

to merge

NIPOMO COMMUNITY SERVICES DISTRICT

AGENDA

Next meeting 27th
4 Hours same as before

March 4, 1998 7:00 P.M.

BOARD ROOM 148 S. WILSON STREET NIPOMO, CA

BOARD MEMBERS

ALEX MENDOZA, **PRESIDENT**
KATHLEEN FAIRBANKS, **VICE PRESIDENT**
AL SIMON, **DIRECTOR**
ROBERT BLAIR, **DIRECTOR**
GENE KAYE, **DIRECTOR**

STAFF

DOUGLAS JONES, **General Manager**
DONNA JOHNSON, **Secretary to the Board**
JON SEITZ, **General Counsel**

John S
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NOTE: All comments concerning any item on the agenda are to be directed to the Board Chairperson.

CALL TO ORDER AND FLAG SALUTE

ROLL CALL

APPROVAL OF MINUTES

1. REGULAR MEETING OF FEBRUARY 18, 1998

PUBLIC COMMENTS PERIOD

2. PUBLIC COMMENTS

Members of the public, wishing to address the Board on matters other than scheduled items, may do so when recognized by the Chairperson. The Board will listen to all communications; however, in compliance with the Brown Act, the Board cannot act on items not on the agenda. **Presentations are limited to three (3) minutes.**

BOARD ADMINISTRATION (The following may be discussed and action may be taken by the Board.)

3. REIMBURSEMENT AGREEMENT - TRACT 1901 (KATHY JAMES)
Request from Kathy James for a reimbursement agreement for installing sewer line in Grande Ave.
4. ANNEXATION NO. 17
Review proposed Annexation No. 17 - 10 acres on Hazel Lane near Tefft St.
5. MANHOLE REHABILITATION
Review the bid results to rehabilitate sewer manholes
6. NO-SMOKING RESOLUTION
Prohibit smoking in District facilities and equipment

FINANCIAL REPORT

7. APPROVAL OF WARRANTS

OTHER BUSINESS

8. MANAGER'S REPORT
 1. Special General Election March 10 District office
 2. AWWA - Annual Conference
 3. Foundation for Community Design
 4. Cal/EPA Letter of approval
9. DIRECTORS COMMENTS

CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL

Existing litigation GC§ 54956.9

1. NCSD vs. Shell Oil, et. al. Case No. CV 077387
2. Conference with real property negotiator, Dana-Doty Water line easement GC§ 54956.8
3. Deferville/NCSD arbitration

ADJOURN

NIPOMO COMMUNITY SERVICES DISTRICT

MINUTES

FEBRUARY 18, 1998 7:00 P.M.

BOARD ROOM 148 S. WILSON STREET NIPOMO, CA

BOARD MEMBERS

ALEX MENDOZA, **PRESIDENT**
KATHLEEN FAIRBANKS, **VICE PRESIDENT**
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STAFF

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JON SEITZ, **General Counsel**

CALL TO ORDER AND FLAG SALUTE

President Mendoza called the February 18, 1998 meeting to order at 7:02 p.m. and led the flag salute.

ROLL CALL

At Roll call the following Board members were present:
Directors Kaye, Blair, Simon and Mendoza. Director Fairbanks was absent.

APPROVAL OF MINUTES

1. REGULAR MEETING OF FEBRUARY 4, 1998

Upon motion of Director Kaye and seconded by Director Blair, the Board unanimously approved the Minutes of the February 4, 1998 Regular Meeting.

PUBLIC COMMENTS PERIOD

2. PUBLIC COMMENTS

President Mendoza opened the meeting to Public Comments.

John Snyder 662 Eucalyptus Rd. Nipomo - He asked if NCSD is adversely using water rights for overlying owners and has NCSD been pumping Bob Blair's, Abel Maldonado's or Snyder's water?

Jon Seitz, District Legal Counsel, answered that these types of questions are sent to District Special Water Counsel.

BOARD ADMINISTRATION

3. LUCIA MAR SCHOOL DISTRICT - ANNEXATION NO. 18
The School District request for the new high school area to be annexed to the District
Mr. Jones explained the request from Lucia Mar Unified School District for annexation of 76.9 acres north of the NCS D boundary.
Mr. Perry Judd, LMUSD, Director of Facilities, explained that the school district is still investigating the steps needed to annex and build. EIR should be completed by early summer.

Public Comments

During this agenda item the following people spoke:

John Snyder 662 Eucalyptus Rd. Nipomo - doesn't feel that NCS D should require the school district to retrofit at 2:1, which would add cost. If DWR Report says there is not an overdraft, then the retrofit program would not be necessary.

Director Kaye stated that the retrofit policy was brought in for annexations to supply water for projects being annexed.

Mr. Seitz explained that the school project is projected to take about 4 years. The DWR Report will be out before the project is complete.

No action taken on this item.

4. PUBLIC HEARING - EVERGREEN WAY WATER LINE REIMBURSEMENT
Review spread of cost to property owners for water line improvements

Mr. Jones explained that Thor Krichevsky and Mr. and Mrs. Lane, the owners of property on Evergreen Lane have requested a reimbursement agreement to spread the cost of the water line built to serve their properties on Evergreen Lane. There were two options presented to spread the cost evenly. (Unit or front footage basis)

Public Comments:

During this agenda item the following people spoke:

Thor Krichevsky 1054 Evergreen Way Nipomo stated that he was in favor of Option 2. (Front footage basis) Upon motion of Director Blair and seconded by Director Simon, the Board unanimously approved Resolution No. 98-636 with requirement to receive Engineer's Certification before reimbursement is possible and have the cost spread on a front footage basis.

RESOLUTION NO. 98-636

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
NIPOMO COMMUNITY SERVICES DISTRICT
APPROVING THE REIMBURSEMENT AMOUNTS
FOR WATERLINE IMPROVEMENTS IN EVERGREEN WAY**

5. SUMMIT STATION WATER PRESSURE
Review GT&A Engineering report on water pressures

Jim Garing, District Engineer, explained his report to the Board. Report is on file in District office. The Board asked questions.

Public Comments

During this agenda item the following people spoke:

John Snyder 662 Eucalyptus Rd. Nipomo - Showed some slides, explained his theory and gave suggestions to improve water pressure at Summit Station and also ways to save money on electric charges.

Brad Balzano 226 Summit Station Rd. Nipomo - Asked Board to have an independent engineer study the problem for a second opinion.

Thor Krichevsky 1054 Evergreen Way Nipomo - Asked questions about Mr. Snyder's tank chart.

Mr. Snyder explained the chart more fully. Director Blair commented that the responsibility of the District is to provide 20 psi to the meter. The Board agreed to bring this item back at a future meeting. President Mendoza would like to have more study. Upon motion of Director Kaye and seconded by Director Blair, the Board received into file Mr. Garing's report.

6. ANNEXATION NO. 17 - PROPERTY TAX EXCHANGE
Approval of property tax revenue for Annexation No. 17 (Hazel Lane)

Mr. Jones explained that a resolution accepting negotiated exchange of property tax revenue and annual tax increment for the County of SLO to NCSD is an administrative procedural item and does not approve or pre-approve the proposed Annexation No. 17. Upon motion of Director Kaye and seconded by Director Blair, the Board unanimously approved Resolution 98-637.

