

TO: BOARD OF DIRECTORS
FROM: BRUCE BUEL *BB*
DATE: JUNE 6, 2008

**AGENDA ITEM
D
JUNE 11, 2008**

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 5/21/08 Special & 5/28/08 Regular Meetings
- D-3) ADOPT DRIVER MOBILE PHONE USE POLICY [ADOPT RESOLUTION]
- D-4) ADOPT FIRE SAFETY POLICY [ADOPT RESOLUTION]
- D-5) RATIFY TRANSMITTAL OF LETTER OF SUPPORT FOR SLO COUNTY FEDERAL
GANG PREVENTION GRANT APPLICATION [RECOMMEND ADOPTION]
- D-6) OPPOSE ADOPTION OF AB983 AND AUTHORIZE COMMUNICATIONS REGARDING
OPPOSITION [RECOMMEND ADOPTION]
- D-7) AWARD QUOTE FOR SOUTHLAND POND 3 SLUDGE REMOVAL [AUTHORIZE
EXECUTION OF WORK ORDER]

T:\BOARD MATTERS\BOARD MEETINGS\BOARD LETTER\BOARD LETTER 2008\CONSENT AGENDA\CONSENT 06-11-08.DOC

TO: BOARD OF DIRECTORS
 FROM: BRUCE BUEL
 DATE: JUNE 6, 2008

**AGENDA ITEM
 D-1
 JUNE 11, 2008**

**TOTAL COMPUTER
 CHECKS
 \$ 178,214.03**

HAND WRITTEN CHECKS

| | | | |
|----------|-------|---------------------|----------|
| 05-28-08 | 19761 | STANDARD INS | 1,546.20 |
| 05-28-08 | 19762 | STATE OF CALIF. | 80.00 |
| 05-28-08 | 19763 | GREAT WESTERN ALARM | 4,394.76 |
| 05-28-08 | 19764 | US POSTMASTER | 204.00 |
| 05-28-08 | 19765 | US POSTMASTER | 102.00 |

