



# LOS OSOS COMMUNITY SERVICES DISTRICT

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## REGULAR MEETING OF THE BOARD OF DIRECTORS

Thursday, April 3, 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  
Jon-Erik Storm

## 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](http://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](http://www.losososcscsd.org).

Consistent with the Americans with Disabilities Act and California Government Code §549542, 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

**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 MEETING – 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. Please state your name before addressing the Board and limit comments to three (3) minutes. Each person addressing the Board of Directors shall do so in an orderly and civil manner.

**9. ADMINISTRATIVE AND COMMITTEE REPORTS**

- A. Fire Department Report
- B. Utilities Department Report
- C. General Manager's Report
- D. LOCAC Report
- E. Emergency Services Advisory Committee (ESAC)
- F. Utilities Advisory Committee (UAC)
- G. Finance Advisory Committee (FAC)
- H. 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 (EXCEPT ITEMS PULLED FOR SEPARATE CONSIDERATION)**

Public comment and public testimony shall be directed to the Board President and shall be addressed to the Board of Directors as a whole. Please state your name before addressing the Board and limit comments to three (3) minutes. Each person addressing the Board of Directors shall do so in an orderly and civil manner.

**11. CONSENT AGENDA**

Any item from the Consent Agenda can be removed by a member of the Board of Directors for separate consideration. Consent Agenda items are considered routine and do not require separate discussion. Individual items on the Consent Agenda are approved by the same vote that approves the Consent Agenda unless an item has been 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 March 6, 2014 and March 8, 2014 [Recommend Approval]
- C. Receive Warrant Register for the Period March 2014 [Recommend Receive and File]

**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. Please state your name before addressing the Board and limit comments to three (3) minutes. Each person addressing the Board of Directors shall do so in an orderly and civil manner.

- A. Fiscal Year 2013/2014 Mid-Year Budget [Approve Fiscal Year 2013/2014 Mid-Year Budget]
- B. California Special Districts Association (CSDA) Board of Directors Call for Nominations [Consider a nomination for Region 5 Seat C on the CSDA Board of Directors and direct Staff to complete the nomination form and submit it to the CSDA prior to the deadline]

**13. DISCUSSION OF PULLED CONSENT ITEMS**

Items pulled for separate consideration from the Consent Agenda, if any, will be heard at this time.

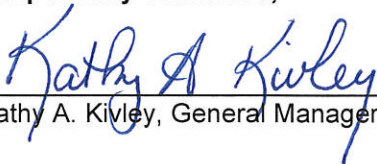
**14. FUTURE AGENDA ITEMS**

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.

**15. BOARD COMMENTS**

**16. ADJOURNMENT**

Respectfully submitted,

  
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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 29, 2014.

  
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Ann G. Kudart, Admin/Accounting Assistant III