RESOLUTION NO. 98-637

**RESOLUTION OF THE BOARD OF DIRECTORS
OF THE NIPOMO COMMUNITY SERVICES DISTRICT
APPROVING AND ACCEPTING THE NEGOTIATED EXCHANGE OF
PROPERTY TAX REVENUES AND ANNUAL TAX INCREMENT
FOR ANNEXATION NO. 17 (NEWDOLL) TO THE DISTRICT**

7. SAFETY MEETING
Approval of minutes for District Safety Meeting
The Minutes from the Safety Meeting held in the District Conference Room on February 12, 1998 were presented to the Board. Acceptance of the minutes is a procedural item so the District may receive credit on the insurance premium with SDRMA. Upon motion of Director Blair and seconded by Director Simon, the Board unanimously accepted into record the Minutes of the Safety Meeting of February 12, 1998.

8. REQUEST FOR AUDIT PROPOSALS

Approval to request audit proposals for the District's 1997-98 FY audit report

Mr. Jones explained that the District is required by law to have an independent auditor to annually perform an audit of the financial statements. There were no Public Comments. Upon motion of Director Blair and seconded by Director Kaye, the Board unanimously agreed to have staff send requests for proposals for audit services.

FINANCIAL REPORT

9. APPROVAL OF WARRANTS

There were no Public Comments. Upon motion of Director Simon and seconded by Director Blair, the Board unanimously approved the Warrants presented at the February 18, 1998 meeting.

OTHER BUSINESS

10. MANAGER'S REPORT

General Manager, Doug Jones presented information on the following items.

1. EIR Supplement to Black Lake Specific Plan in the office for review
2. AWWA - Info Management and Tech. Conference
3. U S Water News article on 22 year drought
4. Southland Street services to Honey Grove Lane
5. Capitol Seminar Program

There were no Public Comments

11. DIRECTORS COMMENTS

Director Kaye proposed a Study Session for the Summit Station situation. Board directed staff to find a date suitable for a Study Session. The Board will present suggestions to staff for content of the Study Session.

Jon Seitz, District Legal Counsel, explained the need to go into Closed Session to for the item below.

CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL

Existing litigation GC§ 54956.9

2. Conference with real property negotiator, Dana-Doty Water line easement GC§ 54956.8

The Board came back into open session. There was no reportable action.

ADJOURN

President Mendoza adjourned the meeting at 9:10 p.m.

A copy of the tape recording of the meeting is available for public inspection and purchase.

TO: BOARD OF DIRECTORS
FROM: DOUG JONES
DATE: MARCH 4, 1998

SEWER REIMBURSEMENT AGREEMENT
TRACT 1901 (JAMES)

The District received a request from Kathy James, the developer of Tract 1901 on Grande Avenue, for a reimbursement agreement for the installation of the sewer lines in Grande Avenue. The sewer line has been extended on Grande Avenue to her seven (7) lot subdivision near the intersection of Orchard Street and Grande Ave. The sewer reimbursement spread is based on the same concept as a reimbursement of the initial sewers in Grande Avenue. This reimbursement formula is based on the front foot costs to lots on each side of Grande Ave. Where the frontage has been subdivided, rear lots and front lots are to share on a per lot basis the frontage of the subdivision creating the lots.

The total cost of these improvements was \$16,942.00. Half the improvements would be split on the north side of Grande Ave. and the other half would be spread on the south side of Grande Ave. It is unlikely that any cost reimbursement would be generated from the South side of Grande Avenue since this was developed by Bonita Homes, in which all the properties have sewer and therefore would not be participating in the sewer line extension. The cost to each of the properties is shown on the sewer reimbursement spread. (Exhibit A)

District Code Section 4.28.040 allows property owners up to 60 days to protest the proposed spread of the cost to their property.

It is staff's recommendation that your Honorable Board set the date of May 20, 1998 as a Public Hearing to review the cost of the sewer reimbursement spread for Tract 1901 (James).

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NIPOMO COMMUNITY SERVICES DISTRICT

**148 SOUTH WILSON STREET
POST OFFICE BOX 326 NIPOMO, CA 93444-0326
(805) 929-1133 FAX (805) 929-1932**

NOTICE OF PUBLIC HEARING

February 27, 1998

PROPERTY OWNER
Nipomo, CA 93444

Dear Property Owner:

In October 1997, Kathy James (James) extended a sewer line in Grande Ave. to her subdivision, Tract 1901, on Grande Avenue near Orchard Road at her own expense of \$16,942.88. James has dedicated this sewer line to Nipomo Community Services District. As a result, the District now owns, operates and maintains this sewer line.

Pursuant to District Code Chapter 4.28 (copy attached), any lot or parcel which in the future may be served by direct connection to this sewer line will be required to reimburse James a pro-rated share of the cost of the sewer line. The District has determined that your property is to be included in the James Sewer Reimbursement Area. Attached is a copy of the Reimbursement boundary Area and Sewer Reimbursement Spread.

District Code Chapter 4.28 provides that all affected property owners be sent written notice of the pro-rated sewer reimbursement amount to the person shown on the latest County Assessor roll. The owner may protest the amount in writing within sixty (60) days after the mailing of this notice. The protests shall consider only the division of the actual construction costs between your property and other properties in the sewer improvement area. The protests shall not consider the construction cost of \$16,942.88 unless it can be demonstrated that James willfully concealed actual cost information. If protests are received, the District's Board of Directors will hold a Public Hearing to consider all such written protests. Evidence supporting the protests shall be submitted in writing to the District at least 10 days before the Public Hearing. A response to the submitted evidence will be made back to the protester within 5 days of the Public Hearing. At the Public Hearing, the Board of Directors will review all protests and its decision shall be final. If no protests are received, the cost, as mailed to the property owners, shall become the final amount for each property owner.

February 27, 1998
James Notice of Public Hearing
Page Two

Prior to connection to the sewer line, the District will require you to pay the reimbursement fee as well as pay the District's standard Sewer Capacity Fee, presently \$2,370.00, and the Inspection Fee \$100.00.

The Reimbursement Agreement with James will expire in ten (10) years. Anyone connecting to the sewer line after this time will not be obligated to pay a reimbursement fee, however, all other District fees will still be applicable.

APN _____
PRO-RATED COST \$ _____
PUBLIC HEARING DATE MAY 20, 1998

If you have any questions, please feel free to contact our office at 929-1133.

