

## Oceano Community Services District

1655 Front Street, P.O. Box 599, Oceano, CA 93475

(805) 481-6730

FAX (805) 481-6836

# AGENDA BOARD OF DIRECTORS MEETING

1655 Front Street 6:30 P.M.

July 22, 2009

Oceano Wednesday

**BOARD MEMBERS** 

Barbara J. Mann, President Vern Dahl, Director Mary K. Lucey, Director Jim Hill, Vice President Pamela Dean, Director

SECRETARY TO THE BOARD

Kevin D. Walsh Interim General Manager DEPUTY SECRETARY TO THE BOARD
Gina A. Davis

Administrative Assistant

FIRE CHIEF
Chief Mike Hubert

UTILITY OPERATIONS SUPERVISOR
Philip T. Davis

#### ALL ITEMS APPEARING ON THE AGENDA ARE SUBJECT TO BOARD ACTION

- Roll Call
- Flag Salute
- Public Comment \*

Any member of the public may address the Board on any item of interest within the jurisdiction of the Board. The Board will listen to all communications; however, in compliance with the Brown Act, the Board cannot act on items not on the agenda.

- Board Member Items/Discussion \*
- Review and Approval of Minutes
  - a. July 8, 2009
- Street Lighting
  - a. Proposed Policy for Processing Streetlight Requests
    Review, discussion and implementation of Board policy to process street light requests.
- Fire Items
  - a. Weed Abatement Charges Resolution Confirming Costs
    Consider recommendation of the General Manager to approve Resolution 2009-08
    confirming the cost associated with the removal of weeds from various parcels of land and
    directing staff to forward the changes to the County auditor for collection.

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#### b. Fire Personnel Cooperative Agreement

Review and approval of an Agreement with the cities of Arroyo Grande and Grover Beach to provide Fire Captain staffing assistance.

#### c. Formation of Fire Joint Powers Authority

Discussion and possible action to direct staff to proceed with the formation of a joint powers authority (JPA) for fire service and to designate the Fire Oversight Committee as the Interim Board of Directors of the JPA.

#### d. RFP for Engine Exhaust Removal System\*

To consider an oral report on the status of and need for a Request for Proposals for the fire equipment bay exhaust removal system.

#### 8. Utility Items

#### a. Cleaning and Inspection of District Sewer and Water Lines

Continual Disclosure of the Emergency Declared by the Board of Directors Concerning the Cleaning and Inspection of the District Sewer and Water Mains.

#### b. Change Order No. 4 - Sewer Rehabilitation Project

Discussion and action to approve a change order authorizing R. Baker to perform additional work on as contemplated in the contract for the Sewer Rehabilitation Project

#### c. Proposal for Preparation of 2010 Annual Groundwater Report

Authorize an expenditure of funds for the 2010 groundwater monitoring effort and the courtordered annual report.

#### d. Status Report on Water and Sewer Master Plans\*

To receive a report from the District's engineer regarding the status of the on-going work on the Water and Sewer Master Plans

#### Administrative Items

#### a. Grant Writer - Randall Funding & Development \*

To receive an update on the contract with Randall Funding and Development

#### b. Old Business - No Status Change/No Report \*

- (1) Drainage Issues
- (2) Water and Sewer Rate Studies
- (3) Review of Codification Sections
- (4) 2009-10 District Goals

#### Reports of District Representatives \*

This item gives the President and Board Members the opportunity to present reports to other members regarding committees, commissions, boards, or special projects on which they may be participating.

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#### a. PRESIDENT BARBARA MANN

(1)	SSLOCSD	07 15 2009

- (2) Street Lighting 07 17 2009 (3) Fire Committee 07 21 2009
- (4) Other

#### b. VICE PRESIDENT JIM HILL

- (1) SSLOCSD 07 15 2009
- (2) Other

#### c. <u>DIRECTOR VERN DAHL</u>

(1) Other

#### Reports of District Representatives \*

- d. DIRECTOR PAMELA DEAN
  - (1) Zone 3 Committee 07 16 2009 (2) Street Lighting 07 17 2009 (3) Fire Committee 07 21 2009
  - (4) Other

#### e. <u>DIRECTOR MARY LUCEY</u>

(1) Other

#### 11. ADJOURN TO CLOSED SESSION

- a. <u>CONFERENCE WITH LEGAL COUNSEL CONTRACTOR EVALUATION \*</u>
   CLOSED SESSION A closed session pursuant to Government Code Section 54957(b)(1) to evaluate performance of District Legal Counsel.
- b. PUBLIC EMPLOYMENT \*

CLOSED SESSION – A closed session pursuant to Government Code Section 54957(B)(1) to consider the appointment or employment of a public employee. The position under consideration is the General Manager.

#### c. PUBLIC EMPLOYMENT \*

CLOSED SESSION – A closed session pursuant to Government Code Section 64957.6 to meet and confer with the District's designated representative to consider compensation and benefits to its represented employees. The District's designated representatives are Interim General Manager, Kevin Walsh and Ryan Fothergill. Under consideration is the Fire Department's MOU.

d. <u>CONFERENCE WITH LEGAL COUNSEL – POTENTIAL LITIGATION \*</u>
CLOSED SESSION – A closed session pursuant to Government Code Section July 22, 2009

#### Board of Directors Agenda Page 4

54956.9(b) to meet with agency's legal counsel concerning pending litigation. (Santa Maria Groundwater Litigation, Santa Clara County, Lead Case # CV 770214)

#### RETURN TO OPEN SESSION

- Interim General Manager Items/Discussion \*
  - a. <u>FYE 063008 Audit</u>
  - b. Other
- 13. Board Member Discussion \*
- Consideration of Warrants
- 15. Public Comment \*
- 16. Written Communications (Согте pondence for the Board Received After Preparation of this Agenda is Presented by the General Manager)

Adjournment

Oral Presentation/Discussion

#### ALL ITEMS APPEARING ON THE AGENDA ARE SUBJECT TO BOARD ACTION

Consistent with the American with Disabilities Act and California Government Code §54954.2 requests for disability related modification or accommodation, including auxiliary aids or services, may be made by a person with a disability who requires the modification or accommodation in order to participate at the referenced public meeting by contacting the District General Manager or Administrative Assistant at 805-481-6730.

P.O. Box 599/Oceano, CA 93475 1655 Front Street/Oceano, CA 93445 (805) 481-6730 / FAX (805) 481-6836 www.oceanocsd.org

Wednesday July 08, 2009 Oceano

The Meeting was called to order by President Mann at 6:30 p.m.

1. Roll Call

Present: President Mann, Vice President Hill, Director Dahl, Director Dean,

**Director Lucey** 

Absent: None

Staff Present: Kevin D. Walsh, Board Secretary/Interim General Manager;

Craig Angello, Fire Captain; Ryan Fothergill, District Legal Counsel

Staff Absent: Gina A. Davis, Deputy Board Secretary/Administrative Assistant;

Philip T. Davis, Utility Operations Supervisor

#### 2. Flag Salute

President Mann led the flag salute.

#### 3. Public Comment

Christine Hinojos, Oceano resident, stated she would like to discuss the weed abatement charges for her property at 1317 20<sup>th</sup> Court. President Mann stated the public hearing for the weed abatement charges will be discussed under Fire items later in the meeting and she would have a chance to dispute the charges at that time.

#### 4. <u>Board Member Items/Discussion</u>

None

#### 5. Review and Approval of Minutes

a. June 24, 2009

After a request for public comment, none being given, upon motion by Director Dean, and second by VP Hill, the Minutes of June 24, 2009 were approved, 4-0, with President Mann abstaining.

#### 6. Reports

#### b. Fire Department for the Month of June, 2009

Captain Angello reported on the fire operations for the month of June, 2009. Director Lucey asked that the fire department inspect the weeds located at the airport. Captain Angello stated Captain Leathers was in charge of the Weed Abatement process this year and he would relay the message to him.

#### a. Brian Hascall, Commander, Sheriff's South Station

Commander Hascall reported that on June 19, 2009 there was a stabbing on the 2300 block of Ocean Street. There were two men involved; the first male suffered a cut to the face whereas the second male was cut in the arm. Both men were taken to Arroyo Grande Community Hospital and the investigation is still in progress.

Wednesday July 08, 2009 Oceano

# a. <u>Brian Hascall, Commander, Sheriff's South Station (Continued)</u> Commander Hascall stated on June 30, 2009 a shotgun was stolen from the 1400 block of 16<sup>th</sup> Street and later it was recovered. This matter is still being investigated.

Director Lucey asked how the 4<sup>th</sup> of July holiday weekend was in Oceano. Commander Hascall stated the holiday was relatively quiet when compared to other areas. He stated there were a few reports of illegal fireworks but there were no major

incidents reported.

#### 7. Fire Items

#### Weed Abatement – Public Hearing

IGM Walsh presented this item and stated the District is required to have a Public Hearing to allow public protest of assigned fees. He stated the recommendation to the Board is to approve Resolution 2009-06 confirming the costs associated with the removal of weeds from various parcels of land and directing staff to forward the charges to the County auditor for collection.

Director Lucey asked if the process of placing the various properties on the County's Tax Roll is an extra cost to the District. She stated that some properties placed on the list were in foreclosure and was concerned about the District being able to collect the money for weed abatement paid by the District. IGM Walsh stated that there is no additional cost to the District for this process. He stated that once the cost is placed on the County's Tax Roll that amount must be paid prior to escrow closing on the property.

Cynthia Hinojos, Oceano resident, stated she had questions as to why she was being billed for the abatement of ice plant; she presented the before and after pictures of the property to the Board for their review.

Captain Angello reviewed the pictures and stated that the weeds growing in the ice plant was the problem and he stands behind Captain Leathers' decision to have the property abated.

Therefore, after a request for public comment, (none being given), upon motion by President Mann, second by Director Lucey, and on the following roll call, to wit:

AYES: President Mann, Director Lucey, Director Dean, VP Hill

NOES: Director Dahl

ABSENT: None

The Board authorized removing 1317 20<sup>th</sup> Court from the County of San Luis Obispo Tax Roll List and dismissed all charges for the weed abatement.

Wednesday July 08, 2009 Oceano

#### 7. a. Weed Abatement - Public Hearing (Continued)

Darren Newberger, 1434 15<sup>th</sup> Street, Oceano resident, stated the contractors came to his property, went in his backyard and when he asked the contractors what they were doing there, they could barely speak English. Mr. Newberger stated that he stopped the men and asked them to leave. He stated that he feels these charges should be dismissed as he stopped them well before they finished the abatement of his property.

Director Dean stated that in the future the contractor that is hired by the District needs to carry proper identification as well as a written explanation as to why they are there, and this needs to be explained in English and Spanish. She also suggested the District purchase a sign for the contractor's vehicle that states they are performing weed abatement.

Director Dahl stated he felt it would be helpful to leave a note for the property owner notifying them of the abatement as well as sending a second letter to the property owner informing them their property is on the list to be abated. VP Hill stated the District could hang door hangers on those properties that are to be abated.

Director Lucey made a motion to have the property located on 1434 15<sup>th</sup> Street removed from the County's Tax Roll, due to no second motion was dismissed.

Lin Hill, Oceano resident, stated her feeling that it was unfair for the District to charge Mr. Newberger a weed abatement fee due to the misconduct of the contractor who was hired by the District.

Therefore, after a request for public comment, (none being given), upon motion by Director Dahl, second by Director Dean, and on the following roll call, to wit:

AYES: Director Dahl, Director Dean, VP Hill, President Mann

NOES: Director Lucey

ABSENT: None

The Board approved reducing Mr. Newberger's charges by fifty percent to a charge of \$54.00, 4-1. The Board directed staff to meet with Captain Leathers to discuss the Board's expectations of future abatements.

IGM Walsh presented Resolution 2009-06 confirming the costs associated with the removal of weeds from various parcels of land and directing staff to forward the charges to the County Auditor for collection.

Wednesday July 08, 2009 Oceano

7. a. <u>Weed Abatement - Public Hearing (Continued)</u>

Therefore, after a request for public comment, (none being given), upon motion by Director Dahl, second by Director Dean, and on the following roll call, to wit:

AYES: Director Dahl, Director Dean, VP Hill, President Mann

NOES: Director Lucey

ABSENT: None

The Board approved Resolution 2009-06 confirming the costs associated with the removal of weeds from various parcels of land and directing staff to forward the charges to the County auditor for collection, 5-0.

