

TO: BOARD OF DIRECTORS
FROM: MICHAEL S. LEBRUN *MSL*
GENERAL MANAGER
DATE: JUNE 21, 2013



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 may be removed from the Consent Agenda by a Board member and will be considered separately at the conclusion of the Administrative Items. Individual items on the Consent Agenda are approved by the same vote that approves the Consent Agenda, unless an item is pulled for separate consideration. The recommendations for each item are noted in bracket. Members of the public may comment on the Consent Agenda items.

**Questions or clarification may be made by the Board members
without removal from the Consent Agenda.**

- D-1) WARRANTS [RECOMMEND APPROVAL]
- D-2) APPROVE BOARD MEETING MINUTES:
JUNE 12, 2013 REGULAR MEETING [RECOMMEND APPROVAL]
JUNE 20, 2013 SPECIAL MEETING [RECOMMEND APPROVAL]
- D-3) APPROVE AMENDED CONTRACT WITH DISTRICT LEGAL COUNSEL
[RECOMMEND APPROVE CONTRACT]

TO: BOARD OF DIRECTORS
 FROM: MICHAEL S. LEBRUN *MSL*
 GENERAL MANAGER
 DATE: JUNE 21, 2013

**AGENDA ITEM
 D-1
 JUNE 26, 2013**

**TOTAL COMPUTER CHECKS
 \$108,947.33**

HAND WRITTEN CHECKS

06-12-13 10152 SANTA BARBARA COUNTY FLOOD CONTROL DISTRICT
 06-26-13 10153 THE VILLAGE AT NIPOMO, LLC
 06-26-13 10154 LORENA SANTOS
 06-26-13 10155 LEROY DAVEY
 06-26-13 10156 HUGH LOFTUS

TEMPORARY PERMIT PROCESSING FEE \$500.00
 PCIA DEPOSIT REFUND \$2,644.90
 WASHER REBATE \$75.00
 WASHER REBATE \$75.00
 WASHER REBATE \$75.00

VOIDS - NONE

COMPUTER GENERATED CHECKS

22006	06/21/13	EMP01	EMPLOYMENT DEVELOP DEPT	111.25	.00	111.25	B30617	STATE INCOME TAX
				1100.54	.00	1100.54	1B30617	STATE INCOME TAX
			Check Total.....:	1211.79	.00	1211.79		
22007	06/21/13	MID01	RABOBANK-PAYROLL TAX DEPO	378.87	.00	378.87	B30617	FEDERAL INCOME TAX
				-621.18	.00	-621.18	1B30617	FICA
				64.56	.00	64.56	2B30617	MEDICARE (FICA)
				3245.98	.00	3245.98	3B30617	FEDERAL INCOME TAX
				49.60	.00	49.60	4B30617	FICA
				874.24	.00	874.24	5B30617	MEDICARE (FICA)
			Check Total.....:	3992.07	.00	3992.07		
22008	06/21/13	MID02	RABOBANK-DIRECT DEPOSIT	1558.41	.00	1558.41	B30617	NET PAY
				22553.33	.00	22553.33	1B30617	NET PAY
			Check Total.....:	24111.74	.00	24111.74		
22009	06/21/13	PER01	PERS RETIREMENT	932.98	.00	932.98	B30617	PERS PAYROLL REMITTANCE
				7879.15	.00	7879.15	1B30617	PERS PAYROLL REMITTANCE
			Check Total.....:	8812.13	.00	8812.13		
22010	06/21/13	STA01	CALPERS 457 DEFERRED COMP	2205.00	.00	2205.00	B30617	457 DEFERRED COMP
022011	06/26/13	AEC01	AECOM USA INC	9288.00	.00	9288.00	37348720	SUPPLEMENTAL WATER PROJEC
022012	06/26/13	AME03	AMERI PRIDE	128.97	.00	128.97	899387	UNIFORMS
				145.87	.00	145.87	903973	UNIFORMS
			Check Total.....:	274.84	.00	274.84		
022013	06/26/13	ATT02	AT&T	186.72	.00	186.72	4421971	TELEPHONE
022014	06/26/13	AVCO1	AVCO FIRE EXTINGUISHER C.	805.27	.00	805.27	6922	SERVICE & REPLACE EXTINGU
022015	06/26/13	BES01	BEST BEST & KRIEGER	859.04	.00	859.04	702973	CONSTRUCTION DOCUMENTS
				2362.36	.00	2362.36	702974	SUPPLEMENTAL WATER PROJEC
			Check Total.....:	3221.40	.00	3221.40		
022016	06/26/13	BOG01	BOGNUDA, LISA	25.99	.00	25.99	B30618	MILEAGE REIMB. TO SLO MEE
022017	06/26/13	BRE02	BRENNTAG PACIFIC INC.	448.40	.00	448.40	BPI312209	SODIUM HYPOCHLORITE
				972.84	.00	972.84	BPI312210	SODIUM HYPOCHLORITE
			Check Total.....:	1421.24	.00	1421.24		
022018	06/26/13	CAN02	CANNON CORPORATION	1964.84	.00	1964.84	54703	WELL NO. 4
022019	06/26/13	CLE06	CNSSLO INC	2119.00	.00	2119.00	16542	COMPUTER SUPPORT
022020	06/26/13	FAR01	FARM SUPPLY COMPANY	202.64	.00	202.64	7359	CALCIUM NITRATE
022021	06/26/13	LEE02	LEE CENTRAL COAST NEWSPAP	135.52	.00	135.52	5058	PUBLIC NOTICE-BUDGET
				110.88	.00	110.88	5062	PUBLIC NOTICE-BL STREET L
				192.88	.00	192.88	5070	PUBLIC NOTICE-SOLID WASTE
			Check Total.....:	439.28	.00	439.28		
022022	06/26/13	LIN02	LINC DELIVERY	252.00	.00	252.00	MAY 2013	DELIVERY
022023	06/26/13	MOR02	MORE OFFICE SOLUTIONS	156.94	.00	156.94	446984	B&W/COLORED COPIES

