

NIPOMO COMMUNITY SERVICES DISTRICT

MINUTES

FEBRUARY 3, 1999 7:00 P.M.
BOARD ROOM 148 S. WILSON STREET NIPOMO, CA

BOARD MEMBERS

ROBERT BLAIR, **PRESIDENT**
GENE KAYE, **VICE PRESIDENT**
AL SIMON, **DIRECTOR**
RICHARD MOBRAATEN, **DIRECTOR**
ALEX MENDOZA, **Director**

STAFF

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

NOTE: All comments concerning any item on the agenda are to be directed to the Board Chairperson.
CALL TO ORDER AND FLAG SALUTE

President Blair called the February 3, 1999 Regular Meeting of the Nipomo Community Services District Board of Directors to order at 7:02 p.m. and led the flag salute.

ROLL CALL

At Roll Call all Board members were present.

APPROVAL OF MINUTES

1. a) REGULAR MEETING OF JANUARY 6, 1999
Upon motion of Director Kaye and seconded by Director Simon, the Board unanimously approved the Minutes of the January 6, 1999 meeting.
- b) REGULAR MEETING OF JANUARY 20, 1999
Upon motion of Director Kaye and seconded by Director Mobraaten, the Board unanimously approved the Minutes of the January 20, 1999 meeting.

PUBLIC COMMENTS PERIOD

2. PUBLIC COMMENTS
Members of the public, wishing to address the Board on matters other than scheduled items, may do so when recognized by the Chairperson. The Board will listen to all communications; however, in compliance with the Brown Act, the Board cannot act on items not on the agenda. **Presentations are limited to three (3) minutes.**

President Blair opened the meeting to Public Comments. There were none.

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 that Mr. Kelley requested that this item be withdrawn from the agenda.

4. REPLACEMENT STUDY
Approve request for proposal for a Water & Sewer Replacement Study

Mr. Jones recommended a Replacement Study for the Water and Sewer systems within NCSD. Upon motion of Director Kaye and seconded by Director Mendoza, the Board unanimously approved the Request for Proposal to be sent to consulting firms to perform a water and sewer replacement study for the Nipomo and Black Lake water and sewer systems. There were no public comments.

5. ANNUAL REVIEW OF BOARD BY-LAWS POLICY
By-Laws are presented for the Board's review

District Counsel Jon Seitz explained the need to review the Board By-Laws on an annual basis. Also, the insurance carrier gives a discount when reviewed annually. Mr. Seitz reviewed the By-Laws pointing out pertinent points. Modifications of Sections 2.6 and 7.2 were introduced and discussed. Upon motion of Director Simon and seconded by Director Kaye, the Board unanimously approved to reaffirm Resolution 98-671 with modifications as amended in Sections 2.6 and 7.2. There were no public comments.

6. SAFETY MEETING MINUTES
Review and accept into file Minutes of Safety Meeting

Upon motion of Director Kaye and seconded by Director Simon, the Board unanimously accepted into file the Minutes of the December 3 and 7, 1998 Safety Meetings. There were no public comments.

FINANCIAL REPORT

7. INVESTMENT POLICY- QUARTERLY REPORT

Mr. Jones explained that the Investment Policy adopted by the Board requires the Finance Officer to file a quarterly report that identifies the District's investments and their compliance with the District's Investment Policy. The Finance Officer report that the District is in compliance with the Investment Policy. Upon motion of Director Mobraaten and seconded by Director Simon, the Board unanimously accepted the Investment Policy - Quarterly Report into file. There were no public comments.

8. SECOND QUARTER FINANCIAL STATEMENT

Upon motion of Director Kaye and seconded by Director Mobraaten, the Board unanimously accepted the Second Quarter Financial Statement into file. There were no public comments.

9. APPROVAL OF WARRANTS

Upon motion of Director Kaye and seconded by Director Simon, the Board unanimously approved the Warrants presented at the February 3, 1999 meeting. There were no public comments.

OTHER BUSINESS

10. MANAGER'S REPORT

Mr. Jones presented information about the Eureka Well being down. The cost for repair by Floyd Wells Co. is approx. \$24,000.

The motor for Black Lake Well #3 burned up and was repaired.

The Sun Dale Well is not on line yet.

Supervisor Achadjian would like to use the Board room for Community Advisory committee.

Mr. Jones will take his van to the CSDA meeting in Templeton. All riders welcome.

County will send information about NCSD possibly taking over the Nipomo Lighting District.

11. DIRECTORS COMMENTS

1. CSDA Survey - Director Mobraaten
Director Mobraaten explained the CSDA Survey.
Director Kaye reported on the Chamber of Commerce meeting for January.

2. WATER CONSERVATION CONFERENCE -Director Blair

President Blair reported on the AWWA Conference he attended in Monterey.

Legal counsel, Jon Seitz, explained the need to go into Closed Session.

CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL (a) and (b) GC§ 54956.9

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

The Board came back into Open Session and had no reportable action.

ADJOURN

President Blair adjourned the meeting at 8:35 p.m.