



LOS OSOS COMMUNITY SERVICES DISTRICT

2122 9TH Street, Suite 102, Los Osos, CA 93402

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www.losososcscsd.org

REGULAR MEETING OF THE BOARD OF DIRECTORS

Thursday, March 6, 2014 – 6:00 PM Closed Session – 7:00 PM Open Session
South Bay Community Center, 2180 Palisades Avenue, Los Osos, CA

Board of Directors

Craig V. Baltimore, President
R. Michael Wright, Vice President
Leonard A. Moothart, Director
Marshall E. Ochylski, Director

AGENDA

This agenda is prepared and posted pursuant to Government Code §54954.2. District prepared staff reports and documents are normally available on the District website www.losososcscsd.org on the date the agenda is posted or at the District Office. 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 at the District Office during normal business hours, and may be posted on the District's website at www.losososcscsd.org.

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 referenced public meeting by contacting the General Manager at 805-528-9370 or at the District Office during normal business hours.

Please silence all cell phones during the meeting as a courtesy to others.

1. **OPENING – 6:00 PM**

- A. Call to Order
- B. Pledge of Allegiance
- C. Roll Call

2. **CLOSED SESSION**

A. EXISTING LITIGATION (Government Code §54956.9(d)(1).)

Conference with Legal Counsel Regarding Existing Litigation (Formally initiated):

- *LOCSD v. Golden State et al* (Groundwater Adjudication), Case No. CV04012 (San Luis Obispo Superior Court)
- *In re Los Osos Community Services District (ND-06-10548)* United States Bankruptcy Court, Central District of California, Northern Division

- B. PERSONNEL MATTERS (Government Code §54957)
 - Public Employee Performance Evaluations
District General Manager and District Legal Counsel
 - District Staffing
 - Conference with Labor Negotiators
District Negotiators: Kathy Kivley, General Manger and Michael Seitz, District Counsel
Employee Organization: SLOCEA

- C. REAL PROPERTY MATTERS (Government Code §54956.8)
 - Conference with Real Property Negotiator
 - Property: Pine Avenue, Los Osos, CA
Agency Negotiator: Kathy Kivley, District General Manager
Issue: Consideration of offer to exchange property

3. PUBLIC COMMENT ON CLOSED SESSION ITEMS

Public comment and public testimony shall be directed to the Board President and shall be addressed to the Board of Directors as a whole. Each person addressing the Board of Directors shall do so in an orderly and civil manner. Each speaker has up to three (3) minutes.

4. ADJOURN TO CLOSED SESSION

5. RECONVENE TO OPEN SESSION – 7:00 PM

6. REPORT OUT OF CLOSED SESSION – Legal Counsel Michael W. Seitz

7. PRESENTATION – NONE

8. PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA

Members of the public may address the Board relating to any item of interest within the Board's jurisdiction but not on its agenda today. Public comment and public testimony shall be directed to the Board President and shall be addressed to the Board of Directors as a whole. Each person addressing the Board of Directors shall do so in an orderly and civil manner. Each speaker has up to three (3) minutes.

9. ADMINISTRATIVE AND COMMITTEE REPORTS

- A. Fire Department Report
- B. Utilities Department Report
- C. LOCAC Report
- D. Emergency Services Advisory Committee (ESAC)
- E. Utilities Advisory Committee (UAC)
- F. Finance Advisory Committee (FAC)
- G. Directors' Announcements of District and Community Interest and Reports on Attendance at Public Meetings, Training Programs, Conferences, and Seminars

10. PUBLIC COMMENT FOR ITEMS ON THE ADMINISTRATIVE AND COMMITTEE REPORTS AND THE CONSENT AGENDA

Public comment and public testimony shall be directed to the Board President and shall be addressed to the Board of Directors as a whole. Each person addressing the Board of Directors shall do so in an orderly and civil manner. Each speaker has up to three (3) minutes.

11. CONSENT AGENDA

Consent Agenda Items are considered routine and therefore do not require separate discussion, however, any item may be removed from the Consent Agenda by a member of the Board of Directors for separate consideration.

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. Items pulled for separate consideration will be heard after all other Action Items listed on the agenda.

- A. Receive Administrative and Committee Reports [Recommend Receive and File].
- B. Approve Meeting Minutes of February 6, 2014 and February 26, 2014 [Recommend Approval].
- C. Receive Warrant Register for the Period February 1-28, 2014 [Recommend Receive and File].
- D. Approve Emergency Services Advisory Committee (ESAC) Mission and Vision Statements [Recommend Approval]
- E. Extend Commercial Lease Agreement [Authorize Board President and General Manager to execute a two-year extension to the existing Commercial Lease Agreement]

12. GENERAL ACTION ITEMS

Public comment and public testimony shall be directed to the Board President and shall be addressed to the Board of Directors as a whole. Each person addressing the Board of Directors shall do so in an orderly and civil manner. Each speaker has up to three (3) minutes.

- A. Fiscal Year 2012/2013 Audit Report [By motion, receive and file Final Fiscal Year 2012/2013 Audit Report]
- B. Emergency Water Shortage Contingency Plan [Provide direction to Staff and bring back revisions at a future date]
- C. Fiscal Year 2013/2014 Mid-Year Budget [Approve Fiscal Year 2013/2014 Mid-Year Budget]

13. FUTURE AGENDA ITEMS

Requests from Board members to receive feedback, direct Staff to prepare information and/or request a formal agenda report be prepared and the item placed on a future agenda. No formal action can be taken.

14. BOARD COMMENTS

15. ADJOURNMENT

Respectfully submitted,


Kathy A. Kivley, General Manager

This is to certify that this agenda was posted at the Los Osos Community Services District Office and distributed according to requests on March 1, 2014.


Ann G. Kudart, Admin/Accounting Assistant III