

NIPOMO COMMUNITY SERVICES DISTRICT

AGENDA

JUNE 3, 1998 7:00 P.M.

BOARD ROOM 148 S. WILSON STREET NIPOMO, CA

*John
Gardner*

5/23/98

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**

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 MAY 20, 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. WATER PRESSURE AT HIGH ELEVATION AREAS - SUMMIT STATION
Review District standards and water pressure areas
4. ZACHAU - REQUEST FOR WATER SERVICE
Barbara Zachau is requesting water service at Bevington Well site
5. PUBLIC SEWER EXTENSION REIMBURSEMENT - TRACT 1901 (JAMES)
Review sewer improvement cost and set a Public Hearing
6. SUN DALE WELL PUMP & MOTOR - REQUEST FOR BID
Authorize going to bid for the installation of a pump & motor for Sun Dale Well
7. PROPOSED 1998-99 DISTRICT BUDGET- SUB COMMITTEE REVIEW

FINANCIAL REPORT

8. APPROVAL OF WARRANTS

OTHER BUSINESS

9. MANAGER'S REPORT
 1. NIPOMO VALLEY MUTUAL WATER CO. SERVICE AREA
 2. CSDA - SLO BOARD MEETING
 3. VEHICLE PROPERTY TAX ARTICLE
10. DIRECTORS COMMENTS

CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL

Existing litigation GC§ 54956.9

1. NCSD vs. Shell Oil, et. al. Case No. CV 077387

ADJOURN

NIPOMO COMMUNITY SERVICES DISTRICT

MINUTES

MAY 20, 1998 7:00 P.M.

BOARD ROOM 148 S. WILSON STREET NIPOMO, CA

AGENDA ITEM

JUN 03 1998

1

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**

CALL TO ORDER AND FLAG SALUTE

President Mendoza called the meeting to order at 7:05 p.m. and led the flag salute.

ROLL CALL

At Roll Call all members except Director Blair were present but he had informed the Board of anticipated lateness. He arrived at 7:10 p.m.

APPROVAL OF MINUTES

1. REGULAR MEETING OF MAY 6, 1998

Upon motion of Director Simon and seconded by Director Kaye, the Board unanimously approved the Minutes of the May 6, 1998 Regular Meeting.

2. STUDY SESSION OF MAY 12, 1998

Upon motion of Director Kaye and seconded by Director Fairbanks, the Board unanimously approved the Minutes of the May 12, 1998 Study Session.

PUBLIC COMMENTS PERIOD

3. PUBLIC COMMENTS

During this agenda item (Item #3) the following person spoke:

Ed Sauer - 363 Hazel Lane, Nipomo - Quoted Government Code Section 61779 concerning the District possibly providing sewer service outside the District. If sewer bill is unpaid, a lien could be put on the property for payment.

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

4. DISTRICT POWERS - ORRIN COCKS TO ADDRESS THE BOARD
Review, GC§61600, Powers of a Community Services District

Mr. Orrin Cocks was unable to attend the meeting.

The Board discussed other District powers.

Board concluded that additional services and their funding may be looked into, but unless the public requested services that cost money, the District should not move on it. The public needs to be educated (via the newsletter) that water and sewer revenues cannot be used to support other activities i.e. to maintain park, library, etc. There was no action taken.

MINUTES SUBJECT TO BOARD APPROVAL

Copy of document found at www.NoNewWipTax.com

5. TRACT NO. 2172 (BERGER/WENDLER) OUTSIDE DISTRICT SERVICES
Request for water service at inside-District boundary rates

Mr. Jones explained that the developers of proposed Tract 2172 Mr. Berger and Mr. Wendler requested that the Board consider changing the rates for their out-of-District property to inside District rates. They also are offering a possible well-site on their property to the District in exchange for service. Mr. Seitz suggested some items that need to be considered: 1) that the area in which the proposed well site is located is considered open space, 2) that the production of the well is sufficient, 3) that the question of LAFCO be answered.

The Board directed staff to research the open space and other items mentioned by Mr. Seitz.

During this agenda item (Item #5) the following person spoke:

John Snyder 662 Eucalyptus Rd. Nipomo - commented that the Board has stated in a resolution that the basin is in an overdraft condition. The annexation policy states that a property will only be annexed if a property owner provide the District will a productive well with a pumping history of 5 years and consider that the District is an appropriator.

6. SOUTHLAND WASTEWATER PLANT EXPANSION - REQUEST FOR BIDS
Authorize going to bid for Phase II of the Southland wastewater plant expansion

Mr. Jones explained that after the State has approved the plans submitted by the District and appropriate documents have been completed, the District is ready to go out to bid for the expansion of the Southland Wastewater Treatment Facility. Upon motion of Director Simon and seconded by Director Blair, the Board unanimously agreed the authorization for staff to go out for bids for the construction of the expansion of the Southland Treatment Facility, Phase 1. Vote 5-0

7. PROPOSITION 224 - DESIGN & ENGINEERING SERVICES, STATE FUNDED
The Board to take a position against Prop 224

Mr. Jones explained that Proposition 224 is opposed by the California Special Districts Association because it will reduce competition and initiate additional delays and higher costs for the people of California. There were no public comments. Upon motion of Director Kaye and seconded by Director Blair, the Board adopted Resolution No. 98-649 and directed staff to send a copy to the media. Vote 4-1 with Director Simon voting no.

