

TO: BOARD OF DIRECTORS
FROM: BRUCE BUEL
DATE: JUNE 8, 2007



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.**

- D-1) APPROVE WARRANTS [RECOMMEND APPROVAL]
- D-2) APPROVE BOARD MEETING MINUTES [RECOMMEND APPROVAL]
Approve Minutes of May 16, 2007, May 23, 2007 and May 30, 2007 Meetings
- D-3) WAIVE JUNE 30, 2007, DATE LIMIT IN FAITH WATKIN'S EMPLOYMENT AGREEMENT [RECOMMEND ADOPTION]
- D-4) AUTHORIZE "YES" VOTE ON SDRMA BY-LAW CHANGE BALLOT [RECOMMEND ADOPTION]
- D-5) CANCEL JULY 11, 2007, REGULAR BOARD MEETING [ADOPT RECOMMENDATION]

BOARD LETTER 2007\CONSENT AGENDA\CONSENT 06-13-07.DOC

TO: BOARD OF DIRECTORS
 FROM: BRUCE BUEL
 DATE: JUNE 8, 2007

**AGENDA ITEM
 D-1
 JUNE 13, 2007**

HAND WRITTEN CHECKS

05-30-07	18990	M WINN	100.00
05-30-07	18991	L VIERHEILIG	100.00
05-30-07	18992	C TROTTER	100.00
05-30-07	18993	E EBY	100.00
05-30-07	18994	J HARRISON	100.00
06-13-07	18995	LOMA VISTA	360.31
06-13-07	18996	CONCEPCION VILLA	360.32
06-13-07	18997	M ALLSHOUSE	923.00

**TOTAL COMPUTER
 CHECKS
 \$ 249,873.63**

**VOIDED CHECKS
 NONE**

COMPUTER GENERATED CHECKS

Check Number	Check Date	Vendor Number	Name	Gross Amount	Discount Amount	Net Amount	Invoice #	Payment Information Description
13613	06/01/07	EMP01	EMPLOYMENT DEVELOP DEPT	635.93	.00	635.93	A70529	STATE INCOME TAX
13614	06/01/07	MID01	MIDSTATE BANK-PR TAX DEP	2562.20 177.64 663.84	.00 .00 .00	2562.20 177.64 663.84	A70529 1A70529 2A70529	FEDERAL INCOME TAX FICA MEDICARE (FICA)
			Check Total.....:	3403.68	.00	3403.68		
13615	06/01/07	MID02	MIDSTATE BANK - DIRECT DP	19692.63	.00	19692.63	A70529	NET PAY
13616	06/01/07	PER01	PERS RETIREMENT	6075.89	.00	6075.89	A70529	PERS PAYROLL REMITTANCE
13617	06/01/07	SIM01	SIMMONS, DEBRA	150.00	.00	150.00	A70529	WAGE ASSIGNMENT
13618	06/01/07	STA01	STATE STREET GLOBAL	1105.00	.00	1105.00	A70529	457 DEFERRED COMP
013619	06/13/07	ABA01	ABALONE COAST BACTERIOLOG	20.00 80.00 20.00 20.00 176.00 20.00 20.00 20.00 248.00 20.00 20.00 176.00 20.00 20.00 20.00 248.00 20.00 14.40 176.00 20.00 20.00	.00 .00	20.00 80.00 20.00 20.00 176.00 20.00 20.00 20.00 248.00 20.00 20.00 176.00 20.00 20.00 20.00 248.00 20.00 14.40 176.00 20.00 20.00	1319 1350 1351 1357 1358 1365 1370 1383 1384 1387 1388 1394 1403 1412 1413 1419 1420 1421 1426 1435	BL WWTF LAB TOWN WATER LAB BL WWTF LAB BL WWTF LAB TOWN WWTF LAB BL WWTF LAB BL WWTF LAB TOWN WATER LAB BL WWTF LAB BL WWTF LAB TOWN WWTF LAB BL WWTF LAB BL WWTF LAB TOWN WWTF LAB WATER SAMPLES BL WWTF LAB WATER SAMPLES TOWN WWTF LAB BL WWTF LAB BL WWTF LAB
			Check Total.....:	1378.40	.00	1378.40		
013620	06/13/07	ADV01	ADVANTAGE ANSWERING PLUS	118.90	.00	118.90	85663	ANSWERING SYSTEM
013621	06/13/07	AIR01	AIR POLLUTION CONTROL	798.31	.00	798.31	10965	RENEWAL OF EQUIPMENT PERM
013622	06/13/07	ALX01	ALEXANDER'S CONTRACT SERV	1974.28	.00	1974.28	50012	MAY METER READS
013623	06/13/07	AME02	AMERICAN INDUSTRIAL SUPPL	115.77	.00	115.77	171949	SUPPLIES FOR BL WELL #4
013624	06/13/07	AME03	AMERI PRIDE	4.00 74.01 69.24 74.01	.00 .00 .00 .00	4.00 74.01 69.24 74.01	F042016 F187046 F192797 F198507	UNIFORMS, ETC UNIFORMS, ETC UNIFORMS, ETC. UNIFORMS ETC
			Check Total.....:	221.26	.00	221.26		
013625	06/13/07	APX01	APEX AUTO GLASS	282.10	.00	282.10	29518	WINDSHIELD REPLACEMENT
013626	06/13/07	AQU01	AQUA-METRIC SALES CO.	839.18	.00	839.18	17225	3" METER
013627	06/13/07	ATT01	AT&T/MCI	37.36 146.10 122.61	.00 .00 .00	37.36 146.10 122.61	T6548088 T6548090 T6548091	PHONE PHONE PHONE
			Check Total.....:	306.07	.00	306.07		

