

# Oceano Community Services District

1655 Front Street, P.O. Box 599, Oceano, CA 93475

(805) 481-6730

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# AGENDA BOARD OF DIRECTORS MEETING

1655 Front Street 6:30 P.M.

July 9, 2008

Oceano Wednesday

**BOARD MEMBERS** 

Jim Hill, President Vern Dahl, Director Barbara J. Mann, Director

SECRETARY TO THE BOARD
Patrick J. O'Reilly, General Manager

FIRE CHIEF
Chief Mike Hubert

Bill Bookout, Vice President Pamela Dean, Director

DEPUTY SECRETARY TO THE BOARD Gina A. Davis, Administrative Assistant

UTILITY OPERATIONS SUPERVISOR Philip T. Davis

#### ALL ITEMS APPEARING ON THE AGENDA ARE SUBJECT TO BOARD ACTION

- Roll Call
- Flag Salute
- Public Comment \*

Any member of the public may address the Board on any item of interest within the jurisdiction of the Board. The Board will listen to all communications; however, in compliance with the Brown Act, the Board cannot act on items not on the agenda.

- Board Member Items/Discussion \*
- Review and Approval of Minutes
  - (a) June 11, 2008
  - (b) June 25, 2008
  - (c) June 30, 2008
- Reports
  - Brian Hascall, Commander, Sheriff's South Station \*
- Fire Items
  - a. Weed Abatement Public Hearing

Public Hearing to allow public protest of assigned fees and consider recommendation of the General Manager to approve Resolution 2008-15 confirming the costs associated with the removal of weeds from various parcels of land and directing staff to forward the charges to the county auditor for collection.

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### 8. Utility Items

a. Cleaning and Inspection of District Sewer and Water Lines
 Continual Disclosure of the Emergency declared by the Board of Directors concerning the Cleaning and Inspection of the District Sewer and Water Mains.

# b. <u>Delinquent Garbage Collection / Resolution 2008-16</u> Consideration and Adoption of OCSD Resolution 2008-16, Confirming the Delinquent Charges Associated with the Collection of Solid Waste and Directing Staff to Place the Charges Upon the Tax Roll.

c. Proposed Monitoring Program for the Northern Cities Management Area Consider recommendation of General Manager to approve the proposed Monitoring Program for the Northern Cities Management Area.

#### Administrative Items

# a. Committee Assignments

Consider recommendation of Ad Hoc Committee to change the District Rules of Order regarding committee assignments.

#### b. Claim

Consideration and recommended rejection of an amended claim filed by Bill Bookout.

#### Reports of District Representatives \*

This item gives the President and Board Members the opportunity to present reports to other members regarding committees, commissions, boards, or special projects on which they may be participating.

### a. PRESIDENT JIM HILL

- (1) OCSD Board 06-30-2008
- (2) SSLOCSD 07-02-2008
- (3) Fire Committee 07-08-2008
- (4) Coastal Commission 07-09-2008
- (5) Other

#### b. VICE PRESIDENT BILL BOOKOUT

- (1) OCSD Board 06-30-2008
- (2) Other

# c. DIRECTOR VERN DAHL

- (1) OCSD Board 06-30-2008
- (2) Other

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- d. DIRECTOR PAMELA DEAN
  - (1) OCSD Board 06-30-2008
  - (2) Other
- e. DIRECTOR BARBARA MANN
  - (1) OCSD Board 06-30-2008
  - (2) Fire Committee 07-08-2008
  - (3) Other
- 11. General Manager Items/Discussion\*
  - a. Other
- 12. Board Member Discussion\*
- 13. Consideration of Warrants
- 14. Public Comment \*
- 15. Written Communications
  (Correspondence for the Board Received After Preparation of this Agenda is Presented by the General Manager)

Adjournment

\* Oral Presentation/Discussion

### ALL ITEMS APPEARING ON THE AGENDA ARE SUBJECT TO BOARD ACTION

Consistent with the American 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 District General Manager or Administrative Assistant at 805-481-6730.

P.O. Box 599/Oceano, CA 93475 1655 Front Street/Oceano, CA 93445 (805) 481-6730 / FAX (805) 481-6836 www.oceanocsd.org ocsd@oceanocsd.org

WEDNESDAY June 11, 2008 OCEANO

The meeting was called to order by President Hill at 6:30 P.M.

Roll Call

Present: President Hill, Vice President Bookout, Director Dahl, Director Mann,

Director Dean

Absent: None

Staff Present: Patrick O'Reilly, Secretary to the Board/ General Manager, Gina A.

Davis, Deputy Secretary to the Board/ Administrative Assistant, Philip T. Davis, Utility Operations Supervisor, Brian Leathers, Fire Captain, Alex Simas, District Legal Counsel, Ryan Cornell, District

Legal Counsel

Staff Absent: None

Flag Salute

President Hill led the flag salute.

Public Comment

President Hill apologized for the error on the agenda that indicated the meeting would start at 6:00 PM when it actually did not start until 6:30 PM.

Board Member Items/Discussion

None

5. Review and Approval of Minutes

a. May 14, 2008

After a request for public comment, there being none, on motion by Director Mann, and second by Director Dahl, the Minutes of May 14th were approved by unanimous voice vote.

b. April 28, 2008

After a request for public comment, there being none, on motion by Director Dahl, and second by Director Mann, the Minutes of April 28th were approved by 4 to 0 (Director Dean abstaining).

- Reports
  - a. Brian Hascall, Commander, Sheriff's South Station

Commander Hascall reported the arrest of a magazine salesman after a resident let the person into her house; he emphasized that you should not let strangers into your house. He also reported a second suspicious fire at the Nipomo Recreation Center.

- b. Reports of District Department Heads
  - (1) The Administrative Report for May will be presented at the next meeting.

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- (2) The UOS Report for May will be presented at the next meeting.
- (3) Fire Captain Leathers presented the Fire Department Operations Report for May.

After a request for public comment, none being given, President Hill directed that the fire report be received and filed.

### Fire Items

Weed Abatement/Protest Hearing

Director Mann pointed out that inaccurate information had been given at the most recent Fire Committee meeting about how properties are charged for weed abatement. Only properties that are actually abated will be charged despite the fact they are on the list of properties to be abated.

During Public Comment, Rich McKleeney, 1322 20<sup>th</sup> Court, stated that he felt the \$90 charge he received last year was excessive. Director Mann requested that staff review the photos of the property from last year and discuss with Mr. McKleeney.

During Public Comment, Mary Lucey, Oceano resident, cautioned about using chemicals for weed abatement. President Hill pointed out that only mechanical methods including mowers and weed wackers are used to remove weeds; our contractor does not use chemicals.

# 8. <u>Utility Items</u>

Cleaning and Inspection of District Sewer and Water Lines.
 President Hill introduced this continuing item.

Thereafter, after a request for public comment, (none being given), upon motion by Director Dean, second by Director Mann, and on the following roll call vote, to wit:

AYES: Director Dean, Director Mann, Vice President Bookout, Director

Dahl, President Hill

NOES: None

ABSENT: None

The Board approved the continuance of the declaration of emergency.

### 9. Administrative Items

a. Resolution Honoring UOS Supervisor Phil Davis for 45 Years of Service to the Oceano Community

President Hill read the proposed resolution.

Thereafter, after a request for public comment, (none being given), upon motion by Director Mann, second by Director Dahl, and by unanimous

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voice vote the Board approved OCSD Resolution 2008-10 "A RESOLUTION OF APPRECIATION TO PHIL DAVIS FOR SERVICES TO THE OCEANO COMMUNITY."

b. Central Coast Employment Relations Consortium Agreement
GM O'Reilly presented the one year agreement for membership in the
Central Coast Employment Relations Consortium sponsored by Liebert
Cassidy Whitmore. There was discussion by the Board.

Thereafter, after a request for public comment, (none being given), upon motion by Director Dahl, second by Director Dean, and on the following roll call vote, to wit:

AYES: Director Dahl, Director Dean, Vice President Bookout

NOES: Director Mann, President Hill

ABSENT: None

The Board approved the Agreement for Special Services with the law firm Liebert Cassidy Whitmore for twelve months beginning July 1, 2008, at a cost of \$3,200.

# c. Committee Assignments

Director Dean recommended that those committees that are essential to District operations be identified as "Core" committees and ensure that all Board members participate in these critical committees. After extensive discussion, President Hill offered to resign from all his committee assignments to allow other Board members to fill those positions. Director Dean stated that she would prefer that the Rules of Order be changed rather than have President Hill resign.

During Public Comment, Lin Hill and Mary Lucey, Oceano residents, expressed opposition to changing the method by which committees are assigned.

There was then general consensus among the Board that an Ad Hoc Committee be appointed to research alternatives for appointing committee members. President Hill appointed Director Dean and Director Dahl to the Ad Hoc Committee.

The Board recessed at 8:40. The Board reconvened at 8:50.

d. <u>Budget Workshop for Fiscal Year 2008-09 Budget</u>
GM O'Reilly presented the proposed budget. Board members questioned their ability to make informed financial decisions since accurate information on financial reserves was not available. In addition to that, several inaccuracies in the details provided for the budget were identified. It was

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also determined that several members of the Board have not had the opportunity to meet with the GM to discuss the budget. Meetings were then established for Directors Dean and Dahl and Vice President Bookout to meet with the GM.

During Public Comment, Mary Lucey, Oceano resident, provided suggestions for improving the budget. Lin Hill, Oceano resident, expressed concerns about the processing of the budget.

Further discussion by the Board involved the possibility of bonds being retired, the allocation formula being used for utility staff, the allocation formula being used for administration, the formulas used to project the needed increase in water rates, the need for a sewer rate study, and the requirement for a Prop 218 election.

The consensus of the Board was that the budget would be reconsidered at the next Board meeting after individual Directors had an opportunity to meet with the GM.

# 10. Reports of District Representatives

# a. President Hill

President Hill reported on the SSLOCSD meeting of 6/4/2008 and deferred reporting on the Fire Committee meeting of 6/10/2008 to Director Mann.

# b. Vice President Bookout

None

#### c. Director Dahl

None

# d. Director Dean

Director Dean reported on the Zone 3 meeting of 5/15/2008.

#### e. Director Mann

Director Mann reported on the Fire Committee meeting of 6/10/2008.

President Hill opened the floor to Public Comment. There was none.

### 14. Consideration of Warrants

President Hill presented the warrants for consideration.

Vice President Bookout recused himself for consideration of the Kirk & Simas warrant because of his involvement with a lawsuit against the District.

Thereafter, after a request for public comment, (none being given), upon motion by Director Mann, second by Director Dahl, the Board approved the warrant for Kirk & Simas by unanimous voice vote (4-0 with one recused).

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Vice President Bookout resumed his position on the dais.

Thereafter, after a request for public comment, (none being given), upon motion by Director Mann, second by Director Dahl, the Board approved the remaining warrants by unanimous voice vote (5-0).

### 11. Executive Session

CONFERENCE WITH LEGAL COUNSEL – POTENTIAL LITIGATION. A closed session pursuant to Government Code Section 54956.9(b) to meet with Agency's legal counsel concerning pending litigation. (Bookout v. State of California, et el.; San Luis Obispo County Superior Court Case # CV 0603840)

Vice President Bookout recused himself and left the room because of his involvement with a lawsuit against the District.

The Board went into closed session at 9:32 P.M. The Board reconvened in open session at 9:57 P.M.

District Legal Counsel Simas reported that no action had been taken.

Vice President Bookout resumed his position on the dais.

# 12. General Manager Items/ Discussion

GM O'Reilly reported that all documentation has been received from our Firefighters to begin negotiating an MOU. He also reported that he has been in contact with Mary Stark, Business Manager for Lucia Mar Unified School District, about the sale of the Oceano Community Center and she will contact him if she needs anything from the District. He also reported that he had distributed GM Evaluation forms to all Directors and that they should be returned directly to District Legal Counsel.

# 13. <u>Board Member Items/ Discussion</u>

None

### Public Comment

None

# 16. Written Communication

None

The meeting was adjourned by President Hill at 9:59 pm.

Patrick O'Reilly, Secretary to the Board

WEDNESDAY June 25, 2008 OCEANO

The meeting was called to order by President Hill at 6:30 P.M.

Roll Call

Present: President Hill, Vice President Bookout, Director Dahl, Director Mann,

Director Dean

Absent: None

Staff Present: Patrick O'Reilly, Secretary to the Board/ General Manager, Gina A.

Davis, Deputy Secretary to the Board/ Administrative Assistant, Philip T. Davis, Utility Operations Supervisor, Craig Angello, Fire

Captain, Alex Simas, District Legal Counsel

Staff Absent: None

# Flag Salute

President Hill led the flag salute.

# Public Comment

Jeanette Padilla, Oceano business owner, made disparaging comments about the General Manager.

Maria, Oceano resident, commented on the Bookout litigation against the District.

#### 4. Administrative Items

GM O'Reilly introduced new employee Cassey Sanchez and her son Davey to the Board and to the public.

### Board Member Items/Discussion

President Hill noted that the GM had been contacted by the Arroyo Grande City Manager who wanted to set up a meeting between their mayor and our President to discuss the sale of water. GM O'Reilly noted that President Hill had requested that the meeting include a member of our Water and Sewer Committee. President Hill announced that he will be attending the opening of the Coastal

Commission Hearing on July 9<sup>th</sup> that will be held in the County Supervisors' chambers.

There was no public comment.

### Review and Approval of Minutes

None

### 7. Reports

#### Reports of District Department Heads

- (1) AA Davis presented the Administrative Report for May.
- (2) UOS Davis presented the Utility Department Report for May.

After a request for public comment, none being given, President Hill directed that the reports be received and filed.

WEDNESDAY June 25, 2008 OCEANO

### 8. Fire Items

#### a. No Parking Signs in Alleys

President Hill announced that this item was previously considered at the Board meeting held May 28, 2008 but public comment was not received at that time so it was being reconsidered here to give the public an opportunity to comment. GM O'Reilly reported that in accordance with California Vehicle Code 22500.1 the District must designate alleys as "Fire Lanes" to allow law enforcement agencies to cite vehicles parked in the alleys.

Thereafter, after a request for public comment, (none being given), upon motion by Director Mann, second by Vice President Bookout, and on the following roll call vote, to wit:

AYES: Director Mann, Vice President Bookout, Director Dahl, Director

Dean, President Hill

NOES: None

ABSENT: None

THE BOARD APPROVED OCSD RESOLUTION NO. 2008-09 DESIGNATING ALL ALLEYS IN THE OCEANO COMMUNITY AS FIRE LANES.

# 9. Utility Items

a. Cleaning and Inspection of District Sewer and Water Lines.
 President Hill presented this item for discussion.

Thereafter, after a request for public comment, (none being given), upon motion by Director Dean, second by Vice President Bookout, and on the following roll call vote, to wit:

AYES: Director Dean, Vice President Bookout, Director Dahl, Director

Mann, President Hill

NOES: None

ABSENT: None

The Board approved the continuance of the declaration of emergency.

### b. Water Service to Grande Mobile Manor

GM O'Reilly discussed the request from the owners of Grande Mobile Manor and Halcyon Estates for the District to provide water service to those two mobile home parks. After some discussion, it was the consensus of the Board to ask the Water and Sewer Committee to review this request before consideration by the full Board.

WEDNESDAY June 25, 2008 OCEANO

# 10. Administrative Items

#### Committee Assignments

GM O'Reilly distributed the minutes of the Meeting of the Ad Hoc Committee of June 19, 2008 which are attached to these minutes. There was general discussion among Board members concerning the pros and cons of the recommendations made by the Ad Hoc committee. During public comment, Jeanette Padilla, Oceano, made disparaging comments concerning the recommendations. The consensus of the Board was to have the Ad Hoc Committee meet again and draft proposed changes to the District By-Laws for presentation at the next Board meeting. District Legal Counsel will be requested to review the proposed changes.