RESOLUTION NO. 98-PROP 224

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT
OPPOSING PROPOSITION 224 - THE SO-CALLED "GOVERNMENT COST SAVINGS AND
TAXPAYERS PROTECTION AMENDMENT"**

8. ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 42
Review ACA 42, the distribution of taxes, with respect to special districts

Mr. Jones explained ACA #42. There were no public comments. Information item only. No action needed.

9. MANHOLE REHABILITATION IMPROVEMENTS
Recommend acceptance of manhole rehabilitation work and file Notice of Completion

Mr. Jones explained that the rehabilitation of 17 sewer manholes is complete. There was no public comment on this item. Upon motion of Director Kaye and seconded by Director Blair, the Board unanimously approved Resolution No. 98-650 accepting the work completed by B & W Precast Construction, Inc.. Vote 5-0

RESOLUTION NO. 98-B & W

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT
ACCEPTING THE MANHOLE REHABILITATION IMPROVEMENTS**

FINANCIAL REPORT

10. APPROVAL OF WARRANTS

Upon motion of Director Kaye and seconded by Director Fairbanks, the Board unanimously approved the warrants presented at the May 20, 1998 meeting. Vote 5-0

OTHER BUSINESS

11. MANAGER'S REPORT

Manager Doug Jones presented information on the following.

1. COMPLAINT/COMPLIMENT REPORT

Mr. Seitz reminded the Board of the CSDA meeting Thursday, May 21.

12. DIRECTORS COMMENTS

Director Fairbanks would like to see coffee available in the Board room.
Director Simon suggested the need for a landscape maintenance person.
Director Kaye asked about James reimbursement agreement on Grande.
Director Blair asked if the State Water line has gone down yet? Also commented about the new school site.

Jon Seitz, District Legal Counsel, explained the need to adjourn to a Closed Session.

CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL

Existing litigation GC§ 54956.9

1. NCSD vs. Shell Oil, et. al. Case No. CV 077387

The Board came back into Open Session and authorized Directors Kaye and Mendoza to attend the settlement conference in Santa Barbara.

ADJOURN

President Mendoza adjourned the May 20, 1998 meeting at 8:47 p.m.

JUN 03 1998

TO: BOARD OF DIRECTORS
FROM: DOUG JONES
DATE: JUNE 3, 1998

HIGH ELEVATION AREAS
WATER PRESSURE
SUMMIT STATION

Staff and the Board have reviewed the high elevation areas within the District, which are primarily in the Summit Station and the Dale Ave. The District's Master Plan for water service establishes an operation pressure range between 30 and 40 psi with a goal of maintaining approx. 40 psi during normal operations. The State Department of Health Services - Title 22 establishes minimum designed pressure of 20 psi at the service. The standpipe water storage facility near Summit Station has a top elevation of approx. 548 feet. The District normally operates the standpipe within 10 to 15 feet of this elevation. This would maintain a design pressure in the Summit Station area above 30 psi.

The District has received a number of complaints regarding low pressure in the Summit Station is. These complaints have been discussed at numerous public meetings. Strategies to address the low-pressure complaints have been discussed. (These are referenced in the past Board meeting minutes, staff reports and the District engineer's report.)

On May 12, 1998 the District held a special Study Session on this issue. The reports and studies to date indicate that the District is continuously meeting the Title 22 requirements in the Summit Station area. The District has installed pressure-recording devices in the Summit Station area and will maintain them during the high demand summer period for the evaluation of the system.

District staff has developed a number of strategies to address the low-pressure concerns of the Summit Station residents, which are summarized as follows:

1. Do nothing at this time.

The District reports indicate that the District is meeting Title 22 requirements. The District will maintain the pressure recording monitoring, which allows the District to evaluate the Boyle Report proposed improvements when installed.

2. Establish an independent pressure zone for the Summit Station area. Staff estimates the cost of this type of pressure zone would be approx. \$150,000 to \$200,000 and would not be operational until after the high-demand summer season is over. The Boyle Report found that the installation of this type of booster system in the Summit Station area was not warranted. This scenario is further complicated by the financing of the improvements through a possible assessment district and Proposition 218 compliance.

TO: BOARD OF DIRECTORS
 FROM: DOUG JONES
 DATE: JUNE 3, 1998
 PAGE TWO

3. Installation of individual pressure pump

Property owners could install a pressure booster pump on the property owner's side of a backflow device. Depending on the model of the booster pump and installation, it is estimated that the cost would be approx. \$1,000 to \$1,500. The property owner would be responsible for the operation and maintenance of the pressure device.

Staff would recommend scenario number three (3) for the following reasons:

- A. Installation would address the concerns of low pressure prior to the summer demand
- B. The District Board may consider a policy of contributing to the installation of the pressure pump with the following guidelines.