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013628	06/13/07	BAN01	THE BANK OF NEW YORK	2194.20	.00	2194.20	1171190	BOND ADMIN FOR COP'S
013629	06/13/07	BLU01	BLUEPRINT EXPRESS	43.09	.00	43.09	30124	COPIES
013630	06/13/07	BRE02	BRENNTAG PACIFIC INC.	739.19 552.49	.00 .00	739.19 552.49	BPI677577 BPI677578	CHLORINE CHLORINE
Check Total.....:				1291.68	.00	1291.68		
013631	06/13/07	BRI01	BRISCO'S	177.10	.00	177.10	133248+	SUPPLIES
013632	06/13/07	CAL03	CALIFORNIA ELECTRIC SUPPL	391.89	.00	391.89	689341	SUPPLIES
013633	06/13/07	CAN02	CANNON ASSOCIATES	105.92	.00	105.92	41210	TRANSDUCER INST MATERIAL
013634	06/13/07	CAP01	CAPMARK FINANCE INC	12450.00	.00	12450.00	01-024520	DEBT SERVICE INT & PRIN
013635	06/13/07	COR01	CORBIN WILLITS SYSTEMS	710.80	.00	710.80	A705151	COMPUTER SUPPORT
013636	06/13/07	COU01	COURIER SYSTEMS	253.15	.00	253.15	053107	COURIER SERVICE TO LAB
013637	06/13/07	COU02	COUNTY HYDRANT & VALVE	27010.00 10796.50	.00 .00	27010.00 10796.50	419 420	EXERCISE VALVES ETC GPS MAPPING OF VALVES ETC
Check Total.....:				37806.50	.00	37806.50		
013638	06/13/07	CUL02	CULLIGAN WATER CONDITION	10.16	.00	10.16	053107	DELIVERY
013639	06/13/07	EBY01	EBY, ED	100.00	.00	100.00	061307	REG BD MEETING 061307
013640	06/13/07	EVE01	EVERGREEN LANDSCAPING	100.00	.00	100.00	051807	EXTERMINATION IN WATER BO
013641	06/13/07	FAR02	FAR WEST EXPRESS	33.50	.00	33.50	224174+	COURIER TO SLO MAILING
013642	06/13/07	FER01	FERGUSON ENTERPRISES INC	1785.71	.00	1785.71	1302486	BL INTERTIE SUPPLIES
013643	06/13/07	FGL01	FGL ENVIRONMENTAL	97.00 187.00 97.00 501.00 137.00 187.00 137.00 229.00 393.00 137.00 187.00 137.00	.00 .00 .00 .00 .00 .00 .00 .00 .00 .00 .00 .00	97.00 187.00 97.00 501.00 137.00 187.00 137.00 229.00 393.00 137.00 187.00 137.00	704149 704463 704466 704681 704689 704690 704982 704983 704984 705322 705324 705683	TOWN WWTF LAB TOWN WWTF LAB TOWN WWTF LAB WELL MONITORING BL WWTF LAB TOWN WWTF LAB BL WWTF LAB TOWN WWTF LAB TOWN WWTF LAB BL WWTF LAB TOWN WWTF LAB BL WWTF LAB
Check Total.....:				2426.00	.00	2426.00		
013644	06/13/07	GAR01	GARING TAYLOR & ASSOC	2125.50	.00	2125.50	7586	SHOP UPGRADE
013645	06/13/07	GIL01	GLM, INC.	410.01 100.00	.00 .00	410.01 100.00	053107 053107BL	OFFICE LANDSCAPING BL LANDSCAPING
Check Total.....:				510.01	.00	510.01		
013646	06/13/07	GRO01	GROENIGER & CO	334.62 1216.22 834.52 1137.84	.00 .00 .00 .00	334.62 1216.22 834.52 1137.84	687158SM 691039SM 691040SM 691820SM	BL BOOSTER RETRO METERS SUPPLIES HYDRANT REPLACEMENT
Check Total.....:				3523.20	.00	3523.20		
013647	06/13/07	GWA01	GWA INC	28.00	.00	28.00	060107	FIRE ALARM
013648	06/13/07	HAR02	HARRISON, JAMES	100.00	.00	100.00	061307	REG BD MEETING 061307
013649	06/13/07	HAR03	HARRY BROWN TRAINING	350.00	.00	350.00	073107	WATER DISTRIBUTION CLASS
013650	06/13/07	IMP02	IMPAC GOVERNMENT SERVICES	561.12 170.04 48.57 55.80 33.62	.00 .00 .00 .00 .00	561.12 170.04 48.57 55.80 33.62	052207A 052207B 052207C 052207D 052207E	TRAVEL TO SACRAMENTO TRAVEL TO VENTURA FOR TOW TRAVEL TO SACRAMENTO OFFICE SUPPLIES MEETING SUPPLIES
Check Total.....:				869.15	.00	869.15		
013651	06/13/07	JOH01	JOHNSON, DONNA	13.14	.00	13.14	052207	REIMB FOR SUPPLIES
013652	06/13/07	KOE01	KOEHLER PLUMBING, INC	1488.85	.00	1488.85	638	BL BACKFLOW REPAIR
013653	06/13/07	LAN02	LANDMARK LANDSCAPE CO INC	214.00	.00	214.00	38092	TRCT 2409 LMD
013654	06/13/07	LAY02	LAYNE CHRISTENSEN COMPANY	23288.00 9982.00	.00 .00	23288.00 9982.00	10840761 10840763	BL BOOSTER PUMP BL PUMP
Check Total.....:				33270.00	.00	33270.00		