### Alley Cleanup

Vice President Bookout noted that some of our alleys present a safety hazard to firefighters and should be cleaned up. Fire Captain Angello stated that we work with property owners on an "as needed" basis to ensure they keep the alleys safe. Director Bookout requested that we notify homeowners of their responsibilities for alley maintenance in the "announcements" section of our water invoices. During public comment, Maria, Oceano resident, requested that the notifications be made in Spanish as well as English.

# c. Codification Project

District Legal Counsel Simas briefed the Board on the status to codify District Ordinances and Regulations. His staff is beginning with Ordinance 2006-1 concerning water service. After discussion, it was the general consensus of the Board that all District fees should be gathered in a single place in the code and referenced in other sections. There was no public comment.

### Budget Workshop for Fiscal Year 2008-09 Budget

GM O'Reilly presented the proposed budget along with an attachment showing the status of financial reserves. He noted three corrections to the proposed budget including the correction of dates on Resolution 2008-12; changing the historical years on page 44 to 2003 through 2007; and adding pages 85a, b and c to show account justifications for the Garbage Fund. President Hill pointed out that page 66 should be corrected to show the correct number of vehicles being supported.

During public comment, Jeanette Padilla, Oceano resident, objected to the amount of funds being spent on a new computer system and suggested spending funds on street sweeping or other areas instead.

GM O'Reilly was directed by the Board to contact the County to encourage them to sweep certain street areas and to get a schedule of street sweeping activities in Oceano.

Thereafter, after receiving public comment as noted above, upon motion by Director Dean, second by Vice President Bookout, and on the following roll call vote, to wit:

WEDNESDAY June 25, 2008 OCEANO

AYES: Director Dean, Vice President Bookout, Director Dahl, Director

Mann, President Hill

NOES: None

ABSENT: None

**RECUSED: None** 

The Board approved Oceano Community Services District Resolution 2008-11 ADOPTING THE 2008-2009 FISCAL YEAR BUDGET and Resolution 2008-12 DETERMINATION OF APPROPRIATION LIMITATION FOR THE 2008-2009 FISCAL YEAR

#### Reports of District Representatives

# a. President Hill

President Hill reported on the SSLOCSD meeting of 6/18/2008 and the Finance Committee meeting of 6/19/2008 and that the Fire Committee meeting scheduled for 6/24/2008 had been cancelled.

# b. Vice President Bookout

Vice President Bookout reported on the Fire Oversight Committee meeting of 6/20/2008.

#### c. Director Dahl

Director Dahl reported on the OAC meeting of 6/16/2008 which did not have a quorum, the Zones 1/1A meeting of 6/24/2008, and the ALUC meeting on 6/25/2008. He did not report on the Ad Hoc Committee meeting on Committee Assignments of 6/19/2008 since it had already been discussed.

# d. <u>Director Dean</u>

Director Dean had no reports since the Ad Hoc Committee meeting on Committee Assignments of 6/19/2008 had already been discussed.

#### e. Director Mann

Director Mann had no reports since the Finance Committee meeting of 6/19/2008 had already been discussed and the Fire Committee meeting of 6/24/2008 had been cancelled.

President Hill opened the floor to Public Comment. There was none.

#### General Manager Items/ Discussion

GM O'Reilly reported that the District financial audit will be conducted the week beginning July 21<sup>st</sup>; that the CSDA Annual Conference will be held in Anaheim the week of September 22<sup>nd</sup> and that the local CSDA Annual meeting will be held July 11<sup>th</sup>.

# WEDNESDAY June 25, 2008 OCEANO

# 13. Board Member Items/ Discussion

Director Mann stated that she cannot justify spending funds to attend the Annual CSDA conference in Irvine. She also reported that the speed limit on 22<sup>nd</sup> Street is now 25 miles per hour.

Vice President Bookout stated that he would not be attending the Annual CSDA Conference in Anaheim but felt that staff should attend.

President Hill requested that the mileage reimbursement policy be included on the next agenda.

During public comment, Jeanette Padilla, Oceano resident, made numerous comments.

The Board recessed at 8:25 P.M. The Board reconvened at 8:37 P.M.

# 14. Consideration of Warrants

AA Davis announced that warrant 46579 needed to be voided and would be included on the next warrant register.

Thereafter, after a request for public comment, (none being given), upon motion by Director Mann, second by Director Dahl, the Board approved the warrants by unanimous voice vote.

# 15. Public Comment

None

### Written Communication None

The meeting was adjourned by President Hill at 8:54 pm.

Patrick O'Reilly, Secretary to the Board

# OCEANO COMMUNITY SERVICES DISTRICT AD HOC COMMITTEE ON COMMITTEE ASSIGNMENTS MEETING MINUTES

THURSDAY JUNE 19, 2008 OCEANO

The meeting convened at 6:30 P.M.

### 1. Roll Call

Present: Director Dahl, Director Dean

Absent: None

Staff Present: Patrick O'Reilly, General Manager

### 2. Discussion and Recommendations

a. The committee felt that more Directors needed to be involved in the core committees of the District and felt the following changes to the Rules of Order would accomplish that objective.

Define "Core" committees as the Finance, Fire and Personnel Committees and representation on the SSLOCSD Board.

Requirement that every Director be assigned to at least one "Core" committee.

Requirement that no Director can serve on more than two "Core" committees.

Requirement that a member of the Fire Committee be assigned to the Fire Oversight Committee unless both decline the appointment.

Requirement that no Director can serve on the same Committee two years in a row unless approved by a majority vote of all Directors.

Requirement that "non-Core" committee assignments be rotated each year if a Director requests assignment to a specific committee.

President still appoints committee members for each year in January based on written request from each Director. However, committee assignments for the current year will be changed in accordance with these revised rules as soon as possible considering the first six months of the year to be the same as a previous year.

The meeting ended at 7:15 pm.

Patrick O'Reilly, Secretary to the Board

AGENDA 10 A

MONDAY June 30, 2008 OCEANO

The meeting was called to order by President Hill at 6:30 P.M.

Roll Call

Present: President Hill, Vice President Bookout, Director Dahl, Director Mann,

Director Dean

Absent: None

Staff Present: Patrick O'Reilly, Secretary to the Board/ General Manager, Gina A.

Davis, Deputy Secretary to the Board/ Administrative Assistant,

Alex Simas, District Legal Counsel

Staff Absent: None

Flag Salute

President Hill led the flag salute.

Public Comment

None

4. Board Member Items/Discussion

None

#### Administrative Items

 Information concerning the 2008 Elections Calendar for Members of the Board of Directors and the General Manager's Request for Adoption of Resolutions 2008-13 and 2008-14

GM O'Reilly announced that the two proposed resolutions must be received by the County no later than Wednesday, July 2<sup>nd</sup> to be accepted.

Thereafter, after a request for public comment, none given, upon motion by Vice President Bookout, second by Director Dean, and on the following roll call vote, to wit:

AYES: Vice President Bookout, Director Dean, Director Dahl, Director

Mann, President Hill

NOES: None

ABSENT: None

RECUSED: None

The Board approved Oceano Community Services District Resolution 2008-13 REQUEST TO THE COUNTY BOARD OF SUPERVISORS TO CONSOLIDATE THE GENERAL DISTRICT ELECTION WITH THE STATEWIDE ELECTION TO BE HELD ON NOVEMBER 4, 2008.

MONDAY June 30, 2008 OCEANO

Thereafter, after a request for public comment, none given, upon motion by Director Dean, second by Vice President Bookout, and on the following roll call vote, to wit:

AYES: Director Dean, Vice President Bookout, Director Dahl, Director

Mann, President Hill

NOES: None

ABSENT: None

**RECUSED: None** 

The Board approved Oceano Community Services District Resolution 2008-14 A RESOLUTION ADOPTING REGULATIONS PERTAINING TO CANDIDATE'S STATEMENTS FOR THE DISTRICT GENERAL ELECTION.

### Executive Session

CONFERENCE WITH LEGAL COUNSEL – POTENTIAL LITIGATION. A closed session pursuant to Government Code Section 54956.9(b) to meet with Agency's legal counsel concerning pending litigation. (Bookout v. State of California, et el.; San Luis Obispo County Superior Court Case # CV 0603840)

Vice President Bookout recused himself and left the room because of his involvement with a lawsuit against the District.

The Board went into closed session at 7:40 P.M. The Board reconvened in open session at 7:55 P.M.

District Legal Counsel Simas reported that no action had been taken.

7. <u>Board Member Items/ Discussion</u>

None

Public Comment

None

The meeting was adjourned by President Hill at 7:56 pm.

Patrick O'Reilly, Secretary to the Board



# Oceano Community Services District

1655 Front Street, P.O. Box 599, Oceano, CA 93475

(805) 481-6730

FAX (805) 481-6836

July 9, 2008

TO:

Board of Directors, OCSD

FROM:

Patrick J. O'Reilly, General Manager

SUBJECT: WEED ABATEMENT - PUBLIC HEARING and RESOLUTION 2008-15 CONFIRMING THE COSTS ASSOCIATED WITH THE REMOVAL OF WEEDS FROM VARIOUS PARCELS OF LAND AND DIRECTING

STAFF TO FORWARD THE CHARGES TO THE COUNTY AUDITOR

FOR COLLECTION

Pursuant to Health and Safety Code Section 14910, the Board of Directors is required to conduct a public hearing to receive any objections of any of the property owners liable for weed abatement charges.

This year's Weed Abatement Program sent notices to all property owners within the District. After the deadline for property owners who were notified to clear weeds from their properties passed, the District, through a contract, abated the weeds from twentyfive (25) properties. The contract cost of abating weeds is \$4,948. Property owners who had their weeds abated by the District have been invoiced \$8,175.

	2008	2007	2006	2005	2004	2003
Abated	25	32	41	16	22	48
Cost	\$4,948	\$3,551	\$5,332	\$2,468	\$2,665	\$5,448
Invoiced	\$8,175	\$6,922	\$10,665	\$4,937	\$5,330	\$10,897
Average	\$327.00	\$216.31	\$259.88	\$308.57	\$242.28	\$227.02

After closing the public hearing, and taking any action deemed appropriate, Resolution 2008-15 would be considered for adoption. This Resolution confirms the charges and costs associated with the removal of weeds from properties where the property owners did not elect to perform this task on their own volition. The Resolution also directs staff to forward the requisite paperwork to the County for collection of the amount owed through the property tax collection system.

Agenda Item 07 9 2008 7.a.

Weed Abatement Page Two July 9, 2008

THE RECOMMENDED ACTION BEFORE YOUR BOARD is to: Open the Public Hearing; take comments from the public on the Weed Abatement Program; and immediately after closing the Public Hearing, by Board discussion, public comment, motion, second, and roll call vote, adopt OCSD Resolution 2008-15, A RESOLUTION OF THE BOARD OF DIRECTORS OF THE OCEANO COMMUNITY SERVICES DISTRICT CONFIRMING THE COSTS ASSOCIATED WITH THE REMOVAL OF WEEDS FROM VARIOUS PARCELS OF LAND AND DIRECTING STAFF TO FORWARD THE CHARGES TO THE COUNTY AUDITOR FOR COLLECTION.

Agenda Item 07 9 2008 7.a.

#### OCEANO COMMUNITY SERVICES DISTRICT RESOLUTION NO. 2008-15

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE OCEANO COMMUNITY SERVICES
DISTRICT CONFIRMING THE COSTS ASSOCIATED WITH THE REMOVAL OF WEEDS FROM
VARIOUS PARCELS OF LAND AND DIRECTING STAFF TO FORWARD THE CHARGES TO THE
COUNTY AUDITOR FOR COLLECTION

WHEREAS, the Board of Directors of the Oceano Community Services District has pursued the Abatement of Hazardous Weeds and Rubbish as defined in Part 5 of the Health and Safety Code commencing at Section 14875; and,

WHEREAS, all property owners who were found to have hazardous weeds that needed to be abated were properly noticed by mail and the property was posted; and,

WHEREAS, all property owners noticed were informed that removal of weeds by District staff would result in their being charged for such services plus an administrative charge and that this charge would, if not paid by the property owner, be placed upon the tax roll; and,

WHEREAS, all properties not having completed the abatement of hazardous weeds by the noticed deadline have had the weeds removed by the District.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE OCEANO COMMUNITY SERVICES DISTRICT DOES HEREBY RESOLVE, DECLARE, DETERMINE, AND ORDER AS FOLLOWS:

- That the charges and costs incurred in enforcing abatement upon the parcels defined as "Exhibit 'A'" to this resolution are confirmed.
- Staff is directed to forward a certified copy of this Resolution to the County Auditor to place the charges on the tax roll.

following roll call vote, to wit:	, seconded by	, and upon the
AYES:		
NOES:		
ABSENT:		
ABSTAINING:		
the foregoing Resolution is hereby adopted this	day of July, 2008.	
ATTEST:	JIM HILL, PRESIDENT	
GINIA A DAVIS DEDLITY SECRETARY		

# 2008 Hazard Abatement List of Charges

APN	Name	Address	AMT
61044014	Brown, Lester	652 Air Park	\$216.00
61081027	Treaster, Vicki	NW corner Honolulu @Aloha	\$356.00
61046044	Root, Lynn A	1587 Fountain Ave	\$162.00
61081026	R&R Investments	NE Corner Lakeside@Aloha	\$406.00
61112015	Davis, Deborah	1157 Norswing	\$343.00
61112016	Julie Doty Trust Granzella	Lot N of 1177 Norswing	\$302.00
61113019	Waller, Robert	Field on Pac. Blvd,@Truman&Pershing	\$406.00
62012005	Roesbery Fmly Trust	NW Corner Wilmar @17th	\$352.00
62012018	Ellis, John & Vicki-Lynn	1373 16th St	\$216.00
62023043	Simpson, Willard	Basin SE Corner @23rd	\$212.00
62031024	Simpson, Willard	Basin at 25th & Wilmar	\$303.00
62042024	MacIntyre, Jeff	1641 15th St	\$452.00
62083020	Daulton, John & Robinette	Lot E of 1650 Ocean	\$402.00
62098017	Arnold, Howard	NE Corner of Ocean & 23rd	\$436.00
62118005	Southern Pacific Trans	W of RR tracks, Beach @Creek Rd.	\$410.00
62118012	Weryrick, Colin	SW corner Front @ Beach	\$1,098.00
62121007	Holland, R G	2241 Cienaga	\$406.00
62282007	Castaneda, Carlos S Jr.	1350 16th	\$302.00
62282050	Alves, Roger	1343 Crest	\$262.00
62303065	Hood, Edward & Linda	2660 Grell Lane	\$216.00
62305014	Grffiths, Margaret R	1955 Casitas	\$755.00
62305064	Greene Jack A	1898 Todos Santos	\$162.00

\$8,175	\$8,175	
Total Billed (22 parcels)	Amt Owed	Amt Paid



# Oceano Community Services District

1655 Front Street, P.O. Box 599, Oceano, CA 93475

(805) 481-6730

FAX (805) 481-6836

July 1, 2008

TO: Board of Directors, OCSD

FROM: Patrick J. O'Reilly, General Manager

SUBJECT: CLEANING AND INSPECTION OF DISTRICT SEWER AND WATER LINES

1. Public Contracts Code Section 22050(c)(1) requires that if the governing body orders any action after the emergency has been declared, the governing body shall review the emergency action at its next regularly-scheduled meeting and at every regularly- scheduled meeting thereafter until the action is terminated, to determine, by four-fifths vote, that there is need to continue the action.

