



Los Osos Community Services District

AMENDED
REGULAR MEETING AGENDA

Thursday, June 4, 2009, 2009
Closed Session Begins at 6:00 p.m.
South Bay Community Center
2180 Palisades Avenue, Los Osos

President

Joe Sparks

Vice-President

Marshall Ochylski

Director

Chuck Cesena

Maria Kelly

Steve Senet

General Manager

Utilities Manager

George J. Milanés

Fire Chief

Matt Jenkins



CALL TO ORDER, FLAG SALUTE AND ROLL CALL @ 6:00 P.M.

ANNOUNCEMENT OF CLOSED SESSION ITEMS, PUBLIC COMMENTS ON CLOSED SESSION ITEMS, AND CONVENING OF CLOSED SESSION

EACH SPEAKER IS LIMITED TO A THREE MINUTE PRESENTATION ON THE CLOSED SESSION AGENDA. PLEASE SPEAK AT THE PODIUM, ADDRESS THE PRESIDENT, AND BEGIN BY STATING YOUR NAME AND COMMUNITY OF RESIDENCE.

A. PERSONNEL MATTER (Government Code §54957)

- Employment/Release: Utility Systems Manager
- Performance Evaluation: Interim General Manager (pursuant to contract)

B. CONFERENCE WITH LABOR NEGOTIATOR (Government Code §54957.6)

- District Designated Representatives: Mitch Cooney, Interim General Manager and Jon S. Seitz, District Legal Counsel
- Employee Organization: San Luis Obispo County Employees Association (SLOCEA) representing the Miscellaneous Bargaining Unit

C. PENDING LITIGATION (Government Code, §54956.9(b).)

Conference with Counsel for Existing Litigation (Formally initiated):

In re Los Osos Community Services District (ND-06-10548) United States Bankruptcy Court, Central District of California, Northern Division

LOCSD et al. v. American Alternative Insurance Corporation, Case No. CV 08-01279 (Federal Court)

LOCSD v. RWQCB (ACL Appeal), Case No. CV06033 (San Luis Obispo Superior Court)

LOCSD v. Golden State et al. (Groundwater Adjudication), Case No. CV04012 (San Luis Obispo Superior Court)

CONVENE TO CLOSED SESSION MEETING

ADJOURN CLOSED SESSION MEETING

RECONVENE TO OPEN SESSION MEETING @ 7:00

Offices At:

2122 9th Street

Los Osos, California 93402

Mailing Address:

P.O. Box 6064

Los Osos, California 93412

Phone 805/528-9370

Fax 805/528-9377

www.losososcsd.org



AMENDED REGULAR MEETING AGENDA

Thursday, June 4, 2009

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1. CALL TO ORDER, FLAG SALUTE AND ROLL CALL
2. RECEIVE REPORT OUT OF CLOSED SESSION ON JUNE 4, 2009
3. PRESENTATION AND ADMINISTRATIVE AND COMMITTEE REPORTS
 - A. Proclamation of Appreciation to Baywood Elementary School
 - B. Introduction of Brad Isaacs, Facilitator of Strategic Planning
 - C. Overview of Los Osos Water Basin Issues – Rob Miller, District Engineer

These Reports are non-action items. Staff and/or Committee Members will be available to respond to Board questions at the meeting.

- D. Administrative Reports
 1. District/CAL-FIRE Manager Report
 2. District Utilities Manager Report
 3. District General Manager Report
- E. Committee Reports
 1. LOCSO Standing Advisory Committee and Ad Hoc Committee Reports
 2. Director Reports on Attendance at Other Agency Committee Meetings

4. NOT USED
5. CONSENT CALENDAR

A member of the public may comment on any Administrative Report, Committee Report or Consent Calendar Item at this time. EACH SPEAKER WILL BE LIMITED TO A THREE MINUTE PRESENTATION. PLEASE SPEAK AT THE PODIUM, ADDRESS THE PRESIDENT, AND BEGIN BY STATING YOUR NAME AND COMMUNITY OF RESIDENCE. Consent Calendar Items are considered routine and therefore do not require separate discussion, however, any item may be removed from the Consent Calendar by a member of the Board of Directors for separate consideration. Individual items on the Consent Calendar are approved by the same vote that approves the Consent Calendar, unless an item is pulled for separate consideration. Items pulled for separate consideration will be heard after all other Action Items listed on the agenda.

