

NIPOMO COMMUNITY SERVICES DISTRICT

MINUTES

NOVEMBER 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

1. ROLL CALL

President Blair called the meeting to order and led the flag salute.

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

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. REQUEST FOR SERVICE

- a) TRACT 2212 - Request for water & sewer service for an eight (8) lot development at Primrose & Manriquez

Erik Benham of TrinCon, Inc. requested water and sewer service for an eight lot development near the intersection of Primrose Lane and Manriquez Court. There were no public comments. Upon motion of Director Simon and seconded by Director Mendoza, the Board approved an Intent-to Serve letter with the conditions outlined in the Board letter for Tract 2212. Vote 4-1 with Director Kaye dissenting.

- b) TRACT 1713 - Request for water service for a twelve (12) lot development at Camino Caballo & Red Gum

J. M. McGillis requested water service for a twelve lot development near the intersection of Camino Caballo & Red Gum Lane for owner Ed Grijalva and others. There were no public comments. Upon motion of Director Mendoza and seconded by Director Simon, the Board approved an Intent-to Serve letter with the conditions outlined in the Board letter for Tract 1713. Vote 4-1 with Director Kaye dissenting.

- c) TRACT 1854 - Request for water and sewer service for a six (6) lot development at Juniper Street and Daffodil Avenue

Sean Greenwald. requested water and sewer service for a six lot development near the intersection of Juniper Street and Daffodil Avenue for himself and other owners.

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

Sean Greenwald, 808 Juniper Street, Nipomo - mentioned that lots 1 & 2 shown on submitted map changed access to Daffodil rather than Juniper.

Upon motion of Director Simon and seconded by Director Mobraaten, the Board approved an Intent-to Serve letter with the conditions outlined in the Board letter for Tract 1854. Vote 4-1 with Director Kaye dissenting.

4. WIDOW LANE SEWER REIMBURSEMENT (Information item)
Review developer's costs and cost spread for connecting to developer-constructed sewer line

Information was given to the Board on the process of notifying the property owners affected by the Widow Lane sewer reimbursement. There were no public comments.
No Board action was taken.
5. **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 parenthesis.*
 - a) WARRANTS (APPROVE)
 - b) BOARD MEETING MINUTES (APPROVE)
Approval of minutes of the October 20, 1999 Regular Board meeting
There were no public comments.
Upon motion of Director Kaye and seconded by Director Mendoza, the Board unanimously approved the items on the Consent Agenda. Vote 5-0

OTHER BUSINESS

6. MANAGER'S REPORT
General Manager, Doug Jones, presented information on the following:
 1. California Water Journal article on droughts
7. DIRECTORS COMMENTS
Director Kaye reported on the Chamber of Commerce meeting he attended.
Director Simon mentioned the Black Lake Specific Plan.
Director Mobraaten mentioned the Open Space in another town.
Director Mendoza reported on the Open Space meeting he attended.
President Blair said he had a good time in Washington, D.C.

District Legal Counsel, Jon Seitz, announced the need to go into Closed Session concerning the matters below.

CLOSED SESSION

- CONFERENCE WITH LEGAL COUNSEL GC§54956.9 (a) & (b)
- a. NCSD vs. State Dept of Health Services CV 990706
 - b. NCSD vs. Shell Oil, et. al. Case No. CV 077387

The Board came back into Open Session and reported:
Vote of 4-1 to hire professional service to assist NCSD vs. State Dept of Health Services case. Director Kaye voted no.

Approved settlement agreement with Wesflex on the Shell law suit.

ADJOURN

President Blair adjourned the meeting at 7:50 p.m.