Very truly yours,

NIPOMO COMMUNITY SERVICES DISTRICT

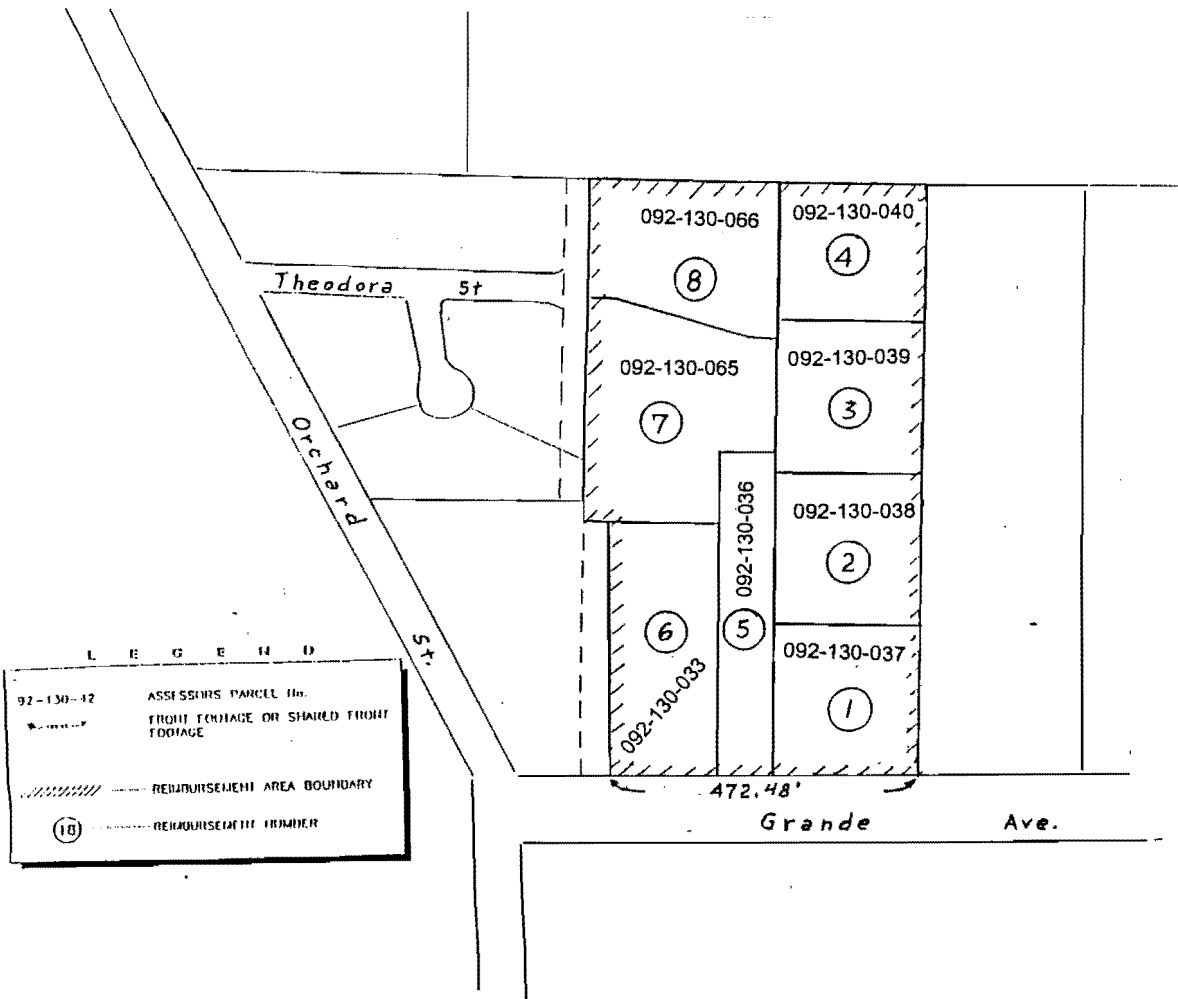
Doug Jones
General Manager

C:\W\REIMBAGREEMENT JAMES\NOTICE

SEWER REIMBURSEMENT SPREAD GRANDE AVENUE, NIPOMO (FOR TRACT 1901-JAMES)

REIMBURSEMENT FORMULA
Distributed half of the front foot cost to lots on each side of Grande Avenue. Where frontage has been subdivided, rear lots and front lots are to share on a per lot basis the frontage of the subdivisions creating the lots.

No.	APN	FRONT FOOTAGE (Portion)	UNIT COST PER FOOT	TOTAL REIMB. SHARE
1	092-130-037	59.06	\$17.9297	\$ 1,058.93
2	092-130-038	59.06	\$17.9297	\$ 1,058.93
3	092-130-039	59.06	\$17.9297	\$ 1,058.93
4	092-130-040	59.06	\$17.9297	\$ 1,058.93
5	092-130-036	59.06	\$17.9297	\$ 1,058.93
6	092-130-033	59.06	\$17.9297	\$ 1,058.93
7	092-130-065	59.06	\$17.9297	\$ 1,058.93
8	092-130-066	59.06	\$17.9297	\$ 1,058.93
	TOTAL	472.48		\$8,471.44



Chapter 4.28

REIMBURSEMENT FOR COSTS OF PRIVATE SEWER CONSTRUCTION

Sections:

- 4.28.010 **Purpose and applicability.**
- 4.28.020 **Preconstruction public notice and informational meeting.**
- 4.28.030 **Actual costs provided to district's engineer after completion of project.**
- 4.28.040 **Proration of costs.**
- 4.28.050 **Ten-year repayment obligation.**
- 4.28.060 **District to serve as collection agency.**
- 4.28.070 **District administrative costs.**
- 4.28.080 **District connections.**
- 4.28.090 **Special provisions—Community sewer lift stations.**
- 4.28.100 **All other district sewer charges in effect.**

4.28.010 **Purpose and applicability.**

A. This chapter is intended to provide an equitable procedure for at least partial reimbursement of private parties who construct and dedicate sewer mains and community sewer lift stations to serve their private property, if such sewer facilities are also used thereafter to directly serve and benefit private property owned by others.

B. Whenever a subdivider, developer or other builder is required as a condition of development to pay for and install: (1) any community sewer main which is more than two hundred feet in length, or (2) any com-

munity sewer lift station, which will be dedicated to the district, and which has the future potential and capacity to provide direct sewer service for real property parcels not under the control or ownership of the builder, the future reimbursement provisions of this chapter shall apply, unless the district specifically provides otherwise by ordinance or resolution. (Ord. 91-63 § 1, 1991)

4.28.020 **Preconstruction public notice and informational meeting.**

Whenever a developer proposes to construct a sewer main or community sewer lift station or both, as referred to in Section 4.28.010, the district shall provide public notice, by publication, of the possible application of this chapter to other generally described or identified properties, and shall permit public comment at a scheduled informational meeting of the district's board of directors concerning the proposed project and its possible impacts on other property owners.

However, failure of the district to give such notice, or of a property owner to receive such notice, shall not affect the validity of the reimbursement provisions hereinafter set forth in this chapter. All potential or suggested future reimbursement amounts discussed at the preconstruction meeting are tentative estimates at best, and shall not supersede or in any way affect or invalidate the actual amounts determined by the district's engineer after completion of construction. (Ord. 91-63 § 2, 1991)

4.28.060 District to serve as collection agency.

The district shall collect the prorated amount for each parcel before permitting the parcel to connect to the facility. The district shall forward the refund to the current address in the district engineer's office for the original subdivider or his designated successor in interest. It is the duty of the subdivider to keep a current address on file, and the district shall have no obligation other than to mail one letter to the latest name and address provided by the original subdivider and/or his designated successor in interest. Refunds returned to the district and unclaimed within one year thereafter shall become the property of the district. (Ord. 91-63 § 6, 1991)

4.28.070 District administrative costs.

As partial reimbursement to the district for its administrative and engineering costs associated with calculating reimbursement amounts, plus record keeping, collection and disbursement activities, the district shall charge, deduct and retain ten percent of all reimbursement amounts collected from subsequent builders. (Ord. 91-63 § 7, 1991)

4.28.080 District connections.

A. The district may make connections to the sewer facilities to serve public facilities without any obligation to pay any such refunds.