THE RECOMMENDED ACTION BEFORE YOUR BOARD is to: by Board discussion, public comment, motion, second, and roll call vote, determine, by four-fifths vote, that there is a need to continue the action.

Agenda Item 07 09 2008 8.a.

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# Oceano Community Services District

1655 Front Street, P.O. Box 599, Oceano, CA 93475

(805) 481-6730

FAX (805) 481-6836

July 9, 2008

TO: Board of Directors, OCSD

FROM: Patrick J. O'Reilly, General Manager

SUBJECT: CONSIDERATION OF THE GENERAL MANAGER'S

RECOMMENDATION TO ADOPT OCSD RESOLUTION 2008-16: A
RESOLUTION OF THE BOARD OF DIRECTORS OF THE OCEANO
COMMUNITY SERVICES DISTRICT CONFIRMING THE CHARGES
AGAINST PROPERTY OWNERS FOR THE COLLECTION OF
DELINQUENT SOLID WASTE COLLECTION CHARGES AND

DIRECTING STAFF TO FORWARD THE CAHRGE TO THE COUNTY

**AUDITOR FOR COLLECTION** 

The Board of Directors, through the adoption of OCSD Ordinance 1999-1, established their authority for the management of trash collection throughout the District. This Ordinance made trash collection within Oceano mandatory. Included in OCSD Ordinance 1999-1 is the procedure to be followed if a property owner fails to maintain their account current.

The attached list contains those property addresses whose trash collection accounts are delinquent. An information flyer as well as the notice required by OCSD Ordinance 1999-1 was sent to all property owners whose accounts were in arrears.

THE RECOMMENDED ACTION BEFORE YOUR BOARD is to: seek comment from anyone protesting the charges for solid waste collection and disposal, make a finding that the charges as delineated in "Exhibit A" are delinquent; and by Board discussion, public comment, motion, second, and roll call vote adopt OCSD Resolution 2008-16, A RESOLUTION OF THE BOARD OF DIRECTORS OF THE OCEANO COMMUNITY SERVICES DISTRICT CONFIRMING THE CHARGES AGAINST PROPERTY OWNERS FOR THE COLLECTION OF DELINQUENT SOLID WASTE COLLECTION CHARGES AND DIRECTING STAFF TO FORWARD THE CAHRGE TO THE COUNTY AUDITOR FOR COLLECTION.

Agenda Item 07 9 2008 8.b.

# OCEANO COMMUNITY SERVICES DISTRICT RESOLUTION NO. 2008-16

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE OCEANO COMMUNITY SERVICES DISTRICT CONFIRMING THE CHARGES AGAINST PROPERTY OWNERS FOR THE COLLECTION OF DELINQUENT SOLID WASTE COLLECTION CHARGES AND DIRECTING STAFF TO FORWARD THE CHARGES TO THE COUNTY AUDITOR FOR COLLECTION

WHEREAS, the Board of Directors of the Oceano Community Services District has, through the adoption of Ordinance 1999-1, established the authority for the collection of trash throughout the District; and,

**WHEREAS**, OCSD Ordinance 1999-1 establishes the procedure for the collection of delinquent accounts; and,

WHEREAS, South County Sanitary Service, Inc. and their assigns have sent notice as prescribed by Ordinance 1999-1 to all property owners whose accounts are in arrears requesting payment and advising them of their right to appear at the July 9, 2008, Board of Directors meeting to present any objection to the charges.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE OCEANO COMMUNITY SERVICES DISTRICT DOES HEREBY RESOLVE, DECLARE, DETERMINE, AND ORDER AS FOLLOWS:

- 1. That the charges and costs incurred by the property owners attached to this Resolution as Exhibit "A" are delinquent.
- 2. Staff is directed to forward a certified copy of this Resolution to the County Auditor to place the charges on the tax roll.

wit:	Upon the motion of seconded by, and	d upon the following roll call vote, to
	AYES:	
	NOES:	
	ABSENT:	
	ABSTAINING:	
the f	foregoing Resolution is hereby adopted this 9th da	ay of July, 2008.
АТТ	TEST:	
	J	im Hill, President
Gina	na A. Davis, Deputy Secretary	

	OCEANO COMMUNITY	SERVICES DISTRICT	TAX LIENS 2008
PARCEL#	CUSTOMER NAME	ADDRESS	AMOUNT
52091023	Maria Chavez	1650 22nd St.	\$348.29
52097008	Victoria Worrell	1651 23rd St.	\$168.97
1012026	David & Stephanie Coughlin	373 Mc Carthy Ave.	\$340.79
52291025	Raul UC	1417 S 14th St.	\$336.48
2021017	Rodger & Claudette Noah	1392 22nd St.	\$306.74
2062004	Robert Becerra	1551 20th St.	\$242.82
52261023	Steve & Mary Delgado	1376 21st St	\$242.08
52023030	Lee Bragg	1310 24th St.	\$240.25
2068003	Danny Sarmiento	2246 Holden Ct.	\$232.66
52088017	David Myers	2010 Paso Robles St.	\$105.25
2282050	Roger Alves	1343 Crest St.	\$230.25
52282030	Juan Delgado	2011 Nipomo St.	\$230.25
52031036		2430 Mona Lei Ct.	\$230.23
52031036	Susan Dominguez  Lee Hagerty	2390 Wilmar Ave.	\$195.96
52072007	Jeff McKee		\$195.96
2145019		2140 Nipomo St.	\$195.96
	Sebastian Nunez	1920 Cienaga St.	
2115002	Sebastian Nunez	19201/2 Cienaga St.	\$195.96
2067009	Michael Barbosa	2211 Holden Ct.	\$195.96
2023019	Nancy Molina	2322 The Pike	\$195.96
2092015	Francisco & Concepcion Alfaro	2161 Ocean St.	\$195.96
2102016	Elvira Cabreros	2431 Ocean St.	\$188.48
1012026	David & Stephanie Coughlin	377 McCarthy Ave.	\$175.88
2065018	Michael Kuhl	1581 21st St.	\$175.88
1046045	William Bogdan	1537 Fountain Ave.	\$155.03
1021058	Pat Lee	361 Juanita Ave.	\$135.32
2051009	Lorraine Munoz	1530 17th St.	\$135.14
1071046	Annette Ryan	328 York Ave.	\$134.64
2073033	Aurelio & Herlinda Salto	1413 24th St.	\$34.64
2081018	Erik Benham	1517 Paso Robles St.	\$132.56
1046033	Jose Lopez	734 Jetty Ave	\$132.56
1046045	William Bogdan	1539 Fountain Ave.	\$129.37
2066009	Ceceila Bynum	2170 Warner St.	\$89.24
2085018	Kenny Weisinger	1780 Paso Robles St.	\$87.25
2096029	Crisoforo Valdez-Lopez	2269 Beach St.	\$84.85
2304006	Veronica & Luis Lopez	2755 Erica Ct.	\$78.52
2012032	Emiliano Bautista	1362 17th St.	\$64.50
1012025	Susan Gelt-Garcia	369 McCarthy Ave.	\$54.88
	Total		\$6,604.25



# Oceano Community Services District

1655 Front Street, P.O. Box 599, Oceano, CA 93475

(805) 481-6730

FAX (805) 481-6836

July 9, 2008

TO: Board of Directors, OCSD

FROM: Patrick J. O'Reilly, General Manager

SUBJECT: PROPOSED MONITORING PROGRAM FOR THE NORTHERN CITIES

**MANAGEMENT AREA** 

On January 25, 2008, Judge Komar issued a "Judgment after Trial" for the Santa Maria Groundwater Basin Lawsuit that essentially maintained existing water rights for the Northern Cities (OCSD and the cities of Arroyo Grande, Grover Beach and Pismo Beach). However, that judgment requires the Northern Cities to monitor groundwater in the area and make an annual report to the court. The court required a plan to be developed for reporting groundwater status no later than July 23, 2008.

The Northern Cities have contracted with Todd Engineering to develop a Water Balance Study for the Northern Cities Area as well as the Monitoring Program. Dr. Iris Priestaf has been responsible for developing both documents. The Water Balance Study was presented to the Board in July 2007. The proposed Monitoring Program is provided as Attachment 1.

The proposed Monitoring Program is intentionally somewhat vague to allow the Northern Cities some flexibility in implementing the program. Because of the vagueness of the plan, the cost to implement the plan cannot be accurately predicted. However, it is expected that the Nipomo CSD and San Luis Obispo County will share in the costs since both of those agencies will benefit from the monitoring. A very rough estimate of the annual cost by Todd Engineering is \$22,268 based on sampling four sentry wells (from a total of 11 individual wells) on a quarterly basis for general minerals and bromide (a key sea water intrusion indicator). Providing the cost sharing agreement is accepted by all parties, the Northern Cities would be responsible for one-third of the total or \$7,422 per year. The individual cost to each agency could be determined by the current cost sharing divisions which would equal \$1,670 (22.5 percent) for the District.

The proposed Monitoring Program will be submitted to the court after approval by all Northern Cities agencies.

THE RECOMMENDED ACTION BEFORE YOUR BOARD is to: by Board discussion, public comment, motion, second, and roll call vote, approve the proposed Monitoring Program for the Northern Cities Management Area.

Agenda Item 07 09 2008 8.c.

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# Monitoring Program for the Northern Cities Management Area

Prepared for

The Northern Cities

Ву

**TODD ENGINEERS** 

**June 2008** 

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Figure 2 - Surface water gage locations

Figure 3 - Wells: Location of wells in monitoring program

Figure 4 - Rain Gages: Location of climate monitoring stations in monitoring program

#### 1.1. Background

This Monitoring Program is a joint effort of the Northern Cities, namely the City of Arroyo Grande, City of Grover Beach, City of Pismo Beach and the Oceano Community Services District. The Northern Cities and Northern Landowners have actively and cooperatively managed surface water and groundwater resources for more than 30 years. This is recognized in the 2002 Settlement Agreement between the Northern Cities, Northern Landowners, and Other Parties and in the 2005 Settlement Stipulation for the Santa Maria groundwater basin adjudication, which was adopted by the Court in its Judgment After Trial, entered January 25, 2008 (herein "Judgment").

The Monitoring Program is a key component of the Judgment and forms the basis the Annual Reports for the Northern Cities Management Area. As shown in Figure 1, the Northern Cities Management Area (NCMA) represents the northernmost portion of the Santa Maria Groundwater Basin. Adjoining the NCMA to the southeast is the Nipomo Mesa Management Area, while the Santa Maria Valley Management Area encompasses the remainder of the groundwater basin.

This Monitoring Program includes a discussion of the various elements to be monitored within the NCMA. As described this document, the Monitoring Program will obtain pertinent information on an annual basis through data requests to agencies, field work, and online research. Data from these sources will be compiled into a comprehensive database, the Northern Cities Management Area Database (NCMA DB). The results of the monitoring program and NCMA DB will be used to prepare an Annual Report as described in Sections IV D of the Settlement Stipulation.

#### 1.2. Judgment

On January 25, 2008, the Judgment after Trial was handed down from the Superior Court of California, County of Santa Clara. The Judgment approves the June 30, 2005 Stipulation agreed upon by numerous parties, including the Northern Cities, and orders the stipulating parties to comply with each and every term of the Stipulation. The 2002 Settlement Agreement is affirmed as part of the Judgment and its terms incorporated into the Stipulation, except for the provisions regarding continuing jurisdiction, groundwater monitoring, reporting, and the Technical Oversight Committee that are superseded by the respective provisions of the Stipulation.

As specified in the Judgment, groundwater monitoring in the Northern Cities Management Area will be conducted by the Northern Cities. The Judgment requires all Management Areas (including the NCMA) to prepare a Monitoring and Reporting Program within 180 days from the Judgment, in other words by July 23, 2008, and present it to the Court for approval.

Monitoring Program for Northern Cities Management Area

# 1.3. Objectives of Monitoring Program

The Monitoring Program, in accordance with requirements of the Judgment, is designed to collect and analyze data pertinent to water supply and demand. For example, the Monitoring Program must document:

- Land and water uses in the basin,
- · Sources of supply to meet those uses,
- · Groundwater conditions (including water levels and water quality),

# 1.4. Reporting Requirements

The results of the NCMA Monitoring Program will be documented and discussed in Annual Reports which are due to the court 120 days after the end of each calendar year. An outline for the first Annual Report, which will be submitted by April 30, 2009, is included in Section 6 of this document.

This section of the NCMA Monitoring Program identifies required data and presents specific steps for data collection and analysis.

# 2.1. Hydrologic Conditions

Hydrologic and climatological data for the NCMA will be used in the calculation of water demand, in assessments of recharge to groundwater, and for comparison to water use.

#### 2.1.1. Precipitation.

Historical rainfall data have been compiled on a monthly basis for the NOAA Pismo Beach station for 1949 to 2005. Precipitation data from 2005 to present are available from a County-operated rain gage in Oceano. Data from the Oceano gage will be requested from the County, compiled on a monthly basis, and incorporated into the annual report. Additional precipitation data from other local rain gages will be collected for comparison with the Oceano data on an as-needed basis.

# 2.1.2. Evapotranspiration.

The California Irrigation Management Information System (CIMIS) maintains a weather station in Nipomo that records additional climatological data including temperature, wind speed, humidity, and evapotranspiration. These data will be downloaded from the CIMIS website and added to the monitoring program database. The CIMIS Nipomo station has been in operation from 1996 to the present. CIMIS operates two other stations near the City of San Luis Obispo (stations 52 and 160). These stations have period of records from 1986 and 2000, respectively. Data from these stations may be used to confirm and/or supplement the data from the Nipomo station.

#### 2.1.3. Surface Water.

Surface water discharge data support the calculation of stream percolation to groundwater. The gage on Arroyo Grande Creek near Arroyo Grande (see Figure 2), originally installed and operated by the United States Geological Survey (USGS), has the most consistent stage-discharge curve for conversion of stage height to stream discharge. The County has five stream gages on Arroyo Grande Creek and one on Los Berros Creek, as shown on Figure 2. Surface water stage data are primarily available from San Luis Obispo County's network of data recording stream gages. These data will be requested from the County annually. A rating curve, to calculate flow rates, is available for the former USGS gage on Arroyo Grande Creek. Other rating curves may become available for the other surface water sites within the next few years. At that time, the collected stage data from these stations may be used to assess stream infiltration. Until rating

curves are available, additional stream synoptic surveys are recommended to better understand stream infiltration.

#### 2.1.4. Other Recharge.

Other sources of recharge into the groundwater basin will also be monitored. Other source may include storm water recharge ponds operated by the cities. Updated information about these storm water systems should be added to the NCMA DB. This could include actual measurements of inflow and outflow from ponds. If such specific data are not available, then useful information would include location and capacity of ponds, location and extent of relevant urban watersheds, and information on rainfall/runoff relationships. Storm water quality data also would be useful.

In addition, data and information about any other types of recharge that may be added in the future should also be collected and added to the NCMA DB as needed.

#### 2.2. Water Demand

A key component is water demand. In the NCMA, water demand falls into two major categories: urban demand and agricultural demand. These will be evaluated using available land use data, urban water management plans, and population data.

#### 2.2.1.Land use.

Land use information for the NCMA is basic to the quantification of water demand inside and outside of the incorporated areas. DWR land use surveys are generally scheduled for completion every ten years; the last one for the NCMA was completed in 1995. The most recent land use survey was completed by the San Luis Obispo Agricultural Commission in 2007 as part of the County's Master Plan Update. The County plans to update the land use map as part of each Master Plan Update. While the schedule for future updates is not set, it is expected to be about every ten years. When available, new land use maps will be requested from DWR or the County.