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013655	06/13/07	NEX01	NEXTEL COMMUNICATIONS	312.73	.00	312.73	87314-066	CELL PHONES
013656	06/13/07	NIP01	NIPOMO ACE HARDWARE INC	436.50	.00	436.50	637798+	SUPPLIES
013657	06/13/07	NIP05	NIPOMO CHAMBER OF COMMERC	35.00	.00	35.00	071407	APP FEE - SUMMER FESTIVAL
013658	06/13/07	NIP06	NIPOMO AUTO PARTS	22.48	.00	22.48	152699	SUPPLIES
013659	06/13/07	NIP09	NIPOMO MARKET PLACE	2410.41	.00	2410.41	MAY 2007	GASOLINE-MAY
013660	06/13/07	NUT01	NU TECH PEST MGMT	265.00 49.00	.00 .00	265.00 49.00	61962 61963	PEST CONTROL PEST CONTROL
			Check Total.....:	314.00	.00	314.00		
013661	06/13/07	OFF01	OFFICE DEPOT	-220.92 584.87 29.56 220.92	.00 .00 .00 .00	-220.92 584.87 29.56 220.92	1957C 387960739 387961504 388201958	RETURNED TONER OFFICE SUPPLIES SUPPLIES OFFICE SUPPLIES
			Check Total.....:	614.43	.00	614.43		
013662	06/13/07	PER04	PERRY'S ELECTRIC MOTORS	1510.68 1489.67	.00 .00	1510.68 1489.67	7154 7155	MOTOR REPAIR MOTOR REPAIR
			Check Total.....:	3000.35	.00	3000.35		
013663	06/13/07	PER05	PERFORMANCE METER, INC	277.42	.00	277.42	12784	HYDRANTS PARTS
013664	06/13/07	PGE01	P G & E	27884.88	.00	27884.88	052207	ELECTRICITY 4449664603-3
013665	06/13/07	POS02	FRANCOTYP-POSTALIA, INC.	528.45	.00	528.45	Q95560	POSTAGE MACHINE RENTAL
013666	06/13/07	PRE01	PRECISION JANITORIAL	275.00	.00	275.00	162	MAY JANITORIAL SERVICE
013667	06/13/07	PWM01	PW MANN ELECTRIC INC	1275.80 393.75 393.75 501.27 6216.68 981.04	.00 .00 .00 .00 .00 .00	1275.80 393.75 393.75 501.27 6216.68 981.04	7041 7042 7043 7044 7045 7046	BL WELL #4 BEVINGTON WELL LIFT STN REPAIR OFFICE LIGHTING REPAIRS BL BOOSTER RETRO LIFT STN REPAIR
			Check Total.....:	9762.29	.00	9762.29		
013668	06/13/07	QUI01	QUILL CORPORATION	128.56 105.34	.00 .00	128.56 105.34	6382069 7298630	SUPPLIES OFFICE SUPPLIES
			Check Total.....:	233.90	.00	233.90		
013669	06/13/07	QUI03	QUINN RENTAL SERVICES	27.96 64.24 109.40 104.50	.00 .00 .00 .00	27.96 64.24 109.40 104.50	2081183 2081356 2081413 2081439	SUPPLIES SUPPLIES BL RETRO SUPPLIES SUPPLIES
			Check Total.....:	306.10	.00	306.10		
013670	06/13/07	REE02	THE REED GROUP INC	1222.01	.00	1222.01	943	RATE STUDIES
013671	06/13/07	RIC01	RICHARDS, WATSON, GERSHON	18383.15	.00	18383.15	152620	WATER RIGHTS ADJUDICATION
013672	06/13/07	SAI01	SAIC	8753.75	.00	8753.75	910007	HYDROLOGIC MONITORING & 9
013673	06/13/07	SAN01	SANTA MARIA TIRE INC	299.41	.00	299.41	442887	99 CHEV TIRES ETC
013674	06/13/07	SAN04	SANTA MARIA TIMES	110.40	.00	110.40	75915	SM TIME SUBS
013675	06/13/07	SAN09	SAN LUIS MAILING SERVICE	41.97 201.72	.00 .00	41.97 201.72	31842A 31842B	MAILING BILLS POSTAGE FOR BILLS
			Check Total.....:	243.69	.00	243.69		
013676	06/13/07	SHI01	SHIPSEY & SEITZ, INC	15856.10	.00	15856.10	051507	LEGAL FEES
013677	06/13/07	SOU01	SOUTH COUNTY SANITARY	165.80 34.24	.00 .00	165.80 34.24	1824646 1832620	TRASH COLLECTION OLDE TOW TRASH COLLECTION
			Check Total.....:	200.04	.00	200.04		
013678	06/13/07	SPM01	SP MAINTENANCE SERVICES	1832.00	.00	1832.00	18900	STREET SWEEPING
013679	06/13/07	STA09	STANDARD INSURANCE	1164.24	.00	1164.24	060107	INSURANCE
013680	06/13/07	TGP01	TGP WEST, INC.	973.13	.00	973.13	3920	SUNDALE MAINT
013681	06/13/07	THE01	THE GAS COMPANY	55.25 14.30 11097.50	.00 .00 .00	55.25 14.30 11097.50	052107 052407 053107	OFFICE HEAT GAS ENGINE SUNDALE WELL GAS ENGINE 0
			Check Total.....:	11167.05	.00	11167.05		

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013682	06/13/07	TRO01	TROTTER, CLIFFORD	100.00	.00	100.00	061307	REG BD MEETING 061307
013683	06/13/07	TRO02	CLIFF TROTTER	51.89	.00	51.89	042707	TRAVEL TO TEMPLETON
013684	06/13/07	UNI01	UNION ASPHALT, INC.	515.90	.00	515.90	912822	BASE
013685	06/13/07	USA01	USA BLUEBOOK	46.60	.00	46.60	329198	SUPPLIES
013686	06/13/07	VER01	VERIZON	34.91	.00	34.91	051907A	BL PHONE
				34.12	.00	34.12	051907B	BL PHONE
			Check Total.....:	69.03	.00	69.03		
013687	06/13/07	VIE01	VIERHEILIG, LARRY	100.00	.00	100.00	061307	REG BD MEETING 061307
013688	06/13/07	WIN01	WINN, MICHAEL	100.00	.00	100.00	061307	REG BD MEETING 061307
013689	06/13/07	WOO01	DOUGLAS WOOD & ASSOCIATES	717.80	.00	717.80	051607	TOWN WWTF EXPANSION
013690	06/13/07	XER01	XEROX CORPORATION	85.18	.00	85.18	25351959	COPIER MAINT
013691	06/13/07	\B007	BETTER BUILDERS INC,	405.31	.00	405.31	000A70601	MQ CUSTOMER REFUND
013692	06/13/07	\E005	DOUG ENLOE DRILLING,	385.21	.00	385.21	000A70601	MQ CUSTOMER REFUND
013693	06/13/07	\P003	PITCHER DRILLING CO,	450.56	.00	450.56	000A70601	MQ CUSTOMER REFUND
013694	06/13/07	\W003	WJ CONSTRUCTION,	443.45	.00	443.45	000A70601	MQ CUSTOMER REFUND
013695	06/13/07	\Z001	ROBIN COBBS,	314.84	.00	314.84	000A70601	MQ CUSTOMER REFUND

