

# NIPOMO COMMUNITY SERVICES DISTRICT

*Serving the Community Since 1965*

## REGULAR MINUTES

DECEMBER 14, 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 December 14, 2016 to order at 9:00 a.m. and led the flag salute.*

00:00:37 B. ROLL CALL AND PUBLIC COMMENT FOR ITEMS NOT ON AGENDA

*At Roll Call, all Directors were present except for Director Gaddis.*

*The following members of the public spoke:*

*Don Hall, Blacklake resident, thanked the Board for their service.*

C. PRESENTATIONS AND REPORTS

00:01:10 C-1) DIRECTOR OF ENGINEERING AND OPERATIONS SUMMARY OF ACTIVITIES – MONTHLY REPORT; JOSHUA ROAD PUMP STATION CONSTRUCTION

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

*There were no public comments.*

00:06:49 C-2) 2016 FALL GROUNDWATER INDEX REVIEW, NEWTON GEO-HYDROLOGY CONSULTING SERVICES

*Dr. Brad Newton, Newton Geohydrology Consulting Services, gave a presentation on the fall groundwater index.*

*Mr. Newton reported that the National Oceanic and Atmospheric Administration (NOAA) predicts warmer temperatures and less rainfall during 2017. He recommended the Board prepare for Stage V water shortage.*

*The following members of the public spoke:*

*Don Hall, Blacklake resident, asked about the data used in the report. Mr. Newton responded.*

*Mr. Newton answered questions from the Board.*

00:41:03

## C-3) GENERAL MANAGER'S WATER SERVICES REVIEW – STATUS OF ACTIVE INTENT-TO-SERVE LETTERS

*Mario Iglesias, General Manager, gave a presentation on the status of active Intent-to-Serve letters (ITS) and the process for review.*

*Director Armstrong requested additional information be added to the list of ITS holders.*

*Director Armstrong requested clarification on whether the District can treat ITS holders differently based on where they are in the process towards perfecting the ITS into a Will-Serve letter. Mike Seitz, District Legal Counsel clarified that ITS holders that are further in the process cannot be treated differently.*

*The following members of the public spoke:*

*Karen Palmer, Developer representative, requested that the Board consider what would happen to individuals with Will-Serve letters if the District declares a Stage V water shortage. Mr. Iglesias responded that Will-Serve letters could be suspended under Stage V. Mr. Seitz commented that this process would be a drastic measure and would require a public hearing under Water Code 350.*

*The Board is scheduled to receive a follow-up presentation at its January 11, 2017 Regular meeting with Board action scheduled for the January 25, 2017 Regular meeting.*

01:05:25

## C-4) DIRECTORS' ANNOUNCEMENTS OF DISTRICT &amp; COMMUNITY INTEREST AND REPORTS ON ATTENDANCE AT PUBLIC MEETINGS, TRAINING PROGRAMS, CONFERENCES, AND SEMINARS.

Receive Announcements and Reports from Directors

Director Woodson

- *November 28, Attended the South County Advisory Council (SCAC) meeting.*
- *November 28, Attended the Nipomo Arts Council meeting where they requested to paint District equipment.*

Director Blair

- *Shared a newsletter he received from South SLO County Sanitation District.*
- *December 1, participated on a judging panel for a class project at New Tech High School.*

Director Eby

- *November 10, Attended Supervisor Compton's meeting at Blacklake.*
- *November 17, Attended the Local Area Formation Commission (LAFCO) meeting where they elected Public Member representatives.*
- *November 28, Attended the South County Advisory Council (SCAC) meeting.*

Director Armstrong

- *Attended the Water Resources Advisory Council meeting.*

C-5) 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.*

*Upon the motion of Director Craig Armstrong and seconded, the Board unanimously approved to receive and file the presentations and reports as submitted.  
Vote 4-0.*

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

01:11:54

D. CONSENT AGENDA

D-1) WARRANTS

D-2) APPROVE NOVEMBER 9, REGULAR BOARD MEETING MINUTES

D-3) ACCEPT FIRST QUARTER FISCAL YEAR 2017 QUARTERLY FINANCIAL REPORT

*Director Eby asked about an item on the minutes. Mario Iglesias, General Manager, responded.*

*Director Blair requested clarification on the warrants. Mr. Iglesias responded.*

*There were no public comments.*

*Upon the motion of Director Craig Armstrong and seconded, the Board unanimously approved the Consent Agenda.  
Vote 4-0.*

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

E. ADMINISTRATIVE ITEMS

01:14:19

E-1) APPROVE 2017 BOARD MEETING SCHEDULE

*President Armstrong presented the item.*

*Director Eby commented that he will be absent for the June 14, 2017 meeting.*

*There were no public comments.*

*Upon the motion of Director Bob Blair and seconded, the Board unanimously approved the 2017 Board Meeting schedule.  
Vote 4-0.*

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

01:15:24

## E-2) ELECTION OF 2017 BOARD PRESIDENT AND VICE PRESIDENT

*Director Eby nominated Director Gaddis for President. Director Armstrong seconded the nomination. There were no other nominations for President.*

*There were no public comments.*

*By acclamation, Director Gaddis was appointed as President of the Board for 2017.*

*Director Woodson nominated Director Eby for Vice President. There were no other nominations for Vice President.*

*There were no public comments.*

*By acclamation, Director Eby was appointed as Vice President of the Board for 2017.*

01:18:48

## F. MANAGER'S REPORT

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

*Mr. Iglesias also reported the following:*

- *Distributed updated rain gauge data to the Board (available for review at the District office)*
- *The District achieved a 57% reduction in groundwater pumping during the month of November and 48% year-to-date.*

*There were no public comments.*

## G. COMMITTEE REPORTS

*None.*

01:21:03

## H. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS

*Director Woodson*

- *Requested staff consider a policy for artistic embellishments to District property.*

01:21:37

## I. CLOSED SESSION ANNOUNCEMENTS

## 1. CONFERENCE WITH DISTRICT LEGAL COUNSEL RE: PENDING LITIGATION PURSUANT TO GC §54956.9

- a) *SMWCD VS. NCSO (SANTA CLARA COUNTY CASE NO. CV 770214, SIXTH APPELLATE COURT CASE NO. H032750 AND ALL CONSOLIDATED CASES).*

## J. PUBLIC COMMENT ON CLOSED SESSION ITEMS

*There were no public comments.*

## K. ADJOURN TO CLOSED SESSION

*President Armstrong adjourned to closed session at 10:23 a.m.*

Nipomo Community Services District  
REGULAR MEETING  
MINUTES

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

*The Board came back into Open Session at 10:55 AM.*

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

ADJOURN

*President Armstrong adjourned the meeting at 10:56 AM.*

| MEETING SUMMARY | HOURS & MINUTES    |
|-----------------|--------------------|
| Regular Meeting | 1 hours 24 minutes |
| Closed Session  | 32 minutes         |
| TOTAL HOURS     | 1 hours 56 minutes |

Respectfully submitted,

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

1-12-2017  
Date