TO: BOARD OF DIRECTORS
 FROM: MICHAEL S. LEBRUN
 GENERAL MANAGER
 DATE: JUNE 21, 2013

AGENDA ITEM
D-1
JUNE 26, 2013
PAGE TWO

022024	06/26/13	NUT01	NU TECH PEST MGMT	265.00	.00	265.00	98579	PEST CONTROL
				75.00	.00	75.00	98581	RODENT CONTROL
			Check Total.....:	340.00	.00	340.00		
022025	06/26/13	OFF01	OFFICE DEPOT	131.72	.00	131.72	156549001	OFFICE SUPPLIES
				57.22	.00	57.22	849153001	OFFICE SUPPLIES
				118.18	.00	118.18	962203001	OFFICE SUPPLIES
				9.55	.00	9.55	963134001	OFFICE SUPPLIES
			Check Total.....:	316.67	.00	316.67		
022026	06/26/13	POO01	POOR RICHARD'S PRESS	64.63	.00	64.63	253290A	MAIL-LATE NOTICES
				262.66	.00	262.66	253290B	POSTAGE-LATE NOTICES
				186.41	.00	186.41	253338A	MAIL-BILLS
				757.62	.00	757.62	253338B	POSTAGE-BILLS
			Check Total.....:	1271.32	.00	1271.32		
022027	06/26/13	PRI02	PRICE, POSTEL & PARMA, LL	1171.00	.00	1171.00	112798	SWP-RIGHT-OF-WAY
022028	06/26/13	RBA01	R BAKER, INC	2986.69	.00	2986.69	0513-7105	REPAIR BREAK AT EAST BRAN
022029	06/26/13	RIC01	RICHARDS, WATSON, GERSHON	3022.23	.00	3022.23	190417	GROUNDWATER LITIGATION
022030	06/26/13	SHI01	SHIPSEY & SEITZ, INC	16537.40	.00	16537.40	MAY 2013	LEGAL SERVICES
022031	06/26/13	SLO08	SAN LUIS OBISPO COUNTY	13547.58	.00	13547.58	149	FINAL BILL-WILLOW RD PHAS
022032	06/26/13	TRI05	TRI COUNTY OFFICE FURNITU	5534.83	.00	5534.83	98812	OFFICE WORKSTATIONS
022033	06/26/13	USA01	USA BLUEBOOK	297.25	.00	297.25	982958	RUBBER SUCTION HOSE
022034	06/26/13	WAL01	WALLACE GROUP	1830.86	.00	1830.86	35160	FOG OUTREACH & INSPECTION
022035	06/26/13	WSC01	WSC	677.25	.00	677.25	678	CUWCC SUPPORT SERVICES
022036	06/26/13	ZOR01	ZORO TOOLS	723.36	.00	723.36	46597	STACKING RACK

TO: BOARD OF DIRECTORS
FROM: MICHAEL S. LEBRUN *MSL*
GENERAL MANAGER
DATE: JUNE 21, 2013



APPROVE MINUTES OF PREVIOUS BOARD MEETINGS

ITEM

Approve action minutes from previous Board meetings. [RECOMMENDED APPROVE MINUTES]

BACKGROUND

The draft minutes are a written record of the previous Board Meeting action.

RECOMMENDATION

Approve minutes as part of Consent Agenda.

ATTACHMENT

- A. June 12, 2013 draft Regular Board Meeting Minutes
- B. June 20, 2013 draft Special Board Meeting Minutes

JUNE 26, 2013

ITEM D-2

ATTACHMENT A

NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community Since 1965

REGULAR MINUTES

JUNE 12, 2013, AT 9:00 A.M.

BOARD ROOM 148 SOUTH WILSON STREET, NIPOMO, CA

BOARD of DIRECTORS

JAMES HARRISON, **PRESIDENT**
LARRY VIERHEILIG, **VICE PRESIDENT**
DAN GADDIS, **DIRECTOR**
BOB BLAIR, **DIRECTOR**
CRAIG ARMSTRONG, **DIRECTOR**

PRINCIPAL STAFF

MICHAEL S. LEBRUN, **GENERAL MANAGER**
LISA BOGNUDA, **FINANCE DIRECTOR**
MIKE SEITZ, **GENERAL COUNSEL**
PETER SEVCIK, **DIRECTOR OF ENG. & OPS.**
MERRIE WALLRAVIN, **BOARD CLERK**

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

00:00:00

A. CALL TO ORDER AND FLAG SALUTE

President Harrison called the Regular Meeting of June 12, 2013, to order at 9:00 a.m. and led the flag salute.

00:00:40

B. ROLL CALL

At Roll Call, Directors Armstrong, Blair, Gaddis and Harrison were present.

There was no public comment.

Michael LeBrun, General Manager, announced that there were additional items for items E-1 and E-10 at the back of the room. He also announced that Director Vierheilig was not present due to a scheduled absence and Mike Seitz, Legal Counsel, is on a court call and will join the meeting shortly.

C. PRESENTATIONS AND PUBLIC COMMENT

C-1) TRANSPARENCY CERTIFICATE OF EXCELLENCE Receive Certificate

Michael LeBrun, General Manager, reviewed the report as presented in the Board packet. Mr. LeBrun answered questions from the Board. The Board thanked Mr. LeBrun for his report.

C-2) REPORT ON MAY 22, 2013 REGULAR MEETING CLOSED SESSION Announcement of actions, if any, taken in Closed Session at previous meeting

Michael LeBrun, General Manager, announced that the Board discussed Item One (Conference with District Legal Counsel re: pending litigation pursuant to GC §54956.9 SMVWCD VS. NCSD) in closed session, but took no reportable action.

The Board discussed Item Two (Conference with District Legal Counsel re: anticipated litigation pursuant to GC §54956.9 MCA VS. NCSD) in closed session, but took no reportable action.

The Board discussed Item Three (Annual performance review of District Legal Counsel pursuant to GC §54957) in closed session, and announced "The District has high expectations for its General Counsel and the Board finds, unanimously, that Shipsey & Seitz and Mike Seitz exceed those expectations.

Nipomo Community Services District
REGULAR MEETING
MINUTES

00:07:12

- C-3) DIRECTORS' ANNOUNCEMENTS OF DISTRICT & COMMUNITY INTEREST AND REPORTS ON ATTENDANCE AT PUBLIC MEETINGS, TRAINING PROGRAMS, CONFERENCES, AND SEMINARS.
Receive Announcements and Reports from Directors

Director Blair

- ◇ Commented on recycling gas containers.

Director Harrison

- ◇ May 28, Attended the Nipomo Mesa Management Area meeting.
- ◇ May 29 & June 5, Attended Mesa Community Alliance Vs. District Court Hearings, the District had positive rulings in both.
- ◇ June 5, Attended Olde Towne Nipomo Association meeting.
- ◇ June 6, District Bonds refunding.

