

TO: MICHAEL S. LEBRUN *MSL*  
GENERAL MANAGER

FROM: PETER V. SEVCIK  
DISTRICT ENGINEER

DATE: JUNE 2, 2011

**AGENDA ITEM**  
**E-6**  
**JUNE 8, 2011**

**PROPOSITION 84 IMPLEMENTATION GRANT  
DRAFT FUNDING RECOMMENDATION COMMENT LETTER**

**ITEM**

Authorize submittal of Proposition 84 Implementation Grant Draft Funding Recommendation Comment Letter [REVIEW RECOMMENDATIONS AND BY MOTION DIRECT STAFF TO PROVIDE WRITTEN COMMENTS, IF ANY].

**BACKGROUND**

The District worked with the County of San Luis Obispo (SLO) Public Works staff to develop a Proposition 84 grant proposal that was submitted to the California Department of Water Resources (DWR) in January 2011. The importation of supplemental water to the Nipomo Mesa is a high priority in the adopted Integrated Regional Water Management Plan (IRWMP). The District's Supplemental Water Project was included in the grant application along with two County projects. The total grant request was \$11,555,556 of which \$2,300,000 was requested for the District's Supplemental Water Project.

On May 23, 2011, DWR released the Round 1 Proposition 84 IRWM Implementation Grant Draft Funding Recommendations. DWR is recommending a grant award in the amount of \$10,401,000 or approximately 90% of the requested funding. Staff has reviewed the proposal evaluation provided by DWR with County staff and is developing a joint comment letter for consideration by DWR before the grant funding amount is finalized. A draft letter will be distributed for the Board's consideration at the June 8, 2011 Board meeting.

**FISCAL IMPACT**

The cost for preparation of the Proposition 84 grant application will be offset if the District is successful in obtaining grant funding to partially fund the Supplemental Water Project.

**RECOMMENDATION**

Staff recommends that the Board approve the letter and authorize the General Manager to sign the letter.

**ATTACHMENTS**

- None

TO: BOARD OF DIRECTORS  
FROM: MICHAEL S. LEBRUN *MSL*  
GENERAL MANAGER  
DATE: JUNE 2, 2011



## **SUPPLEMENTAL WATER PROJECT OUTREACH PROGRAM UPDATE**

### **ITEM**

Receive Update and Review Draft Outreach Materials [REVIEW DRAFT OUTREACH MATERIALS PROVIDE COMMENT AND BY MOTION DIRECT STAFF TO PUBLISH AND DISTRIBUTE MATERIALS]

### **BACKGROUND**

At the April 27, 2011 Regular Meeting, your Board appointed an Ad-Hoc committee (Chairperson Director Eby and Member Director Winn) to work with staff and the Consultant team to develop a message platform and materials and to return to your Board for review and approval.

The Ad-Hoc committee has met with the Outreach Consultant on numerous occasions and is working to develop materials that will convey the need for supplemental water to District customers and area landowners who will be asked to support the effort.

Draft materials were not available at Agenda posting and will be forwarded under separate cover and/or provided at the meeting.

### **FISCAL IMPACT**

The Outreach Contract not to exceed value is \$150,879. The District has spent in excess of \$3.1 million evaluating the need for supplemental water as well as for designing and planning a supplemental water project. These costs are paid for by supplemental water charges and Certificates of Participation.

### **RECOMMENDATION**

Staff recommends that the Board review the materials, provide comment, and by motion direct staff to publish and distribute outreach materials.

### **ATTACHMENTS**

- None

TO: BOARD OF DIRECTORS

FROM: MICHAEL S. LEBRUN *msl*  
GENERAL MANAGER

DATE: JUNE 3, 2011

**AGENDA ITEM  
F  
JUNE 8, 2011**

**GENERAL MANAGER'S REPORT**

**ITEM**

Standing report to your Honorable Board -- *Period covered by this report is May 20, 2011 through June 3, 2011.*

**DISTRICT BUSINESS**

**Administrative**

- 2011/2012 Budget development. Adoption scheduled for June 22, 2011
- Staff is developing a draft update of Personnel Policies and Procedures. Tentatively scheduled for Board review August 10, 2011
- May 24, 2011 County Letter on Landfill Expansion (Attached)
- May 25, 2011 Letter from Black Lake Management Association Treasurer (Attached)

**Operations**

- Recruitment for Utility Operator continues
- Staffing challenges continue
- Southland Discharge Quality improving and in compliance with Discharge Requirements

