

NIPOMO COMMUNITY SERVICES DISTRICT MINUTES

REGULAR BOARD MEETING MAY 18, 1994 7:30 P.M.
190 E. PRICE ST. NIPOMO SCHOOL NIPOMO, CA

BOARD MEMBERS

DAVID MANRIQUEZ, PRESIDENT
STEVEN SMALL, VICE PRESIDENT
KATHLEEN FAIRBANKS
ALEX MENDOZA
GORDON GRACIA

MANAGER

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

CALL TO ORDER AND FLAG SALUTE

President Manriquez called the meeting to order at 7:35 p.m. and led the flag salute.

ROLL CALL

At roll call Board members present were Directors Manriquez, Small, Fairbanks, Mendoza and Gracia.

APPROVAL OF MINUTES

1. REGULAR MEETING OF MAY 4, 1994
Upon motion of Director Small and seconded by Director Gracia, the Board unanimously approved the minutes of the May 4, 1994 Regular Meeting.

BOARD ADMINISTRATION

2. PUBLIC HEARING ON ASSESSMENT DISTRICT NO. 93-1, SUMMIT STATION WATER IMPROVEMENTS
Mr. Jones explained that the Notice of Hearing was mailed to all property owners within AD No. 93-1 on April 7, 1994. Assessment District #93-1 boundary map was filed with the Office of County Recorder on April 13, 1994.

Mr. Jim Garing, the Assessment District Engineer, described the proposed improvements to the boundaries of the Assessment District and explained the method and formula of assessment spread.

Mr. Jones reported that one protest had been received as of this date, May 18, 1994, representing 0.62% of the area.

Mr. Mac Brown explained the purpose of the Public Hearing. President Manriquez opened the floor for public comments.

Protest speakers

1. George Jeffers 1356 Ewing APN 91-081-031
Spoke in opposition to the project.
2. Norma Jeffers 1356 Ewing APN 91-081-031
Spoke in opposition to the project.

3. Michael Rogers 1446 Pomeroy Rd. APN 91-121-015
Spoke in opposition not to the project but to the way the easements were addressed.
4. Laurie Laughlin 1910 Grant Ave. APN 91-121-075
Spoke in opposition to the project
5. Bob Blair 1449 Dale Ave. APN 91-091-032 & 48, 91-054-021
Spoke in favor of the project.
6. Gene Kaye 275 Summit Station Rd. APN 91-131-014
Spoke in favor of the project.
7. Sam Johnson 115 Hetrick APN 91-081-044
Spoke in favor of the project.

3. PUBLIC HEARING ON EMINENT DOMAIN

Mr. Homer Minckler, 1406 Pomeroy Rd., APN 91-121-017 spoke in opposition to easements, in his opinion, its unfairness.

Mr. Michael Rogers, 1446 Pomeroy Rd., Arroyo Grande, spoke in opposition to the exclusive rights of the easement to his property. He would like a cleaner contract written.

Mike Seitz, District Deputy Counsel, said the language used in the easements was consistent with that which is used with San Luis Obispo County.

Mr. Richard Torgerson, Applegate APN 91-071-005 asked if District would have exclusive use of easement.

Answer: Any future use by another entity must be compatible with use of a water line.

Upon motion of Director Mendoza and seconded by Director Gracia, the Board approved and adopted Resolution 94-513 with Director Small as the dissenting vote.

RESOLUTION NO. 94-513
A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT
OF NECESSITY FOR CONDEMNATION OF EASEMENTS FOR SUMMIT STATION WATERLINE KNOWN AS
ASSESSMENT DISTRICT 93-1

4. PUBLIC COMMENTS

FINANCIAL REPORT

5. APPROVAL OF WARRANTS

Upon motion of Director Small and seconded by Director Fairbanks, the Board approved the warrants presented at the May 18, 1994 Regular Meeting.

OTHER BUSINESS

6. GRANDE AVENUE SEWER IMPROVEMENTS

Upon the motion of Director Small, seconded by Director Fairbanks, the Board unanimously adopted Resolution 94-514 subject to correction of Paragraph #7 of the Mainline Extension Agreement which includes a one year maintenance warranty.

RESOLUTION NO. 94-514

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT
ACCEPTING GRANDE AVE SEWER EXTENSION IMPROVEMENTS

7. DIRECTORS COMMENTS

8. Upon motion of Director Small and seconded by Director Fairbanks, the Board agreed to adjourn to a Study Session on May 25, 1994 at 7:30 P.M. at 261 W. Dana St. Suite 100 to review the Fiscal Year 1994-95 Proposed Budget and continue Item 2 at the June 1, 1994 meeting at 7:00 p.m. in the Nipomo School Cafeteria.