President Mann announced a recess at 7:48 pm.

President Mann reconvened the meeting at 7:55 pm.

#### 8. Utility Items

a. <u>Cleaning and Inspection of District Sewer and Water Lines</u> IGM Walsh presented this item.

Therefore, after a request for public comment, (none being given), upon motion by Director Dahl, second by Director Dean, and on the following roll call, to wit:

AYES: Director Dahl, Director Dean, Director Lucey, VP Hill

President Mann

NOES: None

ABSENT: None

The Board unanimously approved the continuance of the Declaration of Emergency, 5-0.

b. <u>Delinquent Garbage Collection / Resolution 2009-07</u>
 IGM Walsh presented this item and stated the recommended action to the Board is to adoption of OCSD Resolution 2009-07, Confirming the Delinquent Charges
 Associated with the Collection of Solid Waste and Directing Staff to Place the

Charges Upon the Tax Roll.

Wednesday July 08, 2009 Oceano

8. b. <u>Delinquent Garbage Collection / Resolution 2009-07(continued)</u>

Therefore, after a request for public comment, (none being given), upon motion by VP Hill, second by Director Dean, and on the following roll call, to wit:

AYES: VP Hill, Director Dean, Director Dahl, Director Lucey,

**President Mann** 

NOES: None

ABSENT: None

The Board unanimously approved Resolution 2009-07, Confirming the Delinquent Charges Associated with the Collection of Solid Waste and Directing Staff to Place the Charges Upon the Tax Roll, 5-0.

#### 9. Administrative Items

a. Board Review of Development within the District -- Director Dean Director Dean presented the item and stated the recommended action to the Board is to review all proposed subdivisions within the District to consider issues such as easements, fire access, water and sewer locations and hookups, street lighting and provision of estimated fees.

President Mann stated she felt this was not part of the Board's responsibility and is not necessary for the Board to be micro-managing District staff. VP Hill stated he felt the Board should review the some plans and feels this would be in the best interest of the District.

Director Dahl stated he is agrees that the Board should take a more active role when it comes to the review of various developments in the Oceano area especially in the street lighting issues that have recently come to light. Director Lucey stated she was in favor of the idea of local projects coming before the Board as it will give staff less opportunity to waive certain fees for certain developers. This will also give the Board the satisfaction of knowing that all aspects of the various projects are accounted for such as street lighting.

Therefore, after a request for public comment, (none being given), upon motion by Director Dean, second by VP Hill, and on the following roll call, to wit:

AYES: Director Dean, VP Hill, Director Dahl, Director Lucey,

**President Mann** 

NOES: None

ABSENT: None

Wednesday July 08, 2009 Oceano

a. Board Review of Development within the District -- Director Dean (continued)
 The Board unanimously approved a new procedure for the District whereby all construction and development within the District is to be presented to the Board for review and approval prior to the second consecutive regularly-scheduled board meeting after District staff has received and reviewed the project.

Director Dean then distributed a proposed policy for street-lighting and asked that the Board and staff review the proposed policy and that this item then be brought back to the Board for review and approval at the July 22, 2009, Board of Directors Meeting.

- b. Old Business No Status Change/No Report
  - (1) <u>Drainage Issues</u> None
  - (2) Water and Sewer Master Plans None
  - (3) Water and Sewer Rate Studies
    None
  - (4) Review of Codification Sections
    None
  - (5) 2008-09 District Goals None
  - (6) Grant Writer Randall Funding & Development IGM Walsh stated he will have an update ready for the Board at the next regularly scheduled Board meeting of July 22, 2009.
  - (7) Fire Consolidation

Director Dean stated the fire consolidation is on track and is moving along at the expected rate.

- Reports of District Representatives
  - a. PRESIDENT BARBARA MANN

President Mann stated she was not able to attend the WRAC meeting held on July 1, 2009 and had nothing else to report.

b. <u>VICE PRESIDENT JIM HILL</u>

VP Hill reported on the July 1 SSLOCSD meeting and stated the plant is operating well and they did have a problem with chemicals coming through that challenged the plant to meet its discharge license. He stated the Board approved three payments regarding the Energy Services Project and the District renewed its liability coverage.

Wednesday July 08, 2009 Oceano

#### 10. Reports of District Representatives (continued)

c. <u>DIRECTOR VERN DAHL</u> Director Dahl had nothing to report.

#### d. DIRECTOR PAMELA DEAN

Director Dean reported on the July 7 Fire Committee meeting and stated the committee received a report on the RFP for the Engine Exhaust System that is in review with District Legal Counsel. Director Dean stated she will present the Board's changes in the Weed Abatement process to the Fire Committee at the next regularly-scheduled meeting on July 21.

#### e. DIRECTOR MARY LUCEY

Director Lucey complimented the residents of Oceano for their responsible behavior on 4<sup>th</sup> of July.

#### 11. Adjourn to Closed Session at 8:46 pm.

a. CONFERENCE WITH LEGAL COUNSEL – CONTRACTOR EVALUATION
 CLOSED SESSION – A closed session pursuant to Government Code Section 54957(b)(1) to evaluate performance of District Legal Counsel.

This item was tabled per President Mann.

#### b. PUBLIC EMPLOYMENT

**CLOSED SESSION** – A closed session pursuant to Government Code Section 54957(B)(1) to consider the appointment or employment of a public employee. The position under consideration is the General Manager.

DLC Fothergill stated the Board discussed the matter and has scheduled a Special Board meeting for July 13, 2009 at 6:30 p.m. No other action was taken.

#### c. PUBLIC EMPLOYMENT

**CLOSED SESSION** – A closed session pursuant to Government Code Section 64957.6 to meet and confer with the District's designated representative to consider compensation and benefits to its represented employees. The District's designated representatives are Interim General Manager, Kevin Walsh and Ryan Fothergill. Under consideration is the Fire Department's MOU.

The Board gave direction to its representative to represent staff.

d. CONFERENCE WITH LEGAL COUNSEL – POTENTIAL LITIGATION

CLOSED SESSION - Closed session pursuant to Government Code Section
54956.9(b) to meet with agency's legal counsel concerning pending litigation.

(Santa Maria Groundwater Litigation, Santa Clara Co. Lead Case # CV 770214)

This item was tabled per President Mann.

RETURN TO OPEN SESSION at 9:47 pm.

Wednesday July 08, 2009 Oceano

#### 12. <u>Interim General Manager Items/Discussion</u>

a. FYE 06 30 2008 Audit

IGM Walsh stated he has not had a moment to discuss the Audit FYE 06 30 08 with the auditor.

b. Other None

#### 13. Board Member Discussion

None

#### 14. Consideration of Warrants

After a request for public comment, none being given, upon motion by VP Hill and second by Director Dean, the Board unanimously approved the warrants as presented, 5-0.

#### 15. Public Comment

None

#### 16. Written Communications

None

President Mann adjourned the meeting at 10:01 pm.

Kevin D. Walsh, Secretary to the Board

#### OCEANO COMMUNITY SERVICES DISTRICT

#### DISTRICT POLICY FOR PROCESSING STREET LIGHT REQUESTS

#### March 24, 1993

<u>PURPOSE</u>: This District Policy is established to provide the residents of Oceano and the District Staff with guidance for submitting and processing of requests for installation of street lights within the District.

<u>BACKGROUND</u>: The Oceano Community Services District is responsible for providing street lighting within the *District*. From time to time residents submit requests for installation of street lights for the elimination of safety hazards or to improve the general lighting level of their neighborhood. In some instances, not all of the residents in the area concerned may agree that a street light is compatible with the neighborhood setting.

<u>APPLICABILITY</u>: This procedure applies to all residents of the Oceano Community Services District who wish to submit a request for installation of a street light, to those who may wish to protest the requested installation, and to the *District Staff* for processing of the requests. Should a *Director* wish to have a street light considered for safety reasons he/she may direct the *District Staff* to proceed with the request in accordance with this policy.

#### PROCEDURES:

- REQUEST FOR INSTALLATION OF STREET LIGHTING: A resident of Oceano may who
  wishes to have a street light installed in his/her neighborhood may make written request to the
  Oceano Community Services District office. The request should contain the following information.
  - a. The name, address, and phone number of the individual requesting the street light.
  - b. The location of the requested street light.
  - c. The reason that the street light is being requested.
- 2. PROCESSING OF STREET LIGHTING REQUESTS BY DISTRICT STAFF: The District Staff will:
  - Log the request.
  - b. Schedule a field review and evaluation by the General Manager.
  - c. The General Manager will make an on site review to determine:
    - (1) The number and location of street lights in the area of the request.
    - (2) The location of the nearest intersection.
    - (3) The location and distance from the nearest existing PG&E electrical distribution line.
    - (4) The addresses of all residences within a 200 feet radius of the proposed street light location and any possible alternates.
  - d. Upon completion of the on site review the General Manager will:
    - (1) Estimate the cost to the District to install and operate the requested street light.
    - (2) Make a written recommendation for presentation to the Board concerning the need for the requested street light.
  - e. The General Manager will then:
    - (1) If a street light is considered warranted:
      - (a) Have a letter sent to all legal owners of properties within 200 feet of the proposed street requesting their comment.
      - (b) Determine if funding is available to permit the requested street light to be installed.
      - (c) Make a recommendation to the Board of Directors to proceed with the installation.

#### OCEANO COMMUNITY SERVICES DISTRICT

#### DISTRICT POLICY FOR PROCESSING STREET LIGHT REQUESTS

#### March 24, 1993

- (2) If a street light is not considered warranted or the Board of Directors should choose not to install the requested street light:
  - (a) If the General Manager determines that a street light is not warranted he will so advise the requestor. The notification will state the reason for not honoring the request and advise the requestor that he/she may make an appeal to the Board of Directors.
  - (b) If the Board of Directors does not choose to honor the request the General Manager will notify the requestor that the Board of Directors has considered the request and decided not to honor it.
- 3. <u>INSTALLATION OF AN APPROVED STREET LIGHT</u>: If the request to install a street light is approved the *District Staff* will notify the requestor that the request has been approved and the approximate date that the street light will be installed. Should the decision to install a street light that not all of the residents concurred in be made, the General Manager will write a letter to the residents who had submitted negative comments and inform them of the decision and the reason for it.



## Oceano Community Services District

1655 Front Street, P.O. Box 599, Oceano, CA 93475

(805) 481-6730

FAX (805) 481-6836

July 22, 2009

TO: Board of Directors, OCSD

FROM: Kevin D. Walsh, Interim General Manager

SUBJECT: WEED ABATEMENT - RESOLUTION 2009-08 CONFIRMING THE

COSTS ASSOCIATED WITH THE REMOVAL OF WEEDS FROM VARIOUS PARCELS OF LAND AND DIRECTING STAFF TO FORWARD THE CHARGES TO THE COUNTY AUDITOR FOR

COLLECTION

Pursuant to the Health and Safety Code Section 14190, the Board of Directors is required to conduct a public hearing to receive any objection of any of the property owners liable for weed abatement charges.

The Board conducted such a hearing on July 8, 2009. At that time two people made appeals. The Board approved dismissing the charges for one appellant, and reduced the fees by half on the other. Exhibit A of the Resolution to forward the charges to the County Auditor for collection needs to be revised to show these changes. In addition, one of the parcels, 062-142-001 (Searcy), was previously resolved and was on the list incorrectly.

Therefore the Board should adopt a new resolution with the correct list of parcels.

The attached list includes the name of the appellant whose charges were reduced by half, because payment had not been received at the time the resolution was prepared. If payment is made by the time of the Board meeting, then his name should be removed.

Also, prior to July 8, 2009 hearing, a written appeal was filed by the owner of parcel 61051023 (Davis). After staff review, it was decided that this parcel should also be removed from the list.

THE RECOMMENDED ACTION BEFORE YOUR BOARD is to: Take comments from the public on the Weed Abatement Program; and by Board Discussion, public comment, motion, second, and roll call vote, adopt OCSD Resolution 2009-08, A RESOLUTION OF THE BOARD OF DIRCTORS OF THE OCEANO COMMUNITY SERVICES DISTRICT TO RESCINDING AND RESTATE RESOLUTION 2009-06 AND CONFIRM THE COSTS ASSOCIATED WITH THE REMOVAL OF WEEDS FROM VARIOUS PARCELS OF LAND AND DIRECTING STAFF TO FORWARD THE CHARGES TO THE COUNTY AUDITOR FOR COLLECTION.