VOID
 NONE

COMPUTER GENERATED CHECKS

| Check Number | Check Date | Vendor Number | Name | Gross Amount | Discount Amount | Net Amount | -----Payment Information----- Invoice # | Description |
|--------------|------------|---------------|---------------------------|--------------|-----------------|-------------------------|--|---------------------------|
| 15098 | 05/30/08 | EMPC1 | EMPLOYMENT DEVELOP DEPT | A80527 | 05/27/08 | STATE INCOME TAX | 05-08 | 905.92 905.92 |
| 15099 | 05/30/08 | MIDC1 | MIDSTATE BANK-PR TAX DEP | A80527 | 05/27/08 | COMBINED CHECK | 05-08 | 4198.93 4198.93 |
| 15100 | 05/30/08 | MIDC2 | MIDSTATE BANK - DIRECT DP | A80527 | 05/27/08 | NET PAY | 05-08 | 26174.15 26174.15 |
| 15101 | 05/30/08 | PERG1 | PERS RETIREMENT | A80527 | 05/27/08 | PERS PAYROLL REMITTANCE | 05-08 | 8713.15 8713.15 |
| 15102 | 05/30/08 | STAC1 | STATE STREET GLOBAL | A80527 | 05/27/08 | 457 DEFERRED COMP | 05-08 | 1680.00 1680.00 |
| 015103 | 06/11/08 | ABA01 | ABALONE COAST BACTERIOLOG | 176.00 | .00 | 176.00 | 08-958 | TOWN WWTF LAB |
| | | | | 20.00 | .00 | 20.00 | 08-967 | BL WWTF LAB |
| | | | | 20.00 | .00 | 20.00 | 08-975 | BL WWTF LAB |
| | | | | 120.00 | .00 | 120.00 | 08-992 | WATER SAMPLES |
| | | | | 20.00 | .00 | 20.00 | 08-993 | BL WWTF LAB |
| | | | | 20.00 | .00 | 20.00 | 08-1002 | BL WWTF LAB |
| | | | | 176.00 | .00 | 176.00 | 08-1003 | TOWN WWTF LAB |
| | | | | 20.00 | .00 | 20.00 | 08-1012 | BL WWTF LAB |
| | | | | 20.00 | .00 | 20.00 | 08-1017 | BL WWTF LAB |
| | | | | 120.00 | .00 | 120.00 | 08-1032 | WATER SAMPLES |
| | | | | 176.00 | .00 | 176.00 | 08-1049 | TOWN WWTF LAB |
| | | | | 20.00 | .00 | 20.00 | 08-1061 | BL WWTF LAB |
| | | | Check Total.....: | 908.00 | .00 | 908.00 | | |
| 015104 | 06/11/08 | ADV01 | ADVANTAGE ANSWERING PLUS | 121.21 | .00 | 121.21 | 95837 | ANSWERING SERVICE |
| 015105 | 06/11/08 | ALX01 | ALEXANDER'S CONTRACT SERV | 2210.05 | .00 | 2210.05 | 052908 | METER READS |
| 015106 | 06/11/08 | AME03 | AMERI PRIDE | 130.08 | .00 | 130.08 | F478486 | UNIFORMS ETC |
| | | | | 121.01 | .00 | 121.01 | F484159 | UNIFORMS ETC |
| | | | | 121.01 | .00 | 121.01 | F489879 | UNIFORMS ETC |
| | | | | 94.11 | .00 | 94.11 | F495541 | UNIFORMS ETC |
| | | | Check Total.....: | 466.21 | .00 | 466.21 | | |
| 015107 | 06/11/08 | AQU01 | AQUA-METRIC SALES CO. | 2518.19 | .00 | 2518.19 | 22940 | 1" METERS |
| 015108 | 06/11/08 | ASA01 | ASAP REPROGRAPHICS | 1368.61 | .00 | 1368.61 | 51228 | WATERLINE INTERTIE PROJEC |
| 015109 | 06/11/08 | ATT01 | AT&T/MCI | 140.92 | .00 | 140.92 | 155387 | PHONE |
| | | | | 30.36 | .00 | 30.36 | 155643 | PHONE |
| | | | | 133.02 | .00 | 133.02 | 155716 | PHONE |
| | | | Check Total.....: | 304.30 | .00 | 304.30 | | |
| 015110 | 06/11/08 | BOY01 | BOYLE ENGINEERING CORP | 1098.46 | .00 | 1098.46 | 055457 | WATER AND SEWER REPLACEME |
| 015111 | 06/11/08 | BRE02 | BRENTAG PACIFIC INC. | 539.56 | .00 | 539.56 | BPI792514 | CHLORINE |
| | | | | 555.57 | .00 | 555.57 | BPI792515 | CHLORINE |
| | | | Check Total.....: | 1095.13 | .00 | 1095.13 | | |
| 015112 | 06/11/08 | CAP01 | CAPMARK FINANCE INC | 12225.00 | .00 | 12225.00 | 051908 | DEBT SERVICE INT/PRIN-EUR |
| 015113 | 06/11/08 | COR01 | CORBIN WILLITS SYSTEMS | 724.18 | .00 | 724.18 | A805151 | COMPUTER SUPPORT |
| 015114 | 06/11/08 | CUE01 | CUESTA INDUSTRIAL SUPPLY | 18.23 | .00 | 18.23 | AB1069 | SUPPLIES |
| 015115 | 06/11/08 | DEW01 | J B DEWAR INC | 356.27 | .00 | 356.27 | 368122 | OIL FOR WELLS |
| 015116 | 06/11/08 | EBY01 | EBY, ED | 100.00 | .00 | 100.00 | 061108 | REG BD MEETING 061108 |
| 015117 | 06/11/08 | ENV03 | ENVIRONMENTAL SEED PROD | 431.00 | .00 | 431.00 | 39018 | CUSTOM RINTED SEED PACKET |
| 015118 | 06/11/08 | FER01 | FERGUSON ENTERPRISES INC | 186.37 | .00 | 186.37 | 1485204 | SUPPLIES |