- C-4) RECEIVE PUBLIC COMMENT ON PRESENTATIONS AND REPORTS PRESENTED UNDER ITEM C AND BY MOTION RECEIVE and FILE PRESENTATIONS AND REPORTS

The following member of the public spoke:

Bill Kenigel, NCSD customer, handed the Board a letter and read it aloud (See Exhibit "A") and asked the Board for an extension on his Intent-to-Serve letter.

Mike Seitz, Legal Counsel, joined the meeting at 9:12 a.m.

Mr. Kenigel answered questions from the Board.

The Board directed staff to agendize Mr. Kenigel's Project for the June 26, 2013 Regular Board Meeting.

*Upon the motion of Director Blair and seconded by Director Armstrong, the Board unanimously approved to receive and file the presentations and reports as submitted.
Vote 4-0.*

YES VOTES	NO VOTES	ABSENT
Directors Blair, Armstrong, Gaddis, and Harrison	None	Director Vierheilig

Nipomo Community Services District
REGULAR MEETING
MINUTES

00:15:34

D. CONSENT AGENDA

D-1) WARRANTS

D-2) APPROVE MAY 22, 2013 REGULAR BOARD MEETING MINUTES

Michael LeBrun, General Manager, reviewed the report as presented in the Board packet. Mr. LeBrun answered questions from the Board.

There was no public comment.

*Upon the motion of Director Armstrong and seconded by Director Gaddis, the Board unanimously approved the Consent Agenda as submitted.
Vote 4-0.*

YES VOTES	NO VOTES	ABSENT
Directors Armstrong, Gaddis, Blair, and Harrison	None	Director Vierheilig

E. ADMINISTRATIVE ITEMS

00:19:15

E-1) AUTHORIZATION OF THE NIPOMO COMMUNITY SERVICES DISTRICT REVENUE CERTIFICATES OF PARTICIPATION (SUPPLEMENTAL WATER PROJECT) SERIES 2013:

- AUTHORIZE SALE OF UP TO \$10,500,000 IN REVENUE CERTIFICATES AND APPROVE THE FOLLOWING SALE DOCUMENTS:
 - A TRUST AGREEMENT
 - AN INSTALLMENT SALE AGREEMENT
 - AN AGENCY AGREEMENT
 - AN ESCROW DEPOSIT AND TRUST AGREEMENT
 - A CONTINUING DISCLOSURE AGREEMENT
 - A BOND PURCHASE AGREEMENT
 - A PRELIMINARY OFFICIAL STATEMENT

Michael LeBrun, General Manager introduced the item. Maryann Goodkind Esq., Norton Rose & Fulbright, reviewed the report as presented in the Board packet. Lisa Bognuda, Finance Director, Michael LeBrun, General Manager, Curt de Crinis, C.M. de Crinis & Co., Inc., and Ms. Goodkind answered questions from the Board.

There was no public comment.

*Upon the motion of Director Armstrong and seconded by Director Gaddis, the Board adopted Resolution 2013-1310, A Resolution authorizing the sale, execution and delivery of not to exceed \$10,500,000 revenue certificates of participation (supplemental water and refunding project) series 2013 and approving a trust agreement, an installment sale agreement, an agency agreement, a continuing disclosure agreement, a bond purchase agreement and preliminary official statement in connection therewith and authorizing the taking of certain actions in connection therewith.
Vote 3-1.*

YES VOTES	NO VOTES	ABSENT
Directors Armstrong, Gaddis, and Harrison	Director Blair	Director Vierheilig

Nipomo Community Services District
REGULAR MEETING
MINUTES

ITEM E-1 (CONTINUED)

RESOLUTION NO. 2013-1310

RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT AUTHORIZING THE SALE, EXECUTION AND DELIVERY OF NOT TO EXCEED \$10,500,000 REVENUE CERTIFICATES OF PARTICIPATION (SUPPLEMENTAL WATER AND REFUNDING PROJECT) SERIES 2013 AND APPROVING A TRUST AGREEMENT, AN INSTALLMENT SALE AGREEMENT, AN AGENCY AGREEMENT, A CONTINUING DISCLOSURE AGREEMENT, A BOND PURCHASE AGREEMENT AND PRELIMINARY OFFICIAL STATEMENT IN CONNECTION THEREWITH AND AUTHORIZING THE TAKING OF CERTAIN ACTIONS IN CONNECTION THEREWITH

PRESIDENT HARRISON ADJOURN TO PUBLIC FACILITIES CORPORATION

ITEM B

A) ROLL CALL

At Roll Call, Directors Armstrong, Blair, Gaddis and Harrison were present. Director Vierheilig was not present due to a scheduled absence.

B) APPROVAL OF DOCUMENTS IN CONNECTION WITH THE SALE, EXECUTION AND DELIVERY BY NIPOMO COMMUNITY SERVICES DISTRICT REVENUE CERTIFICATES OF PARTICIPATION (SUPPLEMENTAL WATER PROJECT) SERIES 2013

ADOPT A RESOLUTION APPROVING

- A TRUST AGREEMENT
- AN INSTALLMENT SALE AGREEMENT
- AN ASSIGNMENT AGREEMENT
- AN AGENCY AGREEMENT
- A PRELIMINARY OFFICIAL STATEMENT

There was no public comment.

Upon the motion of Director Armstrong and seconded by Director Gaddis, the Board adopted the Resolution 2013-07. A Resolution approving certain documents in connection with the execution and delivery of not to exceed \$10,500,000 Nipomo Community Services District revenue certificates of participation (supplemental water project) series 2013 and authorizing the taking of certain actions in connection therewith.

Vote 3-1.

YES VOTES	NO VOTES	ABSENT
Directors Armstrong, Gaddis, and Harrison	Director Blair	Director Vierheilig

RESOLUTION NO. 2013-07

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT PUBLIC FACILITIES CORPORATION APPROVING CERTAIN DOCUMENTS IN CONNECTION WITH THE EXECUTION AND DELIVERY OF NOT TO EXCEED \$10,500,000 NIPOMO COMMUNITY SERVICES DISTRICT REVENUE CERTIFICATES OF PARTICIPATION (SUPPLEMENTAL WATER PROJECT) SERIES 2013 AND AUTHORIZING THE TAKING OF CERTAIN ACTIONS IN CONNECTION THEREWITH

The Board took a break from 10:00 to 10:15 a.m.