#### OCEANO COMMUNITY SERVICES DISTRICT RESOLUTION NO. 2009-08

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE OCEANO COMMUNITY SERVICES DISTRICT RESCINDING AND RESTATING RESOLUTION 2009-06 AND CONFIRMING THE COSTS ASSOCIATED WITH THE REMOVAL OF WEEDS FROM VARIOUS PARCELS OF LAND AND DIRECTING STAFF TO FORWARD THE CHARGES TO THE COUNTY AUDITOR FOR COLLECTION

WHEREAS, the Board of Directors of the Oceano Community Services District has pursued the Abatement of Hazardous Weeds and Rubbish as defined in Part 5 of the Health and Safety Code commencing at Section 14875;

WHEREAS, all property owners who were found to have hazardous weeds that needed to be abated were properly noticed by mail and the property was posted;

WHEREAS, all property owners noticed were informed that removal of weeds by District staff would result in their being charged for such services plus an administrative charge and that this charge would, if not paid by the property owner, be placed upon the tax roll:

WHEREAS, all properties not having completed the abatement of hazardous weeds by the noticed deadline have had the weeds removed by the District;

WHEREAS, The Board of Directors previously passed Resolution No. 2009-06 confirming the costs associated with the removal of weeds from the various parcels of land and directing staff to forward the charges to the County Auditor for collection, which contained the addition of some properties for which charges had previously been settled or otherwise dismissed:

WHEREAS, it is necessary to amend Resolution 2009-06 to accurately reflect the properties for which charges are outstanding and should be forwarded to the County Auditor for collection; And,

WHEREAS, this resolution does not contain the properties of any property owners whom were not previously on the list and whom did not have an opportunity to protest such charges.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE OCEANO COMMUNITY SERVICES DISTRICT DOES HEREBY RESOLVE, DECLARE, DETERMINE, AND ORDER AS FOLLOWS:

- That the charges and costs incurred in enforcing abatement upon the parcels defined as "Exhibit 'A'" to this Resolution are confirmed.
- Staff is directed to forward a certified copy of this Resolution to the County Auditor to place the charges on the tax roll.

## OCEANO COMMUNITY SERVICES DISTRICT RESOLUTION NO. 2009-08

	Upon the motion ofcall vote, to wit:	, seconded by	, and upon the following rol
	AYES:		
	NOES:		
	ABSENT:		
	RECUSED:		
the for	regoing Resolution is hereby adop	oted this <u>8<sup>th</sup> day of July, 200</u>	<u>09</u> .
ATTE:	ST:	BAR	BARA J. MANN, PRESIDENT
KEVIN	I D. WALSH, BOARD SECRETA	RY	

#### Weed Abatement List Final 2009

APN	Name	Address	AMT
61033003	Lady Adelaide	Railroad Ave & Creek	\$460.00
61081027	Weseloh, George Jr. ETAL	Corner Honolulu & Aloha	\$194.00
61113019	Waller, Robert A	Between Pershing, Truman & Pacific Blvd.	\$328.00
62012005	Roesbery Fmly Trust	17th St & Wilmar Ave (Lot)	\$194.00
62021019	Lee Family Trust	1348 22nd St.	\$162.00
62023016	Heirs of Hector Ramirez	2324 The Pike	\$140.00
62023024	Latzer Living Trust	1346 24th St.	\$108.00
62031009	Victor & Sally Buccola Trst	2421 Wilmar Ave.	\$108.00
62041013	Newberger, Darren	1434 15th St.	\$54.00
62041032	D & Z Holding	1531-61 15th St.	\$126.00
62041038	Delagarza, Trinidad	1501 14th St.	\$108.00
62073002	Camara, Manuel Irrv. Trust	2430 Wilmar Ave. (Lot 2)	\$232.00
62085020	Pflugh, Timothy ETAL	1760 Paso Robles St.	\$120.00
62093013	Cordes, Rosie M.	2140 Ocean St.	\$108.00
62097012	Leebrick, Jeff & Paige	2391 Paso Robles St.	\$108.00
62101012	Terrel, Arvella E	Paso Robles St & 25th St.	\$108.00
62273043	Daniel L. Mattice Inc.	13th St & Belridge Ave.	\$108.00
62282007	Carlos Casteneda Fmly Trst	1350 16th St.	\$108.00
62282034	Moreno, Ramon	1384 Crest St.	\$108.00
62305014	Heirs of Margaret Griffiths	1955 Casitas St.	\$3,916.00
62305064	Greene, Jack & Sherrien	1898 Todos Santos (Under Porch)	\$216.00
Total			\$7,114.00
	Total Billed (22 parcels)		-

Agenda Item 2009 07 22 7.a.



## Oceano Community Services District

1655 Front Street, P.O. Box 599, Oceano, CA 93475

(805) 481-6730

FAX (805) 481-6836

July 22, 2009

TO: Board of Directors, OCSD

FROM: Kevin Walsh, General Manager

SUBJECT: FIRE PERSONNEL COOPERATIVE AGREEMENT

#### Fire Personnel Cooperative Agreement

The Arroyo Grande, Grover Beach and Oceano Fire Departments operate with a limited number of full time personnel. From time to time each agency experiences temporary vacancies due to injury, illness, vacation, and out of county fire suppression assignments. When this happens, it is not always possible to fill those vacancies with in-house resources. Until the JPA can be formed, the proposed Agreement will allow the agencies during those times of experiencing unusual vacancies to maintain necessary minimum staffing levels by pooling resources and utilizing personnel from other departments.

Each Fire Department will develop its own internal policy to determine when it is necessary to temporarily obtain full time fire captain and fire engineer resources from the others. Requests to fill a vacancy will be made with as much advance notice as possible. The guest captain or engineer shall perform the duties of a fire captain or fire engineer and follow the rules and requirements of the host department under the direction of its commanding officers.

The guest fire captain and fire engineer remain an employee of their original city or district. Each agency shall pay its respective employees for any time worked, including those hours worked as a guest for another city or district. The agencies will reimburse each other the direct costs associated with the guest captain's or engineer's services. Direct costs include (a) the borrowed employee's hourly rate, or time and one/half the hourly rate for those hours considered overtime in the ordinary course of performing services as a captain or engineer, and (b) any and all taxes, including without limitation, withholding, FICA, and SDI taxes. Each agency shall reimburse the other within thirty (30) days of receipt of an invoice.

See attached agreement

BOARD OF DIRECTORS
CONSIDERATION OF FIRE CONSOLIDATION AND JOINT FIRE SERVICES
JULY 22, 2009
PAGE 2

THE RECOMMENDED ACTION BEFORE YOUR BOARD is to: by Board discussion, public comment, motion, second, and roll-call to approve the Fire Personnel Cooperative Agreement.

#### FIRE PERSONNEL COOPERATIVE AGREEMENT

This Fire Personnel Cooperative Agreement ("Agreement") is entered into by and between the City of Grover Beach, a municipal corporation ("Grover Beach"), the City of Arroyo Grande, a municipal corporation ("Arroyo Grande"), and the Oceano Community Services District, a California special district ("OCSD"), collectively or individually referred to as "Parties" or "Party".

#### RECITALS

WHEREAS, each of the parties operates a fire department with finite personnel resources. From time to time, each of the parties' fire departments experiences a temporary and unusually high number of vacancies due to injury, illness and vacation and cannot fill those vacancies with in-house resources.

WHEREAS, the purpose of this agreement is to allow the parties' respective fire departments, during those times when they are experiencing unusual vacancies, to maintain necessary minimum staffing levels by pooling resources and utilizing fire captains and fire engineers from the other departments.

WHEREAS, each of the parties is willing to make its fire captain and fire engineer resources available to the other during the above-described circumstances in the interest of providing mutual aid to a neighboring municipality or district.

WHEREAS, this Agreement will facilitate the forgoing and will be to the mutual interest and advantage of all Parties.

NOW, THEREFORE, in consideration of the mutual covenants herein made, the Parties agree as follows:

- 1. <u>Purpose</u>. This Agreement when executed by the Parties hereto shall provide temporary staffing when vacancies need to be filled at a fire department to maintain minimum staffing levels.
- 2. Personnel Assistance. Each party's fire department will develop its own respective internal policy to determine when it is necessary temporarily to obtain fire captain and fire engineer resources from the other. Requests shall be made only when in-house personnel are unavailable and the party cannot satisfy its minimum staffing requirements to meet its public safety obligations. Requests from each party shall be made with as much advance notice as feasible to the duty chief officer. When a party is asked to provide assistance pursuant to this Agreement, it shall exercise its best efforts to provide aid subject to fulfilling its obligations to its own constituents; this Agreement does not create an obligation to provide assistance. Each Party understands and acknowledges that while performing for a host fire department, the guest captain or engineer shall be asked to perform the duties of a fire captain or fire engineer pursuant to the rules and requirements of the host department on its premises and under the direction of its commanding officers. The guest captain or engineer shall furnish his or her own personal safety equipment. This Agreement shall only apply to the use of full time fire captains or fire engineers.
  - 3. Cost Reimbursement. The parties understand that for any and all hours worked by any guest, such guest remains an employee of only his or her original city or district. As a consequence, each party shall pay its respective employees for any time worked, including those hours worked as a guest for another city or district. The parties agree to reimburse each other the direct costs associated with the guest captain's or engineer's services (the "Direct Costs"). For purposes of this Agreement, Direct Costs shall include the following: (a) the borrowed employee's hourly rate, or time and one/half the hourly rate for those hours considered overtime in the ordinary course of performing services as a firefighter and (b) any and all taxes, including without limitation, withholding, FICA, and SDI taxes. Reimbursement shall be made within thirty (30) days' of receipt of an invoice.

- 4. <u>Status of the Parties</u>. The parties are acting as independent contractors wherein each is providing a service in the nature of mutual assistance to the other. As previously stated, each guest shall remain in the fulltime employ of his or her respective employer, and the host city or district shall have no liability for direct payment to him or her of any compensation or benefits, including but not limited to workers' compensation coverage, in connection with the performance of duties for the host city or district.
- 5. <u>Term of this Agreement</u>. The term of this Agreement shall commence on June 1, 2009. Either Party may terminate this Agreement at any time, with or without cause, upon thirty (30) days' prior written notice.
- 6. <u>Non-assignability</u>. This Agreement shall not be assigned by either Party without first obtaining the express written consent of the other Party.
- Notices. Any notice which either party may desire to give to the other party under this Agreement must be in writing and may be given either by (i) personal service, (ii) delivery by a reputable document delivery service, such as but not limited to, Federal Express, which provides a receipt showing date and time of delivery, or (iii) mailing in the United States Mail, certified mail, postage prepaid, return receipt requested, addressed to the address of the party as set forth below or at any other address as that party may later designate by notice:
- Grover Beach

**Bob Perrault** 

City Manager

154 S. 8th Street

Grover Beach, CA 93433

b. Arroyo Grande

Steven Adams

City Manager

214 E. Branch Street

Arroyo Grande, CA 93420

#### c. OCSD

Kevin Walsh
Interim General Manager
P.O. Box 599
Oceano, CA 93445

#### 8. Mutual Indemnification.

- a. Arroyo Grande agrees to and shall indemnify, defend and hold Grover Beach and OCSD and their elected and appointed officials, officers, agents, representatives, subcontractors, volunteers or employees harmless from and against all expenses including without limitation reasonable attorney's fees and disbursements, losses or liability, including any liabilities, arising out of or loss alleged to have arisen out of the operations of the Arroyo Grande Fire Department. This indemnity provision shall survive the termination of the Agreement.
- b. Grover Beach agrees to and shall indemnify, defend and hold Arroyo Grande and OCSD and their elected and appointed officials, officers, agents, representatives, subcontractors, volunteers or employees harmless from and against all expenses including without limitation reasonable attorney's fees and disbursements, losses or liability, including any liabilities, arising out of or loss alleged to have arisen out of the operations of the Grover Beach Fire Department. This indemnity provision shall survive the termination of the Agreement.
- c. OCSD agrees to and shall indemnify, defend and hold Arroyo Grande and Grover Beach and their elected and appointed officials, officers, agents, representatives, subcontractors, volunteers or employees harmless from and against all expenses including without limitation reasonable attorney's fees and disbursements, losses or liability, including any liabilities, arising out of or loss alleged to have arisen out of the operations of the OCSD Fire Department. This indemnity provision shall survive the termination of the Agreement.
- 9. <u>Entire Agreement</u>. Grover Beach, Arroyo Grande and OCSD agree that this Agreement constitutes the sole and only Agreement between them representing

Fire Personnel Cooper /e Agreement

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personnel compensation and correctly sets forth their obligations and duties with respect to each other.