In addition, planning maps and up-to-date land use information are also available from the four municipalities. This information can aid in identifying areas of cropland conversion to urban uses and in determining the density of urban populations, when applicable.

Land use will be used primarily to estimate the agricultural water demand in the NCMA. The land use maps provide information such as acreage and type of crops in the area. Agriculture water use statistics, published by DWR for Detailed Analysis Units (DAU), will be combined with information from the land use maps to estimate total demand. These statistics (available for 1998-2001 and found at <a href="http://www.landwateruse.water.ca.gov">http://www.landwateruse.water.ca.gov</a>) include applied water use, consumptive use, and crop ET coefficients. More recent data will be downloaded from the website when

Monitoring Program for Northern Cities Management Area available. The DWR Agricultural Water Use Specialist for the Southern District and the County Agricultural Commissioner's Office also will be contacted as needed to evaluate cropping and irrigation patterns (e.g., double-cropping and use of drip irrigation) that affect water demand.

A summary of the type of agricultural land in the area and a table of the DWR water use statistics for the Arroyo Grande DAU are found in the NCMA DB.

#### 2.2.2. Urban Water Management Plans (UWMPs).

Urban water demand will be compiled directly from Urban Water Management Plans (UWMPs) which are prepared every five years; the next UWMPs are due in 2010. This information can be updated using water service connection numbers from Pismo Beach, Arroyo Grande, and Grover Beach. Oceano CSD is not required to prepare a UWMP because of its limited number of connection. Oceano demand will be calculated from census data, number of water service connections, and appropriate multipliers for household use.

#### 2.2.3. Population.

To confirm the data presented in the UWMPs and to obtain information on Oceano, population data will be used in the water demand analysis. Census data are available online by census tract online at <a href="http://www.census.gov/main/www/access.html">http://www.census.gov/main/www/access.html</a>. Population estimates will be used to confirm the municipal water supply totals and estimate domestic use outside the urban areas. New census data will be added when available. The next US Census will take place in 2010.

#### 2.3. Water Supply

The NCMA has three major sources of water supply: Lopez Reservoir deliveries, State Water Project deliveries, and groundwater.

#### 2.3.1. Lopez Supply.

All four municipalities in the NCMA receive water from Lopez Reservoir. Data on the volume of Lopez deliveries will be compiled from each municipality and entered into the NCMA DB. Expected deliveries for future years will also be examined when available.

#### 2.3.2. State Water Project.

The City of Pismo Beach and Oceano CSD receive water from the California State Water Project (SWP). Data on the volume of water delivered to these to municipalities will be compiled in the NCMA DB. Estimates of SWP availability in terms of annual allocations for long-term contractors will be obtained from the Department of Water Resources website on SWP analysis and water deliveries

(http://www.swpao.water.ca.gov/deliveries/).

#### 2.3.3. Groundwater.

# 2.3.3.1. **Pumping**

Location and volume of pumping data are recorded by the Northern Cities. These data will be collected annually and compiled in the NCMA DB. Additional pumping from domestic and agricultural uses will be based on the estimated water demand.

#### 2.3.3.2. Water Levels

Groundwater elevation data will be used to monitor annual effects of groundwater use, groundwater recharge, and changes in groundwater storage. There are approximately 145 wells within the NCMA that the County has monitored at some time in the past. The County currently monitors 38 wells of these wells on a semi-annual basis, including five "sentry wells" located along the coast. The County monitors more than 70 additional wells in the southern San Luis Obispo County area. These wells are shown on Figure 2. Wells logs are available for 23 of these wells, 15 located within the NCMA. For information regarding water level monitoring protocols see Section 4. Water level data will be requested on an annual basis and the NCMA DB will be updated with the recent data.

A subset of twenty wells within the NCMA was created to focus the analysis of annual water level changes. These wells will be used to create hydrographs and contour maps showing long-term water level trends and regional groundwater conditions. Wells were selected for this detailed analysis based on the following criteria:

- Part of the County's current monitoring program
- Detailed location information available
- · Geographically distributed
- Well depth known and/or well log available
- · Long and relatively complete record

The wells selected are shown in the table below and on Figure 2 in yellow. For the annual report, the hydrographs will be updated with any new data, and water level data from the fall monitoring event will be mapped and contoured. The fall water levels are selected for mapping to promote consistency from year to year, as spring levels fluctuate in response to precipitation. Additional data from wells both inside and outside the NCMA may be used in the construction of the contour map. When possible, the same wells will be used to construct each contour map.

Table 1. List of selected wells in the NCMA

WELL	Construction	Map Label	WL	WQ
11N/35W-05N02	258'-278'	05N02	X	
12N/35W-29N01	80-98'	29N01	X	
12N/35W-29R03	385-305'	29R03	X	
12N/35W-30K03	40-58', 85-87', 94-100	30K03	Х	
32S/13E-28K02	59-101'	28K02	X	
32S/13E-31H08	90-140'	31H08	X	Х
32S/13E-31H09	380-520'	31H09	X	X
32S/13E-32D03	114'-128'	32D03	Х	X
32S/13E-32D11	305'-459', 545'-597'	32D11	Х	X
32S/13E-33A05	18-40'	33A05	Х	
32S/13E-33K03	64-82'	33K03	Х	
	Sentry Wells			
12N/36W-36L01	227-237'	36L01	Х	Х
12N/36W-36L02	535-545'	36L02	Х	X
32S/12E-24B01	48-65'	24B01	X	Х
32S/12E-24B02	120-145'	24B02	Х	X
32S/12E-24B03	270-435'	24B03	Х	X
32S/13E-30F01	15-30'/40-55'	30F01	Х	Х
32S/13E-30F03	305-372'	30F03	Х	Х
32S/13E-30N01	15-40'	30N01	X	Х
32S/13E-30N03	60-135'	30N03	Х	Х

# 2.3.3.3. Water Quality

Water quality is a key element of water supply. Contaminants from anthropogenic sources or seawater intrusion can potentially impact the basin, reducing the available water supply.

Currently the sole source of consolidated water quality information for the area is the California Department of Public Health (DPH formally DHS). The Northern Cities and other community systems in the NCMA submit water quality data to the DPH. These data are then uploaded to a state-wide water quality database. Data from DPH will be requested annually and used to update the NCMA DB. Locations of these wells are not released by DPH, but some well locations are available from the individual water systems. A list of water systems from the DPH water quality database is listed below.

Table 2. List of drinking water systems in the NCMA

Drinking Water System	Number of Monitoring Locations	
ARROYO GRANDE, WATER DEPARTMENT	12	
DOUBLE J MOBILE ESTATES	2	
GRANDE MOBILE MANOR	2	
GROVER BEACH WATER DEPARTMENT	7	
HALCYON WATER SYSTEM	3	
KEN MAR GARDENS MHP	2	
LA MESA WATER COMPANY	1	
LAGUNA NEGRA MWC	3	
MESA DUNES MOBILE HOME ESTATES	5	
OCEANO COMM SERVICES DIST.	14	
PACIFIC DUNES RANCH	2	
PISMO BEACH WATER DEPARTMENT	14	
RIM ROCK WATER COMPANY	2	

Groundwater quality monitoring is conducted at 73 locations within the NCMA and vicinity. No map of these locations is provided because of restrictions placed on the distribution of these data in accordance with the DPH, which provides monitoring results for 69 of the locations noted above. The remaining four groundwater quality sampling locations are the Sentry Wells. These wells will be sampled quarterly by the Northern Cities, possibly in cooperation with other local agencies, in conjunction with depth to water measurement collection (January, April, July, and October). The sentry wells, shown on Figure 2, will be sampled quarterly for a range of constituents to detect the first signs of seawater intrusion. These constituents include the major cations and anions, plus selected constituents such as total nitrogen, bromide, and iodide.

The methodology of using water quality data to assess seawater intrusion analysis is discussed in the next section. Water quality monitoring protocols are found in Section 4.

#### 2.3.3.4. Seawater Intrusion

The NCMA is underlain by a coastal aquifer system that extends offshore. The aquifers include an interface between freshwater and seawater. While the location of the freshwater-seawater interface(s) is not known, there is currently an estimated net outflow of freshwater from the basin to the ocean and no known seawater intrusion

into the water supply aquifers. However, given the potential for intrusion, coastal groundwater levels and quality will be carefully monitored.

As part of the NCMA Monitoring Program, groundwater levels near the coast will be assessed and reported with a focus on the sentry wells. Each sentry well along the coast has multiple ports that monitor water levels at different elevations. The water levels in all ports will be examined relative to one another (to assess vertical differences) and to mean sea level.

Water quality monitoring to provide early warning of seawater intrusion will focus on the sentry wells. Depth-specific monitoring of the sentry wells can help document the vertical variability of seawater intrusion (if any). Evaluation of water quality data will include time plots of specific constituent concentrations (for example, chloride) that are commonly used to identify freshwater and seawater mixing. Other geochemical methods to identify seawater intrusion may be applied as warranted, including preparation of Piper, Schoeller and brine-differentiation plots.

The data collected and measured as part of the monitoring program will be compiled into a comprehensive Northern Cities Management Area database (NCMA DB). The relational database is designed to be updated with new data annually and to generate tables and charts for inclusion in the Annual Report. The tables in the database begin with a prefix, indicating the general type of data found in the table. These prefixes are:

- HY Hydrologic and climate data
- LU Land use data
- POP- Population data
- SW Surface water data
- WELL Well data (location, construction, etc.)
- WL Water level data
- WQ Water quality data
- WS Water supply data

A list of all tables is found below. When applicable, each table contains a source field indicating where or from whom the data were collected. The database will be updated annually with data collected from all relevant sources.

Table 3. List of tables in the NCMA DB.

Table Name	Brief Description
HY_CIMIS_202	Hydrologic data (precip, ET, temperature) downloaded from the CIMIS Station #202 Nipomo
HY_Monthly_Precip_All	Monthly precip for the NOAA station at Pismo Beach (1949-2005) and SLO County precip data from Oceano (2005-2007)
Hy_SW_Precip_SLO	SLO County data for precip stations and surface water locations
LU_Applied_Water	DWR Agricultural Water Use Statistics- Applied water by crop type (AFY/Ac)
LU_Consumed_Fraction	DWR Agricultural Water Use Statistics- Percent of irrigation water consumed by crop
LU_crop_ET	DWR Agricultural Water Use Statistics- Crop ET coefficients
LU_DWR_Basin_Summary	Summary of agricultural areas in the basin, source: DWR
LU_DWR_DAU_ Summary	Summary of agricultural areas in the DAU source: DWR
LU_SIO_CO_Basin_Summary	Summary of agricultural areas in the basin, source: SLO County
LU_SLO_CO_DAU_Summary	Summary of agricultural areas in the DAU source: SLO County
Pop_Population _City	Population forecasts from City's UWMP
Pop_USCensus_2000	Population statistics from the 2000 Census
SW_SLO_Locations	Locations of County surface water stations
SW_Stormwater_Ponds	Information on the City's stormwater ponds
WELL_Comment_SIO_08	Comment codes for the County's water level data
WELL_LOCATIONS_AII	Master well table. Contains locations, construction, notes, etc.
WL_DTW_AII	Water level from all sources, as depth to water
WL_WSE_AII	Water level from all sources, as elevations
WQ_Data_All	All available water quality data
WQ_DHS_locations	Locations with DHS water quality data
WQ_STORET	Storet chemical numbers
WS_Total	Municipal water supply by month

Monitoring Program for Northern Cities Management Area The collection of data will be conducted in accordance with the following protocols. These data will be collected annually in January to be integrated into the project database and analyzed for preparation of the Annual Report.

### 4.1. Climate and Hydrology Data

Climate and hydrology data will be collected from existing monitoring stations maintained by the County and by CIMIS.

### 4.1.1. Precipitation.

Precipitation data are collected by San Luis Obispo County; the locations of selected stations are shown in Figure 3. There are three different type of County monitored rain gages: tipping-bucket, rain gages with radio transmitters, and static rain gages. Static gages are read by volunteers and the hand written records are submitted to the County annually (EDAW 1998). Most precipitation data in the area are electronically collected using a tipping-bucket rain gauge connected to a datalogger with remote telemetry capability. The tipping bucket gage is capable of measuring and recording rainfall in increments equivalent to at least one-hundredth of an inch (0.01). Each tip event is recorded with a date and time stamp to identify storm events and total monthly and annual precipitation.

Precipitation data for the NCMA area will be collected from the County-operated rain gage in Oceano, as shown on Figure 3. The Oceano rain gage is a tipping-bucket gage. Additional precipitation data from County-operated rain gages on Arroyo Grande Creek upstream of the NCMA and near Nipomo as well as a CIMIS operated climate station in Nipomo and San Luis Obispo (Figure 3) will also be collected for comparison and data quality analysis as needed of the data from the Oceano gauge.

### 4.1.2. Evapotranspiration.

California Irrigation Management Information System (CIMIS) operates climate stations with evapotranspiration (ET) information and other climate data across California. Many factors affect ET including weather parameters such as solar radiation, air temperature, relative humidity, and wind speed; soil factors such as soil texture, structure, density, and chemistry; and plant factors such as plant type, root depth and foliar density, height, and stage of growth. Although ET can be measured using such devices as lysimeters, estimating ET using analytical and empirical equations is a common practice because measurement methods are expensive and time consuming. Reference crop evapotranspiration is widely used as a reasonable estimate of the ET rate of a reference

crop expressed in inches. Reference crops are either grass (ETo) or alfalfa (ETr) whose biophysical characteristics have been studied extensively. The American Society of Civil Engineers (ASCE) recommends the use of ETos and ETrs, respectively, where "s" indicates standardized surface conditions. At the Nipomo CIMIS weather station, the reference crop (with standard conditions for calculating ETo) is a well-watered, actively growing, closely-clipped grass that completely shades the soil. The input variables used in the CIMIS equation and the steps required to calculate ETo are described on the CIMIS website at <a href="http://www.cimis.water.ca.gov/cimis/infoEtoEquation.jsp">http://www.cimis.water.ca.gov/cimis/infoEtoEquation.jsp</a>.

#### 4.1.3. Surface Water.

Surface water discharge data are available primarily from the County's network of data-recording stream gages. The collection of stream discharge data is accomplished by measuring stream stage height and subsequently calculating discharge from a stage-discharge curve. Stage-discharge curves are created by manually collecting successive discharge and stage height measurements. For high flows, the County uses Hydrologic Engineering Centers River Analysis System (HEC-RAS) to develop rating curves, from recorded flow depth. In addition to HEC-RAS, we recommend that the Northern Cities work with the County to ensure that rating curves adhere to the USGS standards described in *Techniques of Water-Resources Investigations of the United States Geological Survey, chapter A8 – Discharge Measurements at Gaging Stations* (USGS, 1969). Stage height data at each gage site are collected using a transducer in a stilling well connected to a datalogger with remote telemetry capability. Electronic stage height records for this gage would be used to calculate discharge using the County maintained stage-discharge curve, when available.

Currently, no ongoing monitoring of surface water quality is performed in the area. However, any future monitoring should be consistent Surface Water Ambient Monitoring Program (SWAMP) guidelines to enable data integration with the larger state-wide databases. SWAMP monitoring protocols are available online at <a href="http://www.swrcb.ca.gov/water\_issues/programs/swamp/qamp.shtml">http://www.swrcb.ca.gov/water\_issues/programs/swamp/qamp.shtml</a>. The key procedures and protocols for surface water quality sampling are Appendix D – SWAMP Field Collection Standard Operating Procedures and Appendix E - SWAMP Field Data Measurement SOP's.