**NIPOMO COMMUNITY SERVICES DISTRICT
WARRANTS JUNE 6, 2008**

**AGENDA ITEM
D-1
JUNE 11, 2008
PAGE TWO**

| Check Number | Check Date | Vendor Number | Name | Gross Amount | Discount Amount | Net Amount | -----Payment Information----- Invoice # | Description |
|--------------|------------|---------------|---------------------------|--|---------------------------------|--|---|--|
| 015119 | 06/11/08 | FGL01 | FGL ENVIRONMENTAL | 86.00 187.00 56.00 212.00 151.00 | .00 .00 .00 .00 .00 | 86.00 187.00 56.00 212.00 151.00 | 804597A 804917A 805180A 805181A 805492A | TOWN WWTF LAB TOWN WWTF LAB BL WWTF LAB TOWN WWTF LAB WELL SAMPLES |
| | | | Check Total.....: | 692.00 | .00 | 692.00 | | |
| 015120 | 06/11/08 | FUG01 | FUGRO WEST, INC. | 720.00 | .00 | 720.00 | 3596-10 | TOWN WWTF DISCHARGE STUDY |
| 015121 | 06/11/08 | GAS02 | GAS COMPANY, THE | 9.59 85.96 14.55 14006.83 | .00 .00 .00 .00 | 9.59 85.96 14.55 14006.83 | 52308 052008 052308 052908 | GAS ENGINE 11096988784 OFFICE HEAT 06235160949 SHOP HEAT 04163737945 SUNDALE WELL GAS |
| | | | Check Total.....: | 14116.93 | .00 | 14116.93 | | |
| 015122 | 06/11/08 | GER01 | GERMAN, SCOTT | 91.15 | .00 | 91.15 | 052908 | WORK BOTS REIMB |
| 015123 | 06/11/08 | GIL01 | GLM, INC. | 345.66 110.00 | .00 .00 | 345.66 110.00 | 052908T 052908BL | LANDSCAPE MAINT OFFICE LANDSCAPE MAINT BL |
| | | | Check Total.....: | 455.66 | .00 | 455.66 | | |
| 015124 | 06/11/08 | GRA01 | GRANDFLOW, INC. | 527.53 | .00 | 527.53 | 97646 | PRINTED CHECKS |
| 015125 | 06/11/08 | GWA01 | GWA INC | 53.00 85.00 60.00 | .00 .00 .00 | 53.00 85.00 60.00 | 500640101 502062101 602107201 | ALARM SERVICE ALARM SERVICE ALARM SERVICE |
| | | | Check Total.....: | 198.00 | .00 | 198.00 | | |
| 015126 | 06/11/08 | HAR02 | HARRISON, JAMES | 100.00 | .00 | 100.00 | 061108 | REG BD MEETING 061108 |
| 015127 | 06/11/08 | HOM01 | HOME MOTORS | 434.68 | .00 | 434.68 | 239224 | 04 CHEVY MAINT |
| 015128 | 06/11/08 | KAU01 | KAUTZ TOWING | 102.00 | .00 | 102.00 | 702854 | TOWING 99 CHEVY |
| 015129 | 06/11/08 | LAN02 | LANDMARK LANDSCAPE CO INC | 214.00 | .00 | 214.00 | 41426 | LANDSCAPE MAINT TR 2409 |
| 015130 | 06/11/08 | LIN02 | LINE DELIVERY | 209.00 | .00 | 209.00 | 1603 | DELIVERY |
| 015131 | 06/11/08 | MID05 | MID STATE BANK PETTY CASH | 120.25 7.91 | .00 .00 | 120.25 7.91 | 060408A 060408B | SUPPLIES FOR BD MEETING POSTAGE |
| | | | Check Total.....: | 128.16 | .00 | 128.16 | | |
| 015132 | 06/11/08 | NIP01 | NIPOMO ACE HARDWARE INC | 162.38 | .00 | 162.38 | 053108 | SUPPLIES |
| 015133 | 06/11/08 | OFF01 | OFFICE DEPOT | 67.85 45.01 | .00 .00 | 67.85 45.01 | 430688002 431411953 | OFFICE SUPPLIES OFFICE SUPPLIES |
| | | | Check Total.....: | 112.86 | .00 | 112.86 | | |
| 015134 | 06/11/08 | PER04 | PERRY'S ELECTRIC MOTORS | 1704.25 | .00 | 1704.25 | 8472 | MOTOR MAINTENANCE |
| 015135 | 06/11/08 | PGE01 | P G & E | 32181.97 | .00 | 32181.97 | 051908 | ELECTRICITY 444964603-3 |
| 015136 | 06/11/08 | POO01 | POOR RICHARD'S PRESS | 436.18 | .00 | 436.18 | 192109 | BL PROTEST HEARING NOTICE |
| 015137 | 06/11/08 | PRE01 | PRECISION JANITORIAL | 650.00 | .00 | 650.00 | 175 | JANITOR SERVICE |
| 015138 | 06/11/08 | REL01 | RELIABLE | 10.59 | .00 | 10.59 | BBQ12900 | SUPPLIES |
| 015139 | 06/11/08 | SAN04 | SANTA MARIA TIMES | 533.75 110.40 552.02 | .00 .00 .00 | 533.75 110.40 552.02 | 93480 051308 060108 | EMPLOYMENT AD SUBSCRIPTION RENEWAL 7591 PUBLIC NOTICES |
| | | | Check Total.....: | 1196.17 | .00 | 1196.17 | | |
| 015140 | 06/11/08 | SAN13 | SAN LUIS POWERHOUSE | 650.00 | .00 | 650.00 | 23926 | START UP/TEST-BACKUP POWE |
| 015141 | 06/11/08 | SOU01 | SOUTH COUNTY SANITARY | 169.12 34.92 | .00 .00 | 169.12 34.92 | 2200432 2204917 | OLDE TOWNE TRASH COLLECTI OFFICE TRASH COLLECTION |
| | | | Check Total.....: | 204.04 | .00 | 204.04 | | |
| 015142 | 06/11/08 | SPM01 | SP MAINTENANCE SERVICES | 1832.00 | .00 | 1832.00 | 23290 | STREET SWEEPING |
| 015143 | 06/11/08 | STA03 | STATEWIDE SAFETY & SIGNS | 52.38 | .00 | 52.38 | 53179 | SAFETY VESTS |
| 015144 | 06/11/08 | STA05 | STATE WATER RESOURCES CB | 100.00 | .00 | 100.00 | MOTLEY 08 | GRADE II EXAM FEE |