- 10. <u>Amendment</u>. This Agreement may be amended only by a written consent of the Parties to the Agreement.
- 11. No Interpretation Against Drafting. This Agreement has been negotiated at arm's length between the Parties hereto. Accordingly, any rule or law (including California Civil Code § 1635 et seq.) or legal decisions that would require interpretation, or any ambiguities in the Agreement against the Party that has drafted the applicable provision, is not applicable and is waived. The provisions of the Agreement shall be interpreted in a reasonable manner to affect the purpose and intent of the Parties.
- 12. Execute in Counterparts. The Parties hereto agree that there shall be three originals of this Agreement which shall be identical in all respects, including form and substance. The Parties may execute this Agreement in three or more counterparts, which shall, in the aggregate, be deemed an original, but all of which, together, shall constitute one and the same instrument.
- 13. Governing Law. This Agreement shall be construed in accordance with and governed by the laws of the State of California.

Executed at Arroyo Grande, California, on the date and year first appearing above.

CITY OF ARROYO GRANDE	CITY OF GROVER BEACH
By: Tony M. Ferrara, Mayor	By:
Attest:	Attest:
Kelly Wetmore, City Clerk	Donna McMahon, City Clerk
Approved As To Form:	Approved As to Form:
Timothy J. Carmel, City Attorney	Martin Koczanowicz, City Attorney
OCEANO COMMUNITY SERVICES DISTR	ICT
By: Barbara J. Mann, President .	
Attest:	
Kevin D. Walsh, Interim Board Secretary	g.
Approved As to Form:	
Alex Simas, District Legal Counsel	



## Oceano Community Services District

1655 Front Street, P.O. Box 599, Oceano, CA 93475

(805) 481-6730

FAX (805) 481-6836

July 21, 2009

TO: Board of Directors, OCSD

FROM: Kevin Walsh, General Manager

SUBJECT: CONSIDERATION OF CONSOLIDATION OF FIRE SERVICES

#### Background

The existing fire service organizational structure for Arroyo Grande, Grover Beach and OCSD has been extremely effective in advancing steps to better coordinate services in the Five Cities area. It has allowed individual organizations to maintain control and identity, while achieving the efficiencies of coordinated services, improved response times, sharing of equipment, sharing of staff, and standardizing training and procedures.

However, other inefficiencies and issues continue to exist due to separate employee contracts, informal governance and supervisory structures, and lack of parity in salaries, staffing and benefits. This in turn creates a heavy workload on Fire administration. It would be difficult to maintain the current arrangement on a permanent basis. As a result, while successful, the existing organizational model was intended as a transition toward increased coordination and structural changes that can best sustain joint service delivery on a long-term basis.

#### Discussion

A detailed draft budget for the JPA has been prepared. The estimated initial annual operating cost for the JPA is approximately \$3,597,000. The Fire Oversight Committee has recommended a formula for allocating costs that is based on population, service calls, assessed value, and number of stations and staffing. Based on this formula, costs would be allocated as follows:

Arroyo Grande	45%
Grover Beach	35%
Oceano Community Services District (OCSD)	20%

Therefore, the initial annual cost to the District would be approximately \$719,400. This amount is well within our projected annual revenues \$800,000, and close to our annual projected annual property tax revenues of about \$721,000. Realize that not all

# BOARD OF DIRECTORS CONSIDERATION OF FIRE CONSOLIDATION AND JOINT FIRE SERVICES JUNE 23, 2009 PAGE 2

fire functions now performed by OCSD will be given to the new JPA, some residual costs and responsibilities will remain. At this point in time, I would expect that the total coast, both for the JPA, and the OCSD separate cost, would not exceed the \$800,000 figure.

See attached memo dated June 12, 2009 to the Fire Oversight Committee.

#### THE RECOMMENDED ACTION BEFORE YOUR BOARD is to:

By Board discussion, public comment, motion, second, and roll-call: 1) direct staff to proceed with the formation of the Fire Joint Powers Authority (JPA); 2) designate the Fire Oversight Committee as the Interim JPA Board of Directors for the purposes of providing direction to labor negotiators to prepare a Memorandum of Understanding (MOU) with the firefighters' union.







#### MEMORANDUM

TO: FIRE OVERSIGHT COMMITTEE

FROM: STAFF FIRE CONSOLIDATION COMMITTEE

SUBJECT: CONSOLIDATION RECOMMENDATIONS

DATE: JUNE 12, 2009

#### Background

At the August 15, 2008 meeting, the Fire Oversight Committee reviewed consolidation structural alternatives, cost allocation formulas, and initial cost estimates presented by staff. It was recommended that formation of a Joint Powers Authority be pursued, which was later confirmed by each of the agency's elected boards. The cost allocation formula later approved is based upon a combination of population, calls for service, assessed value, and stations and staffing level. A copy of the allocation formula data is attached. It resulted in the following allocation of costs:

Arroyo Grande 45% Grover Beach 35% OCSD 20%

Staff was then directed to develop more accurate cost data, specific recommendations, and a tentative implementation schedule. Since then, a Staff Fire Consolidation Committee has been formed that includes the Fire Chief and Battalion Chief, City Managers and General Manager, finance and personnel staff, and both career and reserve firefighter personnel from each of the agencies. The Committee has held a number of meetings to review specific issues and develop recommendations.

#### Costs

A draft budget for the JPA has been prepared. A comparison by line item with each of the jurisdiction's existing budgets was prepared to verify costs and identify accurate cost impacts. This was a lengthy exercise given the variations in accounting structures and salary and benefit systems between the three agencies. Two cost comparisons were prepared and are attached. The proposed budgets should be used for guidance purposes as we approach consolidation. Please keep in mind that cost

estimates were made based on current assumptions and available information. Costs may be subject to further fluctuation as decisions on the process are made.

The first compares existing budgets to initial projected costs of the JPA based upon July 1, 2009 salary figures. For the purpose of developing an initial cost estimate, current Arroyo Grande salary and benefit ranges were assumed for all staff. Salaries and benefits for each employee were based upon initially transitioning from their preconsolidation salary to the next highest existing salary step within the Arroyo Grande range. However, actual personnel costs will be based on negotiated salary and benefit agreements.

The second cost analysis calculates personnel costs at top step for each position. Therefore, this analysis is intended to identify future maximum potential costs based upon initial salary ranges.

Items that have been projected, but not fully resolved, include liability insurance, workers' compensation, legal services, personnel and finance administration, dispatch, and cost for use of existing stations. The projections assume 1.5 clerical support positions. The difference between the existing budgets for each agency and the share of future JPA costs are first calculated. Additional current individual cost items or future individual reimbursement items are then added and deducted to arrive at a projected total net cost to each agency. Figures take into account internal administrative costs that are currently charged to the Fire budget, which would now need to be assumed by the utility budgets.

The following is the net projected initial costs by agency:

Arroyo Grande \$35,108 Grover Beach \$11,774 OCSD \$62,723

The future total potential cost impact is as follows:

Arroyo Grande \$91,570 Grover Beach \$55,689 OCSD \$122,594

#### JPA Agreement

A subcommittee has been selected to prepare a draft of the JPA Agreement. Examples from other agencies have been reviewed and a consultant with experience in JPA formation was contacted.

Under the JPA, a Governing Board would be formed, which would consist of one or two elected and/or appointed representatives from each jurisdiction. Using the current agreement in place by the cities of Pleasanton and Livermore, the City Managers and General Manager would be designated as Joint Executive Directors. The Chief would report directly to the Governing Board.

Based on the Committee's research, it is recommended that initially Fire personnel technically become employees of the City of Arroyo Grande. For practical and operational purposes, all work will be directed by the JPA. However, if staff is employed by one of the agencies for administrative purposes, it will reduce both costs and time associated with establishing a new retirement benefit contract with PERS. Most importantly, a new PERS contract may impact the ability to maintain the Reserve program because maximum hours worked by Reserve staff could be limited. Once established, the JPA could work on potentially establishing a new contract with PERS as a future phase in the consolidation process.

It was also tentatively agreed that stations would continue to be owned by the individual agencies and leased to the JPA. Routine building maintenance would be the responsibility of the JPA, but major repairs or upgrades would be paid for by the property owner. Apparatus would all become property of the JPA. However, the Agreement would include provisions specifying that if the JPA were ever dissolved, any equipment existing prior to the formation of the JPA would be returned to the original owner. Any equipment purchased after the JPA was formed would be jointly owned based upon the cost allocation formula. Therefore, the agency housing the equipment would need to be reimbursed by the other two agencies based upon this formula. Any existing leasing payments for equipment will continue to be paid by the agency that is currently obligated for those leases.

#### Implementation Schedule

The following key implementation steps and targeted completion dates have been identified:

Approval to Proceed by City Councils and Board of Directors
Agreement with CJPIA for Insurance and Workers Compensation
Draft Final JPA Agreement
Decision Regarding Joint Dispatch Options
Negotiate MOU with Labor Group
Personnel Transition Plan
Activation
July 2009
September 2009
November 2009
February 2010
May 2010
July 2010

#### Recommendations

It is recommended the Fire Oversight Committee recommend to the City Councils and Board of Directors to approve the plan for consolidation and appoint the current Fire Oversight Committee as the Transitional Board primarily for purposes of providing authorization and direction to labor negotiations.

#### Attachments:

- Cost Allocation Formula
- 2. Consolidation Cost Analysis Cost Comparison
- 3. Consolidation Cost Analysis Future Potential Costs

#### FIRE CONSOLIDATION COST ALLOCATION FORMULA

#### Calculation of Formula:

Population: (Customer Base)

	Population		Percentage	
Arroyo Grande		17,036	44%	
Grover Beach		13,213	34%	
OCSD		8,178	21%	
Total	2000	38,427	100%	

2007 Service Calls: (Service Volume)

	Calls	Pe	Percentage		
Arroyo Grande		1,779	44%		
Grover Beach		1,447	36%		
OCSD		812	20%		
Total	11, 20,	4.038	100%		

Assessed Value: (At Risk Property Protected)

#### Assessed

	Value	Percentage
Arroyo Grande	\$2,337,735,349	55%
Grover Beach	\$1,371,849,316	32%
OCSD	\$554,167,421	13%
Total	\$4,263,752,086	100%

Stations/Dedicated Engine Company Staffing: (Direct Service Level Within Community Boundary)

	Stations	Pe	ercentage	Staffing	Percentage	Total
Arroyo Grande	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	1	33%	(	3 40%	37%
Grover Beach		1	33%	(	40%	37%
OCSD		1	33%		3 20%	27%
Total		3	100%	15	5 100%	100%