**Capital Projects**

- Frontage Road Trunk Line, awaiting final Front End Documents, Bid is scheduled to be awarded on July 13, 2011, Approximate 6-month construction
- Willow Road Project, Phase I near complete. District elements of Phase II scheduled for fall 2011
- Southland WWTF Upgrade; Draft EIR pending. 95% Design due mid-June, Construction schedule November 2011- November 2012
- Supplemental Water; \$2.3M Proposition 84 Grant pending, Outreach program underway, Assessment options being weighed. Design idle near 100%

**Conservation**

- County Spring Groundwater levels have been collected and provided to Dr. Brad Newton for preparation of Spring Groundwater Index. Presentation of the Spring 2011 Index is scheduled for June 22, 2011 Regular Meeting

**Meetings**

*Meetings attended:*

- *May 23, Rural Water Company Engineer – cross connection discussion*
- *May 23, Outreach Ad-Hoc*
- *May 24, BLMA Treasurer Dan Hall*
- *May 24, Southland Upgrade Financing*
- *May 24, Supplemental Water Assessment with County Staff*
- *May 25, Regular Board Meeting*

- *May 26, Management Team*
- *May 26, Monthly Capital Projects Review*
- *May 26, Judging High School Science*
- *May 27, NMMA Technical Group*
- *May 27, Coordination with General Counsel*
- *May 27, SLO County CSD General Managers (Host)*
- *May 31, Department of Water Resources Open House and Public Comment Hearing on proposed Proposition 84 IRWM Grant recommendations (Sacramento)*
- *June 1, Supervisor Teixeira and County Staff regarding support of District's Supplemental Water Project*
- *June 2, Special Meeting of District Board*

*Meetings Scheduled:*

- *June 3, District Information Technology Service Provider*
- *June 7, LAFCO Executive Director David Church*
- *June 7, Golden State Water Service Mangement, Service Area Discussion*
- *June 8, Regular Board Meeting*
- *June 9, Management Team*
- *June 10, Southland Upgrade Financing Proposal*
- *June 10, District Counsel Coordination*

**Safety Program**

- Tuesday May 31, 2011, a non injury accident involving District Vehicle. Investigation is on-going.

**RECOMMENDATION**

Staff seeks direction and input from your Honorable Board

**ATTACHMENTS**

- May 24, 2011 County Letter on Landfill Expansion
- May 25, 2011 Letter from Black Lake Management Association Treasurer





# County of San Luis Obispo

## Department of Planning and Building Environmental Division

**TO:** Interested Party  
**DATE:** May 24, 2011  
**FROM:** John McKenzie, EIR Manager  
**SUBJECT:** Cold Canyon Landfill Expansion Conditional Use Permit (DRC2005-00170)--  
Notice of Availability of Recirculated Draft EIR

RECEIVED

MAY 27 2011

NIPOMO COMMUNITY  
SERVICES DISTRICT

A Recirculated Draft Environmental Impact Report (Recirculated DEIR) for Cold Canyon Landfill Expansion (Corral de Piedra) Conditional Use Permit (DRC2005-00170, ED06-126) is complete and available for public review and comment. **This recirculated document only addresses the following environmental impacts**, where additional environmental information became available subsequent to the completion of the DEIR (March, 2009): hazards (odors), noise and water. Under the DEIR and this Recirculated DEIR, the proposed development is considered a project of statewide, regional or area wide significance. The original project description is as follows: a request to expand the Landfill footprint; increase permitted tonnage limits; increase Landfill disposal capacity; expand and relocate the Resource Recovery Park, Compost Operation, and the Materials Recovery Facility; change the hours of operation; add staff; and, construct a new entrance.

The Recirculated DEIR includes the following changes from the original project: delete the reference of expansion of the compost facility (previously permitted 300 ton/day would be retained).

The proposed project is located at 2268 Carpenter Canyon Road (Highway 227), approximately 1.25 miles south of Price Canyon Road and approximately six miles south of the City of San Luis Obispo. The proposed project would be located on four parcels totaling approximately 209 acres.

The existing Landfill consists of an approximate 121 acre parcel designated Public Facilities (PF) by the County of San Luis Obispo Land Use Category Map. The expansion area is composed of three parcels, all located within the Agriculture (AG) land use category.

