



LOS OSOS COMMUNITY SERVICES DISTRICT

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REGULAR MEETING OF THE BOARD OF DIRECTORS

Thursday, December 1, 2016
6:00 PM Closed Session – 7:00 PM Open Session
South Bay Community Center, 2180 Palisades Avenue, Los Osos, CA

Board of Directors

Marshall E. Ochylski, President
Jon-Erik G. Storm, Vice President
Charles L. Cesena, Director
Louis G. Tornatzky, Director
R. Michael Wright, 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
- B. Pledge of Allegiance
- C. Roll Call

2. ANNOUNCEMENT OF CLOSED SESSION ITEMS

A. REAL PROPERTY MATTERS (Government Code §54956.8)

1. Conference with Real Property Negotiator

Property: APN 067-012-18

Agency Negotiator: Renee Osborne, General Manager and Rob Miller, District Engineer

Negotiating Parties: Patricia James

Instruction to Negotiator: Price and Terms of a Water Well Easement or Lease

2. Conference with Real Property Negotiator
 Property: APN 074-491-031 in Bayridge Estates
 APN 074-042-001 in Vista de Oro
 Agency Negotiator: Roy Hanley, District Legal Counsel
 Negotiating Parties: San Luis Obispo County
 Instruction to Negotiator: Terms of Easements

B. 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 (SLO Superior Court)

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 Hanley

7. PRESENTATION AND PUBLIC HEARINGS

- A. Presentation in Acknowledgement of Director R. Michael Wright's Valued Service to the Community of Los Osos
- B. Public Hearing to Adopt Ordinance No. 2016-01 Amending and Restating the District's Fire Prevention Code Found in Title 4 of the Los Osos Community Services District Codes Including the Adoption of the 2016 Edition of the California Fire Code Including Annual Supplements and State Amendments and Errata [Open the Public Hearing, receive public testimony, and by motion and roll call vote adopt Ordinance No. 2016-01 and Resolution No. 2016-39]

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. Sheriff Department Report
- C. Utilities Department Report
- D. General Manager Report
- E. Legal Counsel Report
- F. Los Osos Community Advisory Council (LOCAC) Report
- G. Los Osos/Baywood Park Chamber of Commerce Report
- H. Joint Finance/Utilities Advisory Committee Meeting Report
- I. Emergency Services Advisory Committee Meeting Report
- J. Parks and Recreation Advisory Committee Meeting Report
- K. Finance Advisory Committee Meeting Report
- L. Appointment of an Ad Hoc Committee to Review LOCSD Board Bylaws and Rules of Decorum
- M. Basin Management Committee Meeting Report
- N. Directors' Announcements of District and Community Interest and Reports on Attendance at Public Meetings, Training Programs, Conferences, and Seminars
- O. Response to Previously Asked Questions (*see attachment under 9D*)

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 November 3, 2016 [Recommend approval of minutes]
- C. Receive Warrant Register for Period November 1-23, 2016 [Recommend receive and file warrants]
- D. Receive Financial Report for Period Ending October 31, 2016 [Recommend receive and file report]
- E. Award Construction Contract for Water System Interconnection Improvements [Recommend award project to John Madonna Construction in the amount of \$103,550 and establish 10% construction contingency for unforeseen conditions during construction]

12. GENERAL ACTION ITEMS

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. Discussion and Approval of District Reorganization Structure [Recommend Board discussion and approval]

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

This is to certify that this agenda was posted at the Los Osos Community Services District Office and distributed according to requests on November 23, 2016.


Ann Kudart, Administrative/Accounting Assistant III