- A. Receive Administrative and Committee Reports

ACTION REQUESTED: File the Reports Presented Above



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CONSENT CALENDAR, CONTINUED

- B. Approve Prior Meeting Minutes
 - 1. May 7, 2009
 - 2. May 21, 2009

ACTION REQUESTED: Approve Minutes

- C. Receive Warrant Register for May 1, 2009 – May 31, 2009

ACTION REQUESTED: Receive and File

- D. Receive Financial Statements for Period Ending April 30, 2009

ACTION REQUESTED: Receive and File

- E. Approve a Budget Adjustment to Increase Appropriation in Capital Outlay Funded by Reductions in Object, Services and Supplies and Approve Purchase of Mobile Data Computer Systems and Required Hardware and Software for Installation in Medic Engine 15, Medic Rescue 15 and the South Bay Chief Command Vehicle, B3411

ACTION REQUESTED: Approve Budget Adjustment and Approve Purchase of Three (3) Mobile Data Computer Systems

6. **GENERAL ACTION ITEMS**

EACH SPEAKER IS LIMITED TO A THREE MINUTE PRESENTATION ON GENERAL ACTION ITEMS. PLEASE SPEAK AT THE PODIUM, ADDRESS THE PRESIDENT, AND BEGIN BY STATING YOUR NAME AND COMMUNITY OF RESIDENCE. PUBLIC COMMENT IS ENCOURAGED TO ASSIST THE LOCSO BOARD IN THEIR DELIBERATIONS

- A. Presentation of Budget for FY2009-2010

ACTION REQUESTED: Give Appropriate Direction to Staff to Prepare Final Budget for FY2009-2010

- B. Ballot for Proposed San Luis Obispo County Vector Control Program

ACTION REQUESTED: Direct Staff to Complete Ballots Indicating a "NO" Vote and Forward to County

7. **GENERAL PUBLIC COMMENT**

EACH SPEAKER IS LIMITED TO A THREE MINUTE PRESENTATION ON ITEMS NOT LISTED ON THE AGENDA PLEASE SPEAK AT THE PODIUM, ADDRESS THE PRESIDENT, AND BEGIN BY STATING YOUR NAME AND COMMUNITY OF RESIDENCE. PUBLIC COMMENT IS ENCOURAGED TO ASSIST THE LOCSO BOARD IN THEIR DELIBERATIONS.

CLOSING BOARD COMMENTS

AGENDA AND SCHEDULING

Special Open Session Meeting	6/6/2009	9:00 a.m.	LOCSO Office
Strategic Planning Session			2122 9 th Street

AGENDA AND SCHEDULING, CONTINUED

<u>Future Agenda Item Description</u>	<u>Date</u>	<u>Time</u>	<u>Location</u>
Special Closed Session Meeting	6/18/2009	6:00 p.m.	South Bay Community Center
Special Open Session Meeting	6/18/2009	7:00 p.m.	South Bay Community Center
Regular Closed Session Meeting	7/2/2009	6:00 p.m.	South Bay Community Center
Regular Open Session Meeting	7/2/2009	7:00 p.m.	South Bay Community Center

ADJOURNMENT

ANY WRITING OR DOCUMENT PERTAINING TO AN OPEN SESSION ITEM ON THIS AGENDA WHICH IS DISTRIBUTED TO A MAJORITY OF 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 AT THE DISTRICT OFFICE, 2122 9TH STREET, LOS OSOS, DURING NORMAL BUSINESS HOURS.

COURT CHALLENGES TO BOARD ACTIONS MAY BE LIMITED TO ONLY THOSE ISSUES RAISED AT THE PUBLIC HEARING DESCRIBED IN THIS NOTICE OR IN WRITTEN CORRESPONDENCE DELIVERED TO LOCSD AT, OR PRIOR TO THE PUBLIC HEARING. CONSISTENT WITH THE AMERICANS WITH DISABILITIES ACT AND CALIFORNIA GOVERNMENT CODE SECTION 54954.2, REQUESTS FOR DISABILITY RELATED ACCOMMODATION, INCLUDING AUXILIARY AIDS OR SERVICES, MAY BE MADE BY A PERSON WITH A DISABILITY WHO REQUIRES THE ACCOMMODATION IN ORDER TO PARTICIPATE IN THIS MEETING BY CONTACTING THE GENERAL MANAGER AT 805-528-9370 OR AT THE DISTRICT OFFICE, 2122 9th STREET, LOS OSOS

All items listed on the agenda may be acted upon by the Board

- Public comments shall be directed to the President – the President may or may not ask staff to respond to questions depending on constraints the President may decide are relevant
- Each person addressing the Board shall do so in an orderly manner and shall not disrupt the orderly conduct of the meeting. Should disruptive behavior occur, the following steps will be taken to address it:
 - (a) The presiding officer shall warn the person who is violating the rules of decorum.
 - (b) If after receiving a warning from the presiding officer, the person persists in disruptive behavior the presiding officer shall order the person to leave the Board meeting room for the remainder of the meeting.
 - (c) If such person does not voluntarily remove himself/herself, the presiding officer may order any law enforcement officer who is on duty at the meeting to remove the person from the Board room.
 - (d) If order cannot be restored by the removal of individuals who are disrupting the meeting, the Board meeting will be continued under the provisions of Government Code §54957.9
- Agenda packets are available to the Public at the District Office and South Bay Library. Please contact LOCSD at 528-9370 for information.