

April

NIPOMO COMMUNITY SERVICES DISTRICT

AMENDED AGENDA SPECIAL MEETING

NIPOMO COMMUNITY SERVICES DISTRICT BOARD OF DIRECTORS AND BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES PUBLIC FACILITIES CORPORATION

MARCH 28, 2003 FRIDAY 9:00 A. M.
BOARD ROOM 148 S. WILSON STREET NIPOMO, CA

BOARD MEMBERS

MICHAEL WINN, PRESIDENT
JUDITH WIRSING, VICE PRESIDENT
ROBERT BLAIR, DIRECTOR
CLIFFORD TROTTER, DIRECTOR
LARRY VIERHEILIG, DIRECTOR

STAFF

DOUGLAS JONES, GENERAL MANAGER
DONNA JOHNSON, SECRETARY TO THE BOARD
JON SEITZ, GENERAL COUNSEL

Pursuant to District Bylaws Section 2.4 the President, or in his/her absence, the Vice President (or his/her designee) shall be the presiding officer at District Board Meetings. He/she shall conduct all meetings in a manner consistent with the policies of the District. He/she shall determine the order in which agenda items shall be considered for discussion and/or actions taken by the Board. He/she shall announce the Board's decision on all subjects. He/she shall vote on all questions and on roll call his/her name shall be called last.

All Agenda items are action items.

CALL TO ORDER AND FLAG SALUTE

ROLL CALL

Public Comment on Agenda Items

The public has the right to comment on any item on the Special Meeting Agenda. Comments are limited to 3 minutes or otherwise at the discretion of the Chair.

I. ADJOURN TO NIPOMO COMMUNITY SERVICES DISTRICT PUBLIC FACILITIES CORPORATION

- A. Roll Call
- B. PRESENTATION BY PERRY LOUCK, CPA, AND REVIEW THE PROCESS TO INITIATE SALE OF BONDS (CERTIFICATES OF PARTICIPATION) AND FORMATION OF NIPOMO COMMUNITY SERVICES DISTRICT PUBLIC FACILITIES CORPORATION ("CORPORATION") FOR THE PURPOSES OF USING THE DISTRICT'S TOWN DIVISION'S PORTION OF THE AD VALOREM TAXES TO SECURE BONDED INDEBTEDNESS (CERTIFICATES OF PARTICIPATION) FOR CERTAIN CAPITOL IMPROVEMENTS FOR THE BENEFIT OF THE TOWN DIVISION.
- C. The following are presented to the Board of Directors of the Nipomo Community Services District Public Facilities Corporation for approval and formation of the Nipomo Community Services District Public Facilities Corporation.
 - 1. Ratify Articles of Incorporation

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2. Adopt Resolution 2003-01 to:
 - (a) Ratify appointments to the Board of Directors of the Nipomo Community Services District Public Facilities Corporation.
 - (b) Approve and ratify Bylaws of the Corporation.
 - (c) Appoint Officers
3. Adopt Conflicts Code
4. Entry of Waiver of Notice and Consent to the Holding of the First Meeting of the Board of Directors of the Corporation into minutes.
5. Accept resignation of incorporator.

II. ADJOURN TO BOARD OF DIRECTORS MEETING OF NIPOMO COMMUNITY SERVICES DISTRICT

The following are presented to the Board of Directors of the Nipomo Community Services District for approval of the formation of the Nipomo Community Services District Public Facilities Corporation and the for purposes of securing bonded indebtedness (Certificates of Participation) with the District's Town Division portion of the ad valorem taxes.

- A. Adopt Resolution 2003-02 to:
 1. Authorize the execution and delivery of "not to exceed" four million dollars (\$4M) in authorized certificates of participation.
 2. Authorize execution and delivery of Installment Purchase Agreement.
 3. Authorize execution and delivery of Trust Agreement.
 4. Authorize execution and delivery of Purchase Contract
 5. Authorize execution and delivery of Preparation and Distribution of Preliminary Official Statement.
 6. Authorize execution and delivery of Continuing Disclosure Agreement.
 7. Authorize proceeds of Certificates of Deposits to be deposited as provided in Installment Purchase Agreement.
 8. Appoint BNY Western Trust Company to act as Trustee under the Trust Agreement.
 9. Authorize the General Manager select a municipal bond issuer.
- B. Confirm all actions taken by the Board of Directors of the Nipomo Community Services District Public Facilities Corporation pursuant to Agenda Item I.

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III. ADJOURN TO NIPOMO COMMUNITY SERVICES DISTRICT PUBLIC FACILITIES CORPORATION

The following are presented to the Nipomo Community Services District Board of Directors Public Facilities Corporation for the purposes of securing bonded indebtedness (Certificates of Participation) with the District's Town Division portion of the ad valorem taxes.

- A. Adopt Resolution 2003-03 to:
 - 1. Approve Installment Purchase Agreement with Nipomo Community Services District
 - 2. Approve Purchase Agreement
 - 3. Approve Assignment Agreement
- B. Establish meetings
- C. Confirm all other actions taken by the District Board of Directors pursuant to Agenda Item II.

IV. ADJOURN TO DISTRICT BOARD OF DIRECTORS'S SPECIAL MEETING

The following items are presented to the meeting of the Board of Directors as part of the Board of Directors Special Meeting Agenda:

- A. REVIEW CITY INCORPORATION FEASIBILITY PROPOSALS AND CONSIDER SELECTION OF CONSULTANT.
- B. 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*
 - 1. Warrants [RECOMMEND APPROVAL]
 - 2. Minutes of March 14, 2003, Special Board meeting [RECOMMEND APPROVAL]

ADJOURN

TO: BOARD OF DIRECTORS
FROM: DOUG JONES
DATE: MARCH 28, 2003

AGENDA ITEM

IV(A)

MARCH 28, 2003

CITY INCORPORATION FEASIBILITY PROPOSALS

ITEM

Review proposals from consultants for city feasibility study

BACKGROUND

Requests for Proposals were sent to perform a feasibility study for the District. Four consultants have presented proposals as follows:

CONSULTANT	TIME TO COMPLETE	COST
Economic & Planning Sys	12 weeks	\$23,500
Management Partners Inc.	12 weeks	\$22,500-27,990
The Davis Co.	12 weeks	\$15,000 + 3,000 = \$18,000
The Natelson Co. Inc.	12 weeks	\$28,900

RECOMMENDATION

Staff recommends that your Honorable Board review the four proposals and select one or more for interviews. {Please bring the consultants' proposals to the meeting.}