B. The district may also make or permit connections to the facilities to serve private property outside of the area of proration as determined by the engineer, provided, however, that the district board reserves the right to determine at that time whether or not the owners of such private property

shall be obligated to pay any such refunds. (Ord. 91-63 § 8, 1991)

**4.28.090 Special provisions—
Community sewer lift stations.**

A. A parcel will be considered to be directly connected to a community sewer lift station if the sewage from that parcel flows through the lift station to be pumped to a district gravity flow sewer main.

B. This chapter is intended to be compatible with, and not in derogation of, other district ordinances concerning: (1) specific plans for sewer sump areas, and (2) private agreements for the financing of a sewer lift station for each sump area. If there is any conflict between this chapter and such other ordinances, the other ordinances shall prevail. (Ord. 91-63 § 9, 1991)

4.28.100 All other district sewer charges in effect.

Nothing herein shall be construed or applied to affect or reduce any other district charges, fees, connection or other amounts payable to the district for sewer service. (Ord. 91-63 § 10, 1991)

MAR 04 1998

TO: BOARD OF DIRECTORS
FROM: DOUG JONES
DATE: MARCH 4, 1998

PROPOSED ANNEXATION NO 17
(NEWDOLL)

The District received a request from M. Bob Newdoll representing one of four property owners to annex approx. ten (10) acres into the Nipomo Community Services District. The property fronts Hazel Lane near the intersection of Tefft Street. It is shown on the attached map. A draft Statement of Findings for the proposed annexation is attached for the Board's review.

Proposed Annexation No. 17 will need approvals from LAFCO and SLO County, prior to coming to the District for final approval. One of the conditions of the District will be that the property owners enter into an annexation agreement similar to the one that was developed for Annexation No. 15.

This item is brought to the Board for information and discussion. This annexation is scheduled before LAFCO on March 19, 1998.

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NIPOMO COMMUNITY SERVICES DISTRICT

PROPOSED ANNEXATION NO. 17 LAFCO FILE 11-R-97 (NEWDOLL)

STATEMENT OF FINDINGS

It is in the Nipomo Community Services District Annexation Policy to review all requests for annexations on the basis of adequacy of resources, consistent with the general plan of San Luis Obispo County and the policies of the Local Agency Formation Commission and consistent with the philosophy of the Nipomo Community Services District to provide service at the lowest cost to its residents. The proposed annexation No. 17 (Newdoll) is 10 acres located on Hazel Lane near the intersection Tefft Street. The APN and area of the properties in the proposed annexation are as follows:

	<u>APN</u>	<u>ACREAGE</u>
1.	92-123-007	2½ acres
2.	92-123-009	2½ acres
3.	92-123-014	2½ acres
4.	92-123-015	2½ acres

THE FOLLOWING IS A SUMMARY OF NCSD REVIEW

1. A CONTIGUOUS ANNEXATION

The proposed annexation is a contiguous piece of property in which four 2½ acre parcels are adjacent to the District boundary. See map.

The property in the proposed Annexation No. 17 (Newdoll), lies within the NCSD Sphere of Influence and within the Urban Service Line established by the County.

2. NCSD AVAILABLE SERVICES

A. WATER

The water wells of the District have a pumping capacity of approximately 2300 gal/min or available production of 2930 ac/ft/yr. Based on the South County General Plan and an average consumption of 1/2 acre feet per year per account, the projections of the District's water supply to the year 2010 would be approx. 2600 ac/ft/yr. This consumption corresponds with the 1995 Water and Sewer Master Plan developed by Boyle Engineering for the District. The Boyle Report indicates that the population would be approx. 15,000 by the year 2010 and that the District water needs would be approximately 2582 ac/ft/yr. The Report also indicates that the District would need additional storage and well production to meet peaking demands during summer months.

The estimated water use for the proposed Annexation No. 17 is approximately 17 acre feet per year.

NIPOMO COMMUNITY SERVICES DISTRICT

PROPOSED ANNEXATION NO. 15
LAFCO FILE 11-R-97 (NEWDOLL)

STATEMENT OF FINDINGS
PAGE TWO

The District's primary water supply is from the Nipomo Sub-Area of the Santa Maria groundwater basin. Areas developing on the Mesa, whether within the District or outside the District boundary, will be using this water source for such development. It may be in the District's best interest to extend the District boundary so that the District would have some control over water consumption, conservation, contamination, etc. associated with the groundwater basin. The District, by expanding its area, would enlarge its user base, therefore, taking advantage of the "economy of scale" with respect to all users in the District.

A condition for this annexation will be that the applicant have an available water supply for this annexation or enter into a retrofit program on a 2:1 basis to develop a water source for the proposed development. A time frame will be established for this item.

B. SEWERS

The District is planning to expand the Southland Wastewater Treatment Facility this year. Upon completion of this expansion, the facility capacity will be increased from 0.4 MGD to over 0.6 MGD. The sewer flow for Annexation No. 17 is estimated to be 0.007 MGD. The increased sewer capacity will be more than adequate to meet the proposed annexation and future flows of the District.

3. PROJECT FINANCING

A. ANNEXATION NO. 17

The applicant of Annexation No. 17 proposes to provide water and sewer to their property as follows:

1. Extension of water lines to their property.
2. Extension of sewer lines and lift station as needed to serve the property.

To serve the proposed annexation, the applicant shall enter into an agreement to extend and supply adequate facilities at no cost to the District.