**NIPOMO COMMUNITY SERVICES DISTRICT
WARRANTS JUNE 6, 2008**

**AGENDA ITEM
D-1
JUNE 11, 2008
PAGE THREE**

| Check Number | Check Date | Vendor Number | Name | Gross Amount | Discount Amount | Net Amount | -----Payment Information----- Invoice # Description |
|--------------|------------|---------------|---------------------------|---|--|---|---|
| 015145 | 06/11/08 | STA08 | STAPLES | 217.97 | .00 | 217.97 | 829066700 OFFICE SUPPLIES |
| 015146 | 06/11/08 | TAF01 | TAFT ELECTRIC | 296.16 | .00 | 296.16 | 30382K WELL MAINT EUREKA |
| 015147 | 06/11/08 | TGP01 | TGP WEST, INC. | 845.14 | .00 | 845.14 | 4787 WELL MAINT |
| 015148 | 06/11/08 | TLC01 | TLC BACKHOE SERVICE | 8295.00 3242.38 | .00 .00 | 8295.00 3242.38 | 417 2 10" VALVES INSTALLED TE 420 FIRE HYDRANT SANDYDALE/FR |
| | | | Check Total.....: | 11537.38 | .00 | 11537.38 | |
| 015149 | 06/11/08 | TRO01 | TROTTER, CLIFFORD | 100.00 | .00 | 100.00 | 061108 REG BD MEETING 061108 |
| 015150 | 06/11/08 | USB01 | US BANK TRUST | -3401.37 100.00 1706.65 42.00 117.91 889.80 112.68 82.59 20.00 1054.30 | .00 .00 .00 .00 .00 .00 .00 .00 .00 .00 | -3401.37 100.00 1706.65 42.00 117.91 889.80 112.68 82.59 20.00 1054.30 | 052208C CREDIT 043008A SUBSCRIPTION ACCOUNT TEST 052208B AWWA STANDARDS 052208C PRINT SUBSCRIPTION 052208D CONSERVATION SUPPLIES 052208E MISC TRAVEL EXP 052208F BOARD MEETING SUPPLIES 052208G SUPPLIES 052208H SEMINAR 052208I COMPUTER SUPPLIES |
| | | | Check Total.....: | 724.56 | .00 | 724.56 | |
| 015151 | 06/11/08 | VER01 | VERIZON | 34.79 34.96 | .00 .00 | 34.79 34.96 | 051908A BL PHONE 051908B BL PHONE |
| | | | Check Total.....: | 69.75 | .00 | 69.75 | |
| 015152 | 06/11/08 | VIC01 | VICTOR BACKHOE, INC. | 2390.00 | .00 | 2390.00 | 227 TREE GRATE INSTALLATION |
| 015153 | 06/11/08 | VIE01 | VIERHEILIG, LARRY | 100.00 | .00 | 100.00 | 061108 REG BD MEETING 061108 |
| 015154 | 06/11/08 | WIN01 | WINN, MICHAEL | 100.00 | .00 | 100.00 | 061108 REG BD MEETING 061108 |
| 015155 | 06/11/08 | WOO01 | DOUGLAS WOOD & ASSOCIATES | 4818.10 220.00 | .00 .00 | 4818.10 220.00 | 051508-1 WATERLINE INTERTIE EIR 052008-2 SOUTHLAND WWTF EXPANSION |
| | | | Check Total.....: | 5038.10 | .00 | 5038.10 | |
| 015156 | 06/11/08 | XER01 | XEROX CORPORATION | 90.20 | .00 | 90.20 | 33122503 COPIER MAINT |
| 015157 | 06/11/08 | AIR01 | AIR POLLUTION CONTROL | 918.05 | .00 | 918.05 | 11588 EQUIP PERMIT-SOUTHLAND WW |
| 015158 | 06/11/08 | BOY01 | BOYLE ENGINEERING CORP | 1841.40 18966.84 1663.20 | .00 .00 .00 | 1841.40 18966.84 1663.20 | 056338 SOUTHLAND WWTF ENGINEERIN 056339 WATERLINE INTERTIE PROJEC 056340 SALS MINIMIZATION PLAN |
| | | | Check Total.....: | 22471.44 | .00 | 22471.44 | |
| 015159 | 06/11/08 | CIT03 | CITY GLASS | 800.55 | .00 | 800.55 | 15862 INSTALL WINDOW AT OLD SHO |
| 015160 | 06/11/08 | FAR02 | FAR WEST EXPRESS | 25.00 | .00 | 25.00 | MAY DELIVERY OF BILLS |
| 015161 | 06/11/08 | ONE01 | 1-800-CONFERENCE | 89.62 | .00 | 89.62 | 76881 TELEPHONE CONFERENCE CALL |
| 015162 | 06/11/08 | POS02 | FRANCOTYP-POSTALIA, INC. | 609.06 | .00 | 609.06 | 134512 POSTAGE MACHINE |
| 015163 | 06/11/08 | SAI01 | SAIC | 5661.45 2117.86 | .00 .00 | 5661.45 2117.86 | 593505 NMMA TECHNICAL GROUP MEET 910020 GENERAL CONSULTATION |
| | | | Check Total.....: | 7779.31 | .00 | 7779.31 | |
| 015164 | 06/11/08 | SOF01 | SOFTWARE SOLUTIONS TEAM | 438.00 | .00 | 438.00 | 5527 OFFICE 2007 TRAINING COUR |
| 015165 | 06/11/08 | STA03 | STATEWIDE SAFETY & SIGNS | 79.88 13.51 | .00 .00 | 79.88 13.51 | 62109 BARRICADE LIGHT 62115 BATTERY |
| | | | Check Total.....: | 93.39 | .00 | 93.39 | |
| 015166 | 06/11/08 | TAF01 | TAFT ELECTRIC | 395.06 | .00 | 395.06 | 30382L RELOCATE CONDUIT |

