

# NIPOMO COMMUNITY SERVICES DISTRICT

## MINUTES

DECEMBER 15, 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 at 7:00 p.m.  
At Roll Call, all the 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.

### **SPECIAL PRESENTATION**

SLO COUNTY - Nipomo Growth Limitations  
County Representatives to discuss the 2.3% Growth Limitation for the Nipomo Mesa adopted by the County Board of Supervisors on December 7, 1999.  
Bryce Tingle, Assistant Director of the San Luis Obispo County Planning and Building Department, presented information on the Annual Resources Summary Report and the proposed ordinance limiting growth in the Nipomo area to 2.3%. This percentage does not include low-cost housing or granny units. The building permits for the first 90 days of 2000 will be on a first come first serve basis. The policy will then be reassessed.

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

Lowell Davis, 1775 Calle ?, Arroyo Grande - Chairman of the Greenhouse Committee of the Nipomo Area Council - Questioned the 2.3 %

Jessie Hill, 1910 Grant Ave, Arroyo Grande, Attorney on the Greenhouse Committee - had questions about TDC.

John Snyder, 662 Eucalyptus, Nipomo - Had questions about data in DWR Report being 5 years old and other questions.

George Kyler, Pomeroy Rd., Nipomo - Asked questions about groundwater.

Mr. Tingle answered questions.

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

3. LOCAL AREA PLANNING  
Review support for a Local Land Use Planning Committee  
A request for support for planning and zoning ad hoc committees was received for Templeton Community Services District. There were no public comments. Upon motion of Director Kaye and seconded by Directors Simon, the Board unanimously approved the draft letter and authorized the Board President to execute the document.

4. OUTSIDE DISTRICT SEWER SERVICE

Community Health Center request for sewer service at 150 Tejas Place

A request was received from the Community Health Center for sewer service at 150 Tejas Place, which is outside the District boundary. The County ordered the CHC to connect to the District sewer system.

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

Charlotte Simmons, Secretary for the Community Health Center -

Upon motion of Director Kaye and seconded by Director Blair, the Board denied the request from the Community Health Center for sewer service to their property.

5. RECORDS MANAGEMENT AND RECORDS RETENTION SCHEDULE POLICY

Review and approve a Record Management/Retention Policy for the District

A document retention policy is needed to manage the many boxes of files not necessary to the operation of the District.

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

John Snyder, 662 Eucalyptus, Nipomo - asked about documents to be destroyed.

Upon motion of Director Kaye and seconded by Director Mendoza, the Board unanimously approved the Records Management and Records Retention Schedule.

6. CANCELLATION OF BOARD OF DIRECTORS MEETING

Cancel January 5, 2000 regular District Board meeting

Due to the Christmas holidays, business at the District slows considerably. Upon motion of Director Simon and seconded by Director Mendoza, the Board unanimously approved the cancellation of the Regular January 5, 2000 meeting. There were no public comments. Next regular meeting, January 19, 2000.

7. ELECTION OF BOARD OFFICERS

Elect a President and Vice President of the Board of Directors for the year 2000.

Director Kaye was unanimously elected President. Director Simon was elected Vice President with a 4-1 vote, Director Kaye dissenting.

8. **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 November 17, 1999 Regular Board meeting  
John Snyder, 662 Eucalyptus, Nipomo - did not agree with the Minutes.  
Upon motion of Director Kaye and seconded by Director Mobraaten, the Board unanimously agreed to direct staff to review the minutes and bring them back to the next meeting.
- c) NOTICE OF COMPLETION (APPROVE)  
File Notice of Completion for the Thompson/Tefft water line and storage facility

Upon motion of Director Kaye and seconded by Director Mobraaten, the Board unanimously approved Items a and c of the Consent Agenda.

#### OTHER BUSINESS

- 9. MANAGER'S REPORT  
Manager, Doug Jones, presented information on the following items.
  - 1. US WATER NEW ARTICLE ON SUNSPOTS AND DROUGHT
  - 2. PUBLIC HEARING WIDOW LANE REIMBURSEMENT
  - 3. SDRMA VIDEO  
The Board chose to watch video at a future meeting.
- 10. DIRECTORS COMMENTS  
Director Kaye reported on the Chamber of Commerce meeting featuring John Janick-Woodlands Project.  
Director Mendoza would like to address the Board by-laws again concerning members of the Board speaking in public. He would also like to see some public relations in the paper.  
President Blair apologized that the paper added the fact that he was President of the Board of NCSD. He always states that the opinions he speaks are his own.

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. SMVWCD vs NCSD Case No. CV 770214 and related cases  
Case Nos. CV 990556, CV 990391, CV 990392, CV 990558, CV 990266,  
CV 770214, SM 113422, SM 112867, SM 113425, SM 113421
  - b. NCSD vs. State Dept of Health Services CV 990706

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

#### ADJOURN

President Blair adjourned the meeting at 9:29 p.m.