B. NCSD

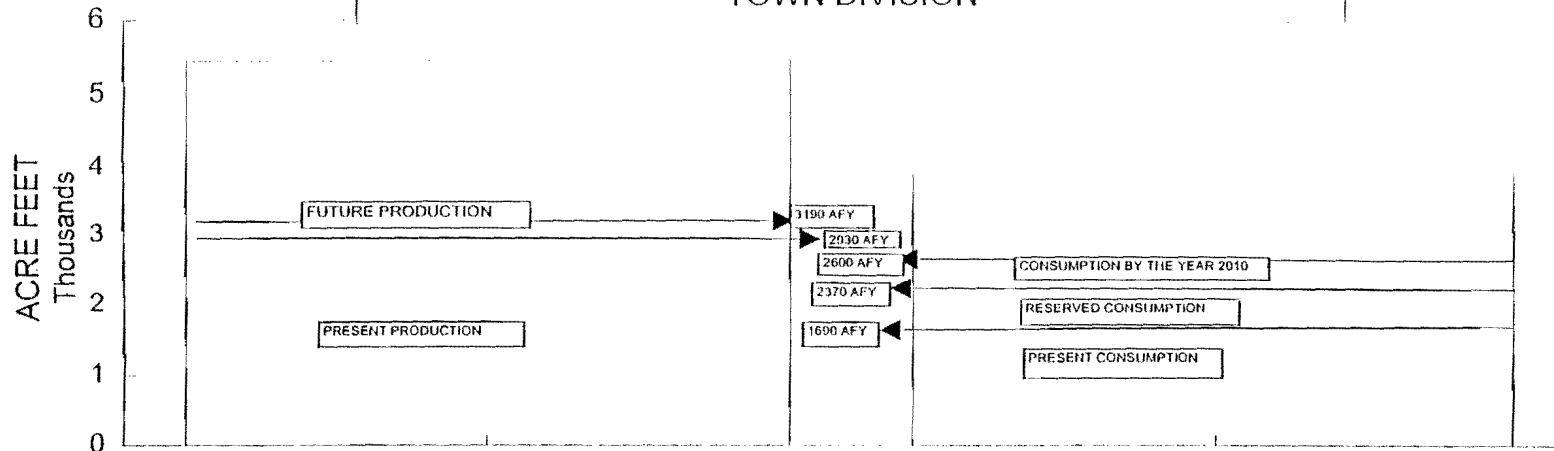
The Water and Sewer Capacity Fees the District has adopted will provide funds for present and future improvements as needed.

ATTACHMENTS

1. NCSD Production and Consumption Report
2. Annexation No. 17 Location Map

PRODUCTION VS CONSUMPTION

TOWN DIVISION



WATER PRODUCTION

PRESENT PRODUCTION	
WELL	GPM
EUREKA	875
VIA CONCHA	675
BEVINGTON	400
OMIYA	125
OLYMPIC	100
CHURCH	125
AVAILABLE PRODUCTION	2300
	80%
	1840 = 2930 AFY

FUTURE PRODUCTION	
WELL	GPM
FAIRVIEW	200
	200
X	80%
	160 = 260 AFY

← 700?

Other sites: Moore, Dana, Riverside & Sun Dale

WATER CONSUMPTION

RESERVE CONSUMPTION	
	.50 AFY/AC
ISSUED INTENT TO SERVE (est)	400 AFY
FAIRVIEW TRACT	70 AFY
HAZEL LANE (ANNEX #15 & #17)	50 AFY*
HIGH SCHOOL	80 AFY*
	600 AFY

ESTIMATED CONSUMPTION BY THE YR 2010	
	.50 AFY/AC
URBAN BUILDOUT	2450 AFY
RURAL BUILDOUT	150 AFY
	2600 AFY

The Boyle Master Plan indicates with a population of 15,094 in the year 2010, water usage will be 2582 AFY

*Annexations to provide water source or retrofit

Proposed Annexation No 17



Nipomo Community District Boundary

2/98

TO: BOARD OF DIRECTORS
FROM: DOUG JONES
DATE: MARCH 4, 1998

MANHOLE REHABILITATION
BID RESULTS

At the Regular Meeting of February 4, 1998, your Honorable Board authorized staff to go out to bid for the sewer manhole rehabilitation project, consisting of approximately seventeen (17) manholes. The following bids were received on February 23, 1998 and are listed below.

<u>COMPANY</u>	<u>BID</u>
B & W Precast	\$29,700.00
Sancon Engineering	\$41,400.00

After staff has reviewed the bid proposals, it is recommended that the low bid of \$29,700.00 from B & W Precast Construction, Inc. be awarded the contract to rehabilitate the District sewer manholes. B & W Precast has done satisfactory work within the District for a non-District project. The District budgeted \$50,000 for this project.

Attached for the Board's action is Resolution 98-rehab awarding the contract to B & W Precast Construction, Inc. in the amount of \$29,700.00.

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RESOLUTION NO. 98-rehab

**RESOLUTION OF THE BOARD OF DIRECTORS
OF THE NIPOMO COMMUNITY SERVICES DISTRICT
AWARDING SEWER MANHOLE REHABILITATION TO
B & W PRECAST CONSTRUCTION, INC.**

WHEREAS, in the 97-98 Fiscal Year budget, the Board of Directors of the Nipomo Community Services District budgeted funds to rehabilitate sewer manholes, and

WHEREAS, approx. seventeen manholes in the District are in need of repair, and

WHEREAS, two bids were received to perform this work with the lowest bid submitted by B & W Precast Construction, Inc. in the amount of \$29,700.00, and

WHEREAS, a contract (**Attachment "A"**) has been prepared.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED BY THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT AS FOLLOWS:

1. That the above recitals are true.
2. That the contract, in the amount of \$29,700.00 be awarded to B & W Precast Construction, Inc.
3. That the President of the Board is instructed to execute the contract on behalf of the District.

On the motion of Director, seconded by Directorand on the following roll call vote, to wit:

AYES: Directors _____
NOES: None
ABSENT: None
ABSTAIN: None

the foregoing resolution is hereby adopted this 4th day of March 1998.

Alex Mendoza, President
Nipomo Community Services District

ATTEST:

APPROVED AS TO FORM:

Donna K. Johnson
Secretary to the Board

Jon S. Seitz
General Counsel

The Nipomo Community Services District reserves the right to reject any or all bids. If you are found to be the lowest responsible bidder and the bid is awarded, you should expect to enter into the following contract:

Nipomo Community Services District
STATE OF CALIFORNIA

CONTRACT

for

AIR-PLACED CONCRETE AND POLYURETHANE
PROTECTIVE LINING MANHOLE REHABILITATION
IN THE WESTERLY FRONTAGE ROAD OF
U.S. HIGHWAY 101, DIVISION STREET, AND OAK GLEN AVENUE
IN NIPOMO, CALIFORNIA

THIS AGREEMENT, made and concluded, in duplicate, this _____ day of _____ 19 98, between the NIPOMO COMMUNITY SERVICES DISTRICT, party of the first part, and B & W Precast, Contractor, party of the second part.

ARTICLE I. -- WITNESSETH, That for and in consideration of the payments and agreements hereinafter mentioned, to be made and performed by the said party of the first part, the said party of the second part agrees with the said party of the first part, at his own proper cost and expense, to do all the work in accordance with the Notice to Contractors, Specifications (pages 1 through 5), this Contract and the General Prevailing Wage Rates dated the month and year in which the work is performed, of the State of California, Director of Industrial Relations, which said Notice to Contractors, Specifications, General Prevailing Wage Rates are hereby specially referred to and such reference made a part hereof.

ARTICLE II. -- The said party of the first part hereby promises and agrees with the said Contractor to employ, and does hereby employ, the said Contractor to do the work according to the terms and conditions herein contained and referred to, for the prices, hereinafter set forth and hereby contracts to pay the same at the time, in the manner and upon the Conditions herein set forth; and the said parties for themselves, their heirs, executors, administrators, successors and assigns, do hereby agree to the full performance of the covenants herein contained.