1. Residents must be connected to District water system.
2. Only parcels with existing residences with a ground elevation above 440 feet would qualify for the rebate.
3. The District will rebate \$500 (the est. cost of the most expensive booster pump specified by District staff) for the purchase of a booster pump upon receipt of proof of installation.
4. This rebate policy shall expire 4:30 p.m. November 1, 1999.
5. Property owners will be responsible for installation, operation, maintenance and replacement of booster pump.

The District's partial contribution can be justified because of the potential increase in the operation range of the standpipe if the owners take advantage of this program.

An inventory of parcels above the elevation of 440 feet are shown in the table below:

	<i>NUMBER OF PARCELS</i>	<i>VACANT PARCELS</i>	<i>NO WATER SERVICES</i>	<i>WITH WATER SERVICES</i>
ABOVE ELEVATION 460'	16	5	3	8
ABOVE ELEVATION 440'	26	1	14	11
TOTAL	42	6	17	19

After review of this information, the Board may ask questions, take public comments and have further discussion.

Attached is a Draft Resolution for the Board's consideration.

RESOLUTION NO. 98-SUMMIT

**A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE NIPOMO COMMUNITY SERVICES DISTRICT
AUTHORIZING THE REIMBURSEMENT FOR BOOSTER PUMPS
AT HIGH ELEVATIONS WITHIN THE DISTRICT BOUNDARIES**

WHEREAS, the District has received numerous complaints regarding low water pressures in Assessment District 93-1 (Summit Station Annexation),

WHEREAS, the Board of Directors have discussed these complaints at numerous public meetings and a study session,

WHEREAS, the Board has determined that authorizing the reimbursement of booster pumps to property owners at ground elevations above 440 feet would increase the property owner's pressure and allow for the increased operational range of the storage tank

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED by the Board of Directors of the Nipomo Community Services District as follows:

- Section 1. The District will rebate \$500 for the purchase of booster pump upon receipt of proof of installation.
- Section 2. Only existing residents which have connected to the District system above the ground elevation of 440 feet shall be eligible the rebate.
- Section 3. This rebate policy shall expire 4:30 p.m. November 1, 1999.
- Section 4. Vacant property will not be eligible for District rebate.
- Section 5. This rebate only applies to qualified residents within Assessment District 93-1.
- Section 6. Property owners will be responsible for installation, operation, maintenance and replacement of booster pump.

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

AYES: Directors
NOES:
ABSENT:
ABSTAIN:

the foregoing resolution is hereby adopted this _____ day of June, 1998.

Alex Mendoza, President
Nipomo Community Services District

ATTEST:

APPROVED AS TO FORM:

Donna K. Johnson
Secretary of the Board

Jon S. Seitz
General Counsel

AGENDA ITEM

4

JUN 03 1998

TO: BOARD OF DIRECTORS

FROM: DOUG JONES

DATE: JUNE 3, 1998

ZACHAU - REQUEST FOR WATER SERVICE

Barbara Zachau, who resides on one of the parcels associated with the Bevington Well site is requesting an additional water service for a "Granny House" on her property.

Background:

In May of 1980, the District adopted Ordinance 80-36 approving water service to 5 parcels associated with acquiring the Bevington well-site easement. Ordinance 80-32 is attached along with Exhibit A map for the Board's review. The Zachau property is approx. 15 acres located on Willow Road across from the Black Lake Development. This area is zoned by the County as Rural Residential, which allows 5-acre parcels. The Zachau property, although not proposed, could be divided into 2 or 3 additional parcels. The agreement established by Ordinance 80-36 allows one service to the approx. 15-acre parcel. A request is now made for a second service to this parcel for the construction of a "Granny house". To provide an additional service to this parcel, the original agreement will need to be modified.

The Bevington property is not within the District boundary and is being served with an out-of-District agreement established prior to 1990 when this would need LAFCO approval before providing such service. In consideration for allowing an additional service to the Bevington property, the Board may wish to consider some form of retrofitting for the water supply for the additional service.

After the Board has reviewed this item, staff has prepared the enclosed document if the Board wishes to modify the agreement made in May 1980 to allow an additional service to this property.

C:\W:\ZACHAU.DOC

ORDINANCE NO. 80-36

AN ORDINANCE OF THE NIPOMO COMMUNITY SERVICES DISTRICT AUTHORIZING LIMITED WATER SERVICE FOR SINGLE FAMILY RESIDENTIAL PURPOSES TO REAL PROPERTY OUTSIDE THE DISTRICT, AND REPEALING ORDINANCE NO. 21

WHEREAS, on November 14, 1972, Jack W. Bevington and Lulu Faye Bevington, owners of a large parcel of real property outside the boundaries of this District, granted an easement to the District giving the District full authority to do all things necessary to construct and maintain water wells and facilities upon said real property for the benefit and use of all persons within the District; and

WHEREAS, the consideration to be received by the Bevingtons from the District for said easement was a waiver of annexation fees when their property became annexed to the District; and