NIPOMO COMMUNITY SERVICES DISTRICT

Wednesday, May 16, 2007

9:00 A. M.

SPECIAL MEETING MINUTES

BOARD of DIRECTORS

MICHAEL WINN, PRESIDENT
LARRY VIERHEILIG, VICE PRESIDENT
ED EBY, DIRECTOR
CLIFFORD TROTTER, DIRECTOR
JAMES HARRISON, DIRECTOR

PRINCIPAL STAFF

BRUCE BUEL, GENERAL MANAGER
LISA BOGNUDA, ASSIST. GENERAL MANAGER
DONNA JOHNSON, BOARD SECRETARY
JON SEITZ, GENERAL COUNSEL
DAN MIGLIAZZO, UTILITY SUPERVISOR

MEETING LOCATION

District Board Room
148 S. Wilson Street
Nipomo, California

00:00:00 A. CALL TO ORDER, ROLL CALL, AND FLAG SALUTE

President Winn called the meeting to order at 9:00 a.m. and led the flag salute. At Roll Call, all Board members were present.

President Winn explained that there will be an opportunity for the public to comment on each item.

00:00:43 B. RECEIVE PRESENTATION FROM BOYLE ENGINEERING REGARDING DESALINATION TECHNOLOGIES

Bruce Buel, General Manager, introduced Mike Nunley and Ernie Kartinen from Boyle Engineering.

Mike Nunley, Project Manager for the supplemental water supply project, introduced the presentation.

Ernie Kartinen, reviewed the information in the power point presentation. The Board asked questions regarding the information presented.

The following members of the public spoke:

Bill Dineen, Nipomo resident – asked about using waste heat from the Diablo Power Plant. Mr. Kartinen suggested that most of that energy is being used now. There is very little surplus.

Kevin Beauchamp, NCSD customer – asked if Boyle had looked at the cost of setting up open water or brackish water pumps and disposing of the wastewater and tying into the existing system.

Mr. Nunley answered that as part of the studies, they will investigate costs for developing different sources of water, including seawater desalination. On June 11th, a constraints analysis will be presented. The costs will be presented in September.

There was no action needed.

The Board thanked Mr. Kartinen and Mr. Nunley for the presentation.

**Nipomo Community Services District
 Wednesday, May 16, 2007
 9:00 A. M.
 SPECIAL MEETING MINUTES**

The Board took a break at 10:24 a.m. and returned at 10:42 a.m.

01:23:21

C. DISCUSS OPTIONS FOR DISCHARGE OF SOUTHLAND WWTF TREATED WASTEWATER; DISCUSS TIMELINE AND PROCESS FOR SCOPING PROJECT; AND CONSIDER FORMATION OF SOUTHLAND WWTF UPGRADE STANDING COMMITTEE

Bruce Buel, General Manager, reviewed the background information concerning the discharge from the Southland WWTF.

Mike Nunley, Boyle Engineering Project Manager, explained Boyle's proposed objectives.

- Minimize negative impacts on groundwater quality basin
- Apply reclaimed water to reduce groundwater depressions and for increased water demands
- Develop multiple discharge options

He reviewed the report given to the Board (a copy is available in the District office).

The following members of the public spoke:

Douglas Wood, principal of Doug Wood Associates, stated that he has a proposal ready but will withhold it until the District is ready.

The Board discussed the report with Mr. Nunley.

Upon motion by Director Harrison and seconded by Director Trotter, the Board unanimously agreed to form a Standing Advisory Committee to investigate the options for discharge of Southland WWTF treated wastewater. 5-0.

YES VOTES	NO VOTES	ABSENT
Directors Harrison, Trotter, Eby, Vierheilig, and Winn	None	None

Director Harrison nominated Director Winn to chair the committee. Director Vierheilig made a motion to close the nominations. Director Trotter seconded the motion. Vote 5-0.

YES VOTES	NO VOTES	ABSENT
Directors Vierheilig, Trotter, Eby, Harrison, and Winn	None	None

Director Winn nominated Director Harrison for the member position. Director Eby made a motion to close the nominations. Director Vierheilig seconded the motion. Vote 5-0.

YES VOTES	NO VOTES	ABSENT
Directors Eby, Vierheilig, Trotter, Harrison, and Winn	None	None

The first meeting date will be determined later - possibly late June.

President Winn adjourned the meeting at 12:02 p.m.

NIPOMO COMMUNITY SERVICES DISTRICT

Celebrating 42 - Years of Service 1965 - 2007

MINUTES

MAY 23, 2007 8:30 A. M.

