

# NIPOMO COMMUNITY SERVICES DISTRICT

## MINUTES

REGULAR BOARD MEETING SEPTEMBER 20, 1995 7:00 P.M.  
BOARD ROOM 261 W. DANA STREET, SUITE 100 NIPOMO, CA

### BOARD MEMBERS

STEVEN SMALL, PRESIDENT  
KATHLEEN FAIRBANKS, VICE PRESIDENT  
ALEX MENDOZA, DIRECTOR  
AL SIMON, DIRECTOR  
ROBERT BLAIR, DIRECTOR

### STAFF

DOUGLAS JONES, General Manager  
DONNA JOHNSON, Secretary to the Board  
JON SEITZ, General Counsel

### CALL TO ORDER AND FLAG SALUTE

President Steven Small called the September 20, 1995 Regular meeting to order at 7:00 p.m. and led the flag salute.

### ROLL CALL

At roll call the following were present: Directors Blair, Simon, Mendoza and Small. Absent: Director Fairbanks.

### APPROVAL OF MINUTES

1. a. ITEM NO. 3, MINUTES OF REGULAR MEETING OF AUG. 16, 1995  
Upon motion of Director Simon and seconded by Director Mendoza, Item No. 3 of the minutes of the August 16, 1995 meeting were accepted as changed to reflect the tape recording verbatim. The motion made by Director Simon will be changed in the Minutes to read as follows: "I move that we table further intent to plan a resolution in support of AB 3030 program until such time as additional meetings and further the DWR report is available." The vote was as follows: Ayes: Directors Simon, Mendoza and Small. Noes: Director Blair Absent: Director Fairbanks  
Donna Melschau spoke from the audience.
- b. REGULAR MEETING OF SEPTEMBER 6, 1995  
Upon motion of Director Mendoza and seconded by Director Simon, the Board approved the Minutes of the September 6, 1995 Regular Meeting. Director Fairbanks was absent for the vote.

### PUBLIC COMMENTS PERIOD

2. PUBLIC COMMENTS  
Public comments on matters other than scheduled items.  
Presentations limited to three (3) minutes.  
Director Small opened the meeting to the public.  
Counselor Jon Seitz informed the Board of a meeting of the CSDA with Jack O'Connell on October 20, 1995 at Avila Gardens.

BOARD ADMINISTRATION

3. FISCAL YEAR 1994-95 AUDIT REPORT

Presentation by Auditor Carlos Reynoso on the FY 94-95 audit. Auditor Carlos Reynoso made a presentation on the 1994-95 Fiscal Year Audit. Director Simon complimented the auditor, Assistant Administrator Lisa Bognuda and Manager Doug Jones for their work with the audit. Mr. Reynoso reported there were no instances of non-compliance and no weaknesses in the internal control structure. Mr. Ferrari from the audience asked Mr. Reynoso a question about the audit. Mr. Reynoso answered. Upon motion of Director Simon and seconded by Director Blair, the Board unanimously approved to accept the audit of FY 94-95. Director Fairbanks was absent for the vote.

4. SCADA PROJECT

Status report and possible default of SCADA Contractor. Mr. Jones reported that Larry Seifert was unable to get the SCADA system up and running during the 2-week extension. Upon motion of Director Blair and seconded by Director Simon, the Board unanimously approved Resolution 95-560 finding Fluid Control Systems, Inc. and Larry Seifert in default of the contract. Director Fairbanks was absent for the vote.

**RESOLUTION NO. 95-560**  
**A RESOLUTION OF THE BOARD OF DIRECTORS**  
**OF THE NIPOMO COMMUNITY SERVICES DISTRICT**  
**DETERMINING THAT FLUID CONTROLS SYSTEMS, INC.**  
**IS IN DEFAULT OF THEIR SCADA CONTRACT PROPOSAL**

5. PUBLIC HEARING, ADOPTION OF ORDINANCE NO. 95-82

Second reading of an ordinance defining System Fee as a Capacity Charge. President Small opened the meeting to a Public Hearing. There were no public comments. President Small closed the Public Hearing. Upon motion of Direct Simon and seconded by Director Mendoza, the Board approved to have Mr. Seitz read Ordinance 95-82 in title only. Mr. Jon Seitz read the ordinance title for a Second Reading. Upon motion of Director Simon and seconded by Director Mendoza, the Board unanimously adopted Ordinance 95-82. Director Fairbanks was absent for the vote.

**ORDINANCE 95-82**  
**AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT**  
**AMENDING TITLE 1, TITLE 3 AND TITLE 4 OF THE NIPOMO COMMUNITY SERVICES DISTRICT'S CODE**

FINANCIAL REPORT

6. APPROVAL OF WARRANTS

Upon motion of Director Blair and seconded by Director Mendoza, the Board unanimously approved the warrants presented at the September 20, 1995 meeting.

**OTHER BUSINESS**

7. **MANAGER'S REPORT**

Manager Doug Jones gave a report on the following items:

1. STATUS REPORT WATER-SEWER MASTER PLAN  
Boyle Report - Draft complete. Copies available in the office.
2. STATUS REPORT WASTEWATER FACILITIES EXPANSION  
Meetings are on-going with CCWA & GT&A
3. STATUS REPORT MONTECITO VERDE II  
RWQCB and PSHH are in communication
4. SLO CO POLLUTION AWARDS  
The District won Honorable Mention.

8. **DIRECTORS COMMENTS**

Director Blair commended Lisa for her work in the audit. He made some suggestions about Back-flow inspection work. He also requested a committee to search for supplemental water.

9. **PUBLIC COMMENTS**

Donna Melschau commented about AB 3030. Tony Ferrari asked questions about AB 3030 and alternative water and the backflow issue.

**ADJOURN**

President Small adjourned the meeting at 8:40 p.m.

SEP 20 1995

TO: BOARD OF DIRECTORS  
FROM: DOUG JONES  
DATE: SEPTEMBER 20, 1995

REVIEW MINUTES OF AUGUST 16, 1995 BOARD MEETING

At the Board meeting of September 6, 1995, in the approval of the Minutes of the August 16, 1995 Regular Meeting, there was some confusion of the motion made by Director Simon which tabled the Resolution of Intention of forming a Groundwater Management Agency until further information was available.

In listening to the tape, Director Simon's motion was as follows: "I move that we table further intent to plan a resolution in support of AB 3030 program until such time as additional meetings and further the DWR report is available. Information will be available. I have to change this a little bit, but the bottom part of it would be until the State of California provides their information."

*(The DWR Report is the Arroyo Grande/Nipomo Mesa Groundwater Study, scheduled to be completed in early 1997.)*

At the August 16, 1995 meeting, the Ag interests were requesting that the Board not consider the "Resolution of Intention to form a Groundwater Management Agency" without further public notification prior to considering the resolution.

At the September 6, 1995 Board meeting, it was the general consensus of the Board that staff should continue the information dissemination of the AB 3030 program to groups and individuals that would be involved in the possible plan area of the Groundwater Management Agency.

Your Honorable Board may wish to revisit or clarify the motion made with respect to the Groundwater Management Program.

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