Copy of document found at www.NoNewWipTax.com

SUBJECT TO BOARD APPROVAL

Nipomo Community Services District
REGULAR MEETING
MINUTES

PRESIDENT HARRISON ADJOURN TO NCSD REGULAR MEETING

A) ROLL CALL

At Roll Call, Directors Armstrong, Blair, Gaddis and Harrison were present. Director Vierheilig was not present due to a scheduled absence.

01:03:14

E-2) PUBLIC HEARING – AUTHORIZE RECORDATION OF TAX LIENS FOR PROPERTIES IN ARREARS IN PAYMENT OF SOLID WASTE FEES

Michael LeBrun, General Manager, reviewed the report as presented in the board packet. Lisa Bognuda, Finance Director, and Mr. LeBrun answered questions from the Board.

PRESIDENT HARRISON OPENED THE PUBLIC HEARING

There was no public comment.

PRESIDENT HARRISON CLOSED THE PUBLIC HEARING

Upon the motion of Director Armstrong and seconded by Director Gaddis, the Board unanimously adopted Resolution 2013-1311, A Resolution confirming report of District General Manager for unpaid solid waste collection charges. Vote 4-0.

YES VOTES	NO VOTES	ABSENT
Directors Armstrong, Gaddis, Blair, and Harrison	None	Director Vierheilig

RESOLUTION NO. 2013-1311

A RESOLUTION OF THE BOARD OF DIRECTORS OF
THE NIPOMO COMMUNITY SERVICES DISTRICT
CONFIRMING REPORT OF DISTRICT GENERAL MANAGER FOR
UNPAID SOLID WASTE COLLECTION CHARGES

01:11:47

E-3) PUBLIC/PROTEST HEARING – AUTHORIZE COLLECTION OF FY 2013-14 BLACKLAKE STREET LIGHT DISTRICT ASSESSMENTS

Michael LeBrun, General Manager, reviewed the report as presented in the board packet. Dan Hall, Blacklake Management Association, and Mr. LeBrun answered questions from the Board.

PRESIDENT HARRISON OPENED THE PUBLIC HEARING

There was no public comment.

PRESIDENT HARRISON CLOSED THE PUBLIC HEARING

Upon the motion of Director Armstrong and seconded by Director Blair, the Board unanimously adopted Resolution 2013-1312, A Resolution providing for the collection of street light assessments on the San Luis Obispo County Tax Rolls for maintenance and operation of existing public street lights in the Blacklake Village. Vote 4-0.

YES VOTES	NO VOTES	ABSENT
Directors Armstrong, Blair, Gaddis, and Harrison	None	Director Vierheilig

Nipomo Community Services District
REGULAR MEETING
MINUTES

ITEM E-3 (CONTINUED)

RESOLUTION NO. 2013-1312

A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE NIPOMO COMMUNITY SERVICES DISTRICT
PROVIDING FOR THE COLLECTION OF STREET LIGHT ASSESSMENTS ON
THE SAN LUIS OBISPO COUNTY TAX ROLLS FOR MAINTENANCE AND
OPERATION OF EXISTING PUBLIC STREET LIGHTS IN THE
BLACKLAKE VILLAGE

01:22:22

E-4) PUBLIC/PROTEST HEARING – AUTHORIZE COLLECTION OF FY 2013-14 STREET
LANDSCAPE MAINTENANCE DISTRICT ASSESSMENTS

Michael LeBrun, General Manager, reviewed the report as presented in the board packet. Mike Seitz, District Deputy Legal Counsel, and Mr. LeBrun answered questions from the Board.

PRESIDENT HARRISON OPENED THE PUBLIC HEARING

There was no public comment.

PRESIDENT HARRISON CLOSED THE PUBLIC HEARING

Upon the motion of Director Gaddis and seconded by Director Blair, the Board unanimously adopted Resolution 2013-1313, A Resolution ordering the levy and collection of assessments for the Nipomo Community Services District Street Landscape Maintenance District No. 1 for fiscal year 2013-2014.
Vote 4-0.

YES VOTES	NO VOTES	ABSENT
Directors Gaddis, Blair, Armstrong, and Harrison	None	Director Vierheilig

RESOLUTION NO. 2013-1313

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
NIPOMO COMMUNITY SERVICES DISTRICT ORDERING THE
LEVY AND COLLECTION OF ASSESSMENTS FOR THE NIPOMO
COMMUNITY SERVICES DISTRICT STREET LANDSCAPE MAINTENANCE
DISTRICT NO. 1 FOR FISCAL YEAR 2013-2014

THE BOARD CONSIDERED ITEM E-9 NEXT

01:30:43

E-9) CONSIDER SERVICE REQUEST NIPOMO OAKS ASSISTED LIVING AND MEMORY
CARE FACILITY 2-LOT COMMERCIAL DEVELOPMENT

Peter Sevcik, Director of Engineering and Operations, reviewed the report as presented in the Board packet. Michael LeBrun, General Manager, and Mr. Sevcik answered questions from the Board.

The following member of the public spoke:

Todd Smith, Project Consultant, stated he is available for questions and commented on the need and demand of the project.

Mr. Smith answered question from the Board.

Upon the motion of Director Blair and seconded by Director Gaddis, the Board unanimously approved the application and directed staff to issue an Intent-to-Serve letter for the project with the conditions listed in the staff report.
Vote 4-0.

Copy of document found at www.NoNewWipTax.com

SUBJECT TO BOARD APPROVAL

Nipomo Community Services District
REGULAR MEETING
MINUTES

ITEM E-9 (CONTINUED)

YES VOTES	NO VOTES	ABSENT
Directors Armstrong, Blair, Gaddis, and Harrison	None	Director Vierheilig

THE BOARD CONSIDERED ITEM E-6 NEXT.

01:38:02

E-6) CONSIDER SERVICE REQUEST - 545 GRANDE AVENUE NIPOMO, 18-LOT RESIDENTIAL DEVELOPMENT

Peter Sevcik, Director of Engineering and Operations, reviewed the report as presented in the Board packet. Jennifer Martin, Elements Architect, and Mr. Sevcik answered questions from the Board.

There was no public comment.