### 4.2. Groundwater Monitoring

Groundwater monitoring will rely primarily on the long-established monitoring programs of the Northern Cities and County. The wells within the network and the monitoring protocols are described below.

### 4.1.4. Wells Used for Monitoring.

The County's selection of monitoring locations has generally been based on the following criteria:

- Willingness of well owners to allow access to and use of private wells
- Access to wells
- Ability to physically collect measurements from the well

The location and elevation for each well within the monitoring network has been measured using handheld Global Positioning System (GPS) units. The GPS measured elevation is collected at a marked location on the well that will be used in the future for referencing depth to water measurements for calculation of groundwater elevation in each well. Location and reference point elevation data for each well are recorded in the project database with other pertinent well information (owner, common name, state well number, etc.). Well construction details are also collected and recorded in the project database when they are available. Well logs from thousands of wells in San Luis Obispo County are kept on file at both the County Engineering and Health Departments (EDAW 1998).

#### 4.1.5. Groundwater Elevations.

San Luis Obispo County has been monitoring and compiling water level data across the County since the 1950's. The County maintains a database of over 625 wells (EDAW 1998). Groundwater elevations are monitored in all of the wells indicated above at least twice annually. Groundwater elevations are monitored in the County monitored wells semiannually in April and October. County personnel measure water levels in the active monitoring network to ensure consistency of the data (EDAW 1998). Depth to water measurements from each well are collected relative to the appropriate reference point using an electric water level indicator in general accordance with American Society for Testing and Materials (ASTM) Standard D4750-87(2001) (ASTM, 2001). Care is taken to collect depth to groundwater measurements when pumps in the wells are not in operation. If a pump cannot be turned off, then collection of a depth to groundwater measurement is either postponed or the measurement is noted to have been taken while the pump was operating. Groundwater elevations for each well are calculated by subtracting the depth to groundwater measurement from the reference point elevation. In addition to the County's program, the Northern Cities will monitor groundwater elevations in the Sentry Wells in January and July.

### 4.1.6. Water Quality.

Groundwater quality is monitored in drinking water wells throughout the area. In addition, the sentry wells along the coast will be monitored regularly. Groundwater quality sampling at drinking water wells is conducted to comply with Title 22 of the California Code of Regulations. Groundwater quality monitoring at the Sentry Wells will occur quarterly. These wells will be sampled in accordance with ASTM Standard D4448-

01 (ASTM, 2007) and the samples will be analyzed by a State Certified Laboratory for the major ions (calcium, bicarbonate, carbonate, chloride, magnesium, potassium, sodium, and sulfate) plus selected constituents for seawater detection such as bromide, iodide, and total nitrogen. When applicable, water quality data will be collected consistent with Groundwater Ambient Monitoring and Assessment (GAMA) programs. The GAMA policies and protocols are derived from U.S. Geological Survey Techniques of Water-Resources Investigations (USGS 1997 to present).

The monitoring and reporting program will support preparation of an annual report that documents water demand, water supply, and the condition of the groundwater basin. The Annual Report will be submitted to the court within 120 days after the end of each calendar year. The first Annual report will be submitted by April 30, 2009. A preliminary outline of the Annual Report is shown below.

### Preliminary Annual Report Outline

- 1. Introduction
- 2. Management Activities
- 3. Climatic Conditions
  - 3.1. Precipitation
  - 3.2. Evapotranspiration
- 4. Water Demand
  - 4.1. Land Use
  - 4.2. Population
  - 4.3. Water Use by City
    - 4.3.1. Urban Water Management Plans
  - 4.4. Changes in current and projected water demand
- 5. Water Supply
  - 5.1. Sources of Supply
    - 5.1.1.Lopez
    - 5.1.2.State Water Project
    - 5.1.3. Developed Water
    - 5.1.4. Groundwater
  - 5.2. Groundwater Conditions
    - 5.2.1. Water Levels
      - 5.2.1.1. Hydrographs
      - 5.2.1.2. Change in Storage
    - 5.2.2. Water Quality
      - 5.2.2.1. Hydrographs
      - 5.2.2.2. Trends
    - 5.2.3. Seawater Intrusion
      - 5.2.3.1. Water Levels
      - 5.2.3.2. Water Quality
  - 5.3. Threats to Water Supply
- 6. Comparison of Demand and Supply
- 7. Expected Future Conditions
- 8. Recommendations
- 9. References

Monitoring Program for

Northern Cities Management Area

ASTM International (ASTM), Designation D 4448-01, Standard Guide for Sampling Ground-Water Monitoring Wells, 2007

ASTM International (ASTM), Designation D 4750-87, Standard Test Method for Determining Subsurface Liquid Levels in a Borehole or Monitoring Well (Observation Well), 2001

EDAW, San luis Obsipo County Master Plan Update, August 1998.

San Luis Obispo County, Intergrated Regional Water Management Plan, December 2005.

U.S Geological Survey, U.S. Geological Survey Techniques of Water-Resources Investigations <a href="http://water.usgs.gov/owq/FieldManual/">http://water.usgs.gov/owq/FieldManual/</a>, 1997 to present.

### Patrick O'Reilly

From: Iris Priestaf [ipriestaf@toddengineers.com]

Sent: Friday, June 20, 2008 1:25 PM

To: Henry Weinstock; Delzeit, Dennis; Don Spagnolo; Mike Ford; Patrick O'Reilly

Cc: Chad Taylor; Maureen Reilly

Subject: Monitoring Program Privileged & Confidential

Privileged & Confidential

### Dear all

Attached is the **Monitoring Program**, both in Word and Adobe Acrobat. The Program has been revised in response to your comments. Most notably, superfluous text was deleted from the Introduction section. In addition, all of the monitoring tasks and protocols are incorporated here, including surface water and recharge monitoring that we previously had considered keeping separate.

I understand from Brad Newton of SAIC (Nipomo consultant) that the Nipomo program is nearing completion and should be approved by the Nipomo group at their next meeting (July 10). Santa Maria has also apparently begun their monitoring program development. The possibility of additional coordination among the three has been broached, including a joint meeting.

We would be interested in previewing the monitoring programs of Nipomo and Santa Maria, but understand that these may not be released before submittal to the court and posting on the court website.

Thank you for your comments. We look forward to court approval and initiation of the monitoring program and annual report.

Yours, Iris

Iris Priestaf President

### **TODD ENGINEERS**

2490 Mariner Square Loop. Suite 215 Alameda, CA 94501 ipriestaf@toddengineers.com 510.747 6920 x109 www.toddengineers.com

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### A Meeting of the

## BOARD OF DIRECTORS OF THE CENTRAL COAST WATER AUTHORITY

will be held at 9:00 a.m., on Thursday, June 26, 2008 at 255 Industrial Way, Buellton, California

Leo Trujillo Chairman

Fred Lemere Vice Chairman

William J. Breiman Executive Director

Brownstein Hyatt Farber Schreck General Counsel

Alember Agencies

City of Buellton

Carpinteria Valley Water District

City of Guadalupe

City of Santa Barbara

City of Santa Maria Goleta Water District

Montecito Water District

Santa Ynez River Water Conservation District, Improvement District #1

Associate Member

La Cumbre Mutual Water Company

255 Industrial Way

Bueliton, CA 93427-9565 (805) 688-2292 FAX: (805) 686-4700 I. Call to Order and Roll Call

II. Public Comment – (Any member of the public may address the Board relating to any matter within the Board's jurisdiction. Individual Speakers may be limited to five minutes; all speakers to a total of fifteen minutes.)

III. Election of Officers

Consent Calendar

\* A. Approve Minutes of the April 24, 2008 Regular Meeting

\* B. Approve Bills

\* C. Controller's Report

\* D. Operations Report

V. Executive Director's Report

A. Operations Update

\* B. Bulk Chemical Bid Update

C. Proposed Fee Increases for Legal Services

\* D. Carpinteria/Irvine Ranch Water District Exchange Update

E. CCWA Processing Agreement

\* F. San Luis Obispo County 2008 Dry Year Purchase Program Update

\* G. Carryover of Project Funds from FY 2007/08 to FY 2008/09

VI. Closed Session: Conference with Legal Counsel

A closed session to consult with Authority Counsel regarding potential initiation of litigation (one case). Government Code sec. 54956.9(c)

VII. Reports from Board Members for Information Only

VIII. Items for Next Regular Meeting Agenda

A. 2008 Goals Update

B. FY 2007/08 Fourth Quarter Investment Report

IX. Date of Next Regular Meeting: July 24, 2008

X. Adjournment

A. Aujournment



<sup>\*</sup>Indicates attachment of document to agenda packet.

### **Oceano Community Services District**

1655 Front Street, P.O. Box 599, Oceano, CA 93445 (805) 481-6730 FAX (805) 481-6836

July 9, 2008

TO: Board of Directors

Oceano Community Services District

FROM: Alexander F. Simas

**District Legal Counsel** 

SUBJECT: CONSIDERATION AND RECOMMENDED REJECTION OF AMENDED

CLAIM FOR DAMAGES PRESENTED BY BILL BOOKOUT

Background: As the Board knows, there is pending litigation between the District and Director Bookout. On June 27, 2008, attorney John W. Belsher, acting on Director Bookout's behalf, filed an amended claim against the District for alleged damages to Director Bookout's business, the Oceano Nursery (the "Nursery"). The amended claim lists eleven specific dates on which Director Bookout claims his Nursery suffered damages from flooding. Thes updated amended claim alleges five new incident dates between February 2007 and February 2008 in addition to the six incident dates previously alleged.

The June 27, 2008 amended claim is attached as Exhibit "A". The actions and damages stated therein are identical to those that Director Bookout claimed in his December 10, 2007 claim and March 6, 2006 amended claim except for the incident dates.

To refresh your recollection of the claims history regarding this matter: On January 9, 2006, Director Bookout wrote a letter to the District Board of Directors (the "Board") demanding an \$849,000 settlement from the District for damages to his business for which he claimed the District was liable. The Board rightfully treated this as a "claim" under the California Tort Claims Act (Government Code §§ 900 et. seq. (All references are to the Government Code.)).

The Board timely rejected the claim pursuant to § 912.6 and sent Director Bookout the appropriate written notice of the action. Director Bookout then hired attorney M. Scott Radovich to represent him in the matter. Mr. Radovich filed an amended claim with the District on March 7, 2006.

That amended claim listed five specific incident date between February 2004 and January 2006. The nature of the amended claim changed in that instead of alleging intentional and deliberate acts, Director Bookout accused the District of negligence and other misconduct in various acts and omissions, including:

1. District negligence and/or other misconduct in failing to provide adequate drainage for the area.

- District negligence and/or other misconduct in its maintenance (including but not limited to weed abatement and vegetation control), ownership, control and inspection of the existing drainage swale/system.
- 3. District negligence and/or other misconduct in installing and maintaining a pipe running from the District well under Highway One and then into the drainage culvert. The pipe coming from the well allegedly restricts water flow and causes sedimentation to build up at the drainage culvert's mouth, thereby contributing to the drainage problems.

The District rejected the March 6, 2006 amended claim in due course.

Director Bookout made a similar but separate claim on December 19, 2006, for flooding alleged to have occurred on or around December 10, 2006. The accusations revolve around the District's control of the blow-off pipe to District well #8 and its maintenance of drainage (including weed abatement) in the area. In the December 19 claim, Director Bookout did not specifically state either damages incurred or sought from the claims other than to state that they far exceed \$25,000. The Board timely rejected that claim.

<u>California Tort Claims Act Procedures</u>: Under the California Tort Claims Act, a party with a claim against a public entity must file the claim within six months or one year (depending on the nature of the alleged damages) of the incident giving rise to the claim. The Board is required to act on the claim within 45 days after presentation. The Board may:

- Reject the claim if the Board finds the claim without merit.
- Allow the claim, if the Board finds the claim has merit and the amount demanded is reasonable.
- 3. Reject it in part if the claim has merit, but the amount demanded is unreasonable.
- 4. Reject the claim or seek and agree to compromise if the legal liability or the amount demanded is in dispute.

### Analysis:

January 4, 2008 / January 24, 2008 / and February 3, 2008 Incident Dates: A claimant with a claim for injury to personal property or growing crops may file an amendment to his claim within six months of the incident giving rise to the claim or before the public agency takes final action on the claim, whichever is later (§§ 910.6(a) and 911.2). For a claim relating to any other cause of action (not relating to damage to personal property or growing crops), a claimant may amend his claim within one year of the incident or before the public agency takes final action, whichever is later (Id). The amended claim is considered a part of the original claim for all purposes (§ 910.6(a)).

While the Board took final action on the original claim, six months have not yet passed since the January and February 2008 incidents, so Director Bookout's updated amended claim is timely as to any claims arising from those particular incidents. In order to comply with the Act's requirements, the Board must make its decision and take action on Director Bookout's January and February 2008 claims within 45 days after submission. Therefore the Board must take action on or before August 11, 2008.

Following action on this portion of the claim, the Board must give Director Bookout written notice of its decision and the action taken. The notice must be in a form prescribed by the Act. If the action is to deny the claim, then it must advise Director Bookout that if he chooses to file suit against the District, such action must be filed within six months from the notice's date. It must further advise Director Bookout of his right to seek legal counsel regarding his claim.

<u>February 22, 2007 / and December 18, 2007 Incident Dates</u>: If a claimant fails to timely file a claim that is required to be filed within six months of the incident date, the public agency may, at any time within 45 days after the claim is presented, give written notice to the person presenting the claim that it was not filed timely and that it is being returned without further action (§ 911.3(a)). If the public agency fails to give this notice, any defense the public agency may use in Court as to the claims' untimeliness is waived (§913.3(b)).

Director Bookout's amended claim fails to state what damages occurred on each specific date, making it impossible to know whether he was required to file a claim within six months or one year of each incident. Regardless of this problem, the February 22, 2007 claim is untimely because more than one year has elapsed since the incident date. For precautionary reasons though, the Board should treat both the February and December 2007 claims as six month claims and should act on them accordingly or risk losing untimeliness as a defense in a possible court action.

In order to comply with the Act's requirements, the Board must take action on the untimely claims by August 11, 2008, and may do one of two things:

- Give notice to Director Bookout that these claims were not timely filed as set out in § 911.3 (a), and require him to submit an application for permission to present a claim not timely presented, pursuant to § 911.4(b). If the Board does this, then the District may use the untimeliness of the claims as a defense in a later court action.
- Reject the two untimely claims along with the three other new claims and give notice to Director Bookout that those claims have been rejected (§ 912.6). However, if the Board chooses this second option, it may lose any defense to the untimely claims based on the time limit for presenting the claims. "Any defense as to the time limit for presenting a claim . . . is waived by failure to give the notice set forth in . . . [911.3(a)] . . . within 45 days after the claim is presented . . ." (§ 911.3(b)).

If the Board chooses the first option and treats the claims as untimely, it must give Director Bookout notice that the claims were not timely filed and are being returned without further action. The notice must inform Director Bookout that his only recourse is to apply without delay for leave to present a late claim, that under some circumstances leave to present a late claim will be granted, and that he may seek the advice of an attorney and should do so immediately.

<u>Summary and Recommendation</u>: After investigating Director Bookout's claim, staff can find no evidence that the flooding suffered by Director Bookout was caused or exacerbated by the District's actions or decisions. We therefore, recommend:

- 1. As to the untimely claims (February 22, 2007 and December 18, 2007), instruct the staff to send the statutory notice regarding presentation of the late claim. And,
- 2. As to the timely claims (January 4, 2008; January 24, 2008 and February 3, 2008), reject the claims and instruct the staff to send the statutory rejection notice.