#### Combination:

	Percentage		
Arroyo Grande	45%		
Grover Beach	35%		
OCSD	20%		
Total	100%		

#### CONSOLIDATION COST ANALYSIS - COST COMPARISON

ltern	AG	GB	OCSD	Total	JPA	Difference
Salaries - Full Time	\$712,042	\$403,700	\$143,172	\$1,258,914	\$1,309,232	\$50,318
Salaries - Part-Time	\$40,300	\$0	\$0	\$40,300	\$55,000	\$14,700
Reserves	\$150,000	\$128,200	\$66,274	\$344,474	\$350,000	\$5,526
Special Pay	\$4,758	\$3,500	\$0	\$8,258	\$20,220	\$11,962
FLSA Overtime	\$12,000	\$41,700	\$69,795	\$123,495	\$27,583	-\$95,912
Overtime	\$20,000	\$92,700	\$34,000	\$146,700	\$90,000	-\$56,700
Holiday Pay	\$24,100	\$18,600	\$7,159	\$49,859	\$45,652	\$4,207
Leave Buy Back	\$21,600	\$0	\$0	\$21,600	\$21,600	\$0
Uniform Allowance	\$7,200	\$5,700	\$5,000	\$17,900	\$28,000	\$10,100
PERS	\$247,900	\$52,900	\$30,970	\$331,770	\$444,100	\$112,330
Social Security	\$61,700	\$42,000	\$10,400	\$114,100	\$99,800	-\$14,300
PARS	\$0	\$0	\$0	\$0	\$900	\$900
SDI	\$5,200	\$0	\$0	\$5,200	\$11,400	\$6,200
Deferred Comp.	\$2,400	\$300	\$0	\$2,700	\$2,400	-\$300
Health Insurance	\$112,400	\$70,900	\$16,400	\$199,700	\$259,000	\$59,300
Dental Insurance	\$9,000	\$8,400	\$0	\$17,400	\$18,000	\$600
Vision Insurance	\$2,000	\$0	\$0	\$2,000	\$5,100	\$3,100
Disability Insurance	\$5,700	\$1,300	\$0	\$7,000	\$2,000	-\$5,000
Life Insurance	\$1,300	\$0	\$0	\$1,300	\$4,000	\$2,700
Workers' Comp.	\$31,689	\$67,900	\$35,000	\$134,589	\$134,589	\$0
Unemployment	\$0	\$0	\$3,400	\$3,400	\$5,000	\$1,600
Employee Assistance	\$300	\$0	\$0	\$300	\$600	\$300
Office Supplies	\$4,000	\$2,400	\$2,500	\$8,900	\$7,600	-\$1,300
Postage	\$0	\$850	\$500	\$1,350	\$1,500	\$150
EMS Supplies	\$6,000	\$0	\$0	\$6,000	\$13,000	\$7,000
Spec. Dept. Supplies	\$12,400	\$6,000	\$3,000	\$21,400	\$13,000	-\$8,400
Safety Clothing	\$15,400	\$0	\$3,000	\$18,400	\$18,400	\$0
Small Tools	\$1,500	\$4,000	\$250	\$5,750	\$3,000	-\$2,750
Advertising	\$0	\$100	\$1,000	\$1,100	\$1,100	\$0
Contractual Services	\$13,400	\$0	\$1,000	\$14,400	\$23,400	\$9,000
Printing	\$0	\$600	\$0	\$600	\$5,000	\$4,400
Physicals	\$3,000	\$0	\$0	\$3,000	\$9,500	\$6,500
Recruilment	\$0	\$0	\$0	\$0	\$1,000	\$1,000
Forensic Services	\$4,800	\$0	\$0	\$4,800	\$5,000	\$200
Hazmat Program	\$3,100	\$0	\$0	\$3,100	\$5,100	\$2,000
Utilities	\$0	\$1,650	\$2,600	\$4,250	\$8,000	\$3,750

#### CONSOLIDATION COST ANALYSIS - COST COMPARISON

Telephone	\$1,400	\$2,000	\$1,200	\$4,600	\$4,800	\$200
Travel/Training	\$6,700	\$11,100	\$6,000	\$23,800	\$25,500	\$1,700
Member./Subcript.	\$2,500	\$3,700	\$3,300	\$9,500	\$4,500	-\$5,000
Public Relations	\$2,100	\$600	\$0	\$2,700	\$3,000	\$300
Rent Equipment	\$0	\$100	\$0	\$100	\$100	\$0
Liability Insurance	\$25,000	\$19,750	\$11,000	\$55,750	\$55,750	\$0
Weed Abatement		\$0	\$5,000	\$5,000	\$15,000	\$10,000
Vehicle Maint.	\$23,300	\$7,800	\$9,000	\$40,100	\$52,000	\$11,900
Office Equip, Maint,	\$1,600	\$5,050	\$0	\$6,650	\$4,100	-\$2,550
Machinery Maint.	\$10,000	\$0	\$4,000	\$14,000	\$15,000	\$1,000
Building Maint.	\$0	\$800	\$1,500	\$2,300	\$5,000	\$2,700
Grounds Maint.	\$500	\$0	\$0	\$500	\$2,800	\$2,300
Radio Maint.	\$0	\$12,525	\$1,000	\$13,525	\$6,200	-\$7,325
Gas & Oil	\$12,800	\$11,800	\$9,000	\$33,600	\$30,700	-\$2,900
Legal/Personnel	\$0	\$0	\$0	\$0	\$20,000	\$20,000
IT	\$0	\$0	\$0	\$0	\$7,500	\$7,500
Payroll/Finance/HR	\$0	\$0	\$0	\$0	\$17,500	\$17,500
Audit	\$0	\$0	\$0	\$0	\$6,000	\$6,000
Rent of Buildings	\$0	\$0	\$0	\$0	\$225,000	\$225,000
IT Equipment	\$0	\$0	\$0	\$0	\$2,500	\$2,500
Computer Software	\$0	\$300	\$750	\$1,050	\$25,000	\$23,950
Machinery & Equip.	\$13,200	\$10,900	\$49,777	\$73,877	\$15,000	-\$58,877
Meetings	\$0	\$1,250	\$0	\$1,250	\$0	-\$1,250
Emp. Recognition	\$0	\$300	\$0	\$300	\$3,600	\$3,300
Miscellaneous	\$0	\$850	\$500	\$1,350	\$2,000	\$650
Other (Contingency)	\$0	\$0	\$10,000	\$10,000	\$0	-\$10,000
Subtotal	\$1,634,289	\$1,042,225	\$547,447	\$3,223,961	\$3,597,326	\$373,365
Dispatch	0	0	\$18,240	\$18,240	90,762	72,522
Total	\$1,634,289	\$1,042,225	\$565,687	\$3,242,201	\$3,688,088	\$445,887
JPA Cost Share	\$1,618,797	\$1,259,064	\$719,465	\$3,597,326		
Difference	-\$15,492	\$216,839	\$172,018	\$373,365		
Fire Administration	\$150,600	-\$98,065	-\$52,535	\$0		
Dispatch	\$0	\$0	\$18,240	\$18,240		
Rent of Buildings	-\$75,000	-\$75,000	-\$75,000	-\$225,000		
Vehicle Maint.	\$0	-\$12,000	\$0	-\$12,000		
Fin./Legal/IT/HR	-\$25,000	-\$20,000	\$0	-\$45,000		
Final Difference	\$35,108	\$11,774	\$62,723	\$109,605		



## Oceano Community Services District

1655 Front Street, P.O. Box 599, Oceano, CA 93475

(805) 481-6730

FAX (805) 481-6836

July 22, 2009

TO:

Board of Directors, OCSD

FROM:

Kevin D. Walsh, Interim General Manager

SUBJECT:

CLEANING AND INSPECTION OF DISTRICT SEWER AND WATER LINES

Public Contracts Code Section 22050(c)(1) requires that if the governing body orders any action after the emergency has been declared, the governing body shall review the emergency action at its next regularly-scheduled meeting and at every regularly- scheduled meeting thereafter until the action is terminated, to determine, by four-fifths vote, that there is need to continue the action.

THE RECOMMENDED ACTION BEFORE YOUR BOARD is to: by Board discussion, public comment, motion, second, and roll call vote, determine, by four-fifths vote, that there is a need to continue the action.

Agenda Item 07 22 2009 8.a.



## Oceano Community Services District

1655 Front Street, P.O. Box 599, Oceano, CA 93475

(805) 481-6730

FAX (805) 481-6836

July 22, 2009

TO:

Board of Directors

VIA:

Kevin Walsh, Interim General Manager

FROM:

John L. Wallace, P.E., District Engineer

SUBJECT:

CHANGE ORDER NO. 4 - SEWER REHABILITATION PROGRAM

#### RECOMMENDATIONS:

Staff recommends the Board:

- Review the attached discussion of remaining sewer segments to be repaired as part of the ongoing Sewer Repair and Replacement Project
- 2. Direct staff to authorize R. Baker to perform the required additional work as detailed in the original document (as a Contract Change Order), contingent upon the District executing pending amendment agreements with HUD and the County of San Luis Obispo (County).

#### **FUNDING:**

Original grant funds from Community Development Block Grants (CDBG) in the amount of \$322,126.00, and Disaster Recovery Initiative (DRI) in the amount of \$660,000.00 were awarded to the Oceano CSD (OCSD) near the end of 2008. After a public bid process (encompassing a base scope of 10 segments and 13 separate additive alternates), the OCSD awarded the contract to the apparent low bidder (R. Baker of Arroyo Grande) on November 12, 2008. Based upon grant funding available and the bids from R. Baker, the OCSD authorized R. Baker to repair or replace the 10 segments included in the base bid, in addition to 8 additive alternates. R. Baker has since completed this work, but the contract has not been closed out, as additional funds have been likely. Additional funds from DRI (\$314,500) and CDBG 2009-10 (\$116,944) will be available to the OCSD (pending amendment agreements with HUD and the County) in August and September of 2009, respectively. This provides for a total additional budget (including construction, monitoring, administration, and construction and monitoring contingencies) of \$431,444 for the Sewer Repair and Replacement Project. County permitting assistance, design, environmental studies and permitting have all been previously completed, so once the funding becomes available, work can begin in relatively short order.

#### DISCUSSION:

Recently, the County Planning Department received a draft agreement for this reallocation of the DRI funds. HUD notified the County that the deadline to use these funds would be September 30, 2009 instead of October 30, 2009. The County will be requesting an additional 30-60 days from

AGENDA ITEM 07 22 2009 8.b.

HUD because of the delay it took to get a draft agreement from them. Additionally, there was a question as to whether or not the five remaining segments (6, 10, 16, 18 and 28) would need to be rebid. OCSD Interim General Manager Walsh contacted District Counsel Simas regarding recommendations on whether this project would need to be rebid. District Counsel reviewed and researched the subject and said the most practical approach would be to review again the bids submitted when the contract was originally awarded. If R. Baker was the low bidder in all cases, (i.e., with all the additive items included) then one could argue that there is no harm to any bidder or the public because R. Baker would have gotten the contract regardless of the order in which the work was let

Wallace Group reviewed the original bids and bid alternatives and found that R. Baker, Inc. was the lowest bid for both the base bid and alternates. Therefore, Counsel recommends not rebidding the package and continuing to use R. Baker, Inc. Staff then requested that the County Representative (Tony Navarro) inform the HUD representative that the District is now ready to proceed with the project. Currently, the project deadline (from HUD) is September 30, 2009. The District would prefer to have the construction deadline extended to October 30, 2009 but will work within the given parameters from HUD. It is preferred by County and District Staff that the project does not go out for rebid since the construction window has been shortened, and the existing contract has not been closed out. Attached is an updated tentative construction schedule and draft change order to have Baker proceed with the construction.

Staff recommends that Board of Directors direct Staff to authorize R. Baker to perform the additional work as detailed in the original document (and in Draft Contract Change Order #004), contingent upon the District executing pending amendment agreements with HUD and the County of San Luis Obispo (County).

#### **Tentative Construction Schedule**

for

## Sewer Repair and Replacement

July 6, 2009

Original Notice of Award to Contractor
Original Notice to Proceed Issued
Original Contract Completion Date (120 Calendar Days)
C.C. O. No. 4 Issued for Time Extension on Alternative SegmentsJuly, 2009
Pre-construction Conference for Alternative Segments (Wed, 2:00 PM)July 31, 2009
Start WorkAugust 1, 2009
New Contract Completion Date - (Add 145 Calendar Days) September 30, 200

#### **DRAFT CHANGE ORDER No. 004**

Date: July 1, 2009 Engineer's No. 825-0001

CONTRACT TITLE:	SEWER REPAIR AN	D REPLACEMENT	
CONTRACTOR:	R. BAKER, INC.		
DESCRIPTION OF	CHANGES	***	NET CHANGE
Contract Time Exter	nsion for 145 Calendar I	Days due to Project Funding.	N/A
		lternate Segment No. 18 (Alr hltary Sewer Pipe (Additional).	\$89,494.00
	e Segment No. 18 (She wer Pipe to be replaced	eet 8 of 13) as 400-LF of 6-inch d (Additional).	\$20,586.00
Add Alternate Segm	ent No. 6 on Air Park D	Prive.	\$91,455.00
Add Alternate Segm	ent No. 10 in Alley at H	larding and Coolidge Drives.	\$72,377.20
Add Alternate Segm	\$71,554.00		
Add Alternate Segment No. 28 on Pier Avenue.			\$18,696.00
NET CHANGE IN C	ONTRACT PRICE (AD	DITIONAL)	\$364,162.20
Original Contract Ar Total Previous Char Amount of this Char New Contract Total	nges (Additional) nge (Additional)		\$587,645.00 \$13,318.19 \$364,162.20 \$965,125.39
Change In Contract	Time (Additional)		145 Calendar Days
This document will i	become a supplement t	o the Contract and all provisions	will apply hereto.
Recommended by I	ENGINEER	Date	
Approved by CONT	RACTOR	Date	
Approved by OCSD	)	Date	



1655 Front Street, P.O. Box 599, Oceano, CA 93475

(805) 481-6730

FAX (805) 481-6836

July 22, 2009

TO: Board of Directors, OCSD

FROM: Kevin Walsh, General Manager

SUBJECT: Proposal for Annual Groundwater Report

#### Background

In 1997, the Santa Maria Valley Water Conservation District (SMVWCD) filed a lawsuit to adjudicate water rights in the Santa Maria Valley Groundwater Basin (Santa Maria Valley Water Conservation District vs. City of Santa Maria, et al), commonly known as the "Santa Maria Groundwater Adjudication." The court divided the trial of the case into phases.