BOARD ROOM 148 SOUTH WILSON STREET, NIPOMO, CA

BOARD of DIRECTORS

MICHAEL WINN, PRESIDENT
LARRY VIERHEILIG, VICE PRESIDENT
CLIFFORD TROTTER, DIRECTOR
ED EBY, DIRECTOR
JAMES HARRISON, DIRECTOR

PRINCIPAL STAFF

BRUCE BUEL, GENERAL MANAGER
LISA BOGNUDA, ASSIST. ADMINISTRATOR
DONNA JOHNSON, BOARD SECRETARY
JON SEITZ, GENERAL COUNSEL
DAN MIGLIAZZO, UTILITY SUPERVISOR

00:00:00

A. CALL TO ORDER AND FLAG SALUTE

President Winn called the meeting to order at 9:00 a.m. and led the flag salute.

B. ROLL CALL

At Roll Call, all Board members were present.

00:00:51

C. CONSENT AGENDA

C-1) APPROVE WARRANTS

C-2) APPROVE BOARD MEETING MINUTES

Approve Minutes of May 9, 2007, Meeting
Minor changes to C-6, E-2, E-3, E-4, E-5, and E-6.

C-3) AUTHORIZE STAFF TO FORWARD DRAFT PARKS MEMORANDUM OF UNDERSTANDING TO SLO COUNTY

C-4) APPROVE CRAIG ANNEXATION PROPERTY TAX TRANSFER PROPOSAL PROPOSED BY SLO COUNTY

RESOLUTION NO. 2007-1014

**A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE NIPOMO COMMUNITY SERVICES DISTRICT
ACCEPTING NEGOTIATED EXCHANGE OF PROPERTY TAX REVENUE
AND ANNUAL TAX INCREMENT FROM COUNTY OF SAN LUIS OBISPO
TO NIPOMO COMMUNITY SERVICES DISTRICT
FOR ANNEXATION NO. 28 (VINTAGE HOMES)**

C-5) AMEND CANNON WATER AND SEWER MASTER PLAN AGREEMENT TO EXTEND TIME AND DELETE INCORPORATION OF SUPPLEMENTAL WATER PROJECT RECOMMENDATIONS

C-6) AUTHORIZE EXECUTION OF AGREEMENT WITH GROUND UP CONSTRUCTION TO PERFORM CONSTRUCTION MANAGEMENT SERVICES FOR BLACK LAKE WWTF LINER REPLACEMENT PROJECT

C-7) CONTINUE CONSIDERATION OF CHESTNUT VILLAS INTENT-TO-SERVE LETTER APPLICATION FOR MIXED USE COMPLEX AT 166 & 186 NORTH THOMPSON AVENUE TO AUGUST 22, 2007, BOARD MEETING

C-8) ACCEPT WATER AND SEWER IMPROVEMENTS FOR TRACT 2513 AND TRACT 2514

**RESOLUTION NO. 2007-1015
A RESOLUTION OF THE BOARD OF
DIRECTORS OF THE NIPOMO COMMUNITY
SERVICES DISTRICT ACCEPTING THE
WATER AND SEWER IMPROVEMENTS
FOR TRACT 2513 (NEWDOLL)**

**RESOLUTION NO. 2007-1016
A RESOLUTION OF THE BOARD OF
DIRECTORS OF THE NIPOMO COMMUNITY
SERVICES DISTRICT ACCEPTING THE
WATER AND SEWER IMPROVEMENTS
FOR TRACT 2514 (NEWDOLL)**

**Nipomo Community Services District
REGULAR MEETING
MINUTES**

C. CONSENT AGENDA (continued)

Director Trotter asked to have a discussion about using a construction manager for projects agendized for a future meeting. Upon motion by Director Trotter and seconded by Director Vierheilig, the Board unanimously approved the Consent Agenda, as amended. There was no public comment. Vote 5-0.

YES VOTES	NO VOTES	ABSENT
Directors Trotter, Vierheilig, Eby, Harrison, and Winn	None	None

00:17:40

D. PRESENTATIONS AND PUBLIC COMMENT

D-1) DR. BRAD NEWTON OF SAIC

Dr. Brad Newton of SAIC made a presentation of 2007 Groundwater Storage Update and Report on Coastal Monitoring Well Water Quality Results

With testing of sentinel wells along the coast line, it was determined that there is no evidence of seawater intrusion. There has been little or no change in the water quality since 1975.

The following members of the public spoke:

Ian Wallace, NCSD customer at Black Lake development – asked about the frequency of the monitoring of the sentinel wells. He suggested testing the wells more often to see if the wells were artesian throughout the year.

Todd Cralley, reporter from the Adobe Press asked about the location of the sentinel wells near Oso Flaco.

Dr. Newton answered that the wells are about 150 feet from the high tide line due west of ConocoPhillips. In answer to the frequency question, Dr. Newton stated that it is designed to be tested twice each year.

There was no action needed.

The Board thanked Dr. Newton for his informative presentation.

01:24:07

D-2) SHAYNE MORGAN OF DAVID TAUSSIG & ASSOCIATES

Shayne Morgan of David Taussig and Associates gave a presentation regarding Community Facilities Funding for District projects. He reviewed a booklet given to the Board at the meeting. (A copy is available for viewing in the District office.) He described different ways Community Facilities Districts could be formed. The Board asked questions about the process and Mr. Morgan explained.

There was no action needed. Mr. Buel suggested that the concept could be explored further at the strategic planning workshop to be held in the fall.

The Board thanked Mr. Morgan for his presentation.

02:10:19

D-3) DIRECTORS' ANNOUNCEMENTS OF DISTRICT & COMMUNITY INTEREST

The directors announced the following items of District & community interest.

Director Vierheilig

Stated that he spoke to members of Oceano Community Services District about possibly joining efforts for a desalination project for an economy-of-scale that would be beneficial to all concerned.

Director Harrison

SCAC voted to ask the County to provide \$1,000,000.00 to the construction of the Frontage Road.

**Nipomo Community Services District
REGULAR MEETING
MINUTES**

D-3) DIRECTORS' ANNOUNCEMENTS OF DISTRICT & COMMUNITY INTEREST (continued)

Director Winn

WRAC meeting in San Luis Obispo May 23, 2007, at 3:00 p.m. concerning Integrated Regional Water Management Plan.