ARTICLE III. -- The statement of prevailing wages as determined by the Director of Industrial Relations of the State of California pursuant to California Labor Code, Part 7, Chapter 1, Article 2, Sections 1770, 1773 and 1773.1 and which is filed at the principal office of the said party of the first part in accordance with the requirements of Section 1773.2 of said Code is hereby specifically referred to and by this reference is made a part of this contract. It is further expressly agreed by and between the parties hereto that should there be any conflict between the terms of this instrument and the bid or proposal of said Contractor, then this instrument shall control and nothing herein shall be considered as an acceptance of the said terms of said proposal conflicting herewith.

ARTICLE IV. -- By my signature hereunder, as Contractor, I certify that I am aware of the provisions of Section 3700 of the Labor Code which require every employer to be insured against liability for workmen's compensation or to undertake self insurance in accordance with the provisions of that code, and I will comply with such provisions before commencing the performance of the work of this contract.

ARTICLE V. -- And the said Contractor agrees to receive and accept the following prices as full compensation for furnishing all materials and for doing all the work contemplated and embraced in this agreement; also for all loss or damage, arising out of the nature of the work aforesaid, or from the action of the elements, or from any unforeseen difficulties or obstructions which may arise or be encountered in the prosecution of the work until its acceptance by the said party of the first part and for all risks of every description connected with the work, also for all expenses incurred by or in consequence of the suspension or discontinuance of work and for well and faithfully completing the work, and the whole thereof, in the manner and according to the plans and specifications, and the requirements of the Nipomo Community Services District.

IN WITNESS WHEREOF, The parties to these presents have hereunto set their hands the year and date first above written.

The Nipomo Community Services District
STATE OF CALIFORNIA

Alex Mendoza *Date*
President of the Board

ATTEST:

Date

CONTRACTOR

Date
Licensed in accordance with an act providing for the registration of Contractors, *License No.* _____.

M:\spec\ND98040.jgh

CONTRACT QUANTITIES

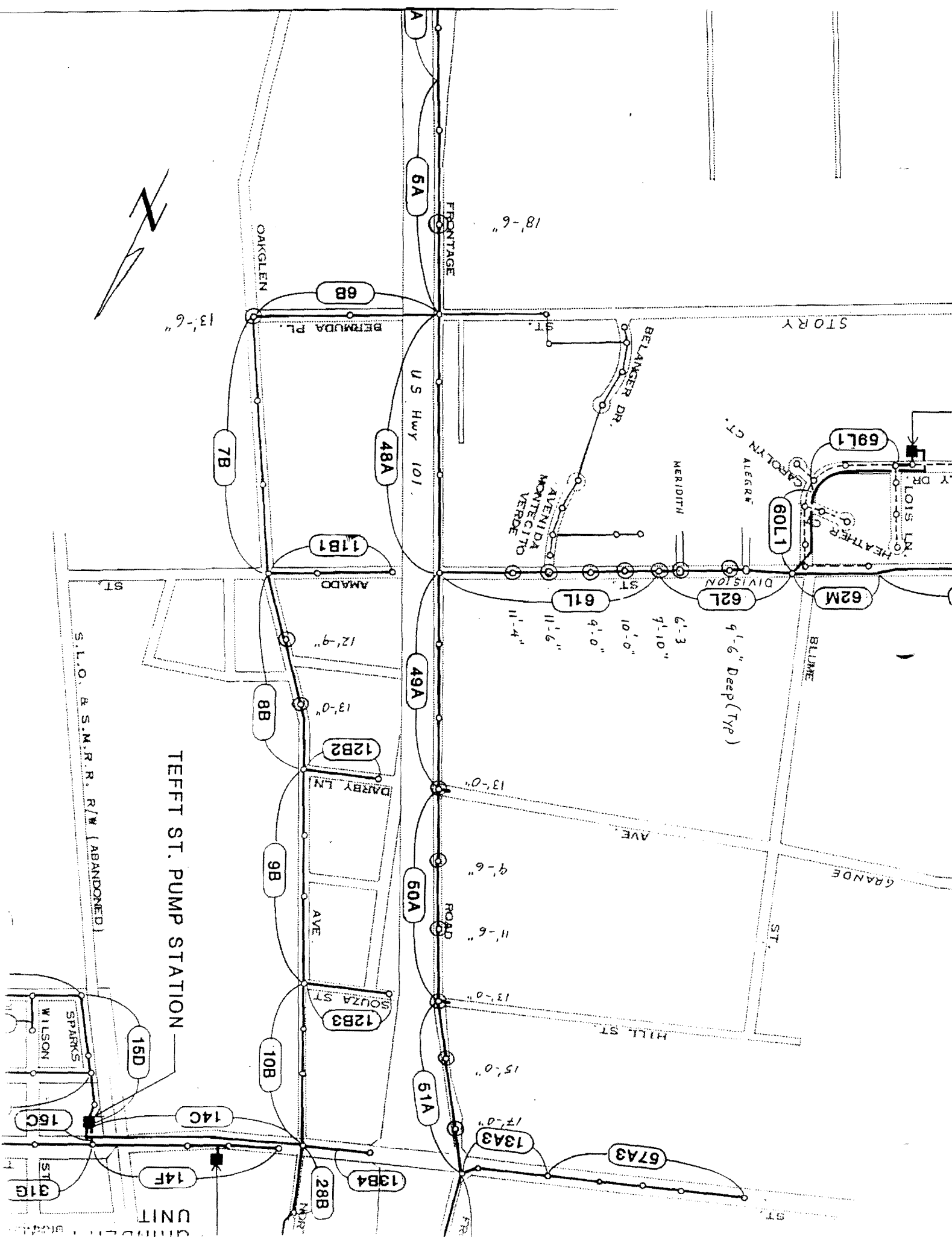
for
ND98-040

AIR-PLACED CONCRETE AND POLYURETHANE
PROTECTIVE LINING MANHOLE REHABILITATION
IN THE WESTERLY FRONTAGE ROAD FOR
U.S. HIGHWAY 101, DIVISION STREET, AND OAK GLEN AVENUE
for

The Nipomo Community Services District

Page 1 of 1

Item No.	Description	Approx. Depth (ft)	Estimated Quantity	Unit of Measure	Unit Cost	AMOUNT
1	Sewer Manhole Rehabilitation	6 to 10	5	each	\$1,200.00	6,000.00
2	Sewer Manhole Rehabilitation	10 to 12	4	each	1,650.00	6,600.00
3	Sewer Manhole Rehabilitation	12 to 14	5	each	1,950.00	9,750.00
4	Sewer Manhole Rehabilitation	14 to 16	1	each	2,250.00	2,250.00
5	Sewer Manhole Rehabilitation	16 to 18	2	each	2,550.00	5,100.00
Total			17			
TOTAL						\$29,700.00



AGENDA ITEM
MAR 04 1998

6

TO: BOARD OF DIRECTORS
FROM: DOUG JONES
DATE: MARCH 4, 1998



RESOLUTION PROHIBITING
SMOKING IN DISTRICT OWNED FACILITIES

Staff has prepared the attached resolution prohibiting smoking in District owned facilities, which include vehicles, equipment and structures, so that a healthy environment may be maintained.