WHEREAS, in 1973, the County approved the division of the Bevington property into five parcels, as shown on the Exhibit "A" Map attached hereto; and

WHEREAS, the Bevingtons have recently applied for annexation of said five parcels to the District, but said annexation was denied by the Local Agency Formation Commission after the annexation had been approved by this Board; and

WHEREAS, this Board finds that the Bevingtons granted said easement with the intention of receiving water service from the District, for single family residential purposes for said five parcels, and this Board finds that the District has a moral obligation to provide such service in return for the benefits previously received by the District as a result of said easement; and

WHEREAS, this Board finds that the District presently has sufficient water available to provide service to said five parcels for such purposes; and

WHEREAS, on October 10, 1973 the District adopted Ordinance No. 16 prohibiting water service outside the District, and it is therefore necessary to adopt this special ordinance to permit the owners of said parcels to receive such water service for their property.

Post-it® Fax Note	7671	Date	# of pages ▶
To	JON	From	DV
Co./Dept.		Co.	NCSA
Phone #		Phone #	
Fax #		Fax #	

NOW, THEREFORE, BE IT ORDAINED by the Board of Directors of the Nipomo Community Services District as follows:

SECTION 1: Notwithstanding the provisions of Ordinance No. 16, authorization is hereby granted for water service to be provided for single-family residential domestic purposes to one residence only on each of the five parcels outside the District generally known as the Bevington property, located as shown on Exhibit "A" map attached hereto, and incorporated herein.

SECTION 2: The owners of said parcels shall each be responsible for payment of all costs associated with the installation of their necessary water services, and shall pay all connection, water rate, and other fees applicable to property within the District.

SECTION 3: Ordinance No. 21 is hereby repealed.

INTRODUCED AND FINALLY PASSED by the Board of Directors of the Nipomo Community Services District at a Regular Meeting held thereof on the 21st day of May, 1980, on the motion of Director Peck, seconded by Director Neary, and on the following roll call vote:

AYES: Douglass, Zigler, Neary, Peck, Haslam

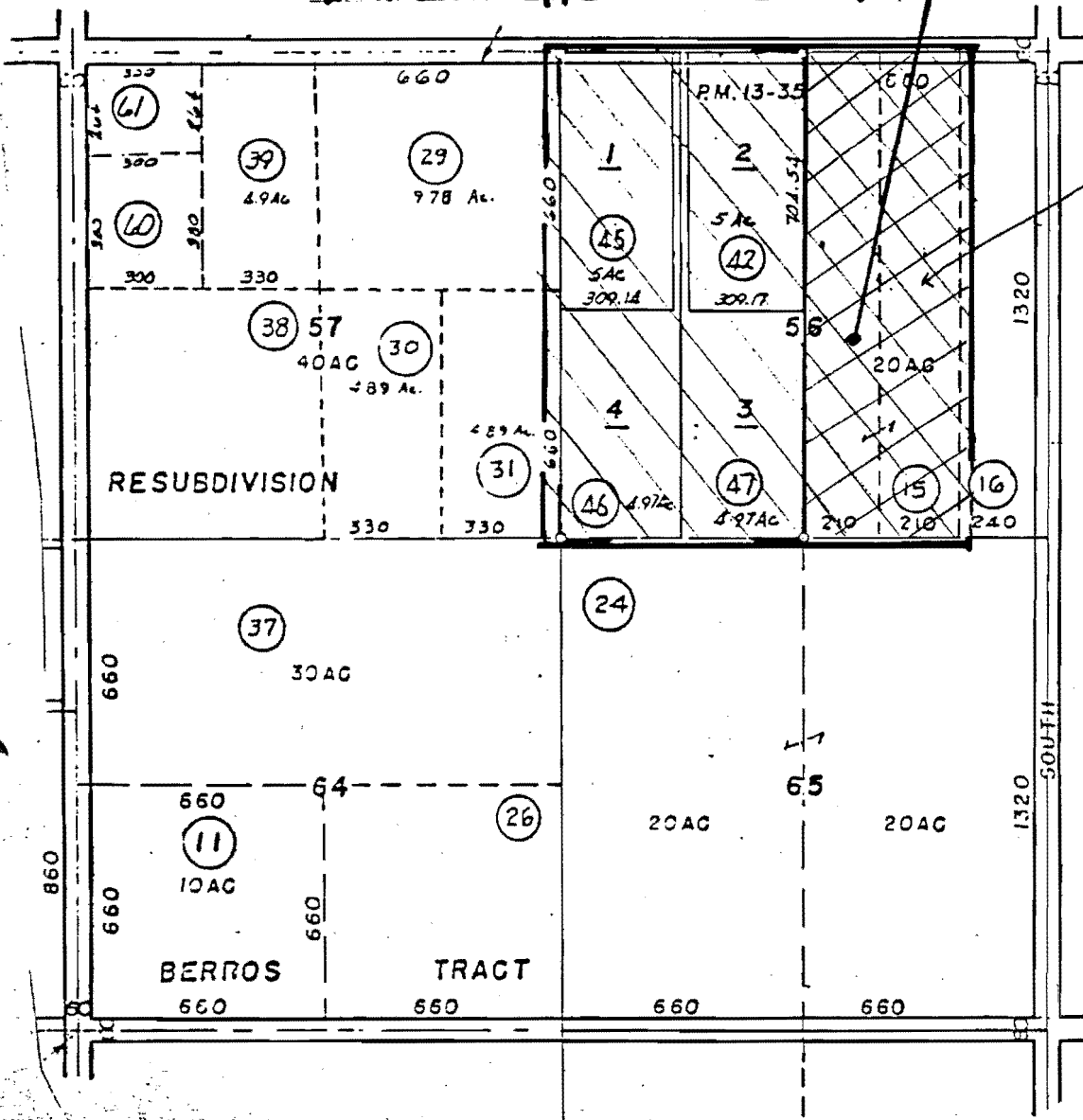
NOES: None

ABSENT: None

Barbara K. T. Haslam
Barbara K. T. Haslam
President - Board of Directors
Nipomo Community Services District

Joyce M. Chudoba
Secretary

5 BEVINGTON PARCELS



ZACHAU

1" = 500'

REFER TO
ASSC. MAP
No 91-20

EXHIBIT A

ORDINANCE 80-36

TO: BOARD OF DIRECTORS
FROM: DOUG JONES
DATE: JUNE 3, 1998

REIMBURSEMENT AGREEMENT
TRACT 1901 (JAMES)

Kathy James, developer of Tract 1901, has installed sewer lines in Grande Avenue and Jasper Way to serve her development. She has requested a reimbursement agreement for these sewer line improvements. The District has received costs of construction from the developer's engineer and has spread the costs on Grande Avenue and Jasper Way with respect to the number of units that can be built on each parcel.

Attached is the sewer reimbursement spread diagram for Grande Avenue and Jasper Way for the Board's review.

The District's ordinance requires that all property owners are given a minimum of a 60-day notice prior to adopting the reimbursement spread. Your Honorable Board should set August 5, 1998 for the Public Hearing date for the reimbursement spread for Grande Avenue and Jasper Way.

C:\W:\TR1901-REIMBURSE.DOC

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

GRANDE AVENUE PORTION	JASPER WAY PORTION
-----------------------	--------------------

NO.	APN	NO. OF UNITS PER PARCEL	COST PER UNIT	GRANDE AVE TOTAL	ONE-HALF TOTAL COST OF \$12,792	4 LATERALS @ \$500 EACH	TOTAL REIMB SHARE GRANDE AVE & JASPER WAY
1 & 5	092-130-36,37	9	\$350.877	\$3,157.90	\$6,396.00	\$2,000.00	\$11,553.90
2	092-130-038	5	\$350.877	\$1,754.40			1,754.40
3	092-130-039	5	\$350.877	\$1,754.40			1,754.40
4	092-130-040	4	\$350.877	\$1,403.50			1,403.50
6	092-130-033	7	\$350.877	\$2,456.15	\$6,396.00		8,852.15
7	092-130-065	8	\$350.877	\$2,807.00		0	2,807.00
8	092-130-066	7	\$350.877	\$2,456.15			2,456.15
TOTAL		45		\$ 15,789.50	\$12,792.00	\$2,000.00	\$30,581.50

Reimbursement Formula
Distributed upon the estimated number of units, that can be built on each parcel.

GRANDE AVE COST

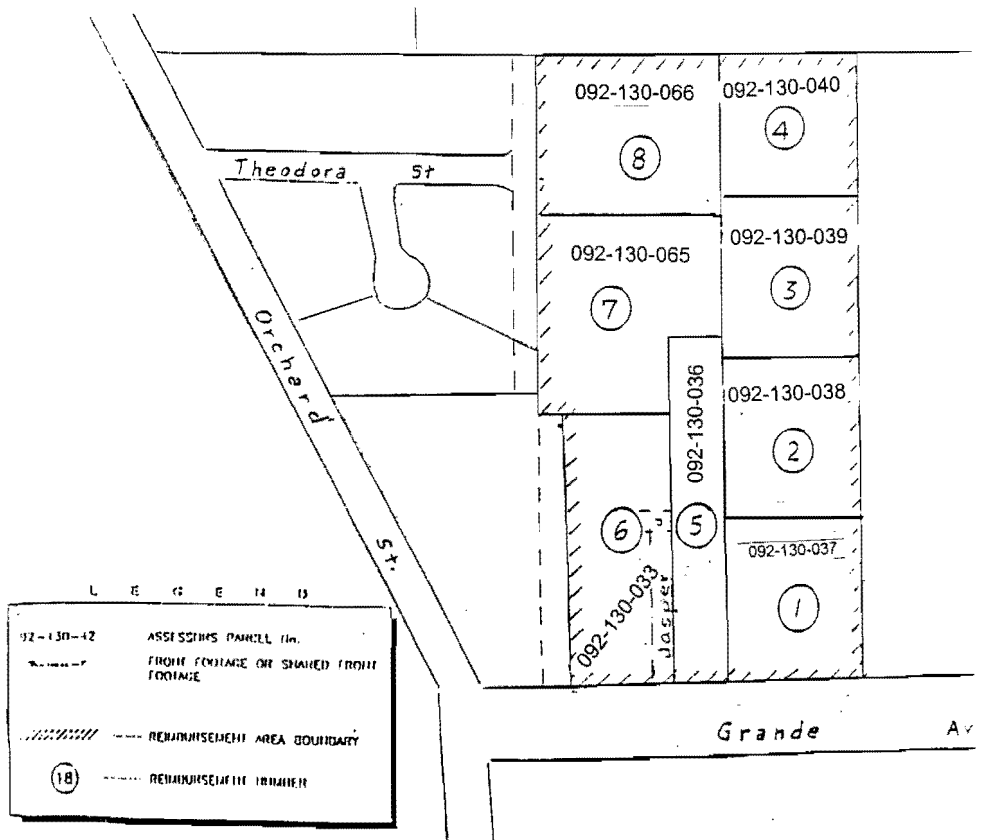
Sewer Line 513' x 35	\$17,955.00
Manholes (3)	9,000.00
Engineering	625.00
Permits	55.00
AC Pavement	3,200.00
Other	744.00
	\$31,579.00