NIPOMO COMMUNITY SERVICES DISTRICT

Wednesday, May 21, 2008

9:00 A. M.

SPECIAL MEETING MINUTES

BOARD of DIRECTORS

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

PRINCIPAL STAFF

BRUCE BUEL, **GENERAL MANAGER**
LISA BOGNUDA, **ASSIST. GENERAL MANAGER**
DONNA JOHNSON, **BOARD SECRETARY**
JON SEITZ, **GENERAL COUNSEL**
PETER SEVCIK, **DISTRICT ENGINEER**

MEETING LOCATION

District Board Room
148 S. Wilson Street
Nipomo, California

Public Comment will be received on Agenda Items

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

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

B. PRESENTATION BY GREG BURNS OF MARLOWE & COMPANY ON FEDERAL FUNDING FOR SUPPLEMENTAL WATER

The Board continued this item until Mr. Burns arrived. At his arrival, Mr. Burns gave an update on the firm's lobby efforts on NCSD's behalf. The Board of Directors asked questions. There was no public comment. There was no Board action.

C. APPROVE WARRANTS

There were no public comments. Upon Motion of Director Vierheilig and seconded by Director Eby, the Board of Directors unanimously approved the warrants. Vote 5-0.

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

D. REVIEW DRAFT FISCAL YEAR 2008-2009 BUDGET

General Manager, Bruce Buel, made the following opening comments:

- The State will post the grant eligibility list today. If NCSD makes the list, the budget may need to be modified.
- Due to an employee's recent retirement, Page 14 of the budget regarding District personnel will be modified.

Assistant General Manager, Lisa Bognuda, made comments on the budget and the Board of Directors began the review.

At 9:35 a.m., a five minute break was taken.

At 9:40 a.m., Mr. Burns arrived and his presentation was received by the Board of Directors (see Item B above).

At 9:52 a.m. the Board of Directors resumed their discussion of the budget.

At 10:35 a.m., a ten minute break was taken.

At 10:46 a.m., the Board of Directors resumed their discussion of the budget.

There was no public comment. Direction was given to Staff by consensus of the Board of Directors:

- Fund #120 – Modify the Transfer out –Funded Replacement from \$131,000 to \$750,000
- Set up a new Sinking Fund to account for the increase in sewer rates that are designated for the Southland WWTF upgrade.
- Fund #400 – Drainage-Add \$3,000 to the maintenance budget to clean up the pond and do weed abatement
- Shift funds from the Shop Completion project to the Laboratory Set Up project
- Direct Staff to meet with the Personnel Committee to review the job title for the Assistant General Manager

Staff will make the modifications to the budget and a final draft budget will be presented on June 11, 2008, for the Public Hearing.

E. ADJOURN

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

NIPOMO COMMUNITY SERVICES DISTRICT

Celebrating 43 - Years of Service 1965 - 2008

MINUTES

MAY 28, 2008 AT 9AM

BOARD ROOM 148 SOUTH WILSON STREET, NIPOMO, CA

BOARD of DIRECTORS

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

PRINCIPAL STAFF

BRUCE BUEL, **GENERAL MANAGER**
LISA BOGNUDA, **ASSIST. GENERAL MANAGER**
DONNA JOHNSON, **BOARD SECRETARY**
JON SEITZ, **GENERAL COUNSEL**
PETER SEVCIK, **DISTRICT ENGINEER**

Mission Statement: The Nipomo Community Services District's mission is to provide the community with reliable, quality and cost-effective services.

Vision Statement: The Nipomo Community Services District's vision is to manage the resources and future growth of the community.

00:00:00

A. CALL TO ORDER AND FLAG SALUTE

President Winn called the May 28, 2008 Regular Meeting to order at 9:00 a.m. and led the flag salute.

00:00:35

B. ROLL CALL

At Roll Call, all directors were present.

