



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, February 5, 2015 – 6:00 PM Closed Session – 7:00 PM Open Session
South Bay Community Center, 2180 Palisades Avenue, Los Osos, CA

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.

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. 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. LIABILITY CLAIMS (Government Code §54956.95)

Claimant: Debra Lynn Pavek

Agency Claimed Against: Los Osos Community Services District

C. PERSONNEL MATTERS (Government Code §54957)

- Conference with Labor Negotiators
District Negotiators: Kathy Kivley, General Manger and Michael Seitz, District Counsel
Employee Organization: SLOCEA

A. **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. Administer Firefighter's Oath to New Station 15-South Bay Reserve Firefighters Dillion Campbell and Patrick Leonard
- B. Public Hearing on Proposed Water Rate Increases and Maximum Water Shortage Emergency Rates [Conduct protest hearing, determine protest status and if there is not a majority protest consider adoption of Resolution 2015-02 approving water rate increases and setting maximum water shortage emergency rates thereby increasing District water user fees]

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. Community Action Partnership of San Luis Obispo (CAPSLO) Report
- H. Emergency Services Advisory Committee Report
- I. Utilities Advisory Committee Report
- J. Finance Advisory Committee Report
- K. 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. Not Used
- C. Receive Warrant Register for January 2015 [Recommend Receive and File Warrants]
- D. Not Used
- E. Report on Recycled Water Discharges to Los Osos Creek Technical Memorandum [Recommend staff prepare RFP for qualified consultant to prepare focused study]
- F. Authorize Purchase of Thermal Imaging Camera (TIC) and Associated Hardware [Recommend authorize staff to purchase TIC and hardware]
- G. Adopt FY 2015/2016 Budget Calendar [Recommend adoption]

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. 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.**

- A. Approve Fiscal Year 2014/15 Mid-Year Budget [Approve recommended Staff changes to the Fiscal Year 2014/2015 Mid-Year Budget and direct Staff to prepare bid documents for the purchase of two replacement vehicles]
- B. Appoint Regular and Alternate Public Members for Standing Advisory Committees [Review applications, appoint members, and confirm appointments]
- C. Consider Special District Risk Management Authority (SDRMA) Request for Nomination for 2015 Election [Adopt Resolution 2015-03 nominating R. Michael Wright as a candidate for election to SDRMA Board of Directors]

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 January 30, 2015.



 Ann Kudart, Administrative/Accounting Assistant III