

# NIPOMO COMMUNITY SERVICES DISTRICT

*Serving the Community Since 1965*

## REGULAR MINUTES

**AUGUST 10, 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 August 10, 2016 to order at 9:00 a.m. and led the flag salute.*

00:00:34 B. ROLL CALL AND PUBLIC COMMENT FOR ITEMS NOT ON AGENDA

*At Roll Call, all Directors were present.*

*There were no public comments.*

C. PRESENTATIONS AND REPORTS

00:01:03 C-1) DIRECTOR OF ENGINEERING AND OPERATIONS SUMMARY OF ACTIVITIES – JOSHUA ROAD PUMP STATION CONSTRUCTION

*Peter Sevcik, Director of Engineering and Operations, reviewed the report as presented in the Board Packet. Mr. Sevcik answered questions from the Board.*

*There were no public comments.*

00:07:40 C-2) 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 Eby

- ◇ *Announced there would not be a Local Area Formation Commission (LAFCO) meeting this month.*

Director Blair

- ◇ *July 28, Attended the Nipomo Chamber of Commerce luncheon where they heard a presentation by Rochelle Becker regarding the Diablo closure.*
- ◇ *Asked if the District is working with the Northern Cities Management Area (NCMA) group regarding desalination options. Mario Iglesias, General Manager, will follow up with the NCMA group.*

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 Ed Eby and seconded, the Board unanimously approved to receive and file the presentations and reports as submitted.  
Vote 5-0.*

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

00:12:29 *President Armstrong took public comment.*

*The following members of the public spoke:*

*Christine Linne, NCSO Customer, distributed a letter to the Board (available for review at the District office) and commented on leak adjustment and current payment arrangement with the District. Director Armstrong directed staff to follow-up with Ms. Linne.*

00:14:40 **D. CONSENT AGENDA**

D-1) WARRANTS

D-2) APPROVE MINUTES OF PREVIOUS BOARD MEETINGS  
 • JULY 27, 2016 REGULAR MEETING

D-3) APPROVE PURCHASE OF SEWER BYPASS PUMP

*Director Eby requested clarification on Item D-3. Peter Sevcik, Director of Engineering and Operations, responded.*

*Directors Gaddis and Eby requested clarification on warrants. Mario Iglesias, General Manager, and Mr. Sevcik, responded.*

*There were no public comments.*

*Upon the motion of Director Ed Eby and seconded, the Board unanimously approved the Consent Items.  
Vote 5-0.*

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

**RESOLUTION NO. 2016-1422**  
**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT**  
**AUTHORIZING PURCHASE OF SEWER BYPASS PUMP FROM XYLEM DEWATERING SOLUTIONS, INC. IN THE**  
**AMOUNT OF \$43,799**

**E. ADMINISTRATIVE ITEMS**

00:19:37 **E-1) CONFIRM CONFLICT OF INTEREST CODE**

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

*Mike Seitz, District Legal Counsel, commented on the Fair Political Practices Commission's (FPPC) standards.*

*There were no public comments.*

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*Upon the motion of Director Dan Allen Gaddis and seconded, the Board unanimously adopted the Resolution.  
 Vote 5-0.*

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

**RESOLUTION NO. 2016-1423  
 A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT  
 VERIFYING ITS BIENNIAL REVIEW AND RE-ADOPTION OF ITS CONFLICT OF INTEREST CODE**

**00:21:33 F. GENERAL MANAGER'S REPORT**

*Mario Iglesias, General Manager, reviewed the report and tables as presented in the Board packet.*

*The Board discussed the Supplemental Water Project and capacity of the system. Mr. Iglesias and Peter Sevcik, Director of Engineering and Operations, answered questions from the Board.*

*There were no public comments.*

**G. COMMITTEE REPORTS**

*None.*

**00:43:50 H. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS**

*None.*

**00:43:57 I. CLOSED SESSION ANNOUNCEMENTS**

1. CONFERENCE WITH DISTRICT LEGAL COUNSEL RE: PENDING LITIGATION PURSUANT TO GC §54956.9
  - a) SMVWCD VS. NCSO (SANTA CLARA COUNTY CASE NO. CV 770214, SIXTH APPELLATE COURT CASE NO. H032750 AND ALL CONSOLIDATED CASES).
2. 6-MONTH PERFORMANCE REVIEW OF DISTRICT GENERAL MANAGER PURSUANT TO GOVERNMENT CODE SECTION 54957

**J. PUBLIC COMMENT ON CLOSED SESSION ITEMS**

*There were no public comments.*

**K. ADJOURN TO CLOSED SESSION**

*President Armstrong adjourned to closed session at 9:45 a.m.*

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

*The Board came back into Open Session at 10:22 a.m.*

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

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*Mr. Seitz also reported that the Board discussed Item 2, gave direction, but took no reportable action.*

ADJOURN

*President Armstrong adjourned the meeting at 10:23 a.m.*

MEETING SUMMARY	HOURS & MINUTES
Regular Meeting	46 minutes
Closed Session	37 minutes
TOTAL HOURS	1 hour 23 minutes

Respectfully submitted,

  
\_\_\_\_\_  
Mario Iglesias, General Manager and Secretary to the Board

  
\_\_\_\_\_  
Date