

NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community Since 1965

REGULAR MINUTES

MAY 25, 2016 AT 9:00 A.M.

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

BOARD of DIRECTORS

CRAIG ARMSTRONG, **PRESIDENT**
DAN ALLEN 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: The Nipomo Community Services District's mission is to provide its customers with reliable, quality, and cost-effective services now and in the future.

00:00:00 A. CALL TO ORDER AND FLAG SALUTE

President Armstrong called the Regular Meeting of May 25, 2016 to order at 9:00 a.m. and led the flag salute.

00:00:30 B. ROLL CALL AND PUBLIC COMMENT FOR ITEMS NOT ON AGENDA

At Roll Call, Directors Gaddis and Eby were absent.

The following members of the public spoke:

RJ Hansen, Blacklake Resident, commented on the use of chloramines in copper pipes. Mario Iglesias, General Manager, referred Mr. Hansen to Peter Sevcik, District Director of Engineering & Operations.

Juan Altamirano, Developer, commented on development issues for his property and setting a meter. The Board directed staff to follow-up.

00:05:27 C. PRESENTATIONS AND REPORTS

C-1) DIRECTORS' ANNOUNCEMENTS OF DISTRICT & COMMUNITY INTEREST AND REPORTS ON ATTENDANCE AT PUBLIC MEETINGS, TRAINING PROGRAMS, CONFERENCES, AND SEMINARS.

Receive Announcements and Reports from Directors

Director Woodson

- ◇ *May 23, Attended the South County Advisory Council (SCAC) meeting.*

Director Blair

- ◇ *May 16-17, Attended the California Special Districts Association (CSDA) Legislative Days in Sacramento where they discussed current bills being considered.*
- ◇ *Will be attending South County Sanitation District's public hearing on May 30th regarding adding trash rates to property taxes.*

00:01:20 C-3) RECEIVE PUBLIC COMMENT ON PRESENTATIONS AND REPORTS PRESENTED UNDER ITEM C AND BY MOTION RECEIVE and FILE PRESENTATIONS AND REPORTS

There were no public comments.

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*Upon the motion of Director Dan Woodson and seconded, the Board unanimously approved to receive and file the presentations and reports as submitted.
 Vote 3-0.*

YES VOTES	NO VOTES	ABSENT
Directors Woodson, Blair, and Armstrong	None	Directors Gaddis and Eby

00:08:30 D. CONSENT AGENDA

D-1) WARRANTS

D-2) APPROVE MINUTES OF PREVIOUS BOARD MEETINGS

- MAY 11, 2016 REGULAR MEETING

D-3) RECEIVE THIRD-QUARTER FINANCIAL REPORT

D-4) DECLARE 2004 FORD PICKUP TRUCK AND 1983 SULLAIR COMPRESSOR SURPLUS AND AUTHORIZE THE SALE OF EACH

D-5) REQUEST CONSOLIDATION OF DISTRICT BOARD ELECTION WITH FALL GENERAL ELECTION

President Armstrong requested clarification on the financial report. Lisa Bognuda, Finance Director, responded.

There were no public comments.

Upon the motion of Director Bob Blair and seconded, the Board unanimously approved the Consent Items.

Vote 3-0.

YES VOTES	NO VOTES	ABSENT
Directors Blair, Woodson, and Armstrong	None	Directors Gaddis and Eby

RESOLUTION NO. 2016-1412
A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN LUIS OBISPO TO CONSOLIDATE A GENERAL ELECTION TO BE HELD ON NOVEMBER 8, 2016, WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON THE SAME DATE PURSUANT TO SECTION 10403 OF THE ELECTION CODE

E. ADMINISTRATIVE ITEMS

00:10:25 E-1) ADOPT RESOLUTION CERTIFYING THE NIPOMO SUPPLEMENTAL WATER PROJECT MEETS THE COUNTY OF SAN LUIS OBISPO'S ORDINANCE NO. 3307, AN AMENDMENT TO TITLE 19 BUILDING AND CONSTRUCTION ORDINANCE, AS IT RELATES TO WATER CONSERVATION IN THE NIPOMO MESA WATER CONSERVATION AREA

Mario Iglesias, General Manager, reviewed the report as presented in the Board Packet. Mr. Iglesias answered questions from the Board.

There were no public comments.

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Upon the motion of Director Craig Armstrong and seconded, the Board unanimously adopted the Resolution.
Vote 3-0.