*Upon the motion of Director Blair and seconded by Director Armstrong, the Board unanimously approved the application and directed staff to issue an Intent-to-Serve letter for the project with the conditions listed in the staff report.
Vote 4-0.*

YES VOTES	NO VOTES	ABSENT
Directors Blair, Armstrong, Gaddis, and Harrison	None	Director Vierheilig

THE BOARD TOOK A BREAK FROM 10:55 TO 11:10 A.M.

01:47:07

E-5) PUBLIC HEARING – ADOPT FISCAL YEAR 2013-14 BUDGET

Michael LeBrun, General Manager, reviewed the report as presented in the Board packet. Lisa Bognuda, Finance Director, and Mr. LeBrun answered questions from the Board.

There was no public comment.

*Upon the motion of Director Armstrong and seconded by Director Blair, the Board unanimously approved the 2013-2014 Appropriations Limitation and the District Budget for Fiscal Year 2013-2014.
Vote 4-0.*

YES VOTES	NO VOTES	ABSENT
Directors Armstrong, Blair, Gaddis, and Harrison	None	Director Vierheilig

RESOLUTION NO. 2013-1314

A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE NIPOMO COMMUNITY SERVICES DISTRICT
DETERMINING THE APPROPRIATION LIMITATION FOR THE 2013-2014 FISCAL YEAR

RESOLUTION 2013-1315

A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE NIPOMO COMMUNITY SERVICES DISTRICT
ADOPTING THE 2013-2014 FISCAL YEAR BUDGET

01:54:23

F. GENERAL MANAGER'S REPORT

Michael LeBrun, General Manager, reviewed the report as presented in the Board packet. Mr. LeBrun answered questions from the Board. There was no public comment.

G. COMMITTEE REPORTS

There were no committee reports.

02:12:22

H. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS

Director Gaddis

- ◇ *Directed staff to agendize the sale of water for construction use.*

Director Blair

- ◇ *Directed staff to agendize Mr. Kengel's project.*

02:26:20

I. CLOSED SESSION ANNOUNCEMENTS

1. CONFERENCE WITH DISTRICT LEGAL COUNSEL RE: PENDING LITIGATION PURSUANT TO GC §54956.9 SMVWCD VS. NCSO (SANTA CLARA COUNTY CASE NO. CV 770214, SIXTH APPELLATE COURT CASE NO. H032750 AND ALL CONSOLIDATED CASES).
2. CONFERENCE WITH LEGAL COUNSEL PURSUANT TO GOVT. CODE §54956.9(a):
Existing litigation - 1 case: Mesa Community Alliance Vs. District, Case No. CV 130222
3. ANNUAL PERFORMANCE REVIEW OF DISTRICT LEGAL COUNSEL PURSUANT TO GOVERNMENT CODE SECTION 54957
4. ANNUAL PERFORMANCE REVIEW OF DISTRICT GENERAL MANAGER PURSUANT TO GOVERNMENT CODE SECTION 54957

J. PUBLIC COMMENT ON CLOSED SESSION ITEMS

There was no public comment.

K. ADJOURN TO CLOSED SESSION

President Harrison adjourned to closed session at 11:45 a.m.

L. OPEN SESSION

ANNOUNCEMENT OF ACTIONS, IF ANY, TAKEN IN CLOSED SESSION

The Board came back into Open Session at 1:10 p.m.

Mike Seitz, District Deputy Legal Counsel, announced that the Board discussed Items One and Two listed above under closed session announcements, but took no reportable action.

Copy of document found at www.NoNewWipTax.com

SUBJECT TO BOARD APPROVAL

Nipomo Community Services District
REGULAR MEETING
MINUTES

ITEM L (CONTINUED)

The Board discussed Item Three listed above under closed session announcements and approved a rate increase for attendance of Regular Board meetings \$160 per hour and \$185 per hour for all other services.

The Board discussed Item Four listed above under closed session announcements, but took no reportable action.

President Harrison announced that District Legal Counsel has not had a pay raise since 2008.

02:29:02

E-10) PRESENTATION OF SPRING GROUNDWATER INDEX

Dr. Bradley Newton, PG of Newton Geo-Hydrology Consulting Services LLC, reviewed the report as presented in the Board packet. Mr. Newton answered questions from the Board.

The following members of the public spoke:

Ed Eby, NCS D customer, commented on the Groundwater Index and questioned the Technical Memorandum.

Upon the motion of Director Blair and seconded by Director Gaddis, the Board unanimously approved to receive and file the 2013 Spring Groundwater Index. Vote 4-0.

YES VOTES	NO VOTES	ABSENT
Directors Blair, Gaddis, Armstrong, and Harrison	None	Director Vierheilig

02:45:41

E-7) CONSIDER DISTRICT ROLE IN THE DEVELOPMENT OF JIM O. MILLER PARK

Michael LeBrun, General Manager, reviewed the report as presented in the Board packet. Mike Seitz, Legal Counsel, Kathy Kubiak, President of Olde Towne Nipomo Association, and Mr. LeBrun answered questions from the Board.

The following members of the public spoke:

Ed Eby, NCS D customer, spoke in support of the Park but questioned the District's liabilities and risks.

Peg Miller, NCS D customer, spoke in support of the Park and commented on the maintenance of the Park.

Ruth Brackett, NCS D customer, spoke in support of the Park and commented on moving forward with the Park.

Upon the motion of Director Armstrong and seconded by Director Gaddis, the Board directed staff to work with the Olde Towne Nipomo Association in getting a Memorandum Of Understanding between the County and Olde Towne Nipomo Association. Vote 3-1.

YES VOTES	NO VOTES	ABSENT
Directors Armstrong, Blair, and Gaddis	Director Harrison	Director Vierheilig

**Nipomo Community Services District
REGULAR MEETING
MINUTES**

03:02:41

E-8) CONSIDER SERVICE REQUEST JIM O. MILLER PARK

Peter Sevcik, Director of Engineering and Operations, reviewed the report as presented in the Board packet. Michael LeBrun, General Manager, Mike Seitz, Legal Counsel, Kathy Kubiak, President of Olde Towne Nipomo Association, and Mr. Sevcik answered questions from the Board.

The following members of the public spoke:

Ruth Brackett, NCS D customer, commented on receiving the Intent-to-Serve on a special basis.

Mike Seitz, Legal Counsel, commented on Ms. Brackett's comment.

Ed Eby, NCS D, customer, commented on designation of "agent to the District" and then supporting the park.

Kathy Kubiak, Olde Town Nipomo Association President, commented on Mr. Eby's comments.