JASPER WAY COST

Sewer Line 260'	\$9,100.00
Manholes (3)	3,000.00
Engineering	316.00
Other	376.00
	\$12,792.00

Sewer Laterals \$500.00 each

TRACTS/GRANDEZJ



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

June 4, 1998

APN «APN»
«OWNER»
«Address1»
«City», «State» «PostalCode»

Dear Property Owner:

In September 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 \$46,371.00. 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 \$46,371.00 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.

June 4, 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	<u>«APN»</u>
PRO-RATED COST	<u>«COST»</u>
PUBLIC HEARING DATE	AUGUST 5, 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\REIMBAGREEMENTJAMES\NOTICE OF PUBLIC HEARING

May 7, 1998

Doug Jones
Nipomo Community Services District
P.O. Box 326
Nipomo, CA 93444

RE: KATHY JAMES REIMBURSEMENT

Dear Doug:

In response to your letter of April 27, 1998, a revised breakdown of the cost for the construction of the sewer improvements along Grande and Jasper streets follows. The same criteria for determining engineering costs was used as was outlined in our letter to you dated February 4, 1998. Construction costs were determined from partial information provided by Dechance Construction. The cost of the manholes was estimated by deducting the other costs from the total cost provided by Dechance Construction, a copy of which was forwarded to your office in previous correspondence. Construction costs are as follows:

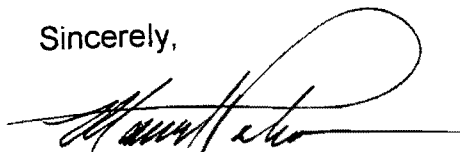
8" sewer main:	773.52 ft @ \$35/ft	\$27073.20
4" laterals:	4 laterals @ \$500	\$ 2000.00
Asphalt repair:	lump sum	\$ 3200.00
Manholes:	4 MH @ \$3000 ea.	\$12000.00
	Total	\$44273.20

The overall costs for the sewer on Grande Avenue and Jasper Way and the offsite laterals on Tract 1901 are as follows:

Engineering Costs (Plans & Construction Costs):	\$941.64
Permit Costs (Encroachment Permit—Per County):	\$55.00
Construction Costs:	\$44273.20
Other Costs (County Checking & Inspection)	\$1120.00
Total	\$46389.84

Please call if you have any questions.

Sincerely,



Manuel Palma

Copy: Kathy James

TO: BOARD OF DIRECTORS

FROM: DOUG JONES

DATE: JUNE 3, 1998

SUNDALE WELL
REQUEST FOR BIDS

Plans and specifications have been prepared by Garing, Taylor and Associates to go out to bid for the Sun Dale Well pump and motor. It is proposed that the motor for this installation will be a natural gas engine housed in a structure to minimize noise and appearance.

Staff is requesting authorization from your Honorable Board to go out to bid for the pump and motor for the Sun Dale Well.

C:\W:\SunDaleBid.DOC

Nipomo Community Services DistrictSTATE OF CALIFORNIA
-----**NOTICE TO CONTRACTORS
for****CONSTRUCTION OF SUN DALE WAY WELL
PUMPING EQUIPMENT, ELECTRICAL EQUIPMENT
AND PUMP DISCHARGE LEACH FIELD**

Sealed proposals will be received at the office of the Nipomo Community Services District, 148 S. Wilson, P.O. Box 326, Nipomo, CA 93444, (805) 929-1133, until 2:00 p.m. on July 1, 1998, at which time they will be publicly opened and read for performing work in accordance with the specifications therefor, to which special reference is made as follows:

**CONSTRUCTION OF SUN DALE WAY WELL
PUMPING EQUIPMENT, ELECTRICAL EQUIPMENT
AND PUMP DISCHARGE LEACH FIELD**

Bids are required for the entire work described herein. All bids are to be compared on the basis of the estimated quantities of work to be done contained in the proposal.

