

NIPOMO COMMUNITY SERVICES DISTRICT

MINUTES

MAY 19, 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 May 19, 1999 meeting to order at 7:03 p.m.

1. ROLL CALL

At Roll Call, all Board members were present.

PUBLIC COMMENTS PERIOD

2. PUBLIC COMMENTS

Any member of the public may address and ask questions of the Board relating to any matter within the Board's jurisdiction, provided the matter is not on the Board's agenda, or pending before the Board.
Presentations are limited to three (3) minutes or otherwise at the discretion of the Chair.

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. SECOND READING AND ADOPTION OF AN ORDINANCE TO ADJUST/CLARIFY FEE

An ordinance increasing Town Division water fees, to cover legal costs, Black Lake sewer fee, to cover O&M costs, clarify Sewer Capacity Fee and Reimbursements

Mr. Jones explained the changes to adjust fees and clarify fees and requirements for reimbursement agreements. Upon motion of Director Kaye and seconded by Director Simon, the Board unanimously approved Ordinance No. 99-88. Vote 5-0.

ORDINANCE NO. 99-88

**AN ORDINANCE OF THE BOARD OF DIRECTORS
OF THE NIPOMO COMMUNITY SERVICES DISTRICT
AMENDING TITLE 3, TITLE 4 AND TITLE 5 OF THE
NIPOMO COMMUNITY SERVICES DISTRICT CODE TO:**

1. **ADJUST MONTHLY WATER RATES FOR THE TOWN DIVISION;**
2. **ADJUST MONTHLY SEWER RATES FOR THE BLACK LAKE DIVISION;**
3. **CLARIFY CALCULATIONS FOR ESTABLISHING SEWER CAPACITY CHARGES; AND**
4. **CLARIFY REQUIREMENTS FOR REIMBURSEMENT AGREEMENTS**

4. FOLKERTS OAKS SEWER - CONNECTION TO DISTRICT SYSTEM

Review procedures to connect the sewers and resolving the Sewer Maintenance Benefit Area

Mr. Jones explained the procedures involved in connecting the Folkerts Oaks Subdivision to the District's area-wide sewer system. Mr. Seitz explained further. This was an information item only. There was no Board action necessary. There were no public comments.

5. ADDENDUM TO NEGATIVE DECLARATION-SOUTHLAND WASTEWATER TREATMENT PLANT EXP
Review the addendum - construction of infiltration basins

Mr. Jones explained that an addendum to the Negative Declaration is needed for the expansion of the Southland Wastewater Treatment Facility. Jim Garing, District Engineer, explained further. Director Mendoza would like a tour of the sewer plant. There were no public comments.

Upon motion of Director Kaye and seconded by Director Simon, the Board unanimously adopted Resolution 99-689. Vote 5-0

**RESOLUTION NO. 99-689
A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
NIPOMO COMMUNITY SERVICES DISTRICT
ADOPTING AN ADDENDUM TO THE NEGATIVE DECLARATION
OF THE SOUTHLAND WASTEWATER TREATMENT FACILITY
EXPANSION DATED OCTOBER 2, 1996**

6. **CONSENT AGENDA** *The following items are considered routine and non-controversial by staff and may be approved by one motion if no member of the Board wishes an item be removed. If discussion is desired, the item will be removed from the consent agenda and will be considered separately. Questions or clarification may be made by the Board members without removal from the Consent Agenda. The recommendations for each item are noted in parentheses.*

- a) BOARD MEETING MINUTES (APPROVE)
Approval of Regular Board Meeting Minutes of May 5, 1999
- b) NOTICE OF COMPLETION - SOUTHLAND WASTEWATER FACILITY (APPROVE)
Approve Notice of Completion of construction of Phase I of the sewer plant improvements
- c) LOCAL MATCH STATE REVOLVING FUND LOAN PHASE II (APPROVE)
Resolutions approving Local Match State Revolving Fund Loan for Phase II
1. Requesting a Local Match State Revolving Fund Loan
**RESOLUTION NO. 99-690
A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE NIPOMO COMMUNITY SERVICES DISTRICT
REQUESTING A LOCAL MATCH STATE REVOLVING FUND LOAN**
2. Establishing the Southland Wastewater Capital Reserve Fund
**RESOLUTION NO. 99-691
A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE NIPOMO COMMUNITY SERVICES DISTRICT
ESTABLISHING THE SOUTHLAND WASTEWATER CAPITAL RESERVE FUND**
3. Dedicating a source of revenue for the repayment of the Local Match State Revolving Fund Loan
**RESOLUTION NO. 99-692
A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE NIPOMO COMMUNITY SERVICES DISTRICT
DEDICATING A SOURCE OF REVENUE FOR THE
REPAYMENT OF THE LOCAL MATCH STATE REVOLVING FUND LOAN**
4. Authorizing the General Manager to execute documents for the Local Match State Revolving Fund Loan
**RESOLUTION NO. 99-693
A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE NIPOMO COMMUNITY SERVICES DISTRICT
AUTHORIZING THE GENERAL MANAGER TO EXECUTE
DOCUMENTS FOR THE LOCAL MATCH STATE REVOLVING FUND LOAN**

There were no public comments. Upon motion of Director Simon and seconded by Director Mobraaten, the Board unanimously approved all items on the Consent Agenda. Vote 5-0.

FINANCIAL REPORT

7. APPROVAL OF WARRANTS

Upon motion of Director Kaye and seconded by Director Mobraaten, the Board approved the Warrants presented at the May 17, 1999.

OTHER BUSINESS

8. MANAGER'S REPORT

Manager, Doug Jones, presented information on the following items:

1. CSDA ANNUAL CONFERENCE
2. DWR WATER FACTS - MANAGING GROUNDWATER
3. SCHOOL DISTRICT SALE OF REAL PROPERTY
4. WSJ - LETTER TO EDITOR "THIRSTY FARMS"

9. DIRECTORS COMMENTS

The School Committee (Directors Mendoza and Mobraaten) will meet May 27, 1999 with representatives of the Lucia Mar School District.

President Blair expressed desire to see the District's EIR shared with the school to save the school some money. Mr. Jones said he had offered it to the school.

District Legal Counsel, Jon Seitz, announced the need to go into Closed Session to discuss the following item.

CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL (a) and (b) GC§54956.8

- a. 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 7:43 p.m.