Copies of the Recirculated DEIR are available at the following locations: City/County Library of San Luis Obispo. Copies are also available on loan and for review at the Environmental Division of the Department of Planning and Building, located at the 976 Osos Street, Room 200, San Luis Obispo, 93408-2040. The Recirculated DEIR is on the Department of Planning and Building's web site at: [www.sloplanning.org](http://www.sloplanning.org) under "Environmental Information and Natural Resources", then "Environmental Notices, Proposed Negative Declarations, EIRs and other Documents", then look for the 'Cold Canyon Landfill' webpage.

**ENVIRONMENTAL IMPACTS:**

**The Recirculated DEIR focuses only on the following environmental impacts**, where additional environmental information became available subsequent to the completion of the DEIR (March, 2009): hazards (odors), noise and water. On hazards (odors), a health risk assessment was completed to further evaluate the Compost Operation, and includes new measures relating to worker protection and odors; on noise, a supplemental noise assessment was completed and includes additional measures relating to noise; and on water, additional water analysis was completed and additional measures are proposed to reduce on-site water consumption.

**HOW TO COMMENT OR GET MORE INFORMATION:**

Anyone interested in commenting on the Recirculated DEIR should **submit a written statement by 4:30 p.m. on July 11, 2011**, to:

John McKenzie, Project Manager  
County of San Luis Obispo  
Department of Planning and Building  
976 Osos Street, Room 200  
San Luis Obispo, CA 93408-2040

If you need more information about this project, please contact John McKenzie at (805) 781-5452 (or e-mail: [jdmckenzie@co.slo.ca.us](mailto:jdmckenzie@co.slo.ca.us)).

**PUBLIC HEARING:**

The public hearing before the San Luis Obispo County Planning Commission to certify the EIR and consider the project for approval has been tentatively scheduled for **October 27, 2011**, in the Board of Supervisors Chambers, County Government Center (corner of Monterey & Santa Rosa Streets), San Luis Obispo. If you plan to attend, please call two weeks before this date to verify.

May 25, 2011

RECEIVED  
MAY 31 2011  
NIPOMO COMMUNITY  
SERVICES DISTRICT

Mr. Michael LeBrun  
NCSD Interim General Manager  
Nipomo Community Services District  
P.O. Box 326  
Nipomo, Ca 93444

Re: Blacklake Management Association representative to NMMA

Dear Michael,

As you are aware, NCSD directed your attorney, James Markman, to send a letter dated April 4, 2011 to attorney Guy Murray that was critical of BLMA's representative to NMMA. This letter was forwarded to BLMA's board of directors by Mr. Murray. The board's first reaction was to ignore the letter for the following reasons:

- The letter was sent to an attorney that does not currently represent BLMA and not to BLMA.
- The letter was not from NMMA yet it criticized the actions of BLMA's representative, Bill Petrick, for positions allegedly taken at NMMA meetings.

Our board elected not to ignore the letter but in the interest of building better relations with NCSD decided to investigate the situation and took the following actions:

- Shared the letter with Mr. Petrick and met with him in executive session to discuss the matter.
- Bill Morrow, President of BLMA, and I met with you and Jim Harrison on May 10 to discuss the letter and other non-related items.
- I talked to a representative of NMMA to obtain their input since the subject of the letter was related to NMMA and not to NCSD.

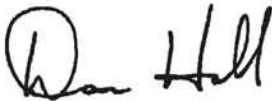
I met again with you to discuss the results of the investigation.

It was obvious to Bill Morrow and myself during the May 10 meeting that NCSD would prefer BLMA to replace Mr. Petrick as our representative to NMMA. In my conversation with the representative from NMMA I shared the criticism of Mr. Petrick expressed in Mr. Markman's letter and found that members of NMMA are not dissatisfied with his performance at their meetings. On the contrary, it was said that Mr. Petrick is respectful

of committee members and they appreciate his input at meetings. Mr. Petrick asks the hard questions which is good for the discussions and that the committee sees no reason to ask for his removal as BLMA's representative.

During the meeting of May 10 with you and Mr. Harrison, Mr. Morrow and I discussed the mistrust that the Blacklake community has with NCSD and our goal is to work with NCSD to overcome this mistrust and find avenues to work together for the overall benefit of the community. It is unfortunate that NCSD's reaction to our representative to NMMA has only added to this mistrust.

Sincerely,

A handwritten signature in black ink that reads "Dan Hall". The signature is written in a cursive style with a large, circular initial "D" and a long, sweeping tail for the "H".

Dan Hall  
Treasurer, BLMA  
498 Colonial Place  
Nipomo, CA 9344

Cc: James Harrison  
Larry Vierhellig  
Michael Winn  
Ed Eby  
Dan Gaddis  
All board members of BLMA  
Bill Petrick