C:\w:\nosmoke.doc

639
RESOLUTION NO. 98-~~no smoke~~

**RESOLUTION OF THE BOARD OF DIRECTORS
OF THE NIPOMO COMMUNITY SERVICES DISTRICT
PROHIBITING SMOKING IN DISTRICT-OWNED
FACILITIES, VEHICLES AND EQUIPMENT**

WHEREAS, smoking is a danger to health and a cause of material discomfort and a health hazard to those who are present in confined places; and

WHEREAS, in order to serve public health, safety and welfare, the declared purpose of this policy is to prohibit smoking in District facilities, vehicles and equipment.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED BY THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT AS FOLLOWS:

1. Prohibition

Smoking shall be prohibited in District owned facilities, vehicles and equipment including but not limited to the following:

- a. District's office.
- b. District's meeting facilities.
- c. District's Maintenance Shop.
- d. District's Black Lake Wastewater Treatment Plant and Water Treatment Plant.
- e. District vehicles.
- f. District equipment.

2. Posting of Signs

No Smoking signs shall be conspicuously posted in all facilities, vehicles and equipment covered by this Resolution.

On the motion of Director, seconded by Directorand on the following roll call vote, to wit:

AYES: Directors _____

NOES:

ABSENT:

ABSTAIN:

the foregoing resolution is hereby adopted this 4th day of March 1998.

 Alex Mendoza, President
 Nipomo Community Services District

ATTEST:

APPROVED AS TO FORM:

 Donna K. Johnson
 Secretary to the Board

 Jon S. Seitz
 General Counsel

AGENDA ITEM
MAR 04 1998



TO: BOARD OF DIRECTORS
FROM: DOUG JONES
DATE: MARCH 4, 1998

MANAGER'S REPORT

1. Special General Election March 10 District office
The District Board Room will be used for the Congressional Special Election to be held March 10, 1998.
2. CA-NV SECTION AWWA - Spring Conference
Attached is a flier on the American Water Works Spring Conference. If any of the Board members are interested in attending, please contact staff.
3. Foundation for Community Design
Attached is correspondence received from the Foundation for Community Design for the Board's review.
4. Cal/EPA Letter of approval
The District has received approval from Cal/EPA for its revenue source and capital reserve program for the wastewater expansion project.

C:\w:\mgr\030498.DOC



OFFICE of the COUNTY CLERK-RECORDER

COUNTY OF SAN LUIS OBISPO

1144 MONTEREY STREET, SUITE A

SAN LUIS OBISPO, CALIFORNIA 93406

PHONE 805 781-5228

JULIE L. RODEWALD
COUNTY CLERK-RECORDER

JANET HALEY
DEPUTY REGISTRAR OF VOTERS
RECEIVED

February 21, 1998

FEB 24 1998

**SPECIAL GENERAL ELECTION
MARCH 10, 1998**

WIPON COMMUNITY
SERVICES DISTRICT

POLLING PLACE REMINDER

This is a reminder that we are using your facility as a Polling Place for the March 10, 1998 Special General Election.

The delivery and setup of equipment is scheduled on Friday, March 6, 1998 or Monday, March 9, 1998, and pick up of the equipment is on Wednesday, March 11, 1998. We try to have the deliveries, set up and pick up of equipment done during business hours and according to your instructions given us on the original request form.

The Election Poll person(s) in charge of the poll(s) in your facility will be contacting you a day or two before the election to make arrangements for access to the facility on election day. We appreciate your willingness and patience to work with us in this election. We have your instructions that you provided with the original request form, if there are any changes in contact persons or phone numbers please let us know.

If you have any questions, please feel free to call us at 781-5226.

Again, Thank You!

Sincerely

JULIE RODEWALD, County Clerk-Recorder

By  Deputy
Craig R. Driver



California-Nevada Section
American Water Works Association

1998 Spring Conference

"Operating in a New Era"

Technical Programs at a Glance — by Divisions and Committees

Use this grid to quickly find when each committee presents its technical sessions.

	Business Administration Division	Operations & Maintenance Division	Water Distribution Division	Water Quality Division	Water Resources Division
TUESDAY TECHNICAL PROGRAM					
1:30 p.m.	Customer Service	Tanks, Reservoirs & Structures Maintenance	Meter	Smaller Utilities	Water for People & Water Conservation
3:30 p.m.			Pipeline Rehabilitation	System Water Quality	Water Conservation
WEDNESDAY TECHNICAL PROGRAM					
8:00 a.m.	Human Resources	Emergency Planning & Safety	Corrosion Control	System Water Quality	Desalination
10:15 a.m.	Public Information		Water Systems Controls	Research	Reclaimed Water
1:30 p.m.	Information Management	Safety & Environmental Compliance		Material Performance	Water Treatment
3:30 p.m.	Financial Management		Water Management		
THURSDAY TECHNICAL PROGRAM					
8:00 a.m.	Management Development & Training	Safety & Utility Equipment	Backflow Programs	Water Quality Analysis	Energy
10:15 a.m.				Source Water Quality	
				Special Session on Perchlorate Issues 1:30 - 3:30 p.m.	

April 20 - 23, 1998 • CA-NV Section, AWWA

Costa Mesa: "City of the Arts"

**Foundation For Community Design
of the County of San Luis Obispo(FCD)**

February 10, 1998

Dear FCD Participant,

Your voice has been heard. You've been involved, let's keep the momentum going!

Attached is a flyer for the Future Communities Summit taking place on February 21 from 8:30-4:30 at the Cuesta College Conference Center. We are delighted to announce our keynote presenter for this year's Summit - David Crockett, President of The Chattanooga Institute for Sustainable Communities. Mr. Crockett brings tremendous knowledge and expertise on efforts taking place across the United States that are involved in civic participation, civil dialogue, visioning and community indicator projects.

Participants attending the Summit will be the first to receive the FCD's Compact, a document highlighting the six priority visions and community indicators designed to measure progress in the future.

Seating is limited. If you haven't already made a reservation, call in today using our toll-free number:

1-800-549-0505.

We hope to see you there!

RECEIVED

FEB 12 1998

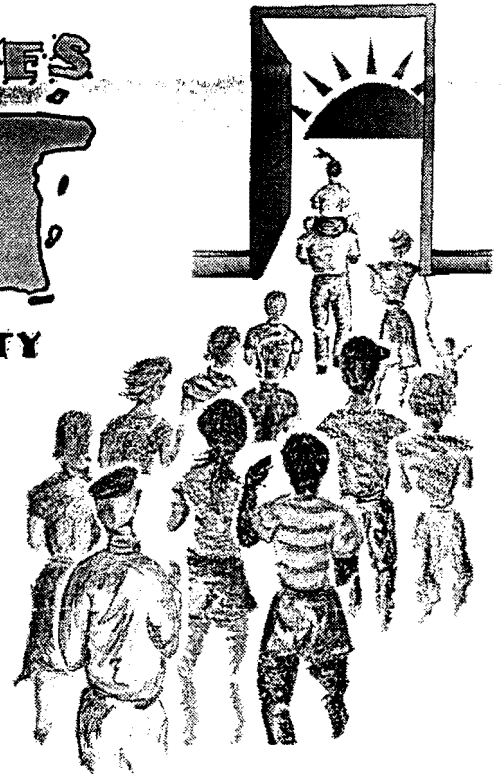
REGIONAL COMMUNITY
SERVICES DISTRICT

ANNUAL FUTURE COMMUNITIES SUMMIT

SPONSORED BY THE FOUNDATION FOR COMMUNITY
DESIGN OF THE COUNTY OF SAN LUIS OBISPO

*The planning for the future of our communities has
just begun. Come and take part! Your voice is important!*

“CELEBRATING THE SPIRIT OF COMMUNITY”



A celebration of the work done by over 4,000 residents throughout our communities.