TDC committee meeting at the same time in the government building.

May 24, 2007, 8:45 a.m. Planning Commission meeting to recommend that the Board of Supervisors to certify the Level of Severity III for the Nipomo Mesa.

Bruce Buel, General Manager, announced the Special Meeting for May 30, 2007, 9:00 a.m. with the following information to be discussed:

- Confirming recruitment of District Engineer
- Water and Sewer Master Plan
- FY07-08 Budget Workshop

02:16:21

D-4) PUBLIC COMMENT ON ITEMS NOT ON AGENDA

There was no public comment.

02:16:50

E. ADMINISTRATIVE ITEMS

E-2) CONSIDER AUTHORIZING EXECUTION OF OUTSIDE USER AGREEMENT FOR VINTAGE HOMES TRACT 2560 PROPERTY AT WILLOW AND VIA CONCHA (FORMERLY CRAIG FAMILY TRUST)

This item was taken before Item E-1 to accommodate Ms. Florence.

Bruce Buel, General Manager, described the project at Willow Road and Via Concha Road which is outside the District boundary. A draft Outside User Agreement for water and solid waste services is prepared for review by the Board and Vintage Homes, LLC (owner of the project).

Jon Seitz, District Legal Counsel, reviewed the agreement.

Carol Florence, representative for Vintage Homes, LLC, asked the Board for favorable consideration to approve the agreement.

The Board discussed the agreement. The Board agreed that this was the last outside user to be approved until a supplemental water supply is delivered.

Mr. Seitz explained that the agreement runs with the land for any future buyers of the project. The perceived benefit to the District approving this agreement includes that no mutual water company would be formed that may draw water from the same groundwater basin that currently supplies the District. Also, the owners would be paying fees that include annexation fees and supplemental water capacity fees. The water users would be under the same terms and conditions (including conservation measures) as other water customers within the District. Until the annexation is complete, the water customers within the project will pay 1.5 times the bi-monthly rates and charges as other District customers pay. Director Eby stated that the rest of the District is being put at risk.

Mr. Seitz explained that a mutual water company is not bound to pay supplemental water fees.

**Nipomo Community Services District
REGULAR MEETING
MINUTES**

- E-2) CONSIDER AUTHORIZING EXECUTION OF OUTSIDE USER AGREEMENT FOR VINTAGE HOMES TRACT 2560 PROPERTY AT WILLOW AND VIA CONCHA (FORMERLY CRAIG FAMILY TRUST) (continued)

Upon motion by Director Vierheilig and seconded by Director Harrison, the Board approved Resolution 2007-1017, as amended. Vote 4-1 with Director Eby voting no.

YES VOTES	NO VOTES	ABSENT
Directors Vierheilig, Harrison, Trotter, and Winn	Director Eby	None

**RESOLUTION NO. 2007-1017
A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE NIPOMO COMMUNITY SERVICES DISTRICT
APPROVING AN OUTSIDE USER AGREEMENT
FOR WATER AND SOLID WASTE SERVICES TO TRACT 2560**

02:43:10

- E-1) RECEIVE BLACK LAKE WWTF POND #3 LINER REPLACEMENT DESIGN AND AUTHORIZE BID SOLICITATION FOR SUBSEQUENT BOARD REVIEW

Bruce Buel, General Manager, explained the receipt of the Black Lake WWTF Pond #3 line replacement design. He introduced Jim Baer from Garing, Taylor and Associates.

Jim Baer, representing GTA, described the project to replace the liner at Black Lake. He proposed two places to dispose of the bio-solids created at Black Lake. One place would be the Cold Canyon Land Fill at a cost of \$88.00 per ton, which would total about \$150,000. The other is to transport the bio-sludge to the Southland WWTF drying beds, disk into the 10 acres and possibly plant crops (such as alfalfa or wildflowers) to absorb the nutrients. This could possibly be used to dispose of all District bio-solids.

Mr. Buel thanked GTA for its creativity. He introduced Rob Carnes, from Ground Up Construction Management Co.

Director Vierheilig stated that the price of the poly liner seems low.

The following members of the public spoke

Bill Nelson, NCSO resident from Black Lake – stated that the cost of \$200,000 will need to be funded. He suggested that some residents may want to pay the approx. \$400 per household with cash to avoid the interest on the loan.

Upon motion by Director Vierheilig and seconded by Director Trotter, the Board unanimously agreed to authorize the bid solicitation with both options for sludge disposal. Vote 5-0.

YES VOTES	NO VOTES	ABSENT
Directors Vierheilig, Trotter, Eby, Harrison, and Winn	None	None

02:29:04

- E-3) CONSIDER ADOPTION OF REVISIONS TO PERSONNEL POLICY

Bruce Buel, General Manager, reviewed the history of the presentations leading to the revisions to the Personnel Policy. The Board discussed some minor changes.

Dan Migliazzo, District Utility Supervisor, discussed the memo included in the Board packet. There was no Board response to his comments.

There was no public comment.

Nipomo Community Services District
REGULAR MEETING
MINUTES

- E-3) CONSIDER ADOPTION OF REVISIONS TO PERSONNEL POLICY
Upon motion by Director Vierheilg and seconded by Director Trotter, the Board unanimously approved Resolution 2007-1018, as amended. Vote 5-0.

YES VOTES	NO VOTES	ABSENT
Directors Vierheilg, Trotter, Eby, Harrison, and Winn	None	None

RESOLUTION NO. 2007-1018
A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE NIPOMO COMMUNITY SERVICES DISTRICT
AMENDING AND RESTATING THE DISTRICT'S PERSONNEL POLICIES AND PROCEDURES

02:58:04

- E-4) CONSIDER EUCALYPTUS GARDENS INTENT-TO-SERVE APPLICATION FOR 81-UNIT MULTI-FAMILY COMPLEX AT 680 HILL STREET

Bruce Buel, General Manager, reviewed the request from Kathleen Fairbanks for water and sewer service to an 81-unit development at 680 Hill Street.