Subsequent to the Phase 3 trial, the majority of the parties to the lawsuit, including the original plaintiff, the Santa Maria Valley Water Conservation District, negotiated a Settlement Agreement ("Stipulation") on June 30, 2005 that set forth terms and conditions for a physical solution concerning the overall management of Basin water resources. The Stipulation also subdivides the Basin into three Management Areas: the Northern Cities Management Area (which includes the cities of Arroyo Grande, Oceano, Grover Beach and Pismo), the Nipomo Mesa Management Area, and the Santa Maria Valley Management Area. The delineation of these areas was based on historical development and use of Basin water resources.

The Phase 5 tentative decision provides that the Court will retain jurisdiction to enforce the judgment and to implement the physical solution as necessary. Part of the continuing jurisdiction requirements imposed by the court is the necessity for the Northern Cities Management Area (NCMA) to submit an annual report to the court.

#### **Discussion**

As specified in the January 25, 2008 Judgment and the June 30, 2005 Stipulation, the Northern Cities must undertake a program of groundwater monitoring in the Northern Cities Management Area (NCMA). A report on these monitoring activities is required to be submitted the court annually. The first of these required annual reports was delivered to the court on April 29, 2009 and has been distributed to the Board. At this point, we in the NCMA are assuming that the scope and format of the first Annual Report recently submitted has been accepted by the Court without major revisions.

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Agenda Item 2009 07 22 8.c.

Based on this assumption, Iris Priestaff of Todd Engineers has submitted a proposal for the 2010 groundwater monitoring and preparation of next years second Annual Report. The costs are estimated to be \$195,317 and are to be divided between the Northern Cities according to their share of the groundwater.

The OCSD share of the groundwater is 22%, making the OCSD share of the costs for the calendar year 2010 effort at \$42,970.

THE RECOMMENDED ACTION BEFORE YOUR BOARD is to: by Board discussion, public comment, motion, second, and roll-call vote: Approve the OCSD cost share of the 2010 NCMA Monitoring Program and Annual Report.

### **PROPOSAL**

# NORTHERN CITIES MANAGEMENT AREA MONITORING PROGRAM AND ANNUAL GROUNDWATER REPORT

JUNE 26, 2009

PREPARED FOR

City of Arroyo Grande
City of Grover Beach
City of Pismo Beach
Oceano Community Services District

PREPARED BY

## **TODD ENGINEERS**

2490 MARINER SQUARE LOOP, STE. 215 ALAMEDA, CA 94501 PHONE: 510/747-6920

FAX: 510/747-6921 www.toddengineers.com

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The groundwater monitoring and reporting program will be conducted in accordance with January 25, 2008 Judgment and June 30, 2005 Stipulation of the Santa Maria Groundwater Adjudication plus the established NCMA Monitoring Program protocols. The program will assess and report on water supply and demand in the Northern Cities Management Area (NCMA) in order to satisfy the settlement obligations and to support the Northern Cities in their ongoing water resources management. For the purposes of this scope, it is assumed that scope and format of the Annual Report submitted in April 2009 has been accepted by the Court without major revisions.

The original concept for this proposal envisioned a three-year effort (2009-2010, 2010-2011. and 2011-2012) in order to support a consistent effort and methodology. That concept presumed routine reporting plus a planned sequence of special studies that would systematically enhance the monitoring program, increase understanding of the NCMA groundwater system, and allow improvement of local groundwater management. However, data from upcoming sampling events could require a flexible and rapid response to changing groundwater conditions. Accordingly, the first 2009 scope is submitted herein in detail while the scopes of work for subsequent years remain open.

The 2009 effort would address the high-priority issue of potential seawater intrusion with regular sentry well sampling and water quality analysis. The 2009 effort also should include an evaluation of the hydrogeologic setting of the NCMA and assessment of the monitoring network in its geologic context. This would allow improved interpretation of groundwater levels, storage changes, and seawater intrusion potential and support proactive management of NCMA groundwater. The 2009 effort would provide specific recommendations, possibly including field work and development of a numerical model that could be applied to a variety of management scenarios (pumping distribution, new wells, recharge projects, etc.).

The 2010 and 2011 efforts will include required annual report preparation and ongoing monitoring, and may include focused field work, a comprehensive update of the water balance study, groundwater modeling and analysis to optimize production well operation. The 2011 effort will incorporate information from the 2010 Urban Water Management Plans for Arroyo Grande, Grover Beach, and Pismo Beach. For planning, we assume that these UWMPs will be completed by December 31, 2010.

The Stipulation specifies preparation of an annual report with documentation of water supply and demand conditions, including land and water uses, sources of supply, and groundwater levels and quality. In addition to the annual report for each year, we recommend preparation of three brief memoranda summarizing each sentry well sampling event (and updating the groundwater level data); each will be submitted promptly via email. In addition, we recommend preparation of a separate report to summarize the 2009 hydrogeologic investigation. This report will be submitted in February 2010, providing the Northern Cities with timely information for groundwater management purposes and allowing appropriate incorporation of the findings into the April 2010 annual report.

#### SCOPE OF WORK FOR 2009-2010

The objectives for 2009-2010 are to document coastal water quality and to improve the monitoring program and our understanding of the local groundwater system so that the Northern Cities have the data needed to make informed water management decisions, including objectives for coastal groundwater levels. This scope assumes timely conduct of the previously proposed sentry well renovation, development, and July 2009 sampling.

- 1. **Sentry Well Monitoring.** This task involves monthly water level measurements, quarterly water quality sampling and analysis, and regular reporting.
  - 1.1. Measure groundwater levels on a monthly basis in each sentry well plus the Oceano monitoring well cluster. This will be coordinated with the sampling program, so eight water level-only events between July 2009 and June 2010 are included in the cost estimate. We recommend use of Blaine Tech for the field work. Todd Engineers will coordinate the program with Blaine Tech and the County, compile the resulting data, and provide QA/QC.
  - 1.2. Sample each well quarterly (assuming July sampling is completed separately): October 2009, January 2010, and April 2010. Sample each individual well in the four sentry cluster wells in the NCMA plus the four individual wells in the Oceano monitoring cluster (15 samples total). An equipment blank sample and one or two duplicate samples also will be taken for quality control purposes. Analyze all samples for general mineral constituents plus bromide, iodide, nitrate and total nitrogen to allow diagnostic evaluation for potential seawater intrusion. Sampling also will include measurement of pH, temperature, EC, and turbidity to allow evaluation of the accuracy of the analytical data. Water levels will be measured in each well prior to sampling. We recommend use of subcontractors for the sampling (Blaine Tech) and analysis (CalScience Environmental Labs). Todd Engineers will coordinate the sentry well sampling program and participate in the sampling process until it is routine and relatively problem-free. Todd Engineers staff can then minimize time in the field observing routine sampling procedures.
  - 1.3. Evaluate sentry well data (e.g., constituent trends, Schoeller, Piper, Brine plots). Our senior geochemist, Dr. William Motzer, will direct the evaluation of the sampling data to ensure its accuracy and to detect changes in the potential seawater intrusion. The new sentry well analytical data will be entered into an Excel workbook along with historical sampling and other representative water quality data (e.g., seawater and local groundwater). The data will be examined for accuracy and evaluated through selected diagnostic plotting techniques, including Piper diagrams, water source (Schoeller) diagrams, and other plots.
  - 1.4. Prepare quarterly technical memoranda summarizing the sentry wells water quality data. These brief technical memoranda will present the most recent water quality and water level sampling data and provide timely updates on potential seawater intrusion. For costing purposes, we assume these technical memoranda will be delivered electronically.

Deliverables: Three Monitoring Memoranda

- Documentation of Hydrogeology. This task provides an evaluation of the hydrogeologic setting of the NCMA and assessment of the monitoring network in its geologic context. This will support improved interpretation and management of groundwater levels and seawater intrusion potential.
  - 2.1. Document the hydrogeologic setting. This will include documentation of aquifer and aquitard zones, aquifer properties, boundaries, and to the extent possible, the bottom of the NCMA portion of the groundwater basin and offshore geology. This will be based on available information. We already have obtained most relevant reports and 1,000+ water well drillers reports. However, we recommend contacting NMMA consultants to obtain additional relevant information for the NCMA and adjacent portions of the NMMA, especially geophysical logs. We will prepare at least three cross-sections (parallel to and at right angles to the coast) showing topography, lithology, groundwater levels, and production/monitoring well locations/screens. Cross-sections will extend into NMMA as warranted to understand subsurface inflow/outflow. We will evaluate perched, semi-confined and confined groundwater conditions (in addition to unconfined or water table conditions) insofar as possible using available reports and information on groundwater levels, selected well construction, and geology. We will acquire and organize all available data on sentry well construction, including any initial DWR documentation and historical water quality data. This may involve contacting DWR to access their files and a search at the Water Resources Center Archives, Data collection and evaluation will be performed using techniques and computer applications that facilitate efficient incorporation into a basin water balance and into a possible future groundwater model of the basin.
  - 2.2. Evaluate groundwater levels with regard to pumping. Compile monthly pumping data from major municipal wells and evaluate with sentry well water level data. As far as possible, identify and document private pumping wells within one mile of the coast; if pumping from a private well is substantial, estimate monthly pumping.
  - 2.3. Re-evaluate wells for NCMA water level monitoring. Working with County and Northern Cities staff, Todd Engineers will identify potential new monitoring sites, evaluate wells for addition/deletion, and document current field measurement procedures (e.g., use of chalk tape, air line, or sounders) for selected wells. For key wells, we will provide field inspection. We assume that surveying of measuring points on key wells will be provided separately from this contract. We will obtain survey data from NMMA. It should be noted that refinement of the monitoring well network and process is a substantial task that likely warrants repeating every few years.
  - 2.4. Develop and formalize protocols for obtaining surface water, groundwater, and water quality data. Water level measurement protocols will include the length of time that the well is turned off before measurement. This subtask needs to be coordinated with the County and with NMMA. Provide QA/QC and editing of NCMA portion of County database, and edit the NCMA GIS database with precise well locations/elevations.
  - 2.5. Prepare groundwater contour maps and transects. Prepare groundwater contour maps for both autumn and spring for selected years in the recent past, including wet, dry, and average rainfall years. For costing purposes, we plan on preparing six draft maps. These contour maps should include portions of NMMA in addition to NCMA. Insofar as data allow, we will prepare a groundwater storage change map. We will evaluate

- groundwater level patterns in relation to rainfall and municipal pumping patterns. East-west groundwater level transects from the coast inland also will be prepared to monitor seaward/landward gradients.
- 2.6. Evaluate hydraulic heads needed to control seawater. Identify and recommend basin management objectives (BMOs) relative to groundwater levels in sentry wells. These objectives would define groundwater levels (above mean sea level) in sentry wells to establish seaward groundwater gradients and flow in measured zones and to thereby minimize the potential for seawater intrusion. The BMOs would provide both objectives for groundwater levels and thresholds plus specific actions (e.g., reduction in pumping) if thresholds are exceeded.
- 2.7. Identify key data gaps and provide recommendations for additional work. Recommendations may include field work such as aquifer testing and the drilling, testing, and installation of additional sentry wells to better define the geology, aquifer parameters, and groundwater quality and levels along the coast. Existing facilities will be used as much as possible; for example, aquifer testing to evaluate aquifer properties can be performed in existing wells. Recommendations also may involve development of a numerical groundwater model to assist the Northern Cities in managing groundwater pumping to control groundwater levels along the coast and repel seawater intrusion.
- 2.8. Prepare a draft and final technical report summarizing the hydrogeologic setting and groundwater conditions as documented in Tasks 2 and 3. Prepare a draft technical report for submittal to the Northern Cities. The final report will address questions and comments on the draft. The draft technical report will be submitted via email. The final report will be submitted in five hard copies and in electronic format.

