



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, July 9, 2015 – 6:00 PM Closed Session – 7:00 PM Open Session
Sea Pines Golf Resort, 1945 Solano Street, Los Osos, CA 93402

Board of Directors

R. Michael Wright, President
Marshall E. Ochylski, Vice President
Charles L. Cesena, Director
Jon-Erik G. Storm, Director
Louis G. Tornatzky, 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. Please silence all cell phones during the meeting as a courtesy to others.

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.

1. OPENING – 6:00 PM

A. Call to Order, Pledge of Allegiance, and Roll Call

2. ANNOUNCEMENT OF CLOSED SESSION ITEMS

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. CV040126 (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. REAL PROPERTY MATTERS (Government Code §54956.8)

- Conference with Real Property Negotiator
Property: APN 038-662-002, 2030 10th Street, Los Osos, CA
District Negotiator: Kathy A. Kivley, General Manager
Negotiating Party: Thomas R. Kellaway, Property Owner
Issue: Provide instructions to Negotiator

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. **Public Comment is limited to three (3) minutes or otherwise at the discretion of the President.**

4. ADJOURN TO CLOSED SESSION

5. RECONVENE TO OPEN SESSION – 7:00 PM

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

7. PRESENTATIONS AND PUBLIC HEARINGS

A. Adopt Resolutions Submitting the Following Fiscal Year 2015/16 Assessments and Special Tax Rolls to San Luis Obispo County for Collection:

1. Bayridge Estates Annual Charges
2. Vista de Oro Annual Charges
3. Wastewater Assessment District No. 1 Assessments
4. Drainage Special Tax

[Open Public Hearing for each item separately, receive public testimony, and by motion and roll call vote adopt Resolutions 2015-18, 2015-19, 2015-20 and 2015-21]

B. Adopt CPI Rate Increase of 1.70% to the Special Fire Tax for Fiscal Year 2015/2016 and Adopt Resolution to Levy and Approve Collection in the 2015/2016 Tax Rolls [Open the Public Hearing, receive public testimony, and by motion and roll call vote adopt Resolution 2015-22]

C. Adopt Resolution Submitting District Past Due Water Accounts as Listed in General Manager's Report of Delinquent Water Charges and Approve Collection in the 2015/2016 Tax Rolls [Open Public Hearing, receive public testimony, and by motion and roll call vote adopt Resolution 2015-23 confirming General Manager's Report as submitted or amended]

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. Each person addressing the Board of Directors shall do so in an orderly and civil manner. **Public Comment is limited to three (3) minutes or otherwise at the discretion of the President.**

9. ADMINISTRATIVE AND COMMITTEE REPORTS

- A. Fire Department Report
- B. Utilities Department Report
- C. General Manager Report
- D. District Legal Counsel Report
- E. Los Osos Community Advisory Council (LOCAC) Report
- F. Los Osos/Baywood Park Chamber of Commerce Report
- G. Utilities Advisory Committee (UAC) Report
- 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. Each person addressing the Board of Directors shall do so in an orderly and civil manner. **Public Comment is limited to three (3) minutes or otherwise at the discretion of the President.**

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 reports]
- B. Approve Meeting Minutes of June 4, 2015 and June 30, 2015 [Recommend approval of minutes]
- C. Receive Warrant Register for June 2015 [Recommend receive and file Warrants]
- D. Receive Current Expenditure Reports through May 31, 2015 [Recommend receive and file reports]
- E. Reaffirm CAL FIRE/SLO County Fire Department and LOCSD Cooperative Fire Protection Agreement and Update Schedules "A" through "E" to Reflect Changes in Services and Costs for Fiscal Year 2015/2016 as Provided in Paragraph 5 of the Cooperative Fire Agreement Amendment One [Recommend approval]
- F. Award Bid for Rooftop PV Solar System Installation at Station 15-South Bay [Recommend award agreement to A.M. Sun Solar in the amount of \$44,235.00]
- G. Approve Cell Tower Agreement with Verizon Wireless [Recommend adopt Resolution 2015-24]
- H. Closeout Proposition 84 Grant for Nitrate Removal Project [Recommend receive and file report]
- I. Continue Fiscal Year 2015/2016 Budget Hearing [Recommend continue hearing to next Board meeting]

12. GENERAL ACTION ITEMS

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- A. California Special Districts Association 2015 Board Elections [Consider a vote for a representative to fill CSDA Board of Directors Seat A, Coastal Network]
- B. Sea Water Intrusion Update [Recommend receive and file report]

13. DISCUSSION OF PULLED CONSENT ITEMS

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

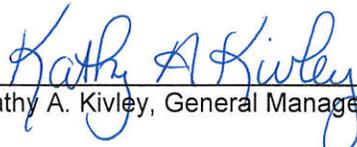
14. FUTURE AGENDA ITEMS

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. CLOSING BOARD COMMENTS

16. 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 July 2, 2015.



Ann Kudart, Administrative/Accounting Assistant III