Upon the motion of Director Armstrong and seconded by Director Blair, the Board approved to continue this item on the June 26, 2013, Regular Board Meeting Agenda. Vote 3-1.

YES VOTES	NO VOTES	ABSENT
Directors Armstrong, Blair, and Gaddis	Director Harrison	Director Vierheilig

03:45:49

ADJOURN

President Harrison adjourned the meeting at 2:30 p.m.

MEETING SUMMARY	HOURS & MINUTES
Regular Meeting	4 hours 5 minutes
Closed Session	1 hour 25 minutes
TOTAL HOURS	5 hours 30 minutes

JUNE 12, 2013

REGULAR BOARD MEETING MINUTES

EXHIBIT "A"

PLEASE FIND ATTACHED:

6/12/2013

1) A letter dated 1/12/2010 extending an Intent-to-Serve dated 1/27/2010 to 9/8/2013. Such ITS allows water/sewer service to 20 apartment units planned for parcel II of Co 06-0225 (530 Hill St.) and demands such service be perfected prior to 9/8/2013.

2) A letter dated 10/5/2012 indicating owner of 691 W. Tefft (Tr. 2689) must make offer of dedication of any degree of ownership of water and sewer mains as well as pay associated District fees prior to allowance of use of such mains to serve 20 apartment units referenced above.

3) A letter of calculation dated 1/5/2012 indicating fees to be paid District by owner of Tr 2689 to be \$702,560.

4) A copy of District General Ledger Account #2199-B6, indicating a PCI Agreement signed 11/24/2008 in favor of Kengel, Co 06-0225 and revealing a continuous involvement in construction of water and sewer mains referenced above.

Discussion: Data will be presented at a later meeting of Board (planned now for 6/26/2013), indicating construction and ownership of water and sewer mains in Tefft, Blume and Flint streets was accomplished as a joint venture pursuant to a Road Construction Agreement recorded and running with the land in perpetuity. Point will be made that current owner of Tr 2689 is willing to make offer of any and all ownership of water and sewer mains that may be in his possession and located within the existing or proposed public right-of-way, but is unable to make payment of \$702,560. Applicant Kengel believes it to be unreasonable for District to withhold service to his private project at 530 Hill St. pending payment of \$702,560 by unrelated owner of Tr 2689 at some unknown time. Though one extension of time has already been granted, Kengel pleads of Board to allow additional extension of time of maximum possible length such as to come to reasonable resolution of this unusual problem.
Thank you, Bill Kengel

NIPOMO COMMUNITY

BOARD MEMBERS

JAMES HARRISON, PRESIDENT
LARRY VIERHEILIG, VICE PRESIDENT
MICHEL WINN, DIRECTOR
ED EBY, DIRECTOR
BILL NELSON, DIRECTOR



SERVICES DISTRICT

STAFF

MICHAEL LEBRUN, INTERIM GENERAL MANAGER
LISA BOGNUDA, FINANCE DIRECTOR/ASST. GM
JON SEITZ, GENERAL COUNSEL
PETER SEVCIK, P.E., DISTRICT ENGINEER

148 SOUTH WILSON STREET POST OFFICE BOX 328 NIPOMO, CA 93444 - 0326
(805) 929-1133 FAX (805) 929-1932 Website address: ncsd.ca.gov

January 12, 2010

OWNER
William Kengel
Mesa Dunes Investment Co.
P O Box 267
Avila Beach, CA 93424

ENGINEER OF RECORD
Westland Engineering
3480 S. Higuera St, #130
San Luis Obispo CA 93401

SUBJECT: INTENT-TO-SERVE LETTER EXTENSION CO 06-0225 #2
DISTRICT ORDINANCE NO. 2009-114

Dear Property Owner:

The Nipomo Community Services District Board of Directors recently adopted Ordinance No. 2009-114 that amended Chapter 3.05, Water Service Limitations. This Ordinance is available at the District office or on the District's website. While the ordinance generally impacts new applications for service filed after the effective date of the ordinance, the Ordinance did extend the expiration date for valid and unexpired Intent-to-Serve (ITS) letters for an additional twelve (12) months.

Our records reflect that the ITS Letter for the referenced project was scheduled to terminate on or about 9/8/2012, based on the initial two (2) year term and allowable one (1) year extension. Our records reflect with the adoption of Ordinance No. 2009-114, the Intent-to-Serve termination date for the referenced project has been extended to 9/8/2013. To avoid re-application with the District, the Intent-to-Serve letter needs to be perfected by this date.

You should check your current Intent-to-Serve letter because it will control whether or not Ordinance 2009-114 and the one (1) year extension are applicable to your project.

All other conditions of your Intent-to-Serve letter remain unchanged. Should you have any questions regarding the status of your project with the District, please call me.

Very truly yours,

NIPOMO COMMUNITY SERVICES DISTRICT

A handwritten signature in black ink that reads 'Peter V. Sevcik'.

Peter V. Sevcik, P.E.
District Engineer

C: Michael LeBrun, Interim General Manager
Lisa Bognuda, Finance Director/Asst. General Manager

Michael LeBrun

File: TRACT

From: Michael LeBrun
Sent: Friday, October 05, 2012 7:29 AM
To: 'William Kengel'
Attachments: 2469_001.pdf

CO 06-0225
Kengel

Mr. Kengel

I received your note following your review of the development project at 691 W. Tefft. (attached)

I agree you have a separate PCI – which is ~\$800 in arrears as show on the attachment.

If you would like to review the development book from your project. You can make arrangements with Merrie to do that. I will have Peter send it over from hls office. Give us until next week to get it over.

Water and sewer improvements in Bloom were part of the development plans that were reviewed and approved in relationship to 691 Tefft. The fact you made 'side' deals with that developer to include services to your planned development were done outside District involvement. I do understand as-builts that show this additional work have been provided to the District yet have not been field verified or accepted by the District. The deposit account balance for 691-W. Tefft is zero and while the project has an active Intent to Serve letter, the project is currently idle with the District.

What remains a fact is that the owner of 691 W. Tefft needs to perfect the offer of dedication, including payment of fees, after which the District can accept the improvements and then be in a position to serve customers via those improvements. All this is done per our standard development process.

It is this District's Board of Directors clear policy that development pay its own way and that current customers in no way, including use of un-reimbursed staff time, subsidize the processing of development.

In addition to preparing your project file for public review, I will direct staff to draft a letter to you requiring additional funds be deposited in your Plan Check and Inspection account.