February 21, 1998 from 8:30am to 4:30pm

Cuesta College Conference Center

THIS IS JUST THE BEGINNING... TAKE CHARGE... BECOME INVOLVED!

Keynote presentation titled:

“TEACHING MULES HOW TO PLAY THE FIDDLE”

by David Crockett, President, The Chattanooga Institute
and member of the Chattanooga, Tennessee City Council.

Summit moderator Rick Cole, is the Southern California Director for
the Local Government Commission and former Mayor of Pasadena.



For more information and to
reserve your place at the Summit,
call **1-800-549-0505**

**THE SUMMIT IS
FREE!**

- Transportation by Ride-On
- Childcare services for children over the age of 3 is offered by Central Coast Substitute Care for Children
- Simultaneous translation and interpretation services
- Lunch prepared by Las Promotoras Comunitarias

Underwritten with the generosity of the APCD, Tenet Health System, PG&E, First Bank of San Luis Obispo, Coast National Bank, Sycamore Mineral Springs Resort, The Gardens of Avila, Utopia Bakery, The James Irvine Foundation, KSBY, Telegram Tribune, Five Cities Times Press Recorder, Atascadero News, Country News Press, The Gas Company, Central Coast Health Partners, Crosstown Productions, Bank of America, San Luis Obispo County Building and Planning Department



al/EPA



Pete Wilson
Governor

State Water
Resources
Control Board

Division of
Clean Water
Programs

Mailing Address:
P.O. Box 944212
Sacramento, CA
94244-2120

2014 T Street,
Suite 130
Sacramento, CA
95814
(916) 227-4489
FAX (916) 227-4349

FEB 11 1993

Mr. Douglas L. Jones
General Manager
Nipomo Community Services District
PO Box 326
Nipomo, CA 93444

Dear Mr. Jones:

APPROVAL OF DEDICATED SOURCE OF REVENUE AND WASTEWATER
CAPITAL RESERVE -- NIPOMO COMMUNITY SERVICES DISTRICT. STATE
REVOLVING FUND (SRF) PROJECT NO. C-06-4501-110

Resolution No. 98-631 by the Board of Directors of the Nipomo Community Services District, dedicating a source of revenue for repayment of the above referenced SRF loan, is approved for compliance with SRF requirements for a dedicated source of revenue for repayment of the SRF loan.

Resolution No. 98-632 by the Board of Directors of the Nipomo Community Services District, establishing the Southland Wastewater Capital Reserve Fund, is approved for compliance with SRF requirements for a wastewater capital reserve fund.

If you have any questions about this letter, please contact me at (916) 227-4489.

Sincerely,

Ronald R. Blair
Revenue Program Specialist

RECEIVED

FEB 13 1993

NIPOMO COMMUNITY
SERVICES DISTRICT



John Snyder

WARRANTS MARCH 4, 1998

HAND WRITTEN CHECKS

17974	Bonita Homes	82.50
17975	T. Canode	57.06

VOIDS

2403

NET PAYROLL

CK# 2404-2412 \$12,853.65

C:\WARRANTS\W030498.doc

COMPUTER GENERATED CHECKS

9765	02/27/98	EMPLOYMENT DEVELOPMENT DEPARTMENT	\$816.00
9766	02/27/98	DOUG JONES	\$300.00
9767	02/27/98	PUBLIC EMPLOYEES RETIREMENT SYSTEM	\$1,897.40
9768	03/04/98	ADVANTAGE ANSWERING PLUS	\$104.00
9769	03/04/98	AMERICAN WATER WORKS ASSOCIATION	\$84.00
9770	03/04/98	ROBERT BLAIR	\$100.00
9771	03/04/98	BOB'S RUBBER STAMPS	\$23.00
9772	03/04/98	BOGNUDA, LISA	\$35.00
9773	03/04/98	CALIFORNIA APPLIED TECHNOLOGIES	\$1,800.00
9774	03/04/98	DANA PROPERTIES	\$205.00
9775	03/04/98	DEPARTMENT OF GENERAL SERVICES	\$11.00
9776	03/04/98	DEWAR, INC.	\$120.00
9777	03/04/98	ENLOE WELL DRILLING	\$22,522.00
9778	03/04/98	FGL ENVIRONMENTAL ANALYTICAL CHEMIST	\$170.00
9779	03/04/98	KATHLEEN FAIRBANKS	\$100.00
9780	03/04/98	GTE CALIFORNIA INCORPORATED	\$33.00
9781	03/04/98	GTE MOBILNET	\$41.00
9782	03/04/98	GREAT WESTERN ALARM AND COMMUNICATIO	\$25.00
9783	03/04/98	HORNET FOUNDATION, INC.	\$60.00
9784	03/04/98	JOHNSON, DONNA	\$199.00
9785	03/04/98	KARDEL COMPUTER SERVICES	\$37.50
9786	03/04/98	GENE KAYE	\$100.00
9787	03/04/98	McKESSON WATER PRODUCTS	\$12.00
9788	03/04/98	ALEX MENDOZA	\$100.00
9789	03/04/98	MID STATE BANK-MASTERCARD	\$19.95
9790	03/04/98	MISSION UNIFORM SERVICE	\$181.30
9791	03/04/98	NIPOMO REXALL DRUG	\$21.99
9792	03/04/98	P G & E	\$5,040.50
9793	03/04/98	PACIFIC BELL	\$33.50
9794	03/04/98	PERS HEALTH BENEFIT SERVICES	\$3,450.60
9795	03/04/98	PIONEER EQUIPMENT CO.	\$392.25
9796	03/04/98	PRECISION JANITORIAL SERVICE	\$135.00
9797	03/04/98	RUSSCO	\$181.52
9798	03/04/98	SCHENBERGER, TAYLOR, McCORMICK & JEC	\$5,500.00
9799	03/04/98	SHIPSEY & SEITZ, INC.	\$3,676.00
9800	03/04/98	ALBERT SIMON	\$100.00
9801	03/04/98	SOUTHERN CALIF GAS COMPANY	\$123.37
9802	03/04/98	SYLVESTER'S SECURITY ALARMS, INC.	\$35.00
9803	03/04/98	TERMINIX INTERNATIONAL	\$42.00
9804	03/04/98	USA BLUE BOOK	\$33.81
9805	03/04/98	FLOYD V. WELLS, INC.	\$60.00
9806	03/04/98	WYATT & BAKER, Lawyers	\$12,669.70