

NIPOMO COMMUNITY SERVICES DISTRICT

MINUTES

JANUARY 6, 1999 7:00 P.M.

BOARD ROOM 148 S. WILSON STREET NIPOMO, CA

BOARD MEMBERS

AL SIMON, **Director**
ROBERT BLAIR, **Director**
GENE KAYE, **Director**
RICHARD MOBRAATEN, **Director**

STAFF

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

General Manager, Doug Jones, told the Board that since there was no Board President or Vice-President, the secretary would call the meeting to order.

CALL TO ORDER AND FLAG SALUTE

The secretary called the meeting to order at 7:03 p.m. and led the flag salute.

ROLL CALL

At Roll Call, the following Board members were present:
Directors Mobraaten, Kaye, Blair and Simon.

A. ELECTION OF BOARD OFFICERS (PRESIDENT & VICE PRESIDENT)

Director Simon took the seat of President temporarily for this night only until a fifth Board member could be present to vote on the offices.

B. SPECIAL PRESENTATION (PAST BOARD MEMBERS)

Interim President Simon presented past directors Kathleen Fairbanks and Alex Mendoza with a plaque for their service to the District. He also presented past President Alex Mendoza with an engraved gavel.

Upon motion of Director Kaye and seconded by Director Blair, the Board unanimously approved Resolution 99-673.

RESOLUTION 99- 673

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT
COMMENDING KATHLEEN FAIRBANKS FOR HER SERVICE TO THIS COMMUNITY**

Upon motion of Director Kaye and seconded by Director Blair, the Board unanimously approved Resolution 99-674.

RESOLUTION 99- 674

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT
COMMENDING ALEX MENDOZA FOR HIS SERVICE TO THIS COMMUNITY**

During this agenda item, the following members of the public spoke:

John Snyder, 662 Eucalyptus, Nipomo - "I would like to thank Alex Mendoza and Katie Fairbanks for the time spent on the NCSD Board during this difficult time of water. I appreciate how much effort you put into it."

Katcho Achadjian, 4th District Supervisor, SLO County - would like a copy of resolution sent to his office to recognize their efforts at the County level. He would like to continue receiving these types of resolutions for the next four years.

APPROVAL OF MINUTES

1. REGULAR MEETING OF DECEMBER 2, 1998

Upon motion of Director Blair and seconded by Director Simon, the Board unanimously approved the Minutes of the December 2, 1998 Regular Meeting. There were no public comments.

PUBLIC COMMENTS PERIOD

2. PUBLIC COMMENTS

During this agenda item, the following members of the public spoke:

Katcho Achadjian, 4th District Supervisor, SLO County - He would like to meet with Mr. Jones periodically and possibly have a meeting place here at the District. Would like to set up an advisory group consisting of all types of people from Nipomo. Would like to have a study session where goals for Nipomo could be aired.

John Snyder, 662 Eucalyptus, Nipomo - wanted to welcome Director Mobraaten to the Board.

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

3. WIDOW LANE UTILITIES

Developer concerns about the cost of water & sewer lines

Mr. Jones explained the situation on Widow Lane. He showed different ways which the water and sewer lines could be placed to accommodate the property owners.

During this agenda item, the following member of the public spoke:

Mike Kelly - 1889 River Ranch Rd., Santa Maria - Would like to have a sewer line so that he may build on his half-acre property on Widow Lane. He pointed out the other property owners and asked how they could finance the project.

District counsel, Jon Seitz, explained how a Zone of Benefit could be utilized to pay for improvements.

Director Kaye made a motion to bring this item back at a future meeting at Mr. Kelly's request. Director Mobraaten seconded. All directors were in favor.

4. 1999 INVESTMENT POLICY

Mr. Jones explained that the California Government Code Section 53646 requires local government entities to adopt an annual investment policy. Upon motion of Director Kaye and seconded by Director Blair, the Board unanimously adopted Resolution 99-675. Vote 4-0. There were no public comments.

**RESOLUTION NO. 99-675
A RESOLUTION OF THE
BOARD OF DIRECTORS OF THE
NIPOMO COMMUNITY SERVICES DISTRICT
ADOPTING THE 1999 DISTRICT INVESTMENT POLICY**

5. BOARD OF DIRECTORS VACANCY

Procedure to fill an unscheduled vacancy on the Board of Directors

Mr. Jones explained that Director Caren Moore handed in her resignation effective Dec. 28, 1998. California Government Code Section 1780 outlines the method to fill a vacancy on elected governing boards. The notice was posted December 30, 1998. Jon Seitz explained that the qualifications were that the applicant must be a resident of the District and a registered voter. This appointment would be a two-year term. Upon motion of Director Kaye and seconded by Director Blair, the Board unanimously approved that applications for Board member would be accepted and the selection would be made on January 20. There were no public comments. Vote 4-0

6. SLO-SPECIAL DISTRICTS SELECTION COMMITTEE MEETING

Special District to meet to select LAFCO Representatives

Mr. Jones explained that there will be a selection committee meeting on January 21, 1999 to select a Special District representative and an alternate to LAFCO. Director Blair would like to try again to be the representative. The President of the District or an alternate will be the one to vote for the Special District's representative to LAFCO. The Board would like to wait until the Jan. 20th Regular Board meeting to appoint the representative to cast the vote at the January 21ST SLO-CSDA meeting for the nominee to be the Special District representative to LAFCO. There were no public comments.

FINANCIAL REPORT

7. APPROVAL OF WARRANTS

Upon motion of Director Blair and seconded by Director Mobraaten, the Board unanimously approved the Warrants presented at the January 6, 1999 meeting.

OTHER BUSINESS

8. MANAGER'S REPORT

Manager Doug Jones presented information on the following items:

1. INTERCOMMUNICATION LOG
2. OLDE TOWNE DESIGN TO SLO PLANNING COMM. 1/14/99
3. WILLOW RD/HWY 101 INTERCHANGE - DRAFT EIR
4. ELECTRIC CAR DEMO
5. WRAC MEETING

9. DIRECTORS COMMENTS

Director Kaye reported on the Chamber of Commerce meeting he attended.

Director Mobraaten reported that he spoke to Mr. Anderson of TASCOS and asked for a tour. Other Board members were interested in attending the tour also.

CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL (a) and (b)

- a. NCSD vs. Shell Oil, et. al. Case No. CV 077387
- b. SMVWCD vs. NCSD Case No. CV 770214

The Board came back into open session and directed staff to search for water counsel.

ADJOURN

The Board adjourned at 8:45 p.m.