Deliverable: Technical Report on Hydrogeology and Groundwater Conditions

#### 3. Basic Data Analysis for Annual Report

- 3.1. Obtain data. We will identify data needs and request data. We need the assistance of Northern Cities' staff and/or consultants in the timely acquisition and compilation of basic data including monthly water use by source (e.g., groundwater pumping, Lopez deliveries, and State Water Project deliveries), water level data, and water quality data. Data are needed for the calendar year, so we will develop and send an email data request memorandum to each Northern City by January 1. To stay within the schedule, we will need to have received all data from the Northern Cities by February 1. Todd Engineers will obtain available hydrologic and water use data from federal, state, and local agencies, including rainfall, stream flow, land use, groundwater levels, and groundwater quality. Data will be obtained and compiled into the NCMA database, consistent with protocols established for the NCMA Monitoring Program. We will use online sources and personal communications to update water management activities. This task will utilize information from Task 2, Documentation of Hydrogeology.
- 3.2. Analyze data for the current year with review over the longer term to reveal long-term trends and variability. The major portion of this task in 2009-2010 will involve the calculations, tables, and graphics needed to document water demand and water supply. For documentation of 2009 groundwater conditions, this task will utilize results of Task 2 to select key wells, to show water level and water quality hydrographs for those

- wells, to provide groundwater contour maps for April and October, and to furnish a groundwater storage change map, if possible.
- 3.3. Review water management activities in and near the Northern Cities, as is relevant to the Annual Groundwater Report. This will not only provide a comprehensive overview of management, but also may alert the consultant team and staff to significant changes or problems.
- 4. Annual Report and Review of NMMA Report. This task includes preparation of the NCMA annual report and review of the NMMA Draft Annual Report and provision of comments. This scope does not include review of the Santa Maria Management Area report. The Annual Report will refer to and incorporate findings from the Task 2 Hydrogeology Documentation as needed.
  - 4.1. Prepare an administrative draft NCMA annual report. The administrative draft annual report will be submitted via email to the Northern Cities and water rights counsel for review.
  - 4.2. Prepare draft NCMA annual report. The draft annual report will address comments by the Northern Cities and water rights counsel and will be released to the adjudication parties via email about two weeks prior to the submittal date for the final report. Comments provided by NMMA will be discussed with Northern Cities and water rights counsel and the responses will be defined and incorporated into the NCMA report.
  - 4.3. Revise the draft NCMA Annual Report to reflect comments and submit a final report to water rights counsel before the submittal date of April 30<sup>th</sup>. Ten bound copies will be delivered, two each to the Northern Cities and to water rights counsel. Electronic copies will be provided in Adobe Acrobat<sup>TM</sup> format.
  - 4.4. Review the Annual Report prepared for the NMMA. We will review the draft NMMA report and provide emailed comments to the Northern Cities and water rights counsel. We assume that the draft NMMA report will be released in early April. Review and commentary will focus on substantive topics relevant to NCMA in order to 1) inform NCMA and consider possible changes to the NCMA report and 2) provide NMMA with suggested revisions to their report. We will also briefly review the final NMMA Annual Report to identify significant changes, if any, from the draft report that are relevant to NCMA. These will be communicated via email.

Deliverables: Draft and final annual report in hard copy and electronic format

- 5. Project Management and Meetings. The primary objectives of the project management task are to: 1) provide close coordination among the Northern Cities, Todd Engineers team, and other involved parties; 2) to ensure that project schedule and budget are met; 3) to track project activities; and 4) provide quality assurance and control. Most communication will occur via email and telephone. Emails will be directed to designated staff representatives of each Northern City, legal counsel and consultants as specifically directed.
  - 5.1. Initial June Coordination and Meetings. This task includes preparation for and participation in the June 1 NMMA meeting and June 8 NCMA meeting, and the June 18 conference call.

- 5.2. NCMA Coordination/Meetings and Project Management. This task includes project management plus coordination with NCMA staff, counsel, and consultants, including telephone and email communications and periodic conference calls. Four working meetings with the Northern Cities are recommended to expedite sharing of information, to review technical progress, and to plan for improved groundwater monitoring and management. The meetings are likely to follow sampling events and/or submittal of draft reports and to be spaced through the year: September, December, late March, and June. A powerpoint presentation may be provided as needed. For the purposes of this proposal, it is assumed that presentations to the city councils of Arroyo Grande, Grover Beach, and Pismo Beach and to the Oceano CSD board will be handled separately from this contract.
- 5.3. NMMA Coordination and Meetings. This task includes coordination with other stakeholders, specifically NMMA staff and consultants, including telephone and email communications and information sharing. The NMMA Technical Group meets monthly; for costing purposes, we assume three coordination meetings per year with NMMA. Additional meetings may be added on an as-needed basis.

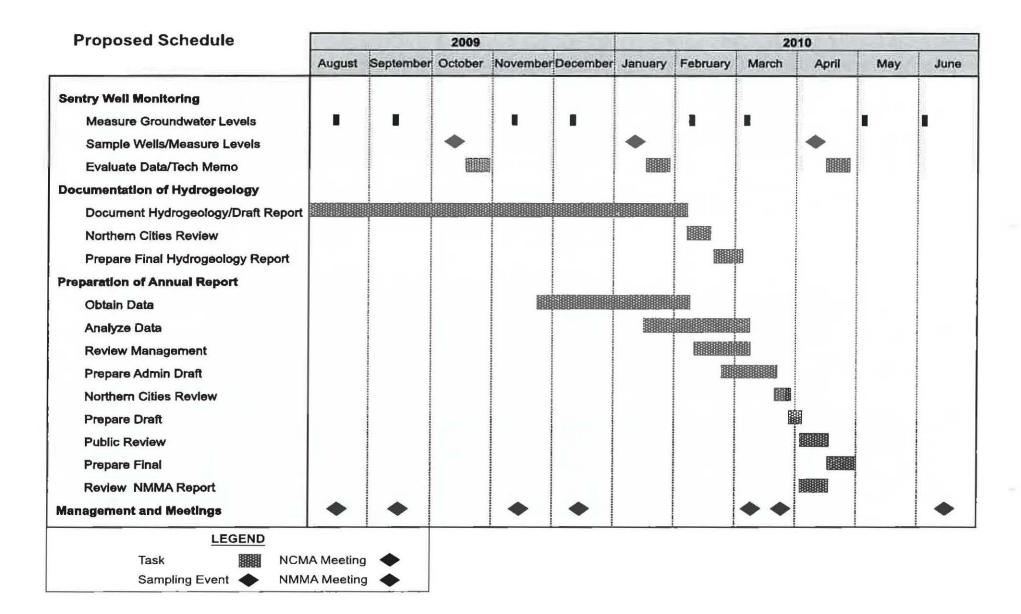
#### SCHEDULE AND COST ESTIMATE

For the purposes of scheduling, we assume that the contract will begin on August 1, 2009. The next page shows the schedule with milestones and deliverables.

**Table 1** shows estimated costs by task for the 2009 Annual Report, including the continuation of sentry well monitoring and the documentation of hydrogeology. The total estimated cost is \$195,317, apportioned among the major tasks as follows:

\$58,445	30%
\$58,345	30%
\$14,446	7%
\$31,257	16%
\$32,825	17%
	\$58,345 \$14,446 \$31,257

Note that no markup has been applied to subconsultants.



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The proposed team provides the proven experience and technical capabilities to successfully perform all the services required by the Northern Cities for the Annual Report, sentry well sampling, and hydrogeologic documentation. Key team members are listed below with their respective roles and responsibilities.

#### Iris Priestaf, Ph.D. - Project Manager

Iris Priestaf, President of Todd Engineers, will be the Project Manager. Her project management will directed toward achievement of compliance with the Judgment and provision of groundwater technical support to the Northern Cities for improved management of the NCMA. Her project management also will include quality control and assurance plus tracking of the schedule and budget. Dr. Priestaf will have primary responsibility for report preparation and coordination with the Northern Cities, its legal counsel and consultants, and other involved parties.

#### Chad Taylor, P.G. - Project Geologist

Chad Taylor, Associate Geologist, will serve as Project Geologist. He will direct and coordinate data collection, evaluation, and presentation with particular focus on compilation and analysis of the hydrogeologic data, hydrogeologic analysis, assessment of annual groundwater conditions, and sentry well sampling.

#### Maureen Reilly, P.E. - Project Engineer

Maureen Reilly, Senior Engineer, will be the Project Engineer. She will contribute to data collection and evaluation, with responsibility for data quality control and assurance. She will focus on evaluation of water supply and demand for the Annual Report.

#### William Motzer, Ph.D., P.G. - Project Geochemist

Dr. Motzer, Senior Geochemist, will provide review and evaluation of the sentry well sampling and related water quality data to ensure its accuracy and utility in detecting potential seawater intrusion.



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### WARRANT SUMMARY

\$977.81	REGULAR PAYROLL THRU 070409	PR0701	2009-10
26,670.01	DIRECT DEPOSIT P/R THRU 070409	PR0701	2009-10
76,310.72	REGULAR WARRANTS THRU 072209	EX0979	2008-09
237,972.06	REGULAR WARRANTS THRU 072209	EX1002	2009-10
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49427	SANCHEZ GUARDADO	ĔŢ	1133.84	22.38	100	:00	1186,22	.00
<del>49428</del> 49429	TORRES_	μĕ	197104	221.74	- 2181.65 .00	100	<del>- 4748.27</del> 2192.78	100
49430 49431	SILVETRA LANGSTAFF	D P 5 A	1674.96 1597.36	314.06 179.71	100	.00	1989.02 1777.07	.00
<del>49432</del> 49433	GARCIA KALATA	ė i	642.00	100	43.55 .00	.00	642.00	.00
49434 49435	STEELE CORSIGLIA	ā Ľ	275.00 33.00	.00	.00	100	275.00 33.00	.00
<del>- 49438</del> 49437	BENNET LOKKART	E H	144.00 264.00	.00 .00	.00	.00	144.00 254.00	240.90
49438 49439	DAVIS GREEN	JE	869.00 126.50	.00	.00	.00	869.00 126.50	115.44
<del>49440</del> 49441	HCKIH	<del>Т С </del>	80.00 120.00	100		.00	120.00	109.50 -
49442 49443	LEATHERS BOVA	H G	2393.99 2531.53	1169.09	.00	.00	2393.99 3700.62	.00
49444	ANGELLO	C A	1014.00 2584.52	-00	.00	.00	1014.00 2584.52	.00
49448	FUKUHARA	ΒŔ	-539100	100	200	100	T539100	188
			26675.33	1945.85	8515.78	150.00	37306.96	977.81 *