Respectfully,

Michael S. LeBrun, P.E.
General Manager

Nipomo Community Services District
148 South Wilson Street
Nipomo, CA 93444-0326
(805) 929-1133
(805) 929-1932 fax
mlebrun@ncsd.ca.gov

CONFIDENTIALITY NOTICE: This email and any documents, files or previous email messages attached to it may contain information that is confidential or legally privileged and is for the sole use of the intended recipient(s). If you are not the intended recipient, do not read, print, or save this email. Any unauthorized review, use, disclosure or distribution of this email, its contents or the attachments, is strictly prohibited. If you are not the intended recipient, please contact the sender by telephone or reply email and destroy the original, any attachments and all copies without reading or saving.

NCSD DEPOSIT FEE CALCULATION

PROJECT OR TRACT # 2689

APN IIS Board Letter Calculation

WATER CAPACITY FEES	<u>23</u>	X	<u>1 inch 3293</u>	=	<u>\$75,739</u>
SUPPLEMENTAL WATER FEE	<u>23</u>	X	<u>1 inch 14,605</u>	=	<u>\$335,915</u>
IRRIGATION CAPACITY FEES	<u>2</u>	X	<u>1 inch 3293</u>	=	<u>\$6,586</u>
IRRIG. SUPPLEMENTAL WATER	<u>2</u>	X	<u>1 inch 14,605</u>	=	<u>\$29,210</u>
FIRE SYSTEM CAPACITY FEES	<u>1</u>	X	<u>6 inch 12,346</u>	=	<u>\$12,346</u>
FIRE SYS SUPPLEMENTAL WATER	<u>1</u>	X	<u>6 inch 54,767</u>	=	<u>\$54,767</u>
SEWER CAPACITY FEES	<u>23</u>	X	<u>7864</u>	=	<u>\$189,872</u>
REIMBURSEMENT AGREEMENT	_____	X	_____	=	_____
NCSD FRONT FOOTAGE FEE	_____	X	_____	=	_____
METER FEES	<u>25</u>	X	<u>275</u>	=	<u>\$6875</u>
ACCOUNT SET UP FEES	<u>25</u>	X	<u>10</u>	=	<u>\$250</u>
CREDITS (EXPLAIN)	_____		_____	=	< _____ >
	_____		_____	=	< _____ >
	_____		_____	=	< _____ >

DEPOSIT OF FEES PAID _____ DEPOSIT OF FEES DUE = \$702,560
 DATE _____ (VALID THROUGH _____)

CHECK # _____
 CALCULATION COMPLETED BY BVS DATE 1/5/2012

CALCULATION REVIEWED BY _____ DATE _____

NOTES - FINAL FEES WILL BE CALCULATED PRIOR TO ACCEPTANCE OF PROJECT
 FINAL FEES WILL BE CALCULATED USING THE CURRENT FEE SCHEDULE
 FEES ARE SUBJECT TO CHANGE BY THE BOARD OF DIRECTORS

**NIPOMO COMMUNITY SERVICES DISTRICT
KENGLE CO 06-0225
PLAN CHECK AND INSPECTION
GENERAL LEDGER ACCOUNT #2199-B6**

PCI Agreement Signed	11/24/2008
Deposit balance requiring additional deposit	500.00

<u>DESCRIPTION</u>	<u>DATE</u>	<u>CHECK #</u>	<u>INVOICE AMOUNT</u>	<u>KENGEL DEPOSIT</u>	<u>RUNNING BALANCE</u>
PCI Deposit	11/24/08	8768		\$3,000.00	\$3,000.00
AECOM Engineering (Services thru 1/31/09)			(\$2,343.60)		\$656.40
AECOM Engineering (Services thru 4/3/09)			(\$502.20)		\$154.20
AECOM Engineering (Services thru 5/1/09)			(\$502.20)		(\$348.00)
AECOM Engineering (Services thru 5/29/09)			(\$2,797.20)		(\$3,145.20)
Shipsey & Seitz			(\$204.00)		(\$3,349.20)
AECOM Engineering (Services thr 7/31/09)			(\$907.20)		(\$4,256.40)
Shipsey & Seitz			(\$818.40)		(\$5,074.80)
AECOM Engineering (Services 8/28/09)			(\$669.60)		(\$5,744.40)
Shipsey & Seitz			(\$140.80)		(\$5,885.20)
PCI Deposit	6/3/10	1244		\$9,000.00	\$3,114.80
AECOM Engineering			(\$1,417.50)		\$1,697.30
AECOM Engineering			(\$438.75)		\$1,258.55
AECOM Engineering			(\$1,271.70)		(\$13.15)
Shipsey & Seitz			(\$123.20)		(\$136.35)
Shipsey & Seitz			(\$70.40)		(\$206.75)
Shipsey & Seitz			(\$299.20)		(\$505.95)
PCI Deposit	2/14/11	1432		\$3,000.00	\$2,494.05
AECOM Engineering (Services thru 7/29/11)			(\$2,058.75)		\$435.30
AECOM Engineering (Services thru 8/26/11)			(\$1,242.00)		(\$806.70)
Shipsey & Seitz			(\$343.20)		(\$1,149.90)
PCI Deposit	11/7/11	1614		\$3,806.70	\$2,656.80
AECOM Engineering (Services thru 11/25/11)			(\$1,417.50)		\$1,239.30
Shipsey & Seitz			(\$404.80)		\$834.50
Shipsey & Seitz			(\$193.60)		\$640.90
Shipsey & Seitz			(\$572.00)		\$68.90
Shipsey & Seitz			(\$158.40)		(\$89.50)
			<u>(\$18,896.20)</u>	<u>\$18,806.70</u>	

JUNE 26, 2013

ITEM D-2

ATTACHMENT B

NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community Since 1965

SPECIAL MEETING MINUTES

JUNE 20, 2013, AT 8:00 A.M.

BOARD ROOM 148 SOUTH WILSON STREET, NIPOMO, CA

BOARD of DIRECTORS

JAMES HARRISON, **PRESIDENT**
LARRY VIERHEILIG, **VICE PRESIDENT**
DAN GADDIS, **DIRECTOR**
BOB BLAIR, **DIRECTOR**
CRAIG ARMSTRONG, **DIRECTOR**

PRINCIPAL STAFF

MICHAEL S. LEBRUN, **GENERAL MANAGER**
LISA BOGNUDA, **FINANCE DIRECTOR**
MIKE SEITZ, **GENERAL COUNSEL**
PETER SEVCIK, **DIRECTOR OF ENG. & OPS.**
MERRIE WALLRAVIN, **BOARD CLERK**

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

00:00:00

1. CALL TO ORDER, FLAG SALUTE

President Harrison called the Special Meeting of June 20, 2013, to order at 8:00 a.m. and led the flag salute.