Jon Seitz, District Legal Counsel, explained low-income housing priority.

The Board had questions about allocation allotments for low-income housing and possibly allotting some of the single-family allotments to this project.

The following members of the public spoke:

Ignacio Rincon, with Global Premier representing the applicant, explained that they will soon be coming to an agreement with the County concerning the low-income status.

Mr. Buel suggested amending the conditions to include that the Intent-to-Serve letter will be void is land use is other than low-income or very low income.

Upon motion by Director Vierheilg and seconded by Director Trotter, the Board unanimously accepted staff's recommendation to allocate water to the project in accordance with the District's water allocation policy and issue an Intent-to-Serve letter with the conditions listed in the Board letter, as amended. Vote 5-0.

YES VOTES	NO VOTES	ABSENT
Directors Vierheilg, Trotter, Eby, Harrison, and Winn	None	None

03:14:49

- E-5) CONSIDER BUTTERFLY LANE INTENT-TO-SERVE APPLICATION FOR 8-UNIT SUBDIVISION AT 365 BUTTERFLY LANE

Bruce Buel, General Manager, reviewed the request from Greg Nester Construction for water and sewer service to an 8-unit single-family residential subdivision. The project was originally approved June 23, 2007, as a multi-family development.

The following member of the public spoke

Greg Nester, developer for the project – thanked the Board for clarifying the project type. It is near completion.

Upon motion by Director Vierheilg and seconded by Director Trotter, the Board unanimously agreed to allocate 2.4 AFY of water to Tract 2715 and re-issue the Intent-to-Serve letter with the conditions listed in the Board letter. Vote 5-0.

YES VOTES	NO VOTES	ABSENT
Directors Vierheilg, Trotter, Eby, Harrison, and Winn	None	None

The Board considered the Closed Session items next.

**Nipomo Community Services District
REGULAR MEETING
MINUTES**

03:36:09 I. CLOSED SESSION ANNOUNCEMENTS

Jon Seitz, District Legal Counsel, announced the following items to be heard in Closed Session.

1. CONFERENCE WITH LEGAL COUNSEL PENDING LITIGATION GC§54956.9 SMVWCD VS NCSO SANTA CLARA COUNTY CASE NO. CV 770214 AND ALL CONSOLIDATED CASES.
2. CONFERENCE WITH LEGAL COUNSEL PENDING LITIGATION GC§54956.9 MARIA VISTA VS. NCSO CASE NO. CV 040877, MARIA VISTA VS. NCSO CASE NO. CV 061079, AND MARIA VISTA VS. LINDA VISTA FARMS, NCSO ET AL CASE NO. CV 040150;
3. CONFERENCE WITH LEGAL COUNSEL RE: PENDING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9; NCSO VS. SLO COUNTY (CASE NO. CV 070066)
4. CONFERENCE WITH LEGAL COUNSEL RE: PENDING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9; MARIA VISTA ESTATES V. NCSO ET AL (CASE NO. ND07-10362RR IN UNITED STATES BANKRUPTCY COURT, CENTRAL DISTRICT, NORTHERN DIVISION)

03:37:15 J. PUBLIC COMMENT ON CLOSED SESSION ITEMS

There was no public present to comment.

K. ADJOURN TO CLOSED SESSION

The Board adjourned to Closed Session at 12:20 p.m.

L. OPEN SESSION

ANNOUNCEMENT OF ACTIONS, IF ANY, TAKEN IN CLOSED SESSION

AT 1:03 p.m. the Board came back into Open Session.

Jon Seitz, District Legal Counsel, announced that the Board heard an update on Items 2 through 4 listed above. There was no reportable action.

03:38:00 F. MANAGER'S REPORT

Bruce Buel, General Manager, presented the report as written. He reviewed a letter from the Air Pollution Control District concerning a study of air-quality impacts from off-road vehicle activity at the Oceano Dunes State Vehicle Recreation Area. There was some Board discussion.

03:45:44 G. COMMITTEE REPORTS

There was no committee report.

03:46:02 H. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS

Director Vierheilg

He stated that the Consumer Confidence Report contains out-of-date data. (Mr. Buel explained that for certain constituents, we are on a five-year testing cycle for some, three-year for some, annual for some and weekly for others. We report the most recent data for the prescribed constituent.) President Winn asked if the Board could receive a list of the reporting intervals for the various constituents.

**Nipomo Community Services District
REGULAR MEETING
MINUTES**

H. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS (continued)

Director Trotter

He stated that while the District was connecting the Black Lake water system to the Town system, several things went wrong but it is working now.

Director Eby

There was water taken from a fire hydrant with a tanker truck and being used outside the District boundary. (Mr. Buel assured the Board that the office contacted the user and obtained a deposit and appropriate billing information. This type of usage will be discussed when the emergency water ordinance is considered.)

Director Winn

He stated that he attended a class at UCLA. There will be a report delivered to a future meeting.

He stated that he attended the CSDA seminar in Sacramento, as well as did Director Vierheilig and Mr. Buel.

Saturday, May 19, 2007, the Coastal Version of the 2050 Planning Forum was held. Printed information will be delivered to the District.

ADJOURN

President Winn adjourned the meeting at 1:27 p.m.

➤ THE FOLLOWING REGULAR BOARD MEETING IS JUNE 13, 2007.

TENTATIVELY SCHEDULED ITEMS INCLUDE:

- Adopt Allocation Ordinance
- FY07-08 Budget Hearing
- FY07-08 Solid Waste Liens
- FY07-08 Black Lake Street Light Assessments
- FY07-08 Landscape Maintenance District #1 Assessments

➤ THE FOLLOWING SPECIAL BOARD MEETING IS MAY 30, 2007.