Bids will be accepted only from contractors who have been licensed in accordance with the provisions of STATE law to perform the work described in the Special Provisions and shown on the plans. All bids must be made on a proposal form furnished by the District.

One (1) set of plans, specifications and proposal forms for bidding this project may be seen and obtained without charge at the office of GARING, TAYLOR & ASSOCIATES, Inc., 141 South Elm Street, Arroyo Grande, CA 93420, (805) 489-1321. Additional sets are available for twenty-five dollars (\$25.00) each.

The successful bidder shall furnish a payment bond, a performance bond and a Certificate of Liability Insurance as required by these Special Provisions.

Pursuant to Section 1773 of the California Labor Code, the general prevailing rates of wages in the Nipomo Community Services District have been obtained from the Director of Industrial Relations of the STATE OF CALIFORNIA. Pursuant to Section 1773.2 of said Code said rates of wages are on file at the office of the Nipomo Community Services District and are available to any interested party on request.

The District reserves the right to reject any and all bids.

A full ten percent (10%) retention will be deducted from all progress payments. The final retention will be authorized for final payment thirty-five (35) days after the date of recordation of the Notice of Completion.

Materials and equipment delivered but not incorporated into the work will not be included in the estimate for progress partial payment.

The Contractor may receive interest on the retention for the time of construction, or receive the retention itself, if surety of equal value is substituted with an escrow holder.

At the request and expense of the Contractor, surety equivalent to the retention may be deposited with the State Treasurer or a State or Federally chartered bank as the escrow agent, who shall pay such surety to the Contractor upon satisfactory completion of the contract and expiration of the thirty-five (35) day claim period following recordation of the Notice of Completion.

Surety eligible for investment shall include that listed in Section 16430 of the STATE GOVERNMENT CODE or bank or savings and loan certificates of deposit.

Any escrow agreement entered into shall contain the following provisions:

- (a) *The amount of surety to be deposited;*
- (b) *The terms and conditions of conversion to cash in case of default of the Contractor; and*
- (c) *The termination of the escrow upon completion of the contract.*

Nipomo Community Services District
STATE OF CALIFORNIA

Date:

28 May 98



R. James Garing, P.E.
DISTRICT ENGINEER

AGENDA ITEM
JUN 03 1998



TO: BOARD OF DIRECTORS
FROM: DOUG JONES
DATE: JUNE 3, 1998

PROPOSED 1998-99 BUDGET - SUB COMMITTEE REVIEW

The Budget Sub-Committee consisting of Gene Kaye and Katie Fairbanks has reviewed the draft 1998-99 District Budget. The budget is presented for the full Board's review. It is anticipated that the Budget would be on the June 17, 1998 Board Meeting agenda for adoption.

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TO: BOARD OF DIRECTORS
FROM: DOUG JONES
DATE: JUNE 3, 1998

MANAGER'S REPORT

1. NIPOMO VALLEY MUTUAL WATER COMPANY SERVICE AREA
The attached information from the San Luis Obispo County Planning Department is presented to the Board for information showing the Nipomo Valley Mutual Water Company proposed area of service.
2. CSDA - SLO BOARD MEETING
Oral Report
3. ARTICLE ON CALIFORNIA VEHICLE TAX
One proposal Gov. Wilson has floated is reducing the vehicle tax and keeping the ERAF funds

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SAN LUIS OBISPO COUNTY
DEPARTMENT OF PLANNING AND BUILDING

ALEX HINDS
DIRECTOR

BRYCE TINGLE
ASSISTANT DIRECTOR

ELLEN CARROLL
ENVIRONMENTAL COORDINATOR

BARNEY MCCAY
CHIEF BUILDING OFFICIAL

ENVIRONMENTAL DIVISION

May 18, 1998

Nipomo Community Services District
P.O. Box 326
Nipomo, CA 93444-0326

MAY 21 1998

NIPOMO COMMUNITY
SERVICES DISTRICT

SUBJECT: PROJECT REFERRAL FOR THE NIPOMO VALLEY MUTUAL WATER COMPANY

We are currently conducting the Initial Study for the above referenced project. We would appreciate your review and comment on land use and community issues associated with the project.

The project is a proposal by the Nipomo Valley Mutual Water Company (NVMWC) to connect to the state water project a deliver water to an area located generally north of the community of Nipomo (see attached maps). NVMWC proposes to use up to 1,200 acre feet per year primarily for the purpose of agricultural irrigation. As currently proposed, NVMWC would have a permanent state water entitlement of 200 acre feet per year, and could then contract for up to an additional 1,000 acre feet of surplus water on a yearly basis. Surplus water is water contracted for by another agency, but not yet being used by that agency. The project will also require the construction of approximately seven miles of pipeline as shown on the attached maps.