00:00:47

C. PRESENTATIONS AND PUBLIC COMMENT

C-1) NCSD UTILITY SUPERINTENDENT TINA GRIETENS

Tina Grietens reviewed the activities of the Utility Division as presented in the Board packet:

- | | |
|------------------------------|-----------------------------------|
| • Southland Wastewater Plant | • Distribution System Maintenance |
| • Southland Utility Yard | • Waterline Relocation Project |
| • Collection System | • Personnel |
| • Wells | • Compliance |
| | • Other |

Ms. Grietens answered questions from the Board.

C-2) NCSD WATER CONSERVATION COORDINATOR CELESTE WHITLOW

Celeste Whitlow, Water Conservation Specialist, reviewed the report presented in the Board packet:

- | | |
|--|---|
| • Community Events and Educational Workshops | • WC Program Implementation |
| • Newsletters, Mailings, Advertising | • Office Landscape |
| | • California Urban Water Conservation Council |

**Nipomo Community Services District
REGULAR MEETING
MINUTES**

- C-3) DIRECTORS' ANNOUNCEMENTS OF DISTRICT & COMMUNITY INTEREST
Receive Announcements from Directors Items of District & Community Interest

Director Trotter stated that he attended the AWA Conference. He will be making a report to the Board of the very interesting information he obtained.

Director Harrison stated that information was brought to the SCAC meeting about a spray booth on Sheridan Road. Also at the SCAC meeting, it was noted that there will be much more housing on the Mesa. There is a plan for the Jack Ready Park on 30 acres at the end of Illinois to be constructed without tax moneys.

Director Winn stated that he attended the SLO Planning Commission meeting where the Inclusionary Housing Ordinance was discussed. It will be considered again Thursday, July 24th. This is a County-wide effort to increase density, and the FEIR is seriously defective re the CEQA analysis for water.

- C-4) PUBLIC COMMENT ON ITEMS NOT ON AGENDA

There was no public comment.

00:22:00

D. CONSENT AGENDA

Bruce Buel, General Manager, added information to Items D-3 & D-6 of the Consent Agenda.

D-3

The schools receiving the presentations are yet to be determined.

D-6

Mr. Martin has signed the agreement.

Item D-4 was pulled for a separate vote.

- D-1) APPROVE WARRANTS
D-2) APPROVE BOARD MEETING MINUTES
Approve Minutes of 5/14/08 Meeting
D-3) RETAIN SCIENCE DISCOVERY TO IMPLEMENT 2008-09 WATER CONSERVATION CLASSROOM EDUCATION PROGRAM
D-5) AUTHORIZE RECORDATION OF SEWER EASEMENT FOR A PORTION OF MEREDITH AVENUE FOR NEWDOLL SUB-DIVISION (CO 04-0342)

RESOLUTION NO. 2008-1082
A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE NIPOMO COMMUNITY SERVICES DISTRICT
ACCEPTING SANITARY SEWER EASEMENT
FOR CO 04-0342 (NEWDOLL)

- D-6) AUTHORIZE AMENDMENT TO CURRENT AGREEMENT WITH SOUTH COUNTY SANITARY SERVICE TO EXTEND TERM THROUGH AUG. 31, 2008 TO FACILITATE NEGOTIATION OF NEW AGREEMENT

RESOLUTION NO. 2008-1083
A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE NIPOMO COMMUNITY SERVICES DISTRICT
AUTHORIZING EXTENSION OF TERM OF FRANCHISE AGREEMENT

- D-7) DELEGATION OF AUTHORITY TO REQUEST DISBURSEMENTS FROM OTHER POST EMPLOYMENT BENEFITS (OPEB) PREFUNDING PLAN

RESOLUTION NO. 2008-1084
A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE NIPOMO COMMUNITY SERVICES DISTRICT
DELEGATION OF AUTHORITY TO REQUEST DISBURSEMENTS

**Nipomo Community Services District
REGULAR MEETING
MINUTES**

D. CONSENT AGENDA (CONTINUED)

Upon motion by Director Harrison and seconded by Director Vierheilig, the Board unanimously approved Items D-1, 2, 3, 5, 6, and 7. There was no public comment. Vote 5-0.

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

D-4) REVISE UTILITY SUPERINTENDENT & FIELD SUPERVISOR JOB DESCRIPTIONS TO RESET RESPONSE TIME

The Board discussed the reason for changing the response time from 60 minutes to 30 minutes. There was one correction in the body of the resolution. There was no public comment.

Upon motion by Director Eby and seconded by Director Vierheilig, the Board unanimously approved the resolution. Vote 5-0.