### **EXHIBIT "A"**

## TO BOARD REPORT RE: JUNE 27, 2008 CLAIM FOR DAMAGES FILED BY WILLIAM BOOKOUT

[Amended Claim of William Bookout follows on next page.]

EXHIBIT "A"

## UPDATED AMENDED CLAIM OF WILLIAM BOOKOUT AGAINST THE OCEANO COMMUNITY SERVICES DISTRICT

To: Oceano Community Services District

Date of Incidents: February 25, 2004

October 26, 2004 December 28, 2004 January 3, 2005 January 1-2, 2006 December 10, 2006 February 22, 2007 December 18, 2007 January 4, 2008 January 24, 2008 February 3, 2008



Place of Incidents: 1311 Paso Robles Street, Oceano, California 93445

WILLIAM BOOKOUT, hereafter "Claimant," hereby makes this Updated Amended claim against the Oceano Community Services District.

The circumstances giving rise to this claim are as follows:

Claimant is the owner of a business, Oceano Nursery, at 1311 Paso Robles Street in Oceano, California. Claimant's business borders State Highway One and has been subject to repeated floods due to an inadequate drainage system for the area. The Oceano Community Services District has failed to provide an adequate drainage system and failed to maintain the existing drainage way allowing sedimentation and debris to clog the drainage pipes. A good portion of the town of Oceano drains towards Claimant's property, crosses Highway One, and enters a drainage swale which leads to a drainage pipe. The drainage swale tends to collect debris which washes into the pipe clogging it and resulting in a backup of water over Highway One and onto Claimant's property. In addition to the damage the flood waters cause Claimant's property, they are a health hazard and a danger to the public and Claimant in that the waters obstruct Highway One and flood Claimant's property.

On the dates and at the place mentioned above, Claimant suffered injuries and damages to his real property, his business, and his merchandise due to the combination of various acts and omissions including, but not limited to, the following:

- The negligence and/or other misconduct of the Oceano Community Services
   District in failing to provide for adequate drainage for the area.
- The negligence and/or other misconduct of the Oceano Community Services

District in their maintenance (including but not limited to weed abatement and control of vegetation), ownership, control and inspection of the existing drainage swale/system.

The negligence and/or other misconduct of the Oceano Community Services District in installing and maintaining a pipe running from an Oceano Community Services District's well under Highway One and then into a drainage culvert. The pipe coming from the well restricts water flow and causes sedimentation to build up at the mouth of the drainage culvert thereby contributing to the drainage problems outlined herein.

Claimant's address is 1311 Paso Robles Street, Oceano, California 93445, but wishes to have all communication sent direct to his attorney, John W. Belsher of Belsher & Becker at 412 Marsh Street, San Luis Obispo, California 93401, phone 805-542-9900, and fax 805-542-9949.

Notices concerning the claim should be sent to Claimant's attorney at the address above.

The injuries and damages sustained by Claimant include loss of business income, loss of business good will, damage to real property, damage to business merchandise and other economic damages. Said sums far exceed \$25,000.00 and thus place this claim in the unlimited jurisdiction of the appropriate court. Claimant has filed a San Luis Obispo Superior Court action on May 2, 2006 as case number CV060384 in regards to his original claim.

This claim, as of the date this claim, includes but is not limited to loss of business income, loss of business good will, damage to real property, damage to business merchandise, loss of market value and other economic damages according to proof. Although not required by law, Claimant files this "updated" claim to apprise the Oceano Community Services District of new and continuing flooding events since the previous claim was filed. See Natural Soda Prods. Co. v. City of Los Angeles (1943) 23 Cal.2d 193. It is suspected that the property owned by the Claimant will continue to flood unless corrective measures are taken.

Dated: June 25, 2008 BELSHER & BECKER

John W. Belsher Attorney for Claimant



### Oceano Community Services District

1655 Front Street, P.O. Box 599, Oceano, CA 93475

(805) 481-6730

FAX (805) 481-6836

July 9, 2008

TO: Board of Directors, OCSD

FROM: Patrick J. O'Reilly, General Manager

### SUBJECT: CHANGE TO PROCEDURE FOR COMMITTEE ASSIGNMENTS

- 1. At the meeting of the District Board of Directors on June 11, 2008, President Hill appointed an Ad Hoc Committee to review the process for assigning Directors to various committees. The Ad Hoc Committee was comprised of Directors Dahl and Dean.
- 2. The Ad Hoc Committee met on June 19, 2008 and made the following recommendations at the meeting of the District Board of Directors on June 25, 2008:
  - The committee recommended that more Directors be involved in the core committees of the District and recommended the following changes to the Rules of Order to accomplish that objective;
  - Define "Core" committees as the Finance, Fire and Personnel Committees and representation on the SSLOCSD Board;
  - Require that every Director be assigned to at least one "Core" committee;
  - Require that no Director can serve on more than two "Core" committees;
  - Require that a member of the Fire Committee be assigned to the Fire Oversight Committee unless both decline the appointment;
  - Require that no Director can serve on the same Committee two years in a row unless approved by a majority vote of all Directors;
  - Require that "non-Core" committee assignments be rotated each year if a Director requests assignment to a specific committee; and
  - Require the President to appoint committee members for each year in January based on written requests from each Director;
  - Require committee assignments for the current year to be changed in accordance with these revised rules as soon as possible considering the first six months of the year to be the same as a previous year.

- 3. The procedures for making committee assignments are included in the District Rules of Order. A draft of proposed changes to the paragraph 1.4 of the Rules of Order which incorporate the above recommendations is provided as Exhibit "A" to Attachment 1.
- 4. If the Board elects to change the Rules of Order, the adopted changes should be adopted by Resolution 2008-17 provided as Attachment 1.

THE RECOMMENDED ACTION BEFORE YOUR BOARD is to: by Board discussion and public comment, determine if the recommended changes are desirable; and if desirable, by motion, second, and roll call vote, adopt OCSD Resolution 2008-17, A RESOLUTION OF THE OCEANO COMMUNITY SERVICES DISTRICT AMENDING RULES OF ORDER TO GOVERN CERTAIN OPERATIONS AND FUNCTIONS OF THE BOARD OF DIRECTORS.

### OCEANO COMMUNITY SERVICES DISTRICT RESOLUTION NO. 2008 - 17

# A RESOLUTION OF THE OCEANO COMMUNITY SERVICES DISTRICT AMENDING RULES OF ORDER TO GOVERN CERTAIN OPERTIONS AND FUNCTIONS OF THE BOARD OF DIRECTORS

WHEREAS, the Oceano Community Services District (the "District") Board of Directors (the "Board") has adopted Rules of Order (the "Rules") to govern certain Board operations and functions; and

WHEREAS, a specially appointed Ad Hoc Committee recommended that Paragraph 1.4 of the Rules be modified to the form and content contained in the attached Exhibit "A"; and

WHEREAS, the Board has reviewed and approves the form of Paragraph 1.4 of the Rules contained in the attached Exhibit "A":

NOW, THEREFORE, BE IT RESOLVED, DETERMINED, AND ORDERED by the District Board of Directors, Oceano Community Services District, San Luis Obispo County, California, that paragraph 1.4 of the Rules of Order is amended in the form attached. For purposes of effectuating a transition and anything in the adopted Rules notwithstanding, committee assignments shall be realigned and reappointed in accordance with the revised rule within 30 days after adoption of this resolution.

Upon motion of	_, second by	, and on the
following roll call vote, to wit:		
AYES:		
NOES:		
ABSENT:		
the foregoing resolution is hereby	adopted this 9th day of Ju	uly, 2008.
,	and the second s	•
	James	
ATTENT	Presid	ent
ATTEST:		
- · · · · · · · · · · · · · · · · · · ·		
Patrick O'Reilly Board Secretary		
Dodia Ocolotaly		

- 1.4 The President and Vice President of the Board shall be elected annually at the last regular meeting of each calendar year as follows.
- (a) The determination and seating of the President and Vice President shall be the first order of business after the call to order, roll call, flag salute, and if appropriate, certification of election and seating of new board members.
- (b) The call for nominations for President shall be opened by the President and nominations shall be received by voice. No nomination needs to be seconded.
  - (c) Nominations shall be closed upon an approved motion.
- (d) An absent candidate may not be nominated and elected unless such candidate has submitted in writing his/her desire to serve.
- (e) Nothing herein shall prohibit a Board member from declining to serve as a Board officer, in which case, the determination of the officer in question shall be made without regard to the declining person.
- (f) The elected President takes possession of his/her office immediately and his/her term commences immediately.
- (g) After the President is determined, the Vice President shall be determined in the same manner as the President. The elected Vice President takes possession of his/her office immediately and his/her terms commences immediately.
- (h) Committee, interagency, and other third party body appointments shall be made by the new President during the first meeting in January or when requested by a majority of the Directors, subject to approval of the Board.
- (1) No committee shall include in its membership more than two (2) Board members.
- (2) "Core" appointments shall be to the Finance Committee, the Fire Committee, the Personnel Committee and the representative to the South San Luis Obispo County Sanitary District (SSLOCSD).
- (3) At least one "Core" appointment will be made to each Director unless a Director declines the appointment.
- (4) No more than two "Core" appointments will be made to any one Director.

- (5) "Core" appointments will be rotated annually with no Director assigned to the same "Core" committee or the SSLOCSD two years in a row unless approved by a majority of the Directors.
- (6) Other appointments will be rotated on an annual basis if a Director requests assignment to a specific committee.
- (7) Assignment to the Fire Oversight Committee will be made to a member of the Fire Committee unless both primary members of the Fire Committee decline appointment.
- (8) The President shall be appointed as an alternate member to all standing committees. The Vice President shall be appointed as an alternate for those meetings where the President serves as a regular member or where the President is unable, due to scheduling or other conflicts, to attend a committee meeting as an alternate.
- (9) The General Manager, or his/her designee, shall be an ex-officio member of all committees.



### Oceano Community Services District

1655 Front Street, P.O. Box 599, Oceano, CA 93475

(805) 481-6730

FAX (805) 481-6836

### **WARRANT SUMMARY**

20,723.09       REGULAR WARRANTS THRU 063008       EX0871       2007-         70,474.42       REGULAR WARRANTS THRU 070508       EX0872       2007-         4,627.81       REGULAR WARRANTS THRU 070708       EX0873       2007-         126,452.24       REGULAR WARRANTS THRU 063008       EX0874       2007-         194,436.44       REGULAR WARRANTS THRU 070108       EX0901       2008-				
70,474.42       REGULAR WARRANTS THRU 070508       EX0872       2007-         4,627.81       REGULAR WARRANTS THRU 070708       EX0873       2007-         126,452.24       REGULAR WARRANTS THRU 063008       EX0874       2007-         194,436.44       REGULAR WARRANTS THRU 070108       EX0901       2008-	\$11,100.79	REGULAR WARRANTS THRU 061308	EX0870	2007-08
4,627.81       REGULAR WARRANTS THRU 070708       EX0873       2007-         126,452.24       REGULAR WARRANTS THRU 063008       EX0874       2007-         194,436.44       REGULAR WARRANTS THRU 070108       EX0901       2008-	20,723.09	REGULAR WARRANTS THRU 063008	EX0871	2007-08
126,452.24       REGULAR WARRANTS THRU 063008       EX0874       2007-         194,436.44       REGULAR WARRANTS THRU 070108       EX0901       2008-	70,474.42	REGULAR WARRANTS THRU 070508	EX0872	2007-08
194,436.44 REGULAR WARRANTS THRU 070108 EX0901 2008-	4,627.81	REGULAR WARRANTS THRU 070708	EX0873	2007-08
	126,452.24	REGULAR WARRANTS THRU 063008	EX0874	2007-08
8,700.88 REGULAR WARRANTS THRU 070908 EX0902 2008-	194,436.44	REGULAR WARRANTS THRU 070108	EX0901	2008-09
	8,700.88	REGULAR WARRANTS THRU 070908	EX0902	2008-09
241,836.08 REGULAR WARRANTS THRU 070708 EX0903 2008-	241,836.08	REGULAR WARRANTS THRU 070708	EX0903	2008-09
\$ 678,351.75 TOTAL WARRANTS SUBMITTED	\$ 678,351.7 <u>5</u>	TOTAL WARRANTS SUBMITTED		
FOR APPROVAL 070908		FOR APPROVAL 070908		
\$ (825.00) VOIDED WARRANTS 2007-	\$ (825.00)	VOIDED WARRANTS		2007-08
#046579 DATED 062508		#046579 DATED 062508		
				-

AGENDA ITEM 2008 06 25 14

MID STATE BANK
CALIFORNIA, STATE OF: PERS
E.D.D.
SAN LUIS OBISPO, COUNTY OF
OCEANO FIREFIGHTERS ASSN

PAGE

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20790 61308 6589
6435 61308 6587
11979 61308 6588
28908 61308 6591
23958 61308 6590

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6/13/08 0870		Y SERVICES DISTRICT OF DEMANDS	RUN: 7/0 10:4		PAGE 1 APWR02-U1			
PAYEE	ETAIL OF DEMANDS VE	INV.NO.	ACCOUNT	DEPT NAME	CHECK NO.	CHECK AMOUNT	JOB/PROJECT	KEY #
EMPLER: I EMPLEE: I EMPLEE: I EMPLEE: I	MISC T/D 05-2008 SERV CRDT 05-2008 FIRE REG 05-2008	-4 1346@052408 -4 1346@052408 -4 1346@052408 -4 1346@052408 -4 1346@052408 -4 1346@052408 -4 1346@052408	01-2162-000 01-2162-000 01-2162-000 01-2162-000 01-2162-000 01-2162-000 01-2162-000 01-2162-000	PAYROLL PAYROLL PAYROLL PAYROLL PAYROLL PAYROLL PAYROLL	006587	1,068.79 1,001.28 245.14 977.29 540.86 16.92 4.65 3,857.03		90 100 120 130 140 150
SIT DEP: SDI DEP: SUI DEP: ETT DEP: SIT DEP: SUI DEP: SUI DEP: ETT DEP: ETT DEP:	PR0503 PR0503 PR0503 PR0601A PR0601A PR0601A	49907223 49907223 49907223 49907223 49907223 49907223 49907223 49907223	01-2164-000 01-2167-000 01-2177-000 01-2177-000 01-2164-000 01-2167-000 01-2177-000 01-2177-000	PAYROLL PAYROLL PAYROLL PAYROLL PAYROLL PAYROLL PAYROLL PAYROLL PAYROLL	006588	790.02 213.41 76.68 2.13 82.98 62.63 239.666 1,474.35		50 60 70 80 200 210 220 230
FWT DEP: FICA/MED FWT DEP: FICA/SS: FICA/MED MID STATE BA	: PR0503 PR0601A PR0601A : PR0601A	953639481 953639481 953639481 953639481 953639481	01-2160-000 01-2171-000 01-2160-000 01-2171-000 01-2171-000	PAYROLL PAYROLL PAYROLL PAYROLL PAYROLL	006589	2,791.13 701.64 358.49 971.02 227.12 5,049.40		30 40 170 180 190
PRO601A (OCEANO FIRE)	GF: 06 X \$10 FIGHTERS ASSN	PPE 053108 23958	01-2169-000	PAYROLL	006590	60.00 60.00		240
CONTRIB: CONTRIB: SAN LUIS OB:	PR0503 EMPLER 16 PR0503 EMPLEE 10 ISPO, COUNTY OF	.43% 8570 .21% 8570 28908	01-2182-000 01-2182-000	PAYROLL PAYROLL	006591	407.06 252.95 660.01		10 20
* PI	HECKS WRITTEN REPAID ITEMS MANDS PAID					11,100.79	*	

