

NIPOMO COMMUNITY SERVICES DISTRICT

MINUTES

DECEMBER 3, 1997 7:00 P.M.

BOARD ROOM 148 S. WILSON STREET NIPOMO, CA

BOARD MEMBERS

KATHLEEN FAIRBANKS, **PRESIDENT**
ALEX MENDOZA, **VICE PRESIDENT**
AL SIMON, **DIRECTOR**
ROBERT BLAIR, **DIRECTOR**
GENE KAYE, **DIRECTOR**

STAFF

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

CALL TO ORDER AND FLAG SALUTE

President Fairbanks called the meeting to order at 7:07 p.m. and led the flag salute.

ROLL CALL

At Roll Call the following Board members were present:

Directors Kaye, Blair, Mendoza and Fairbanks. Director Simon was absent.

APPROVAL OF MINUTES

1. **REGULAR MEETING OF NOVEMBER 19, 1997**

Upon motion of Director Kaye and seconded by Director Mendoza, the Board unanimously approved the Minutes of the November 19, 1997 Regular Meeting.

PUBLIC COMMENTS PERIOD

2. **PUBLIC COMMENTS**

Public comments on matters other than scheduled items. Presentations limited to three (3) minutes

John Snyder (outside District resident) requested a release letter from the District to the County about well level data for the District. Mr. Jones said a letter would be written.

BOARD ADMINISTRATION (The following may be discussed and action may be taken by the Board.)

3. **SOUTH COUNTY AIR QUALITY FEE PROGRAM**

Mr. John McKenzie, SLO Co Environmental Specialist, will be speaking to the Board and answering any questions from the Board or public about the program.

Mr. Jones explained the request from the District to have Mr. McKenzie meet with the Board, staff and public to discuss the South County Air Quality Fee Program.

Mr. John McKenzie presented information about the program. He opened up for questions.

Mr. Seitz, District Legal Counsel, asked about money for paving roads.

Director Blair commented about need for bike lanes on Los Berros.

Mr. Jones cautioned County about paving roads which are within an existing or past assessment district.

Director Mendoza asked if Unocal was complying with the County standards.

John Snyder asked about grocery store/ wouldn't it save gasoline and pollution if one didn't have to travel to shop.

Orrin Cocks asked about reaction at the Town Hall meeting concerning the paving, etc.

Beverly Chapman, Nipomo Community Connection, asked the Board for support for the project she described.

Director Kaye moved and Director Mendoza seconded to direct staff to write a letter to Supervisor Brackett supporting County wide fee or eliminate the Nipomo fee if not reduce it by 20%. Director Blair voted no. Motion carried.

4. NEW OFFICE BUILDING

Architect will review improvement status with possible acceptance of the improvements.

Mr. Jones explained that the building was almost finished but that there were some items pending completion or are in dispute. The retention for Deferville is \$47,699.40. Director Blair made motion to pay the \$27,634.92 requested by Deferville but second was withdrawn. Director Kaye made a motion to withhold the full amount of retention. It was seconded by Director Mendoza. The vote was 3-1 with Mr. Blair dissenting and Director Simon absent.

5. SUMMIT STATION WATER PRESSURE

Review water pressure status and possible remedies

Legal Counsel, Jon Seitz, outlined the legal responsibility of the District to deliver a minimum of 20 psi to the meter. From the meter to the house is the responsibility of the property owner. Mr. Jones presented information to the Board about water dynamics and flow. Mrs. Holder(234 Summit Station Rd.) and Mrs. Swanson (1250 Futura Lane) expressed concerns about very low pressure at their houses. Upon motion of Director Blair and seconded by Director Kaye, the Board unanimously directed staff to set pressure recorder at Mrs. Holder's and Mrs. Swanson's houses.

6. P.B. PIPE SERVICE REPLACEMENTS

Review bids to replace 1" P.B. (polybutylene) water services

Several bids were submitted to the District for replacement of PB pipe. There was a vast difference between the copper and Sch. 80 PVC bids. The Board decided to table this item until next meeting to examine the bids more closely.

FINANCIAL REPORT

7. APPROVAL OF WARRANTS

Upon motion of Director Kaye and seconded by Director Blair, the Board unanimously approved the Warrants presented at the December 3, 1997 Regular Meeting with one correction to void Check # 17952.

OTHER BUSINESS

8. MANAGER'S REPORT

Mr. Jones presented information on the following:

1. LAFCO approved Annex. #16 (Wastewater Facility)
No action needed. Information only.
2. End of the year election of Board officers
No action needed. Information only.
3. Mr. Jones informed the Board about an incident involving a boy falling from the Hetrick Standpipe.

9. DIRECTORS COMMENTS

Director Blair asked Mr. Jones to comment about the WRAC meeting. The DWR report is planned to be finished in one month.

Mr. Jones explained to the Board that Mr. Priddy requested staff to plan a meeting with the Board and potential State Water users.

10. PUBLIC COMMENTS

There were no public comments

The Closed Session was canceled.

CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL

Existing litigation GC§ 54956.9

1. NCSD vs. Shell Oil, et. al. Case No. CV 077387

ADJOURN

President Fairbanks adjourned the meeting at 9:25 pm