TENTATIVELY SCHEDULED ITEMS INCLUDE:

- FY07-08 Budget Workshop
- Future Water Projects Consideration

NIPOMO COMMUNITY SERVICES DISTRICT

Wednesday, May 30, 2007

9:00 A. M.

SPECIAL MEETING MINUTES

BOARD of DIRECTORS

MICHAEL WINN, PRESIDENT
LARRY VIERHEILIG, VICE PRESIDENT
ED EBY, DIRECTOR
CLIFFORD TROTTER, DIRECTOR
JAMES HARRISON, DIRECTOR

PRINCIPAL STAFF

BRUCE BUEL, GENERAL MANAGER
LISA BOGNUDA, ASSIST. GENERAL MANAGER
DONNA JOHNSON, BOARD SECRETARY
JON SEITZ, GENERAL COUNSEL
DAN MIGLIAZZO, UTILITY SUPERVISOR

MEETING LOCATION

District Board Room
148 S. Wilson Street
Nipomo, California

00:00:00 A. CALL TO ORDER, ROLL CALL, AND FLAG SALUTE

President Winn called the meeting to order at 9:00 a.m. and led the flag salute. At Roll Call all Board members were present. President Winn announced that Public Comment is restricted to items on the agenda

00:01:47 B. REVISE SALARY RANGE FOR DISTRICT ENGINEER AND AUTHORIZE RECRUITMENT

Bruce Buel, General Manager, reviewed the proposed revision of the salary range for the District Engineer position. The Board discussed salaries of the different agencies surveyed by Koff and Associates and CCWA.

There was no public comment.

Upon motion by Director Trotter and seconded by Director Vierheilig, the Board unanimously approved the revision of the Salary Range for District Engineer from Range 58 to Range 68 and authorized recruitment. Vote 5-0.

YES VOTES	NO VOTES	ABSENT
Directors Trotter, Vierheilig, Eby, Harrison, and Winn	None	None

00:21:02 C. RECEIVE RECOMMENDED WATER AND SEWER MASTER PLAN PROJECT PRIORITIES LISTINGS FROM CANNON ASSOCIATES AND EDIT LISTINGS

Bruce Buel, General Manager, introduced Larry Kraemer from Cannon Associates.

Larry Kraemer presented recommendations for priorities for sewer projects listed in the Water and Sewer Master Plan.

He described the different scenarios

- Collection system
- Southland wastewater treatment facility
- Water reclamation at Southland

Jeff Spannbauer from Cannon Associates added information.

NIPOMO COMMUNITY SERVICES DISTRICT
Wednesday, May 30, 2007
MINUTES

C. RECEIVE RECOMMENDED WATER AND SEWER MASTER PLAN PROJECT PRIORITIES LISTINGS FROM CANNON ASSOCIATES AND EDIT LISTINGS (continued)

Larry Kraemer reviewed the list of recommended sewer system improvements to meet future needs.

The Board took a short break at 10:18 a.m. so District staff could receive a call from Jim Markman, Special Legal Water Counsel.

The Board came back into Open Session at 10:25 a.m.

Bruce Buel, General Manager, reported that Mr. Markman had positive news concerning ruling by Judge Komar regarding the groundwater litigation.

Larry Kraemer continued with the presentation. The Board discussed the recommendations. Mr. Buel reviewed the Board's suggestions for the priorities list.

Mr. Kraemer stated that the water system will be reviewed at the June 20, 2007, Board meeting.

The Board took a break at 10:51 a.m. and returned at 11:02 a.m.

01:44:12 D. REVIEW DRAFT FY 2007-2008 BUDGET; AGREE ON EDITS; CONFIRM HEARING FOR PUBLIC INPUT; AND CONFIRM HEARING FOR ADOPTION

Lisa Bognuda, Assistant General Manager, stated that the Finance, Audit, Personnel Committee met May 9, 2007, to review the proposed budget for 2007-2008. Ms. Bognuda reviewed each fund. The Board asked questions and had comments.

A Public Hearing will be held June 13, 2007. June 11, 2007, is set for adoption of the budget.

Director Trotter left the meeting at 12:12 p.m.

The following member of the public spoke Bill Nelson, NCSD Black Lake resident – asked questions on the funding. He also stated that he was glad to see the Black Lake liners are being rebuilt and in the plans for rebuilding.

There was no other public present.

The Board discussed the budget and capital improvements. After Cannon completes the Water and Sewer Master Plan, some of the line items may change. Director Vierheilg suggested that the budget be reviewed every six months.

President Winn adjourned the meeting at 12:27 p.m.

MINUTES SUBJECT TO BOARD APPROVAL

Copy of document found at www.NoNewVipTax.com

TO: BOARD OF DIRECTORS
FROM: BRUCE BUEL *BB*
DATE: JUNE 8, 2007

AGENDA ITEM
D-3
JUNE 13, 2007

WAIVE JUNE 29, 2007, DATE LIMIT IN FAITH WATKIN'S EMPLOYMENT AGREEMENT
[RECOMMEND ADOPTION]

ITEM

Waive June 30, 2007 date limit in Faith Watkin's employment agreement.

BACKGROUND

On January 26, 2007, Nipomo Community Services District entered into a temporary contract of employment with Faith Watkins to serve as Assistant to the General Manager at \$19.89 per hour. The contract states that in no event shall the contract employee work more than 960 hours and the contract shall terminate on June 29, 2007. As of May 25, 2007, Ms. Watkins has worked 521 hours.

It is requested that the Board of Directors agree to waive the June 29, 2007, date limit, however, not waive the 960 hour limit .

RECOMMENDATION

The Board of Directors agree to waive the June 29, 2007, date limit and not the 960 hour limit and instruct Staff to prepare a modification to Temporary Contract of Employment as Assistant to the General Manager.

ATTACHMENT

None

T:\BOARD MATTERS\BOARD MEETINGS\BOARD LETTER\BOARD LETTER 2007\WATKINS EXTENSIONC