PAYEE	VEND.NO.	CHECK DATE	CHECK #	CHECK AMT	PREPAID
CALIFORNIA, STATE OF: PERS MID STATE BANK E.D.D. SAN LUIS OBISPO, COUNTY OF SLO CREDIT UNION PEBSCO - P/R PROCESSING LA FIREFIGHTERS' CREDIT UNION OCEANO FIREFIGHTERS ASSN	6435 20790 11979 28908 9306 26225 18900 23958	63008 63008 63008 63008 63008 63008 63008	465994 4655993 4655993 4655995 4665997	7975.77 7367.68 2264.62 1320.00 700.00 225.00	000000000000000000000000000000000000000
				20723.09	

FICA/SS: PR0603

OCEANO COMMUNITY SERVICES DISTRICT RUN: 7/03/08 6/30/08 11:21:48 APWR02-U1 REGISTER OF DEMANDS 0871 DS INV.NO. ACCOUNT VEND.NO. DEPT DETAIL OF DEMANDS CHECK CHECK AMOUNT JOB/PROJECT KEY # NAME NO. PAYEE EMPLEE: MISC REG 06-2008-3 EMPLEE: MISC T/D 06-2008-3 1,100.60 01-2162-000 PAYROLL 13462060708 130 01-2162-000 01-2162-000 01-2162-000 01-2162-000 01-2162-000 01-2162-000 01-2162-000 1,031.08 PAYROLL PAYROLL 140 13462060708 150 EMPLEE: SVC CRDT 06-2008-3 13462060708 PAYROLL 1,038.10 160 EMPLER: FIRE REG 13462060708 06-2008-3 575.70 PAYROLL 170 EMPLEE: FIRE T/D 06-2008-3 13462060708 13462060708 EMPLEE: FIRE HOLI 06-2008-3 EMPLEE: FIRE UNIF 06-2008-3 EMPLEE: FIRE SURV 06-2008-3 EMPLER: MISC REG 06-2008-4 PAYROLL 16.92 180 13462060708 13462060708 1346@062108 1346@062108 PAYROLL 2.10 190 200 PAYROLL 1,065.74 410 PAYROLL 01-2162-000 01-2162-000 01-2162-000 01-2162-000 998.42 420 EMPLEE: MISC T/D 06-2008-4 PAYROLL 1346@062108 1346@062108 1346@062108 245.14 430 06-2008-4 06-2008-4 06-2008-4 PAYROLL EMPLEE: SVC CRDT EMPLER: FIRE REG PAYROLL 440 PAYROLL 581.05 450 EMPLEE: FIRE T/D 01-2162-000 01-2162-000 1346@062108 PAYROLL 16,92 460 EMPLEE: FIRE HOLI 06-2008-4 2,10 EMPLEE: FIRE UNIF 06-2008-4 EMPLEE: FIRE SURV 06-2008-4 PAYROLL 470 01-2162-000 PAYROLL 480 1346@062108 CALIFORNIA, STATE OF: PERS 06435 046592 7,975.77 01-2165-000 410.00 CONTRIB: PR0601B CONTRIB: PR0602 SLO CREDIT UNION PPE 060708 PPE 062108 PAYROLL 120 01-2165-000 PAYROLL 410.00 400 09306 046593 B20.00 49907223 49907223 49907223 49907223 01-2164-000 PAYROLL 761.10 60 SIT DEP: PRO601B 01-2167-000 220.47 70 SDI DEP: PRO601B SUI DEP: PRO601B ETT DEP: PRO601B PAYROLL PAYROLL 69.96 80 01-2177-000 01-2177-000 01-2164-000 01-2167-000 01-2177-000 90 PAYROLL SIT DEP: PRO603/CORRECT
SIT DEP: PRO603/CORRECT
SDI DEP: PRO603/CORRECT
SUI DEP: PRO603/CORRECT
ETT DEP: PRO603/CORRECT 49907223 PAYROLL 15.00 240 250 49907223 PAYROLL 48.21 260 49907223 PAYROLL 7.10 49907223 PAYROLL 10.81 270 01-2177-000 01-2164-000 01-2167-000 01-2177-000 01-2177-000 280 .30 49907223 PAYROLL 865.54 SIT DEP: PRO602 SDI DEP: PRO602 SUI DEP: PRO602 PAYROLL PAYROLL 49907223 340 222.78 350 49907223 PAYROLL 40.29 360 49907223 ETT DEP: PRO602 PAYROLL 49907223 11979 046594 2.264.62 E D.D. PPE 060708 PPE 062108 01-2169-000 PAYROLL 100 CONTRIB: PR0601B 01-2169-000 PAYROLL 112.50 390 CONTRIB: PRO602 LA FIREFIGHTERS' CREDIT UNION18900 046595 2,773.16 40 PAYROLL 953639481 01-2160-000 FWT DEP: PRO601B 953639481 01-2171-000 01-2160-000 PAYROLL 727.40 50 FICA/MED: PRO601B 210 953639481 PAYROLL 14.66 FWT DEP: PR0603

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6/30/08 OCEANO COMMUNITY SERVICES DISTRIC	r RUN: 7/03/08	PAGE 2	
0871 REGISTER OF DEMANDS	11:21:48	APWR02-U1	
DETAIL OF DEMANDS INV.NO. PAYEE VEND.NO.	ACCOUNT DEPT NAME	CHECK CHECK NO. AMOUNT	JOB/PROJECT KEY #
FICA/MED: PR0603 953639481 FWT DEP: PR0602 953638481 FICA/MED: PR0602 953638481 MID STATE BANK 20790	01-2171-000 PAYROLL 01-2160-000 PAYROLL 01-2171-000 PAYROLL	25.78 2,980.74 735.78 7,367.68	230 320 330
PR0601B GF: 05 X \$05 PPE 060708 PR 0602 GF: 05 X \$05 PPE 062108 OCEANO FIREFIGHTERS ASSN 23958	01-2169-000 PAYROLL 01-2169-000 PAYROLL	25.00 25.00 50.00	110 380
CONTRIB: PR0601B 05220@060708 CONTRIB: PR0602 05220@062108 PEBSCO - P/R PROCESSING 26225	01-2183-000 PAYROLL 01-2183-000 PAYROLL	350.00 350.00 700.00	30
CONTRIB: PR0601B EMPLER 16.43% 8570 CONTRIB: PR0601B EMPLEE 10.21% 8570 CONTRIB: PR0602 EMPLER 16.43% 8570 CONTRIB: PR0602 EMPLEE 10.21% 8570 CONTRIB: PR0602 EMPLEE 10.21% 8570 SAN LUIS OBISPO, COUNTY OF 28908	01-2182-000 PAYROLL 01-2182-000 PAYROLL 01-2182-000 PAYROLL 01-2182-000 PAYROLL	407.06 252.95 407.06 252.95 046599 1,320.02	10 20 290 300
CHECKS WRITTEN  * PREPAID ITEMS  TOTAL DEMANDS PAID		20,723.09 .00 20,723.09	•

AGE 6

PAYEE	VEND.NO.	CHECK DATE	CHECK #	CHECK AMT	PREPAID
SHORELINE LANDSCAPE AND JIM HILL MANN, BARBARA BOOKOUT, BILL DEAN, PAMELA RADIX CORPORATION ULTREX BUSINESS PRODUCTS KAUTZ CHEVRON	23375 13100 36349 10300 31400	70508 70508 70508 70508 70508 70508 70508 70508 70508 70508 70508	466215 466215 466215 466617 4666224 4666220	3513.59 3047.92 552.00 450.00 422.69 400.00 350.00 350.00 326.00 265.40 219.70	000000000000000000000000000000000000000
				70474.42	

7/05/08	OCEANO COMMUNITY SERVICES DISTRICT RUN: 7/05/08	PAGE 1
0872	REGISTER OF DEMANDS 17:10:49	APWR02-U1

DETAIL OF DEMAND	S INV.NO. VEND.NO.	ACCOUNT	DEPT CHECK NAME NO.	CHECK AMOUNT	JOB/PROJECT	KEY #
B/S: 2 REG B/S: 1 SPEC B/S: 1 FIRE OVERSIGHT BOOKOUT, BILL	063008 063008 063008 04070	01-4100-225 01-4100-225 01-4100-225	ADMINISTRA ADMINISTRA ADMINISTRA 046615	200.00 100.00 50.00 350.00	118760225 118760225 118760225	10 20 30
B/S: 2 REG B/S: 1 SPEC B/S: 1 OAC B/S: 1 ZONES 1/1A B/S: 1 ALUC LESS: ALUC/BD MTG MAX B/S: 1 COMM AD HOC DAHL, VERN	063008 063008 061608 062408 062508 062508 062508	01-4100-225 01-4100-225 01-4100-225 01-4100-225 01-4100-225 01-4100-225	ADMINISTRA ADMINISTRA ADMINISTRA ADMINISTRA ADMINISTRA ADMINISTRA ADMINISTRA ADMINISTRA	200.00 100.00 50.00 50.00 50.00 50.00CR 50.00	118860225 118860225	40 50 60 70 80 90
B/S: 2 REG B/S: 1 SPEC B/S: 1 COMM AD HOC DEAN, PAMELA	063008 063008 061908	01-4100-225 01-4100-225 01-4100-225	ADMINISTRA ADMINISTRA ADMINISTRA 046617	200.00 100.00 50.00 350.00	119160225 119160225 119160225	110 120 130
OPER SUPP OPER SUPP OPER SUPP OPER SUPP FERGUSON ENTERPRISES, INC	1462546-1 1462546 1456087 1502856	03-4500-175 03-4500-175 02-4400-175 02-4400-175	SEWER SEWER WATER WATER 046618	588.01 471.50 1,553.50 434.91 3,047.92		230 240 250 260
B/S: 2 REG B/S: 1 SPEC B/S: 1 FIRE B/S: 1 FINANCE JIM HILL	063008 063008 061008 062008	01-4100-225 01-4100-225 01-4100-225 01-4100-225	ADMINISTRA ADMINISTRA ADMINISTRA ADMINISTRA 046619	200.00 100.00 50.00 50.00 400.00	118560225 118560225 118560225 118560225	140 150 170 180
0213: RAM 6130 KAUTZ CHEVRON	12612	01-4200-171	FIRE 046620	219.70 219.70	21380171	270
B/S: 2 REG B/S: 2 SPEC B/S: 2 SPEC B/S: 1 FINANCE MANN, BARBARA	063008 063008 061008 062008	01-4100-225 01-4100-225 01-4100-225 01-4100-225	ADMINISTRA ADMINISTRA ADMINISTRA ADMINISTRA 046621	200.00 100.00 50.00 50.00 400.00	119060225 119060225 119060225 119060225	190 200 210 220
PLN I LIFE THRU 123108 MYERS-STEVENS & TOOHEY	0737458	01-4200-090	FIRE 046622	60.00		290
04/08 LIT SERV: 22.50%	221544	09-4994-362	WATER LITI	1,705.89	949960362	290

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TOTAL DEMANDS PAID

7/05/08 OCEANO COMMUNIT	Y SERVICES DISTRICT	RUN: 7/05	OB PAGE	2		
0872 REGISTER	OF DEMANDS	17:10	:49 APWR02-U	ı		
DETAIL OF DEMANDS	INV.NO.	ACCOUNT	DEPT CHECK NAME NO.	CHECK AMOUNT	JOB/PROJECT	KEY #
05/08 LIT SERV: 22.50% NOSSAMAN, GUTHNER, KNOX ETAI	222531	09-4994-362	WATER LITI 046623	1,807.70 3,513.59	949960362	300
0427: 04/08 SERV 0427: 05/08 SERV RADIX CORPORATION	2612 2911 26406	02-4400-170 02-4400-170	WATER WATER 046624	163.00 163.00 326.00	42780170 42780170	310 320
9173: 06/08 1655 FRONT 1225: 06/08 1687 FRONT 1225: 06/08 1685 FRONT 9701: 06/08 1685 FRONT SHORELINE LANDSCAPE AND	251 251 251 251 31400	01-4100-173 01-4200-173 02-4400-163 10-4300-173	ADMINISTRA FIRE WATER FUNDED CON 046625	177.53 21.13 67.63 156.40 422.69	917360173 122560173 417360163 970160173	3 3 0 3 4 0 3 5 0 3 6 0
06/08 COLLECTIONS SSLOCSD	063008 32274	03-4500-297	SEWER 046626	54,689.24 54,689.24		370
0151: MO BIZHUB C451 ULTREX BUSINESS PRODUCTS	79045	01-4100-170	ADMINISTRA 046627	265.40 265.40	15180170	380
ADM SERV: 043008 8599: 17TH & BEACH ALLEY SWR W OF RAILROAD/CDBG 6492: SWP WALLACE GROUP	25360 25361 25361 25361 35541	01-4100-220 02-4400-222 03-4500-222 02-4400-222	ADMINISTRA WATER SEWER WATER 046628	1,221.98 113.00 3,949.50 66.00 5,350.48	859960220 649260222	390 400 410 420
05/02 LIFT STAT MAINT 05/12 LIFT STAT MAINT 05/20 LIFT STAT MAINT 05/28 LIFT STAT MAINT 05/28 LIFT STAT MAINT RICHARD JONES DBA	12794 12809 12829 12839	03-4500-220 03-4500-220 03-4500-220 03-4500-220	SEWER SEWER SEWER SEWER 046629	138.00 138.00 138.00 138.00 552.00	57360220 57360220 57360220 57360220	430 440 450 460
MILEAGE REA, GINA	063008 91212	01-4100-280	ADMINISTRA 046630	45.90 45.90		470
MILEAGE SANCHEZ, CASSEY	91216	01-4100-280	ADMINISTRA 046631	31.50 31.50		400
CHECKS WRITTEN				70,474.42		
* PREPAID ITEMS				.00	*	

70,474.42

07/01/08	PAGE 1	
PAYEE	VEND.NO. CHECK DATE CHECK #	CHECK AMT PREPAID
FIA CARD SERVICES CENTRAL CITY TREE SERVICE FIA CARD SERVICES	25796 70108 46632 91032 70108 46634 25798 70108 46633	2873.79 0 1650.00 0 104.02 0

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0973	REGISTER OF DE	MANDS	19:33	: 30	APWR02-U1			
PAYEE	F DEMANDS VEND.NO.	INV.NO.	ACCOUNT	DEPT NAME	CHECK NO.	CHECK AMOUNT	JOB/PROJECT	KEY #
OFF/COMP OPER SUPP REG REA: EXCEL, OFF SUPP OFF/COMP: UPS OFF SUPP: UPS OFF SUPP OFF SUPP INTERSPIRO CYL FIA CARD SERVICES	slo	062008 060908 060508 060608 061808 061808 052408 061108	$\begin{array}{c} 01-4100-200 \\ 02-4400-175 \\ 01-4100-285 \\ 01-4100-200 \\ 01-4100-170 \\ 01-4200-170 \\ 01-4100-200 \\ 01-4100-200 \\ 01-4100-200 \\ 01-4200-320 \end{array}$	ADMINIST WATER ADMINIST ADMINIST FIRE ADMINIST FIRE ADMINIST FIRE	RA RA RA	30.80 29.08 173.24 515.42 515.42 206.3 206.3 207.63 208.3 208.3 208.3 208.3	220680285	10 20 30 40 50 60 70 80
OPER SUPP FIA CARD SERVICES	2 5 7 9 B	052308	02-4400-175	WATER	046633	104.02 104.02		100
R&M FS/OC: TREE CENTRAL CITY TREE S		06102008-1	01-4100-173	ADMINIST	RA 046634	1,650.00		110
CHECKS WE	RITTEN					4,627.81		
* PREPAID	ITEMS					.00	*	
TOTAL DEMANDS PA	AID					4,627.81		