#### 24 RECORDS PROCESSED

### PAYROLL FOR THE PAY PERIOD ENDING 07 04 2009 (PR0701)

CHECK#	<del>RECT DEPOSIT LIS</del> 1 DATE	DEDUCTION	7/10/09 NAME	CHK DATE EMP#
				E111-44
 <del>49424</del> 49425	7/10/09 7/10/09	57585.02 1,142.20	DAVIS, GINA A WINTER, CINDY J	1-2100 1-2120
1712	7/10/09	.00	REA, GINA J	1-2206
- 1101120	7/10/09	.00	SUMPTER, HEATHER M	1-2207
 <del>49428</del>	7/10/09 7/10/09	37080.30 17991.32	DAVIS, PHILIP T TORRES, MAXIMIANO A	2-3100 2-3150
49430	7/10/09	1,345,17	SILVEIRA, DANIEL P	2-3182
 49431	7/10/09	1,381,94	LANGSTAFF, STEVEN A	2-3194
	7/10/09 7/10/09	.00	LEATHERS BRIAN W BOVA, JOHN M	5-4881 5-4891
	7/10/09	100	RODLIN, JIM M	5-4508
	7/10/09	.00	ANGELLO; CRAIG A	5-4931
<del>49432</del> 49433	7/10/09 7/10/09	52.99 482.21	GARCIA: GULMARO KALATA: PAUL J	5-4754 5-4756
17133	7/10/09	.00	MCTIGUE, BRET H	5-4768
	7/10/09	* O O	CIECEK, DANIEL C	5-4972
	7/10/09 7/10/09	100	FUKUHARA) BRIAN R WATHEN, SHAUN C	5-4973 5-4977
49434	7/10/09	250.93	STEELE, ANDREW J	5-4978
	7/10/09	.00	SCHMIDT, MICHAEL E	5-4979
49435	7/10/09 7/10/09	:11	CORSIGLIA: SCOTT L LANE: JEFFREY R	5-4981 5-4982
49442	7/10/09	1,912.58	LEATHERS, BRIAN W	25-4881
45443	7/10/09	1,912.68 3,137.24	LEATHERS, BRIAN W BOVA, JOHN M	25-4891
<del>49444</del> 49445	7/10/09 7/10/09	1,733.16	RODLIN; JIM M ANGELLO, CRAIG A	25-4908 25-4931
	7/10/09	.00	CIECEK, DANIEL C	25-4972
49446	7/10/09	480.91	FUKUHARA, BRIAN R	25-4973
<del>49436</del> 49426	7/10/09 7/10/09	131,40	BENNET, IAN M	5-4788
49438	7/10/09	1,183.57 696.98	SANCHEZ, CASSEY D DAVIS, JASON B	1-2208 5-4994
49427	7/10/09	1,023,19	GUARDADO, ESTHER L	1-2209
 	7/10/09 7/10/09	.00	BRAMLETTE, JUSTIN M CHIRCOP, MATTHEW V	5-4996 5-5001
	DIRECT DEPOSIT	26,670.01	PS CODED FOR DIRDEP	3r -EME
	the state of the s	20,0,4141	PS WITH DEDUCTION	

07	122	109	

#### CHECK REGISTER - \$ AMT SORT

PAGE	1
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PAYEE	VEND.NO.	CHECK DATE	CHECK #	CHECK AMT	PREPAID
SSLOCSD KIRK & SIMAS TODD ENGINEERS SLO COUNTY NEWSPAPERS STAPLES BUSINESS ADVANTAGE	3 2 2 7 4 18 7 8 0 3 3 5 7 0 2 7 9 9 0 3 2 4 2 5	72209 72209 72209 72209 72209	49457 49452 49459 49455 49458	61551.86 6262.90 1664.16 1597.00 1241.03	0000
AGP VIDEO CORPANIES DHILLON MANAGEMENT SERVICES MISSION LINEN SUPPLY	700 9000 92516 21186	72209 72209 72209 72209	49447 49448 49460 49454	1230.00 950.00 907.50 259.08	0
LANGSTAFF, STEVEN CURTIS, L.N. & SONS J.B. DEWAR, INC. CARQUEST DIGITAL WEST NETWORKS	19285 10098 11150 31875 11433	72209 72209 72209 72209 72209	49453 49449 49450 49456 49451	207.00 173.53 159.89 74.63 32.14	0
					Ü

76310.72 \*

#### 14 RECORDS PROCESSED

PAGE 3

7/22/09	OCEANO COMMUNITY SERVICES DISTRI	CT RUN: 7/14/09	PAGE 1
0979	REGISTER OF DEMANDS	29:04	APWR02-U1

DETAIL OF DEMAND	S INV.NO. VEND.NO.	ACCOUNT	DEPT CHECK NAME NO.	CHECK	JOB/PROJECT	KEY #
06/09 VIDEO SERV AGP VIDEO	00700	01-4100-220	ADMINISTRA 049447	1,230.00		4 0
0442: ANNUAL CATH PROT 044E: ANNUAL CATH PROT CORRPRO COMPANIES	INSPCT S108439 INSPCT S108439 09000	02-4400-220 02-4400-220	WATER WATER 04944B	475.00 475.00 950.00	44260220 44360220	100
OPER SUPP CURTIS, L.N. & SONS	10098	01-4200-175	FIRE 049449	173.53 173.53		190
06/30 FUEL 6193 (CANS) 06/30 FUEL 30015 06/30 FUEL 30017 J.B. DEWAR, INC.	703518 703518 703518 11150	01-4200-172 02-4400-172 03-4500-172	FIRE WATER SEWER 049450	4.49 78.69 76.71 159.89	20380172 41580172 51780172	130 140 150
WEB HOST: 07/09 DIGITAL WEST NETWORKS	11433	01-4100-220	ADMINISTRA 049451	$\begin{array}{c} 32.14 \\ 32.14 \end{array}$		120
053009 RETAINER 4100: THRU 053009 KIRK & SIMAS	063009 063009 18780	01-4100-223 01-4100-223	ADMINISTRA ADMINISTRA 049452	6,250.00 12.90 6,262.90		160 170
T-1 EXAM & CERT LANGSTAFF, STEVEN	19285	02-4400-285	WATER 049453	207.00	319480285	180
06/09 CLOTHING/TOWELS MISSION LINEN SUPPLY	21186	02-4400-100	WATER 049454	259.08 259.08		200
ADV: GM SLO COUNTY NEWSPAPERS	3949053	01-4100-230	ADMINISTRA 049455	1,597.00		20
R&M EQ R&M EQ: CR R&M EQ: CR R&M EQ: CR 0212: R&M 6192 CARQUEST	338737 339347 339341 329718 313079 31875	02-4400-170 02-4400-170 02-4400-170 02-4400-170 01-4200-171	WATER WATER WATER WATER WATER FIRE 049456	102.20 9.44 10.88CR 29.90CR 3.77 74.63	21280171	5 0 6 0 7 0 8 0 9 0
063009 COLLECTIONS	063009	03-4500-220	SEWER	61,551.86		10

ISTRICT RUN: 7/14/09 PAGE 2
29:04 APWR02-U1
NO. ACCOUNT DEPT CHECK CHECK NAME NO. AMOUNT JOB/PROJECT KEY #
049457 61,551.86
4777 01-4100-200 ADMINISTRA 9.65CR 4778 01-4100-200 ADMINISTRA 9.65 220 8025 01-4100-200 ADMINISTRA 106.06 230 8026 01-4100-200 ADMINISTRA 512.34 240 8026 01-4200-200 FIRE 049458 1,241.03
6-09 02-4400-220 WATER 1,664.16 860160220 260
-00303 01-4200-220 FIRE 907.50 30
76,310.72
4778 01-4100-200 ADMINISTRA 9.65 8025 01-4100-200 ADMINISTRA 106.06 8026 01-4100-200 ADMINISTRA 512.34 8026 01-4200-200 FIRE 049458 1,241.03 6-09 02-4400-220 WATER 049459 1,664.16 -00303 01-4200-220 FIRE 049460 907.50 76,310.72

PAYEE	VEND.NO.	CHECK DATE	CHECK #	CHECK AMT	PREPAID
SAN LUIS OBISPO, COUNTY OF ANTHEM BLUE CROSS ARROYO GRANDE, CITY OF CA. SPECIAL DISTRICTS ASSN GROVER BEACH, CITY OF 1BM CORPORATION WRIGHT, IV HAROLD L. AWWA A T & T PITNEY BOWES GLOBAL FINANCIAL RUSH TRUCK CENTER/SAN LUIS OBSHSM ELECTRONIC PROTECTION SERVELECSYS INTERNATIONAL CORPAVAYA INC AMERIKAS LIFE INSURANCE ARROYO GRANDE, CITY OF CHARTER COMMUNICATIONS ACTION FAX & PRINTER	152424 159238 159238 15952551 257345 257345 25734265 23355274 2050 2050 2050 2050 2050 2050 2050 205	72209 72209 72209 72209 72209 72209 72209 72209	4 9 4 4 7 7 7 7 4 9 4 4 7 7 4 7 7 4 6 3 4 4 7 7 6 3 4 4 9 9 4 4 7 9 4 4 9 9 4 4 9 9 4 4 9 9 4 6 3	121365.00 53425.00 15144.00 15144.00 498.11 498.14 4109.00 168.00 168.00 168.00 169.00 169.00 169.00 169.00 169.00 169.00	000000000000000000000000000000000000000
				237972.06	10

18 RECORDS PROCESSED

7/22/09	OCEANO COMMUNITY SERVICES DISTRICT	RUN: 7/14/09	PAGE 1
1002	REGISTER OF DEMANDS	54:35	APWR02-U1

DETAIL OF DEMANDS	INV.NO.	ACCOUNT	DEPT CHECK NAME NO.	CHECK AMOUNT	JOB/PROJECT	KEY #
070209 8054816730 070209 8054810085 070209 8054892124 070209 8054817760	805481673062 805481008558 805489212449 805481776058	01-4100-111 02-4400-111 02-4400-111 03-4500-111	ADMINISTRA WATER WATER SEWER 049461	305.58 43.88 84.86 58.86 493.18		150 160 170 180
R&M PRINTER ACTION FAX & PRINTER	090709A	01-4100-221	ADMINISTRA 049462	40.00	15460170	210
07/09 VISION AMERITAS LIFE INSURANCE	01484	01-2166-004	PAYROLL 049463	127.50 127.50		190
OPER SUPP ARROYO GRANDE, CITY OF	09-03	01-4200-175	FIRE 049464	99.64 99.64		200
07/09 BATT CHIEF 07/09 FIRE CHIEF ARROYO GRANDE, CITY OF	201007-140 201007-140 02086	01-4200-220 01-4200-220	FIRE FIRE 049465	2,339.12 3,206.19 5,545.31	422060220 422160220	260 270
MAINT 06/13-09/12/09 AVAYA, INC	2728909861 02375	01-4100-111	ADMINISTRA 049466	155.52 155.52		110
STANDARDS: 2009-10 AWWA	7000113303 02574	02-4400-235	WATER 049467	498.00 498.00		3 0
08/09 PREM 07/09 PREM: BAL DUE ANTHEM BLUE CROSS	396469 396469 03950	01-2166-001 01-2166-001	PAYROLL PAYROLL 049468	9,272.00 2,864.00 12,136.00		130 140
2009-10 ANNUAL DUES CA. SPECIAL DISTRICTS ASSN	05544	01-4100-180	ADMINISTRA 049469	3,325.00 3,325.00		220
SERV THRU CHARTER COMMUNICATIONS	07500 200141448301	01-4100-200	ADMINISTRA 049470	47.99 47.99		100
DISPATCHING GROVER BEACH, CITY OF	15246	01-4200-110	FIRE 049471	1,518.00		90
0144: 9406 005PRMK	6904800	01-4100-221	ADMINISTRA	1,164.00	14460170	40

7/22/09 OCEANO COMMUNI	TY SERVICES DISTRICT	RUN: 7/14	/09	PAGE 2	2		
1002 REGISTE	R OF DEMANDS	5 4	: 35	APWR02-U	1		
DETAIL OF DEMANDS	END.NO.	ACCOUNT	DEPT NAME	CHECK NO.	CHECK AMOUNT	JOB/PROJECT	KEY #
IBM CORPORATION	16929			049472	1,164.00		
QTRLY LEASE: 07/10-10/10 PITNEY BOWES GLOBAL FINANCI	/09 3784147 AL25741	01-4100-210	ADMINISTR	049473	412.43		120
0212: R&M 6192 RUSH TRUCK CENTER/SAN LUIS	310992584 OB27375	01-4200-171	FIRE	049474	409.97	21280163	230
09/10 LOPEZ CONTRACT 09/10 WHEELING SAN LUIS OBISPO, COUNTY OF	479 483 28215	02-4400-260 02-4400-260	WATER WATER	049475	201,911.16 8,882.36 210,793.52		10 20
07/09 ALARM SERV 07/09 ALARM SERV 07/09 ALARM SERV 07/09 ALARM SERV HSM ELECTRONIC PROTECTION S	6402762 6402762 6402762 6402762 ER33040	02-4400-110 02-4400-110 03-4500-110 01-4200-110	WATER WATER SEWER FIRE	049476	42.00 42.00 42.00 42.00 168.00	44180220 44080220 57380220 927380220	5 D 6 O 7 O 8 O
PROF SERV: 17.5 HRS WRIGHT, IV HAROLD L.	91038	01-4100-220	ADMINISTR	A 049477	875.00 875.00		250
0427: 07/09 SERV ELECSYS INTERNATIONAL CORP	79605	02-4400-170	WATER	049478	163.00 163.00	42780170	240
CHECKS WRITTEN					237,972.06		
* PREPAID ITEMS					.00	*	
TOTAL DEMANDS PAID					237,972.06		