

# NIPOMO COMMUNITY SERVICES DISTRICT

Wednesday, May 20, 2009

9:00 A. M.

## SPECIAL MEETING MINUTES

### BOARD of DIRECTORS

JAMES HARRISON, **PRESIDENT**  
LARRY VIERHEILIG, **VICE PRESIDENT**  
ED EBY, **DIRECTOR**  
MICHAEL WINN, **DIRECTOR**

### PRINCIPAL STAFF

BRUCE BUEL, **GENERAL MANAGER**  
LISA BOGNUDA, **ASSIST. GENERAL MANAGER**  
DONNA JOHNSON, **BOARD SECRETARY**  
JON SEITZ, **GENERAL COUNSEL**  
PETER SEVCIK, **DISTRICT ENGINEER**

### MEETING LOCATION

District Board Room  
148 S. Wilson Street  
Nipomo, California

Public comment received on Agenda items.

00:00:00

#### **A. CALL TO ORDER, ROLL CALL, AND FLAG SALUTE**

President Harrison called the May 20, 2009 Special Board Meeting of the Nipomo Community Services District to order at 9:00 a.m. and led the flag salute.

#### **B. REVIEW THE BASIS OF ASSESSMENT FOR FINANCING THE CAPITAL COST OF WATERLINE INTERTIE PROJECT**

BOARD ACTION REQUESTED: Provide Policy Guidance

Mr. Buel, General Manager, presented the third research report to raise the capital portion of the supplemental water intertie project. The Infrastructure Committee met on Monday, May 18, 2009, and recommended approval of Staff recommendations #1 and #2 and requested Board additional information and input on Staff recommendations #3 and #4. A letter from the Home Builders Association was presented to the Board of Directors in support of the assessment district.

District Legal Counsel, Jon Seitz, stated the Board of Directors is being asked to provide policy guidelines for a course of action for Staff to follow. These policy guidelines do not prohibit the Board of Directors from changing their minds or course of action in the future. The policy guidelines will be given will be put into the draft Engineer's Report. The Board of Directors asked many questions of Staff and Kari Wagner of Wallace Group.

Greg Nester, NCSD resident, thanked Staff and Mr. Setiz for spending time with the Home Builders Association and stated they support the assessment district approach to spread the cost across the community.

Bill Kengel, developer, asked if the assessment district include the entire mesa and stated that landscape irrigation should be limited or charged heavily because they are the biggest users.

Mr. Buel suggested the Board of Directors review each Staff recommendation individually.

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**B. REVIEW THE BASIS OF ASSESSMENT FOR FINANCING THE CAPITAL COST OF WATERLINE INTERTIE PROJECT (CONT)**

Recommendation #1 – How much of NCSD’s Water Reserves should be pledged to offset borrowing?

There was no public comment.

Upon motion of Director Winn and seconded by Director Eby, the Board of Directors unanimously approved staff’s recommendation. Vote 4-0

YES VOTES	NO VOTES	ABSENT
Directors Winn, Eby, Vierheilig and Harrison	None	None

Recommendation #2 – What formula should be used to determine the split between developed and underdeveloped properties?

There was no public comment.

Upon motion of Director Eby and seconded by Director Winn, the Board of Directors unanimously approved staff’s recommendation. Vote 4-0

YES VOTES	NO VOTES	ABSENT
Directors Eby, Winn, Vierheilig and Harrison	None	None

Recommendation #3 – Should the assessment cover the WIP capital cost or should it cover both the WIP capital cost and the capital portion of the Santa Maria water purchase?

Bill Kenigel, developer, stated landscaping should be limited.

Upon motion of Director Winn and seconded by Director Vierheilig, the Board of Directors unanimously approved staff’s recommendation. Vote 4-0

YES VOTES	NO VOTES	ABSENT
Directors Winn, Vierheilig, Eby and Harrison	None	None

Recommendation #4 – How much should the Supplemental Water Capacity Charge be reduced?

Mr. Buel stated that his computation was an estimate and that with any AB 1600 fee, an Engineering Study would have to be completed to determine the exact amount. Mr. Buel would recommend that Wallace Group perform that study when the time comes. The remaining Supplemental Water Capacity Charge would be contributed to the desalination project.

There was no public comment.

Upon motion of Director Harrison and seconded by Director Winn, the Board of Directors directed the General Manager to request bids to prepare an engineering report to determine the new Supplemental Water Capacity Charge. Vote 4-0

YES VOTES	NO VOTES	ABSENT
Directors Harrison, Winn, Vierheilig, and Eby	None	None

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At 10:30 a.m. the Board of Directors took a ten-minute break.

01:30:45

**C. REVIEW DRAFT FISCAL YEAR 2009-2010 BUDGET**

BOARD ACTION REQUESTED: Give direction to Staff to prepare final draft fiscal year 2009-2010 Budget for Public Hearings set for June 10 and June 24.

Staff reviewed the budget preparation process and presented the budget to the Board. The Board of Directors asked questions and suggested minor corrections. The Public Hearings are set for June 10 and June 24.

There was no public comment. No action was taken.

**D. ADJOURNMENT**

The meeting was adjourned at 11:05 a.m.