

NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community Since 1965

AGENDA

JULY 24, 2013 AT 9:00 A.M.

REGULAR MEETING OF THE BOARD OF DIRECTORS AND ANNUAL MEETING OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT PUBLIC FACILITIES CORPORATION

BOARD ROOM 148 SOUTH WILSON STREET, NIPOMO, CA

BOARD of DIRECTORS

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

PRINCIPAL STAFF

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

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

- All comments concerning any item on the agenda are to be directed to the Board President.
- Consistent with the Americans 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 below referenced public meeting by contacting the District General Manager at 805-929-1133.
- District-prepared staff reports and documents are generally posted on the District's website {NCS.D.CA.GOV} on the same date the agenda is posted.
- Any writing or document pertaining to an open session item on this agenda which is distributed to the Board of Directors after the posting of this agenda will be available for public inspection at the time the subject writing or document is distributed. The writing or document will be available for public review at the District Secretary's Office, 148 S. Wilson Street, Nipomo, CA, during normal business hours, and may be posted on the District's web site at <http://www.ncsd.ca.gov>.
- Items may be taken out of order. The Board typically breaks for lunch at approximately 12 noon and conducts Closed Session at that time, reconvening to public session at approximately 1:00 p. m.
- Please silence all cell phones during the meeting, as a courtesy to others.

A. CALL TO ORDER AND FLAG SALUTE	NEXT RESOLUTION	2013-1320
	NEXT ORDINANCE	2013-120

B. ROLL CALL AND PUBLIC COMMENT FOR ITEMS NOT ON AGENDA

Any member of the public may address the Board relating to any matter within the Board's jurisdiction but not on the Board's agenda. **Public Comment is limited to three (3) minutes or otherwise at the discretion of the President.**

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C. PRESENTATIONS AND REPORTS

- C-1) SHERIFF COMMANDER JAMES TAYLOR
Update Report re: South County Law Enforcement and Department News
- C-2) CAL FIRE BATTALION CHIEF
Update Report re: South County Cal Fire Activity and Department News
- C-3) DIRECTOR OF ENGINEERING AND OPERATIONS
RE: Summary of recent activities
- C-4) DIRECTORS' ANNOUNCEMENTS OF DISTRICT & COMMUNITY INTEREST AND REPORTS ON ATTENDANCE AT PUBLIC MEETINGS, TRAINING PROGRAMS, CONFERENCES, AND SEMINARS
Receive Announcements and Reports from Directors
- C-5) RECEIVE PUBLIC COMMENT ON PRESENTATIONS AND REPORTS PRESENTED UNDER ITEM C AND BY MOTION RECEIVE AND FILE PRESENTATIONS AND REPORTS

D. CONSENT AGENDA *The following items are considered routine and non-controversial by staff and may be approved by one motion if no member of the Board wishes an item removed. If discussion is desired, the item may be removed from the Consent Agenda by a Board member and will be considered separately at the conclusion of the Administrative Items. Questions or clarification may be made by the Board members without removal from the Consent Agenda. Individual items on the Consent Agenda are approved by the same vote that approves the Consent Agenda, unless an item is pulled for separate consideration. The recommendations for each item are noted in bracket. Members of the public may comment on the Consent Agenda items.*

- D-1) WARRANTS [RECOMMEND APPROVAL]
- D-2) APPROVE JULY 10, 2013 REGULAR BOARD MEETING MINUTES [RECOMMEND APPROVAL]
- D-3) RECEIVE QUARTERLY INVESTMENT REPORT [RECOMMEND RECEIVE REPORT]

E. ADMINISTRATIVE ITEMS

- E-1) UPDATE ON DEVELOPMENT OF JIM O. MILLER PARK [RECOMMEND RECEIVE UPDATE AND DIRECT STAFF]
- E-2) CONSIDER SERVICE REQUEST - 530 HILL STREET, APN 092-577-002, 20 MULTI-FAMILY UNIT RESIDENTIAL DEVELOPMENT [RECOMMEND CONSIDER INTENT TO SERVE LETTER AND APPROVE, DENY OR CONTINUE]
- E-3) REVIEW SERVICE WATER ALLOCATION PROCEDURES AND WATER CONNECTION MORATORIUM STATUS [RECOMMEND REVIEW POLICY AND PROCEDURE AND DIRECT STAFF]

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- E-4) CONSIDER DAVIS OUTSIDE USER REQUEST FOR WATER SERVICE [RECEIVE REPORT AND PROVIDE DIRECTION TO STAFF]
- E-5) AUTHORIZATION TO PURCHASE REPLACEMENT GENERATOR FOR SOUTHLAND WASTEWATER TREATMENT FACILITY [RECOMMEND AUTHORIZE STAFF TO PURCHASE REPLACEMENT GENERATOR FROM QUINN POWER SYSTEMS AT A COST OF \$114,732]
- E-6) CONSIDER BALLOT FOR CALIFORNIA SPECIAL DISTRICT ASSOCIATION 2013 BOARD ELECTIONS [RECOMMEND REVIEW BALLOT AND BY MOTION AND ROLL CALL VOTE, DIRECT STAFF TO VOTE BOARD CANDIDATE IF ONE IS CHOSEN]
- E-7) CONSIDER BALLOT FOR SPECIAL DISTRICT RISK MANAGEMENT AUTHORITY 2013 BOARD OF DIRECTORS ELECTION [RECOMMEND REVIEW BALLOT AND BY MOTION AND ROLL CALL VOTE, ADOPT RESOLUTION VOTING BOARD CANDIDATE(S) IF ONE OR MORE IS CHOSEN]

ADJOURN TO NCSD PUBLIC FACILITIES CORPORATION

ROLL CALL

Public Comment on Agenda Items

- A. NCSD PUBLIC FACILITIES CORPORATION ANNUAL MEETING
 - Approve Minutes
 - JULY 25, 2012
 - MAY 8, 2013
 - JUNE 12, 2013

ADJOURN TO NCSD – REGULAR MEETING

- F. GENERAL MANAGER’S REPORT
- G. COMMITTEE REPORTS
- H. DIRECTORS’ REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS
- I. CLOSED SESSION ANNOUNCEMENTS
 - 1. CONFERENCE WITH DISTRICT LEGAL COUNSEL RE: PENDING LITIGATION PURSUANT TO GC §54956.9 SMVWCD VS. NCSD (SANTA CLARA COUNTY CASE NO. CV 770214, SIXTH APPELLATE COURT CASE NO. H032750 AND ALL CONSOLIDATED CASES).
 - 2. CONFERENCE WITH LEGAL COUNSEL PURSUANT TO GOVT. CODE §54956.9(a):
Existing litigation - 1 case: Mesa Community Alliance Vs. District, Case No. CV 130222

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3. ANNUAL PERFORMANCE REVIEW OF DISTRICT GENERAL MANAGER
PURSUANT TO GOVERNMENT CODE SECTION 54957

J. PUBLIC COMMENT ON CLOSED SESSION ITEMS

K. ADJOURN TO CLOSED SESSION

L. OPEN SESSION
ANNOUNCEMENT OF ACTIONS, IF ANY, TAKEN IN CLOSED SESSION

ADJOURN

➤ **Next Regular Board Meeting is August 14, 2013, 9AM.**