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

**RESOLUTION NO. 2008-1085
A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
NIPOMO COMMUNITY SERVICES DISTRICT
AMENDING THE DISTRICT PERSONNEL POLICY TO
REVISE UTILITY SUPERINTENDENT AND UTILITY FIELD SUPERVISOR
JOB DESCRIPTIONS TO RESET RESPONSE TIME**

00:26:49

E. ADMINISTRATIVE ITEMS

E-1) DISCUSS POLICY REGARDING SERVICE TO NEW DEVELOPMENT OUTSIDE OF APPROVE WATER DIVISION

Bruce Buel, General Manager, reviewed a request from Greg Nester for Board consideration to connect a fire hydrant to the Town Division's water system instead of the Blacklake Division's water system for a project at the corner of Pomeroy and Willow. There are two eight-inch water mains in Willow Road.

The Board asked about the charges involved in both connections. Director Trotter supports placement of the hydrant on Willow.

When asked by the Board how far the proposed hydrant is from other hydrants in the area, Peter Sevcik, District Engineer, stated that the proposed placement of the hydrant is approx. 300 feet west of the nearest hydrant.

Director Winn asked Mr. Seitz if the Board has policy discretion to make the decision to allow placement of the hydrant in view of the LAFCO restrictions of the Blacklake annexation.

Director Eby asked if this would set precedence.

Jon Seitz, District Legal Counsel, stated that the finding would be that the existing Intent-to-Serve letter would be amended

- That the amendment does not appreciably increase water demand
- That the new hydrant would be equally available to the Town Division residents in the area for fire suppression as well as the Blacklake Division
- That dead-end fire hydrants are frowned upon except in exceptional situations. It is a siphon issue that whatever is accumulated in those long-reaching pipes could be siphoned back into the potable water system.
- That with a long, dead-end line, a fire engine can pull a draft and pull a water heater out of a house

Copy of document found at www.NoNewWipTax.com

MINUTES SUBJECT TO BOARD APPROVAL

Nipomo Community Services District
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E-1) DISCUSS POLICY REGARDING SERVICE TO NEW DEVELOPMENT OUTSIDE OF APPROVE WATER DIVISION (CONTINUED)

Jon Seitz, District Legal Counsel (CONTINUED)
It is not setting precedence in this limited situation.

Greg Nester, developer, stated that the Town System has higher water pressure than the Blacklake System and greater ability to serve a hydrant.

The following member of the public spoke:

Bill Nelson, NCSD resident – stated that Willow Road will be modified before the end of 2008. The placement of the hydrant needs to be considered.

Director Harrison asked if the placement of the hydrant on Willow would be accessible to fire engines before the road is changed.

Mr. Nester stated that the hydrant would be placed where it ultimately belongs.

Upon motion by Director Harrison and seconded by Director Vierheilig, the Board unanimously agreed to adopt the findings proposed by District Legal Counsel and to amend the existing Intent-to-Serve letter to include installation of a fire hydrant within the existing public right-of-way on Willow Road. Vote 5-0.

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

The Board took a break at 9:49 a.m. and returned at 10:00 a.m.

The Board chose to consider Item E-3 next.

00:49:10

E-3) DISCUSS MECHANICS OF PROPOSITION 218 PROTEST PROCEEDING RE: BLACKLAKE AND TOWN WATER FUND MERGER

Bruce Buel, General Manager, summarized the mechanics for the Proposition 218 protest proceeding for the merger of the Blacklake and Town water funds.

| | |
|---------------------------------|----------------------------------|
| Protest Period | June 6-July 23 |
| 598 notices will be mailed | 299 valid protests needed |
| # includes tenants | Customer is different than owner |
| Close of Hearing | Continue meeting to August 13 |
| If there is a majority ... | Verification of signatures |
| If there is not a majority..... | Discussion would ensue |

If there is a majority of protests received, the eight-inch intertie would be removed. The \$250,000 in Blacklake Division Water Fund would be used to upgrade the Blacklake water system. There is the possibility that one or two wells and four pumps would be necessary to keep water available to Blacklake during peak times. The \$250,000 in available funds will not provide Title 22 compliance.

Peter Sevcik, District Engineer, stated that as a stand-alone water system, the current Blacklake system could not keep up with the demand, in case of a well going down.

Director Eby stated that the notice does not include the ramifications of a no vote.

Jon Seitz, District Legal Counsel, stated that there are some details included on page 1.

**Nipomo Community Services District
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E-3) DISCUSS MECHANICS OF PROPOSITION 218 PROTEST PROCEEDING RE: BLACKLAKE AND TOWN WATER FUND MERGER (CONTINUED)

The following members of the public spoke:

Bob Beedle, NCSD resident, stated that further information would be helpful. Customers will probably look only at the money. The options need to be presented.

Robert Veder, NCSD resident, stated that the notice needs to be clarified before it goes help prevent angst. He would like some honest information.

Bill Nelson, NCSD resident, stated that when the notice goes out, it needs to be the official one. Both side of the position need to be shown.

Pat Eby, NCSD resident, stated that Mr. Buel said there were 598 parcels, but the Reed Report says 589. She asked for clarification of those numbers. She thanked Mr. Buel for sending a draft notice to her. She stated there are 31 association meters on community property. Some are sub-association meters. She suggested using the billing number rather than the APN.