YES VOTES	NO VOTES	ABSENT
Directors Armstrong, Woodson, and Blair	None	Directors Gaddis and Eby

RESOLUTION NO. 2016-1413
A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT CERTIFYING THE NIPOMO SUPPLEMENTAL WATER PROJECT MEETS THE COUNTY OF SAN LUIS OBISPO'S ORDINANCE NO. 3307, AN AMENDMENT TO TITLE 19 BUILDING AND CONSTRUCTION ORDINANCE, AS IT RELATES TO WATER CONSERVATION IN THE NIPOMO MESA WATER CONSERVATION AREA

00:15:12

E-2) CONSIDER DRAFT 2015 URBAN WATER MANAGEMENT PLAN, CONDUCT PUBLIC HEARING, AND SET DATE FOR ADOPTION

Mario Iglesias, General Manager, reviewed the report as presented in the Board Packet.

Mr. Iglesias introduced Mike Nunley and Robert Lepore of MKN & Associates, Inc. who gave a presentation of the draft Plan (available for review at the District office). Mr. Nunley and Lepore answered questions from the Board.

00:42:00

PRESIDENT ARMSTRONG OPENED THE PUBLIC HEARING

The following members of the public spoke:
Noel Heal, Blacklake resident, asked a question regarding the Water Shortage Contingency Plan in Table 8-1 of the presentation. Mr. Iglesias responded.

Tom Glover, Nipomo resident, commented on the water supply projection in Table 6-9 of the presentation.

00:44:00

PRESIDENT ARMSTRONG CLOSED THE PUBLIC HEARING

Upon the motion of Director Craig Armstrong and seconded, the Board unanimously agreed to schedule the Plan for adoption at its June 8, 2016 Regular Meeting.
Vote 3-0.

YES VOTES	NO VOTES	ABSENT
Directors Armstrong, Blair, and Woodson	None	Directors Gaddis and Eby

00:44:12

E-3) CONSIDER DANA ADOBE FIRE SERVICE APPLICATION

Mario Iglesias, General Manager, reviewed the report as presented in the Board Packet. Mr. Iglesias answered questions from the Board.

Upon the motion of Director Bob Blair and seconded, the Board unanimously approved the Application.
Vote 3-0.

YES VOTES	NO VOTES	ABSENT
Directors Blair, Woodson, and Armstrong	None	Directors Gaddis and Eby

00:47:30 F. GENERAL MANAGER'S REPORT

Mario Iglesias, General Manager, reviewed the report as presented in the Board packet. Mr. Iglesias also reported the following:

- *He attended a Funding Fair on May 10th and spoke with various funding providers about potential future project resources.*
- *Follow-up to Director Woodson's request to investigate District use of Round-up.*

Mr. Iglesias answered questions from the Board.

There were no public comments.

G. COMMITTEE REPORTS

None.

00:50:01 H. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS

Director Woodson

- *Asked staff about its asbestos concrete pipes. Peter Sevcik, Director of Engineering & Operations, responded.*

00:51:52 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).

2. INSTRUCTION TO NEGOTIATORS MARIO IGLESIAS, MIKE SEITZ AND LILLIAN JEWELL PURSUANT TO GOVERNMENT CODE SECTION 54956.8 FOR PURCHASE OF EASEMENT INTEREST IN APN 093-291-046 (OWNER: LOS PRIMOS PROPERTIES, LLC, NEGOTIATOR: VINCE MARTINEZ)

J. PUBLIC COMMENT ON CLOSED SESSION ITEMS

There were no public comments.

K. ADJOURN TO CLOSED SESSION

President Armstrong adjourned to closed session at 9:55 a.m.

L. OPEN SESSION
ANNOUNCEMENT OF ACTIONS, IF ANY, TAKEN IN CLOSED SESSION

The Board came back into Open Session at 10:46 a.m.

Mike Seitz, District Legal Counsel, announced that the Board discussed Item I.1(a), heard a report, but took no reportable action.

Mr. Seitz also reported that the Board discussed Item 2, heard a report, gave instruction, but took no reportable action.

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ADJOURN

President Armstrong adjourned the meeting at 10:47 a.m.

MEETING SUMMARY	HOURS & MINUTES
Regular Meeting	56 minutes
Closed Session	51 minutes
TOTAL HOURS	1 hour 47 minutes

Respectfully submitted,



Mario Iglesias, General Manager and Secretary to the Board



Date