## NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community since 1965

# REGULAR MEETING OF THE BOARD OF DIRECTORS AGENDA

# **JANUARY 13, 2016 AT 9:00 A.M.**

JON S. SEITZ BOARD ROOM 148 SOUTH WILSON STREET, NIPOMO, CA

BOARD of DIRECTORS
CRAIG ARMSTRONG, PRESIDENT
DAN GADDIS, VICE PRESIDENT
BOB BLAIR, DIRECTOR
ED EBY, DIRECTOR

DAN WOODSON, DIRECTOR

PRINCIPAL STAFF

MARIO IGLESIAS, GENERAL MANAGER
LISA BOGNUDA, FINANCE DIRECTOR
MICHAEL W. SEITZ, GENERAL COUNSEL
PETER SEVCIK, DIRECTOR OF ENG. & OPS.
JESSICA MATSON, BOARD CLERK

#### Mission Statement:

Provide our customers with reliable, quality, and cost-effective services now and in the future.

#### NOTE:

- All comments concerning any item on the agenda are to be directed to the Board President.
- Consistent with the Americans 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 below referenced public meeting by contacting the District General Manager at 805-929-1133.
- District-prepared staff reports and documents are generally posted on the District's website {NCSD.CA.GOV} on the same date the agenda is posted.
- Any writing or document pertaining to an open session item on this agenda which is
  distributed to the Board of Directors after the posting of this agenda will be available for
  public inspection at the time the subject writing or document is distributed. The writing or
  document will be available for public review at the District Secretary's Office, 148 S. Wilson
  Street, Nipomo, CA, during normal business hours, and may be posted on the District's
  web site at <a href="http://www.ncsd.ca.gov">http://www.ncsd.ca.gov</a>.
- Items may be taken out of order. The Board typically breaks for lunch at approximately 12 noon and conducts Closed Session at that time, reconvening to public session at approximately 1:00 p. m.
- Please silence all cell phones during the meeting, as a courtesy to others.

A. CALL TO ORDER AND FLAG SALUTE NEXT RESOLUTION 2016-1399
NEXT ORDINANCE 2016-123

B. ROLL CALL, AND PUBLIC COMMENT FOR ITEMS NOT ON AGENDA

Any member of the public may address the Board relating to any matter within the Board's jurisdiction but <u>not</u> on the Board's agenda. **Public Comment is limited to three (3) minutes or otherwise at the discretion of the President.** 

- C. PRESENTATIONS AND REPORTS
  - C-1) CONSERVATION POSTER CONTEST AWARDS
     President Armstrong to recognize participants and winners
  - C-2) REPORT ON PREVIOUS MEETING CLOSED SESSION

    Announcement of actions, if any, taken during Closed Session at previous Board Meeting
  - C-3) DIRECTORS' ANNOUNCEMENTS OF DISTRICT & COMMUNITY INTEREST AND REPORTS ON ATTENDANCE AT PUBLIC MEETINGS, TRAINING PROGRAMS, CONFERENCES, AND SEMINARS.

Receive Announcements and Reports from Directors

## Nipomo Community Services District REGULAR MEETING AGENDA

- C-4) RECEIVE PUBLIC COMMENT ON PRESENTATIONS AND REPORTS PRESENTED UNDER ITEM C AND BY MOTION RECEIVE AND FILE PRESENTATIONS AND REPORTS
- D. CONSENT AGENDA The following items are considered routine and non-controversial by staff and may be approved by one motion if no member of the Board wishes an item removed. If discussion is desired, the item may be removed from the Consent Agenda by a Board member and will be considered separately at the conclusion of the Administrative Items. Questions or clarification may be made by the Board members without removal from the Consent Agenda. Individual items on the Consent Agenda are approved by the same vote that approves the Consent Agenda, unless an item is pulled for separate consideration. The recommendations for each item are noted in bracket. Members of the public may comment on the Consent Agenda items.
  - D-1) WARRANTS [RECOMMEND APPROVAL]
  - D-2) APPROVE DECEMBER 9, 2015 REGULAR BOARD MEETING MINUTES [RECOMMEND APPROVAL]
  - D-3) APPROVE DECEMBER 18, 2015 SPECIAL BOARD MEETING MINUTES [RECOMMEND APPROVAL]
  - D-4) APPROVE CONTRACT APPOINTING MARIO IGLESIAS AS DISTRICT GENERAL MANAGER [RECOMMEND APPROVAL]

### E. ADMINISTRATIVE ITEMS

E-1) CONSIDER GRANT REQUEST FROM NIPOMO CHAMBER OF COMMERCE IN THE AMOUNT OF \$35,000 FOR SOLID WASTE REMOVAL IN NIPOMO COMMUNITY COMMON AREAS [RECOMMEND CONSIDER REQUEST FOR GRANT FUNDS IN AMOUNT OF \$35,000]

The following Item (E-2) will be considered at approximately 10:00AM

- E-2) RECEIVE FALL 2015 GROUNDWATER INDEX REPORT BY BRAD NEWTON, PH.D, PG [RECOMMEND RECEIVE AND FILE REPORT]
- E-3) APPROVE NEWTON GEO-HYDROLOGY 2016 CONSULTING SERVICES CONTRACT SCOPE AND BUDGET [RECOMMEND APPROVE SCOPE AND \$90,000 BUDGET FOR NEWTON GEO-HYDROLOGY CONSULTING SERVICES]
- E-4) LOCAL AREA FORMATION COMMISSION SPECIAL DISTRICT SEAT NOMINATION AND BALLOTING [RECOMMEND DESIGNATE VOTING DELEGATE, CONSIDER NOMINATION AND DIRECT STAFF]
- E-5) RATIFY 2016 BOARD COMMITTEE ASSIGNMENTS [RECOMMEND APPROVE ASSIGNMENTS]

## Nipomo Community Services District REGULAR MEETING AGENDA

- E-6) RESOLUTION DETERMINING NEED FOR EXCEPTION TO THE CALPERS 180-DAY WAIT PERIOD PURSUANT TO GOVERNMENT CODE SECTIONS 7522.56 AND 21224 [RECOMMEND ADOPT RESOLUTION APPROVING EXCEPTION TO 180-DAY WAIT PERIOD]
- F. GENERAL MANAGER'S REPORT
- G. COMMITTEE REPORTS
- H. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS
- I. CLOSED SESSION ANNOUNCEMENTS
  - 1. CONFERENCE WITH DISTRICT LEGAL COUNSEL RE: PENDING LITIGATION PURSUANT TO GC §54956.9
    - a) SMVWCD VS. NCSD (SANTA CLARA COUNTY CASE NO. CV 770214, SIXTH APPELLATE COURT CASE NO. H032750 AND ALL CONSOLIDATED CASES).
    - b) HEAL VS. NCSD (SAN LUIS OBISPO COUNTY CASE NO CV 15-0539)
- J. PUBLIC COMMENT ON CLOSED SESSION ITEMS
- K. ADJOURN TO CLOSED SESSION
- L. OPEN SESSION
  ANNOUNCEMENT OF ACTIONS, IF ANY, TAKEN IN CLOSED SESSION

## **ADJOURN**

> Next Regular Board Meeting is 9AM Wednesday, January 27, 2016