Jon Seitz, District Legal Counsel, stated that owners of the parcels will be receiving the notices. California legislation recognizes that there are customers who are not owners. Also, customers who receive services with the bill in their name will be receiving the notices.

The latest tax roll shows 589 separate accounts and nine additional parcels.

Bruce Buel, General Manager, will speak to the public in two informational meetings BLMA June 5, 2008 at 3:00 p.m. at the clubhouse. In addition, there will be a June 18, 2008, informational forum at 2:00 p.m. at the clubhouse.

Director Winn stated that it is necessary to publish both sides of the protest vote to tell Blacklake residents what the result of a no vote may be.

The Board chose to consider Item E-2 next.

01:42:08

E-2) DISCUSS NEW STATE WATERWORKS STANDARDS AND IMPACTS ON NCSD OPERATIONS

Peter Sevcik, District Engineer, reviewed the revised Waterworks Standards from the State of California Department of Public Health.

- Permits
- Source capacity
- New well siting and construction
- Installation and construction material requirements for water mains and related facilities
- Disinfection requirements for reservoirs, wells, and new or repaired mains
- Design and construction criteria for distribution reservoirs
- Distribution system operation requirements
- ANSI/NSF certification for chemicals and all other materials that may come into contact with drinking water
- Third party standards incorporated by reference

Nipomo Community Services District
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E-2) DISCUSS NEW STATE WATERWORKS STANDARDS AND IMPACTS ON NCSD OPERATIONS (CONTINUED)

The Board discussed the new regulations. The Board agreed that records would need to be well maintained. This could have significant impacts on the District.

Jon Seitz, District Legal Counsel, stated that the District will do what it can within budgetary constraints.

The following member of the public spoke:

Bill Nelson, NCSD resident, stated that he could see some ramifications with the new standards. The old Blacklake water system would not meet some of the standards.

There was no action taken.

The Board took a break at 11:21 a.m. and returned at 11:31 a.m.

02:11:08

E-4) EDIT SPRING NEWSLETTER

Bruce Buel, General Manager, reviewed the draft newsletter.

The Board discussed the content and made a few suggestions. Director Harrison would like the newsletter to give a more positive outlook, such as the District is working toward solving the problem, rather than making a negative statement.

The following member of the public spoke:

Bill Petrick, NCSD resident, stated that the draft newsletter contains omissions and errors and should be corrected before it goes out to the public. (He gave the Board a copy of his list.)

- Reference to groundwater problems in the NMMA. These are opinions of the District and have not been reviewed by the Technical Group. The District needs to be compliance when issuing these kinds of statements.
- Phrasing usually costs more. All the facts need to be presented to the public.
- Statement about softer water needs to be clarified.

President Winn left the room for a short time. Vice President Harrison presided in President Winn's absence.

The Board discussed the comments from Mr. Petrick. Mr. Seitz stated that the District has agreed to state whether or not a report has been reviewed by the NMMA.

Upon motion by Director Vierheilg and seconded by Director Eby, the Board accepted the newsletter, as edited, including the disclaimer that the NMMA Technical Group has not reviewed the newsletter for accuracy. Vote 3-1 with Director Harrison voting no.

| | | |
|---------------------------------------|-------------------|---------------|
| YES VOTES | NO VOTES | ABSENT |
| Directors Vierheilg, Eby, and Trotter | Director Harrison | Director Winn |

02:36:27

F. MANAGER'S REPORT

Bruce Buel, General Manager, presented the Manager's Report, as written.

Additional information includes:

Supervisor Achadjian supports Miller Park. Property tax money for the park has not been spent.

Peter Sevcik, District Engineer, explained hardness as calcium carbonate and magnesium carbonate, which is a fraction of the Total Dissolved Solids (TDS).

MINUTES SUBJECT TO BOARD APPROVAL

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President Winn returned at 11:59 a.m. and presided for the remainder of the meeting.

02:42:15

G. COMMITTEE REPORT

1. May 19, 2008 Supplemental Water Project Committee Meeting
The minutes were presented, as written.
Next meeting will be June 16, 2008.

The Safety Committee met and will bring the issue to the June 11th meeting.

02:44:11

H. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTSDirector Winn

He reminded the staff that the June 11, 2008 meeting will contain options for a yes or no vote for the Proposition 218 issue.

June 18, 2008 forum will be noticed, not as an official meeting but as an informational one.

I. CLOSED SESSION ANNOUNCEMENTS

There was no need to go into Closed Session.

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

ADJOURN

President Winn adjourned the meeting at 12:05 p.m.

➤ THE NEXT REGULAR BOARD MEETING IS JUNE 11, 2008.**TENTATIVELY SCHEDULED ITEMS INCLUDE:**

- Receive Computation of April Groundwater in Storage
- Review FY08-09 Budget