00:00:38

ROLL CALL AND PUBLIC COMMENT ON ITEMS NOT ON AGENDA

At Roll Call, all Board members were present.

00:00:52

2. APPROVE FUNDING AGREEMENT WITH SAN LUIS OBISPO COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT

Michael LeBrun, General Manager, gave a brief over view of today's agenda.

Michael LeBrun, General Manager, reviewed the report as presented in the Board packet. Paavo Ogren, San Luis Obispo County Public Works Director, answered questions from the Board.

The following member of the public spoke:

Ed Eby, NCSD customer, spoke in support of the funding agreement with San Luis Obispo County Flood Control and Water Conservation District.

Upon the motion of Director Gaddis and seconded by Director Armstrong, the Board unanimously adopted Resolution 2013-1316, A Resolution approving a funding agreement with San Luis Obispo County Flood Control and Water Conservation District for disbursement of Integrated Regional Water Management Implementation Grant.

Vote 5-0.

YES VOTES	NO VOTES	ABSENT
Directors Gaddis, Armstrong, Vierheilig, Blair, and Harrison	None	None

RESOLUTION NO. 2013-1316

A RESOLUTION OF THE BOARD OF DIRECTORS OF
THE NIPOMO COMMUNITY SERVICES DISTRICT APPROVING
A FUNDING AGREEMENT WITH SAN LUIS OBISPO COUNTY
FLOOD CONTROL DISTRICT FOR DISBURSEMENT OF INTERGRATED
REGIONAL WATER MANAGEMENT IMPLEMENTATION GRANT.

Nipomo Community Services District
SPECIAL MEETING
MINUTES

00:13:58

3. AWARD THREE CONTRACTS FOR CONSTRUCTION OF SUPPLEMENTAL WATER PROJECT PHASE 1

Michael LeBrun, General Manager, gave an overview of the Supplemental Water Phase I Project.

Peter Sevcik, Director of Engineering and Operations, reviewed the report as presented in the Board packet. Mr. Sevcik answered questions from the Board.

The following member of the public spoke:

Sam Saltoun, Nipomo resident and member of the Supplemental Water Alternatives Evaluation Committee, commented on the community pulling together and urged the Board to unanimously adopted this item for more community support.

Director Blair commented on Mr. Saltoun's comments.

Director Harrison commented on Director Blair's comments.

Upon the motion of Director Armstrong and seconded by Director Gaddis, the Board unanimously adopted Resolution 2013-1317, A Resolution awarding three contracts for the construction of Supplemental Water Project Phase I, authorizing change order 1 for each contract, authorized bid alternate for Bid Package 3, and authorizing construction contingency for each contract.

Vote 5-0.

YES VOTES	NO VOTES	ABSENT
Directors Armstrong, Gaddis, Vierheilig, Blair, and Harrison	None	None

RESOLUTION NO. 2013-1317

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT AWARDING THREE CONTRACTS FOR THE CONSTRUCTION OF SUPPLEMENTAL WATER PROJECT PHASE I, AUTHORIZING CHANGE ORDER 1 FOR EACH CONTRACT, AND AUTHORIZING CONSTRUCTION CONTINGENCY FOR EACH CONTRACT.

00:39:10

4. AUTHORIZE TASK ORDER WITH MNS ENGINEERS INC. FOR CONSTRUCTION MANAGEMENT SERVICES FOR SUPPLEMENTAL WATER PROJECT PHASE 1

Peter Sevcik, Director of Engineering and Operations, reviewed the report as presented in the Board packet. Mr. Sevcik answered questions from the Board.

There was no public comment.

Upon the motion of Director Armstrong and seconded by Director Gaddis, the Board unanimously adopted Resolution 2013-1318, A Resolution authorizing task order for Supplemental Water Project Phase 1 construction management services with MNS Engineers, Inc. in the amount of \$1,694,720 and authorizing contingency of \$160,000. Vote 5-0.

YES VOTES	NO VOTES	ABSENT
Directors Armstrong, Gaddis, Vierheilig, Blair, and Harrison	None	None

RESOLUTION NO. 2013-1318

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT AUTHORIZING TASK ORDER FOR SUPPLEMENTAL WATER PROJECT PHASE 1 CONSTRUCTION MANAGEMENT SERVICES WITH MNS ENGINEERS, INC. IN THE AMOUNT OF \$1,694,720 AND AUTHORIZING CONTINGENCY OF \$160,000.

Nipomo Community Services District
SPECIAL MEETING
MINUTES

00:49:03

- 5. AUTHORIZE TASK ORDER WITH AECOM FOR ENGINEERING SERVICES DURING CONSTRUCTION FOR SUPPLEMENTAL WATER PROJECT PHASE 1

Peter Sevcik, Director of Engineering and Operations, reviewed the report as presented in the Board packet. Mr. Sevcik answered questions from the Board.

There was no public comment.

*Upon the motion of Director Armstrong and seconded by Director Vierheilig, the Board unanimously adopted Resolution 2013-1319, A Resolution authorizing task order for Supplemental Water Project Phase 1 engineering services during construction with AECOM in the amount of \$386,077 including \$173,406 previously approved and authorizing contingency of \$40,000.
Vote 5-0.*

YES VOTES	NO VOTES	ABSENT
Directors Armstrong, Vierheilig, Gaddis, Blair, and Harrison	None	None

RESOLUTION NO. 2013-1319

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT AUTHORIZING TASK ORDER FOR SUPPLEMENTAL WATER PROJECT PHASE 1 ENGINEERING SERVICES DURING CONSTRUCTION WITH AECOM IN THE AMOUNT OF \$386,077 INCLUDING \$173,406 PREVIOUSLY APPROVED AND AUTHORIZING CONTINGENCY OF \$40,000.

ADJOURN

President Harrison adjourned the meeting at 8:55 a.m.

MEETING SUMMARY	HOURS
Special Meeting	.55
Closed Session	.00
TOTAL HOURS	.55