

NIPOMO COMMUNITY SERVICES DISTRICT

WEDNESDAY, DECEMBER 1, 2010
9:00 A.M.

SPECIAL MEETING MINUTES

BOARD of DIRECTORS

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

PRINCIPAL STAFF

LISA BOGNUDA, ACTING GENERAL MANAGER
MERRIE WALLRAVIN, SECRETARY/CLERK
JON SEITZ, GENERAL COUNSEL
PETER SEVCIK, DISTRICT ENGINEER

MEETING LOCATION
District CONFERENCE Room
148 S. Wilson Street
Nipomo, California

A. CALL TO ORDER AND FLAG SALUTE

President Harrison called the Special Meeting of December 01, 2010, to order at 9:00 a.m. and led the flag salute. President Harrison announced that no recording could be made for this meeting, due to no electricity.

B. ROLL CALL

At Roll Call, all Board members were present.

C. PRESENTATIONS

C-1)MIKE NUNLEY OF AECOM

Update re: Waterline Intertie Project

Mike Nunley, AECOM Engineering Project Manager, reviewed the report as presented in the Board packet. Josh Reynolds, AECOM Design Manager, Peter Sevcik, District Engineer, and Mr. Nunley answered questions from the Board. The Board thanked Mr. Nunley for the report. There was no public comment.

C-2)NCSD UTILITY SUPERINTENDENT TINA GRIETENS

Update re: Recent Activities

Tina Grietens, NCSD Utility Superintendent, reviewed the report as presented in the Board packet. Peter Sevcik, District Engineer, and Ms. Grietens answered questions from the Board. The Board thanked Ms. Grietens for the report. There was no public comment.

The electricity came back on at 9:23 a.m.

00:10:05

D. CONSENT AGENDA

D-1) WARRANTS

- D-2) BOARD MEETING MINUTES OF November 10, 2010
BOARD MEETING MINUTES OF November 17, 2010
BOARD MEETING MINUTES OF November 22, 2010

D-3) ACCEPT PREFABRICATED METAL STORAGE BUILDING PROJECT

D-4) ACCEPT REHABILITATION OF TWO 500,000 GALLON WATER TANKS PROJECT

D-5) ACCEPT FIRST QUARTER FINANCIAL REPORT

D-6) DECEMBER BOARD MEETING SCHEDULE

Upon the motion of Director Winn and seconded by Director Vierheilg, the Board unanimously approved the items on the Consent Agenda as amended. There was no public comment.
Vote 5-0.

YES VOTES	NO VOTES	ABSENT
Directors Winn, Vierheilg, Eby, Nelson, and Harrison	None	None

E. ADMINISTRATIVE ITEMS

00:13:18

E-1) JACK READY PARK LETTER OF SUPPORT TO COUNTY OF SAN LUIS OBISPO

Lisa Bognuda, Acting General Manager, reviewed the report as presented in the Board packet. Jeremy Freund, Wallace Group, on behalf of Jacks Helping Hands for the Jack Ready Park, Mr. Seitz, and Mrs. Bognuda answered questions from the Board. There was no public comment.

Upon the motion of Director Eby and seconded by Director Vierheilg, the Board unanimously approved to adopt the letter, as amended, and directed the Board President to sign the letter.
Vote 5-0.

YES VOTES	NO VOTES	ABSENT
Directors Eby, Vierheilg, Winn, Nelson, and Harrison	None	None

The Board took a break from 10:13 a.m. to 10:18 a.m.

00:50:18

E-2) BALLOT FOR LAFCO SPECIAL DISTRICT MEMBER

Lisa Bognuda, Acting General Manager, reviewed the report as presented in the Board packet and answered questions from the Board. There was no public comment.

Upon the motion of Director Vierheilg and seconded by Director Winn, the Board unanimously approved to support Muril Clift for the LAFCO Special District Member and to communicate their support for Mr. Eby when his term is up.
Vote 5-0.

YES VOTES	NO VOTES	ABSENT
Directors Vierheilg, Winn, Eby, Nelson, and Harrison	None	None

00:54:31 E-3) CALPERS CONTRACT VALUATION REQUEST

Lisa Bognuda, Acting General Manager, reviewed the report as presented in the Board packet and answered questions from the Board. There was no public comment.

Upon the motion of Director Winn and seconded by Director Vierheilg, the Board unanimously approved to request CALPERS to prepare actuarial valuation for Retirement Coverage for 2% @ 60 and Final Compensation for 36 months.
 Vote 5-0.

YES VOTES	NO VOTES	ABSENT
Directors Winn, Vierheilg, Eby, Nelson, and Harrison	None	None

01:09:12 E-4) APPROVE CONTRACT WITH MICHAEL LEBRUN FOR THE POSITION OF INTERIM GENERAL MANAGER

Lisa Bognuda, Acting General Manager, reviewed the report as presented in the Board packet. Jon Seitz, District Legal Counsel, and Mrs. Bognuda answered questions from the Board. There was no public comment.

Upon the motion of Director Vierheilg and seconded by Director Eby, the Board unanimously approved the Interim General Manager Employment Agreement as amended.
 Vote 5-0.

YES VOTES	NO VOTES	ABSENT
Directors Vierheilg, Eby, Winn, Nelson, and Harrison	None	None

01:18:27 E-5) AECOM AND WSC CONTRACT AMENDMENTS FOR PROPOSITION 84 GRANT APPLICATION SUPPORT AND 2010 URBAN WATER MANAGEMENT PLAN UPDATE

Peter Sevcik, District Engineer, reviewed the report as presented in the Board Packet. Mike Nunley, AECOM Project Manager, Mr. Seitz, Ms. Bognuda, and Mr. Sevcik answered questions from the Board. There was no public comment.

Upon the motion of Director Vierheilg and seconded by Director Harrison, the Board approved to continue with the preparation of the Proposition 84 Grant Application cooperatively with SLO County; execute an amendment in the amount of \$11,366 to the existing AECOM Contract for the WIP project for Proposition 84 Grant Application support; and execute an amendment in the amount of \$9,330 to the existing WSC Contract for preparation of the 2010 Urban Water Management Plan Update for Proposition 84 Grant Application support (including Best Management Practices--BMP's) and completion of the UWMP update.
 Vote 4-1.

YES VOTES	NO VOTES	ABSENT
Directors Vierheilg, Harrison, Eby, and Nelson	Director Winn	None

The Board considered closed session next.

F. CLOSED SESSION ANNOUNCEMENTS

1. CONFERENCE WITH DISTRICT LEGAL COUNSEL RE: PENDING LITIGATION PURSUANT TO GC §54956.9 SMWWCD VS. NCSD (SANTA CLARA COUNTY CASE NO. CV 770214, SIXTH APPELLATE COURT CASE NO. H032750 AND ALL CONSOLIDATED CASES).

G. PUBLIC COMMENT ON CLOSED SESSION ITEMS

There was no public comment.

01:46:22

H. ADJOURN TO CLOSED SESSION

President Harrison adjourned to Closed Session at 11:15 a.m.

I. OPEN SESSION

ANNOUNCEMENT OF ACTIONS, IF ANY, TAKEN IN CLOSED SESSION

Jon Seitz, District Legal Counsel, announced that the Board heard an update on the item listed above, but took no reportable action.

ADJOURN

President Harrison adjourned the meeting at 11:25 a.m.