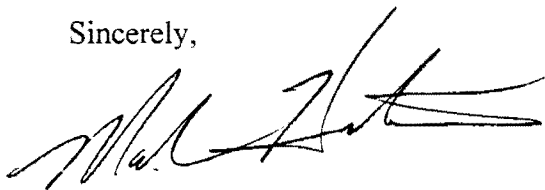
In addition to any comments your agency may have on the project, please provide us the following information at your earliest convenience:

1. NAME OF CONTACT PERSON. (Address and telephone number)
2. ANY PERMIT(S) or APPROVAL(S) AUTHORITY. Please provide a summary description of these and send a copy of the relevant sections of legislation, regulatory guidance, etc.
3. ENVIRONMENTAL INFORMATION. What environmental information should be addressed in the environmental determination?

4. PERMIT STIPULATIONS/CONDITIONS. If your agency has permit authority over the project, please provide a list and description of standard stipulations (conditions) which your agency will apply to features of this project. Are there others that have a high likelihood of application to a permit or approval for this project? If so, please list and describe.
5. ALTERNATIVES. What alternatives does your agency recommend be analyzed in equivalent level of detail with the project?
6. REASONABLY FORESEEABLE PROJECTS, PROGRAMS or PLANS. Please name any future project, programs or plans that you think may have an overlapping influence with the project as proposed.
7. RELEVANT INFORMATION. Please provide references for any available, appropriate documentation you believe may be useful to the county in preparing the environmental documents for the project.
8. FURTHER COMMENTS. Please provide any further comments or information which will help the county to scope the document and determine the appropriate level of environmental assessment.

If you have any questions, or need more information from us, please feel free to contact me at (805) 781-5458.

Sincerely,



MARK HUTCHINSON
Environmental Specialist

Car Wars

The next tax revolt will feature motorists in the driver's seat. Thirty-one states now impose some kind of annual property tax on vehicles based on the Blue Book value of the car. But Governor Pete Wilson of California and other leaders point out there's little or no connection between that tax and spending on transportation needs. Much of it is just a revenue grab and taxpayers are saying they've had enough.

This tax revolt took off after Jim Gilmore rode his "No Car Tax" plan to a landslide victory for Virginia Governor last year. He said that after he'd railed against a hated tax that cost many in his audiences \$1,000 a year "you felt people were going to run up on the stage and hug you." "Political scientists will be studying this campaign years from now for the clarity of its message and the simplicity of its delivery," admits Democratic state chairman Kenneth Plum. The Virginia legislature has allocated \$425 million to begin phasing out the car tax. The fact that the tax will actually disappear has impressed cynical voters elsewhere.

Car tax cuts have passed both legislatures in Arizona, South Carolina and Kentucky. In South Carolina, support was spurred by an ad campaign from Steve Forbes's issues organization.

In Washington state, a hostile legislature has led taxpayers to launch an initiative campaign to appeal directly to voters. Small business owners Tim Eyman and Marty Rood say their plan cuts the state's annual license tax in half next year and then ends it in 2000. Sid Snyder, the Democratic leader of the state Senate, says if the proposal "gets on the ballot, hold on. It's going to pass."

To forestall that, the GOP-controlled legislature has already put a competing measure on the ballot that would cut the tax by \$30 a year. But Mr. Eyman says his plan would save drivers with a \$20,000 car more than 10 times that pittance. To critics who claim it would shortchange roads,

Mr. Eyman notes that Washington has an \$874 million surplus and that the tax generates only 2% of the state's budget. Nonetheless, GOP legislators are calling business leaders and urging them not to help Mr. Eyman get the 179,000 signatures he needs by July 2.

It's been 20 years since California's Proposition 13 began what Ronald Reagan called "a prairie fire" of tax revolts that led to the passage of the 1981 supply-side tax cut. Now Governor Pete Wilson has called for slashing the car tax by 75%. Assemblyman Tom McClintock got the ball rolling by noting the state's onerous tax of 2% of a car's market value is as hard to justify as the property tax rates that set Howard Jarvis off in 1978. The 20 million California drivers are the third most heavily taxed in the nation. They pay state and federal excise taxes on gasoline, and sales taxes on gasoline, sales taxes on car purchases and even sales taxes on the excise taxes. The "car tax" amounts to an average of \$185 per car and none of the money is used for highways or related services. In fact, 25% of the money is earmarked for social programs.

Mr. McClintock says abolishing the car tax would have a nice symmetry. In the 1991 recession, Californians were socked with a tax hike that amounted to \$1,100 per family. Since then, income and other tax cuts have returned more than half of that. But state residents are still paying \$3.6 billion more than they would have without the 1991 increases. Eliminating the annual car tax would put roughly the same amount into the pockets of families every year. They would thus be back to the level they were taxed at the beginning of the '90s.

Democrats are vowing to block the Wilson tax cut even though it clearly most benefits California's working poor, who need cars to get to their jobs. Assemblyman McClintock isn't sympathetic with complaints that the tax cut will starve local government. He would earmark more of the state's sales tax take to local officials and notes that a downpayment on his even larger tax cut would require trimming the state's budget by less than 1%. "If we can't save a penny on every dollar of government we might as well all go home," he told us.



Pete Wilson