

**Nipomo Community Services District
REGULAR MEETING
AGENDA**

- D. 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 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 brackets.

- D-1) APPROVE WARRANTS [RECOMMEND APPROVAL]
 - D-2) APPROVE BOARD MEETING MINUTES [RECOMMEND APPROVAL]
Approve Minutes of 9/30/09 Regular Meeting
 - D-3) REVISE BUDGET TO ACCOMMODATE EXTRA-BUDGET COSTS IN SETTING UP EMERGENCY OPERATIONS CENTER [ADOPT RESOLUTION]
 - D-4) AUTHORIZE ROLL-OVER OF CD AT MISSION COMMUNITY BANK [APPROVE RECOMMENDATION]
 - D-5) EXTEND TERM FOR VINTAGE HOMES (CRAIG) OUTSIDE USER AGREEMENT [AUTHORIZE AMENDMENT TO AGREEMENT]
 - D-6) REVISE COMMITTEE ASSIGNMENT ROSTER TO REPLACE DIRECTOR WINN WITH DIRECTOR HARRISON ON SCAC [REVISE ROSTER]
- E. ADMINISTRATIVE ITEMS
- E-1) REVIEW DRAFT ASSESSMENT ENGINEER'S REPORT FOR PROPOSED MILLER PARK ASSESSMENT DISTRICT, ADOPT RESOLUTION ACCEPTING REPORT AND RETAIN THE WALLACE GROUP TO PROCESS THE ELECTION [ADOPT RESOLUTION AND AUTHORIZE EXECUTION OF AGREEMENT]
 - E-2) REVIEW BOARD OF SUPERVISORS ACTION ON PROPOSED JPA AND AUTHORIZE NEGOTIATION [AUTHORIZE NEGOTIATION]
 - E-3) ADOPT ORDINANCE ESTABLISHING VOLUNTARY WATER SHORTAGE REGULATIONS [ADOPT AND PUBLISH]
 - E-4) ADOPT ORDINANCE AMENDING WATER SERVICE ALLOCATION PROGRAM AND INTENT-TO-SERVE PROCESS [ADOPT AND PUBLISH]
 - E-5) AWARD QUOTE AND AUTHORIZE FINANCING FOR SEWER VACUUM TRUCK [AWARD QUOTE & ADOPT RESOLUTION]
 - E-6) CONSIDER GREY FAMILY TRUST REQUEST TO EXTEND TERM OF INTENT-TO-SERVE LETTER [APPROVE, DENY OR CONTINUE TERM EXTENSION]
- F. MANAGER'S REPORT
- G. COMMITTEE REPORT
- H. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS
- I. CLOSED SESSION ANNOUNCEMENTS
- 1. CONFERENCE WITH DISTRICT LEGAL COUNSEL RE: PENDING LITIGATION PURSUANT TO GC §54956.9 SMVWCD VS. NCSD (SANTA CLARA COUNTY CASE NO. CV 770214, SIXTH APPELLATE COURT CASE NO. H032750 AND ALL CONSOLIDATED CASES).

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2. CONFERENCE WITH LEGAL COUNSEL RE: PENDING LITIGATION PURSUANT TO GC SECTION 54956.9; NCSD VS. COUNTY SLO, ET AL. (CASE #CV090010)
3. INSTRUCTION TO NEGOTIATORS BRUCE BUEL, JON SEITZ AND LILLIAN JEWELL PURSUANT TO GOVERNMENT CODE SECTION 54956.8 FOR PURCHASE OF EASEMENT INTEREST IN APN 090-291-040, 041, 042, 043 AND 044 (OWNER: LINDA VISTA FARMS, NEGOTIATOR: (JACQUELINE FREDERICK)
4. INITIATION OF LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9 (4 CASES)
5. REVIEW OF GENERAL MANAGER'S PERFORMANCE PURSUANT TO GOVERNMENT CODE SECTION 94957

J. PUBLIC COMMENT ON CLOSED SESSION ITEMS

K. ADJOURN TO CLOSED SESSION

L. OPEN SESSION

ANNOUNCEMENT OF ACTIONS, IF ANY, TAKEN IN CLOSED SESSION

ADJOURN

➤ **THE FOLLOWING REGULAR BOARD MEETING IS OCTOBER 28, 2009
TENTATIVELY SCHEDULED ITEMS INCLUDE:**

- FY2008-09 Audit
- Mutual Water Company Research
- Miller Park Notice of Intent to Form Assessment District