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OCEANO COMMUNITY SERVICES DISTRICT RUN: 7/05/08

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VEND. NO. CHECK DATE CHECK # CHECK AMT PREPAID PAYEE SAN LUIS OBISPO, COUNTY OF
WALLACE GROUP
PACIFIC GAS & ELECTRIC
CURTIS, L.N. & SONS
INTERSPIRO, INC.
STAPLES BUSINESS ADVANTAGE
SWRCB ACCOUNTING OFFICE
CLINICAL LABORATORY OF
MINER'S ACE HARDWARE, INC.
MISSION LINEN SUPPLY
UNION ASPHALT
(OLD) AT&T
VERIZON WIRELESS
EXECUTIVE JANITORIAL
TITAN INDUSTRIAL & SAFETY SUPP
ADVANTAGE ANSWERING PLUS, INC
GREGORY, DANNY
MIER BROS.
LIFE ASSIST
OCSD
OCSD PETTY CASH FUND 100000.00 9028.70 5762.64 2871.57 2298.28 1595.58 872.00 865.00 766.38 B135 500.03 265.50 243.28 222.06 214.50 137.95 98.73 85.12 76.07 D 14860 46646 46645 46649 6300B 63008 Ö 62.72 6300B 48.85 OCSD PETTY CASH FUND 126452.24 \*

120432.2

6/30/08 OCEANO COMMU	NITY SERVICES DISTRICT	RUN: 7/07	/08 PAGE 1			
0874 REGIS	TER OF DEMANDS	14:39	1:02 APWR02-U1			
DETAIL OF DEMAN	DS INV.NO. VEND.NO.	ACCOUNT	DEPT CHECK NAME NO.	CHECK AMOUNT	JOB/PROJECT	KEY #
060108 8054816730 (OLD) AT&T				265.50 265.50		5 0
06/08 ANSWER SERV ADVANTAGE ANSWERING PLUS,	96517 INC00599	02-4400-110	WATER 046639	137.95 137.95		6 0
05/08 PROF SERV CLINICAL LABORATORY OF	755043	02-4400-220	WATER 046640	865.00 865.00		70
GRANT: WILDLAND CLOTHI GRANT: STRIKE TEAM CLO GRANT: CLOTHING CURTIS, L.N. & SONS	NG 1154078-03 THING 1154078-00 1154078-01 10098	01-4200-320 01-4200-320 01-4200-320	FIRE FIRE FIRE 046641	180.71 1,992.54 698.32 2,871.57		410 420 430
06/08 SERV/SUPP EXECUTIVE JANITORIAL	12975 34922	01-4100-173	ADMINISTRA 046642	222.06 222.06		210
0415: R&M 30015 GREGORY, DANNY	14860 2404	02-4400-171	WATER 046643	98.73 98.73	41560171	400
06/22 CELL SERV 06/22 CELL SERV 06/22 CELL SERV VERIZON WIRELESS	0624574869 0615933173 0624574869 15500	01-4100-111 01-4200-111 02-4400-111	ADMINISTRA FIRE WATER 046644	67.59 57.40 118.29 243.28		440 450 460
OPER SUPP LIFE ASSIST	19700 473581		046645	76.07 76.07		100
0441: R&M WELL 8 YARD MIER BROS.	21020 143179		WATER 046646	85.12 85.12	44180163	10
0448: R&M WELL 8 OPER SUPP 4173: R&M FS/OC 0448: R&M WELL 8 0448: R&M WELL 8 OPER SUPP 0448: R&M WELL 8 R&M VEHICLES 0448: R&M WELL 8	958456 958937 959021 959237 959419 949762 959798 959999	02-4400-163 02-4400-175 01-4100-173 02-4400-163 02-4400-163 02-4400-175 02-4400-175 01-4200-171 02-4400-163	WATER	52.34 11.84 20.96 40.92 48.46 101.76 36.05	44880163 417380173 44880163 44880163 44880163	480 490 500 510 520 530 550 550

6/30/08 OCEANO COMMUNI	TY SERVICES DISTRICT	RUN: 7/07	7/08 PAGE	2		
0874 REGISTE				1		
DETAIL OF DEMANDS	INV.NO.	ACCOUNT	DEPT CHECK NAME NO.	CHECK AMOUNT	JOB/PROJECT	KEY #
0448: R&M WELL 8 OPER SUPP 0448: R&M WELL 8 OPER SUPP OPER SUPP 0448: R&M WELL 8 0448: R&M WELL 8 OPER SUPP DISCOUNT CR BAL FROM PR MONTH MINER'S ACE HARDWARE, INC.	960225 960752 960808 961000 K61024 961140 961542 961549 111990 053108	02-4400-163 02-4400-175 02-4400-175 02-4400-175 02-4400-163 02-4400-163 01-4200-175 02-4400-163 01-4200-175	WATER WATER WATER FIRE WATER	59.19 4.29 43.00 111.47 10.21 62.43 50.04 38.75 37.35 CR 1.00 CR 766.38	44880163 44880163 44880163 44880163	570 5900 5900 610 6230 6450 666
05/08 CLOTHING/TOWELS 06/08 CLOTHING/TOWELS MISSION LINEN SUPPLY	990391 990391 21186	02-4400-100 02-4400-100	WATER WATER 046648	293.91 206.12 500.03		710 720
HYD MTR DEP: UNION ASPHA	OT 0100820 23564	02-2200-000	LIABILITY 046649	62.72 62.72		3 0 0
POSTAGE 0212: R&M 6165 OVERAGE OCSD PETTY CASH FUND	063008 063008 063008 24057	01-4100-210 01-4200-171 01-4100-191	ADMINISTRA FIRE ADMINISTRA 046650	40.61 10.00 1.76CR 48.85	21280171	2 0 3 0 4 0
06/19 ST LIGHTS 06/12 1655 FRONT 06/12 1655 FRONT 06/12 1685 FRONT 06/12 1687 FRONT 06/12 MODULAR 06/13 1935 WILMAR PACIFIC GAS & ELECTRIC	6158009004 6158009004 6158009018 6158009014 61580090122 61580090226 61580090226 6158009748 6158009748 6158009748 6158009015 6158009010 6158009010	01-4195-295 01-4195-295 01-4195-295 01-4195-295 01-4195-295 01-4195-295 01-4195-295 01-4195-295 01-4195-295 01-4195-295 01-4195-295 01-4195-295 01-4100-290 02-4400-290 01-4200-290 01-4200-290	LIGHTING D ADMINISTRA WATER SEWER FIRE FIRE FIRE WATER	550.94 477.657 228.38 80.233 80.233 87.644 812.71 857.564 12.71 857.571 657.571 764.86		220 230 2450 260 2780 290 310 320 3310 340 350 370
SWP: PREPAY 2009-10 BILL SAN LUIS OBISPO, COUNTY OF				100.000.00	649280398	670
OFF SUPP	3103993214	01-4100-200	ADMINISTRA	348.18		110

6/30/08 OCEANO COMMUNITY	SERVICES DISTRICT	RUN: 7/07	/08	PAGE 3			
0874 REGISTER	OF DEMANDS	14:39	:02	APWR02-U1			
DETAIL OF DEMANDS PAYEE VEN	INV.NO.	ACCOUNT	DEPT NAME	CHECK NO.	CHECK AMOUNT	JOB/PROJECT	KEY #
OFF SUPP OFF SUPP OFF SUPP OFF SUPP: CR OFF SUPP: CR OFF SUPP OFF SUPP OFF SUPP OFF SUPP OFF SUPP STAPLES BUSINESS ADVANTAGE	3103993215 3103993217 3103993217 3103993217 3104218877 3104218877 3104218873 3104218874	01-4100-200 01-4100-200 01-4100-200 01-4200-200 01-4100-200 01-4100-200 01-4100-200 01-4100-200 01-4200-200	ADMINISTR ADMINISTR FIRE ADMINISTR ADMINISTR FIRE	A A A	164.30 181.95 20.37 192.98 92.02CR 112.24 214.48 356.16 96.94		120 130 140 150 160 170 180 190
ANNUAL WASTE DSCHG FEE SWRCB ACCOUNTING OFFICE	0718226	03-4500-220	SEWER 6/18/08	046545	872.00 872.00	*	9 0
0233: GAS DECTR PUMP TITAN INDUSTRIAL & SAFETY SUP	1028073	01-4200-321	FIRE	046653	214.50 214.50	23380321	470
6492: SWP 8599: 17TH & BEACH ALLEY SWR W OF RAILROAD/CDBG WALLACE GROUP	24786 24786 24786 35541	02-4400-222 02-4400-222 03-4500-222	WATER WATER SEWER 6/27/08	946583	1,019.00 855.50 7,154.20 9,028.70	859960220	680 690 700
0234: RIT PACK/GRANT INTERSPIRO, INC.	125945 92508	01-4200-320	FIRE	046654	2,298.28 2,298.28	23480320	8 0
HYD MTR DEP: NIPOMO @ 22ND UNION ASPHALT	94059	02-2200-000	LIABILITY	046655	437.28 437.28		390
CHECKS WRITTEN					16,551.54		
* PREPAID ITEMS					109,900.70	•	
TOTAL DEMANDS PAID					126,452.24		

PAGE

15

PAYEE VEND.NO. CHECK DATE CHECK # CHECK AMT PREPAID

SAN LUIS OBISPO, COUNTY OF 28215 70108 46602 184628.51 0
BLUE CROSS OF CALIFORNIA 3950 70108 46601 5588.00 0
SAN LUIS OBISPO, COUNTY OF 28217 70108 46603 4157.77 0
AMERITAS LIFE INSURANCE 1484 70108 46600 62.16 0

194436.44 \*

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7/01/08	OCEANO COMMUNI	ITY SERVICES DISTRICT	RUN: 7/03	108	PAGE			
0901	REGIST	ER OF DEMANDS	11:38	:25	APWR02-U			
PAY	DETAIL OF DEMANDS	S INV.NO.	ACCOUNT	DEPT NAME	CHECK NO.	CHECK	JOB/PROJECT	KEY #
	VISION LIFE INSURANCE	10281880001 01484	01-2166-004	PAYROLL	046600	62.16 62.16		10
	PREM SS OF CALIFORNIA	396469 03950	01-2166-001	PAYROLL	046601	5,588.00 5,588.00		20
08/09	-LOPEZ CONTRACT -WHEELING OBISPO, COUNTY OF	446 450 28215	02-4400-260 02-4400-260	WATER WATER	046602	175,645.39 8,983.12 184,628.51		3 O 4 O
CCWA: SAN LUIS	VAR O & M OCT-DEC OBISPO, COUNTY OF	08/09 2018 28217	02-4400-398	WATER	046603	4,157.77 4,157.77		5 0
	CHECKS WRITTEN					194,436.44		
	* PREPAID ITEMS					.00	*	
TOTAL	DEMANDS PAID					194,436.44		

PAYEE	VEND.NO.	CHECK DATE	CHECK #	CHECK AMT	PREPAID
PRO-TECH LANDSCAPE & MAINT. GROVER BEACH, CITY OF IBM CORPORATION PITNEY BOWES GLOBAL FINANCIAL HSM ELECTRONIC PROTECTION SERV THE TRIBUNE AVAYA, INC CHARTER COMMUNICATIONS JOBS AVAILABLE SAN LUIS OBISPO, COUNTY OF	26185 15246 16929 25741 33363 23750 17975 28618	70908 70908 70908 70908 70908 70908 70908 70908 70908	466007 466613 466613 466614 466604 466611	4947.50 1518.00 1444.02 168.00 164.16 48.20 35.00	000000000000000000000000000000000000000
LEE CENTRAL COAST NEWSPAPERS	26250	70908	46611	24.00	

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7/09/08	OCEANO COMMUNIT	Y SERVICES DISTRICT	RUN: 7/03	7/08 PAGE	1		
0902	REGISTER	OF DEMANDS	12:00	0:02 APWRO	2 - U1		
PAYEE	ETAIL OF DEMANDS VE	INV.NO.	ACCOUNT	DEPT CHE		JOB/PROJECT	KEY #
MAINT THE AVAYA, INC	RU 06-13-08/09-12	2727446419 02375	01-4100-111	ADMINISTRA 0466	164.16 164.16		40
SERV THRU	U 073108 MUNICATIONS	07500 200141448301	01-4100-200	ADMINISTRA 0466	18.20 18.20		140
DISPATCHE GROVER BEACE	ING H, CITY OF	0608	01-4200-110	FIRE 0466	1,518.00 1,518.00		10
0144: 940 IBM CORPORAT	06 005PRKM TION	16929	01-4100-221	ADMINISTRA 0466	1,159.00	14460170	90
SUBSCRIPT		17975	01-4100-235	ADMINISTRA 0466	35.00 35.00		100
QTRLY CHO	GS 7/10-10/10/08 S GLOBAL FINANCIA	3784147 L25741	01-4100-210	ADMINISTRA 0466	144.02 444.02		130
1200: 200 1200: OCS PRO-TECH LAN	08 W/A SD LOTS NDSCAPE & MAINT.	070108 070108 26185	01-4200-220 01-4200-220	FIRE FIRE	4,087.00 860.50 4,947.50	120060220	2 0 3 0
ANNUAL ST	UBS COAST NEWSPAPERS	76882 26250	01-4100-235	ADMINISTRA 0466	24.00 24.00		150
ANNUAL DU SAN LUIS OB	UES: OCE ISPO, COUNTY OF	63009 28618	01-4200-180	FIRE 0466	25.00 25.00		120
07/08 ALA 07/08 ALA 07/08 ALA 07/08 ALA HSM ELECTRON	ARM SERV	5592690 5592690 5592690 5592690	02-4400-110 02-4400-110 03-4500-110 01-4200-110	WATER SEWER	42.00 42.00 42.00 42.00 42.00	44080220	5 0 6 0 7 0 8 0
ANNUAL SU	Sau	2525578 33363	01-4100-235	ADMINISTRA 0466	168.00		110
CF	HECKS WRITTEN				8,700.88		
* PF	REPAID ITEMS				.00	•	
TOTAL DEN	MANDS PAID				8,700.88		

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SAN LUIS OBISPO, COUNTY OF NORTHROP GRUMMAN - CIS THE TRIBUNE

28217 23360 33363

70708 70708 70708 46636 46635 46637 241248.80 419.28 168.00

241836.08 \*

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7/07/0B	OCEANO COMMUNITY SERVICES DISTRICT	RUN: 7/07	7/08	PAGE	1		
0903	REGISTER OF DEMANDS	9:16	8:31	APWR02 - U	1		
PAYEE	ETAIL OF DEMANDS INV.NO. VEND.NO.	ACCOUNT	DEPT NAME	CHECK NO.	CHECK AMOUNT	JOB/PROJECT	KEY #
0422:06/ 0424:06/ NORTHROP GR	10-06/09/09 ANNL PROBE 1032616240 10-06/09/09 ANNL PROBE 1032616240 JMMAN - CIS 23360	02-4400-170 02-4400-170	WATER WATER	046635	209.64 209.64 419.28	42280170 42480170	3 0 4 0
	DUE 070108 ISPO, COUNTY OF 28217	02-4400-398	WATER	046636	241,248.80 241,248.80		20
ANNUAL ST	JBS 33363 <sup>2525578</sup>	01-4100-235	ADMINIST	TRA 046637	168.00 168.00		10
CI	HECKS WRITTEN				241,836.08		
* P)	REPAID ITEMS				.00	*	
TOTAL DE	MANDS PAID				241,836.08		