE  
NIPOMO COMMUNITY SERVICES DISTRICT ESTABLISHING  
CONDITIONS AND RATES FOR PROVIDING SEWER  
SERVICE OUTSIDE OF DISTRICT BOUNDARIES**

**E. OTHER BUSINESS**

- E-1) REQUEST FOR WATER SERVICE - JONES  
Hardship request for outside District water service

A request for water service due to a hardship was received from Mr. Ralph Jones on Willow Rd. The property is outside the District boundary.  
There were no Public Comments  
Upon motion of Director Winn and seconded by Director Wirsing, the Board decided to request the property owner to provide documentation for a hardship case. Vote 5-0

- E-2) BOARD OF DIRECTORS BY-LAWS  
Review committee's revision recommendations of By-Laws (Draft)

The Board made several suggestions to the proposed amended By-Laws. They will be brought back to the next meeting with suggested changes made  
There were no Public Comments. No action taken.

**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.*

- F-1) WARRANTS [RECOMMEND APPROVAL]
- F-2) BOARD MEETING MINUTES [RECOMMEND APPROVAL]  
Approval of Minutes of February 21, 2001 Regular Board meeting
- F-3) ACCEPTANCE OF TRACT 2219 IMPROVEMENTS (BARLOGIO/DANA) [RECOMMEND APPROVAL]  
Accept water improvements for Tract 2219, an 8-lot development

**Resolution 2001-758  
A RESOLUTION OF THE BOARD OF DIRECTORS  
OF THE NIPOMO COMMUNITY SERVICES DISTRICT  
ACCEPTING THE WATER IMPROVEMENTS  
FOR TRACT 2219 (BARLOGIO/DANA)**

There were no Public Comments.

Upon motion of Director Winn and seconded by Director Simon, the Board unanimously approved items F-1, F-2, and F-3 of the consent Agenda.

**G. MANAGER'S REPORT**

General Manager, Doug Jones, presented information on the following:

- G-1) BOARD WORKSHOP  
A Workshop is set for April 5, 2001 at 9:00 am.
- G-2) CSDA WORKSHOP April 3, 2001 in Templeton.

**H. LEGAL COUNSEL REPORT**

Deputy Legal Counsel, Michael Seitz, updated the Board on the Cypress Ridge PUC hearings. April 20, 2001 is the CSDA social in Templeton.

**I. DIRECTORS COMMENTS**

Director Winn - Commented on the excellent letter to the LAFCO representative.

Comment on the Park easement issue.

Ode Towne

Letter concerning dogs was handled well.

Director Mobraaten - Lynn Road

Asked about the sale of the truck and the storage container

Director Wirsing - Gave Board some info on how the city of Truckee handles its matters.

Gave Board a copy of the 1967 NCSD budget for the Board's interest.

**CLOSED SESSION**

There was no need to go into Closed Session.

**ADJOURN**

President Blair adjourned the meeting at 12:46 p.m.

The next regular Board meeting will be held on March 21, 2001.