

NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community since 1965

REGULAR MINUTES

SEPTEMBER 22, 2021 AT 9:00 A.M.

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

BOARD of DIRECTORS

ED EBY, PRESIDENT
DAN ALLEN GADDIS, VICE PRESIDENT
BOB BLAIR, DIRECTOR
DAN WOODSON, DIRECTOR
RICHARD MALVAROSE, DIRECTOR

PRINCIPAL STAFF

MARIO IGLESIAS, GENERAL MANAGER
LISA BOGNUDA, FINANCE DIRECTOR
PETER SEVCIK, DIRECTOR OF ENG. & OPS.
CRAIG STEELE, GENERAL COUNSEL

Mission Statement:

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

A. CALL TO ORDER AND FLAG SALUTE

President Eby called the Regular Meeting of September 22, 2021, to order at 9:00 a.m. and led the flag salute.

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

At Roll Call, Directors Malvarose, Gaddis, and Eby were present. Directors Blair and Woodson were absent.

There were no public comments.

C. PRESENTATIONS AND REPORTS

- C-2) DIRECTORS' ANNOUNCEMENTS OF DISTRICT AND COMMUNITY INTEREST AND REPORTS ON ATTENDANCE AT PUBLIC MEETINGS, TRAINING PROGRAMS, CONFERENCES AND SEMINARS.
Receive Announcements and Reports from Directors

Director Gaddis

- *September 8, attended Finance and Audit Committee meeting.*
- *September 13, attended Board Officers' meeting.*
- *September 14, attended UWMP meeting.*

Director Eby

- *September 8, attended Finance and Audit Committee meeting.*
- *September 13, attended Board Officers' meeting.*
- *September 14, attended UWMP meeting.*

- C-1) SAN LUIS OBISPO COUNTY PUBLIC WORKS PRESENTATION – MANAGING STATE WATER, A DISCUSSION ON PROCESS AND PROCEDURES TO EQUITABLY PROVIDE FOR COUNTY RESIDENTS [RECOMMEND RECEIVE AND FILE]

Wade Horton, County of San Luis Obispo CAO (County Administrative Officer), introduced the presentation.

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Kate Ballantyne, County of San Luis Obispo Public Works Deputy Director, presented and answered questions from the Board of Directors.

Ken Pacofsky, Blacklake Resident, asked about the deadline for the water allocation process.

- C-3) RECEIVE PUBLIC COMMENT ON PRESENTATIONS AND REPORTS PRESENTED UNDER ITEM C AND BY MOTION RECEIVE AND FILE PRESENTATIONS AND REPORTS

D. CONSENT AGENDA

- D-1) WARRANTS [RECOMMEND APPROVAL]
- D-2) APPROVE SEPTEMBER 8, 2021, REGULAR BOARD MEETING MINUTES [RECOMMEND APPROVE MINUTES]

District staff answered questions from the Board regarding the warrants.

There were no public comments.

Upon the motion of Director Malvarose and seconded, the Board approved the Consent Agenda.

Vote 3-0-2.

YES VOTES	ABSTAIN	ABSENT
Directors Malvarose, Gaddis, and Eby	None	Blair and Woodson

E. ADMINISTRATIVE ITEMS

- E-1) CONSIDER REFUNDING/REFINANCING 2012 CERTIFICATES OF PARTICIPATION AND, IF APPROPRIATE, APPROVE FEE AGREEMENTS WITH FINANCIAL CONSULTANT AND BOND COUNSEL [RECOMMEND RECEIVE PRESENTATION FROM COLUMBIA CAPITAL AND DIRECT STAFF TO ENTER INTO FEE AGREEMENTS WITH COLUMBIA CAPITAL AND BOND COUNSEL FOR THE PURPOSE OF REFUNDING AND REFINANCING 2012 CERTIFICATES OF PARTICIPATION]

Mario Iglesias, General Manager, introduced the item and answered questions from the Board of Directors.

James Pritchard, Columbia Capital Representative, presented the item and answered questions from the Board of Directors.

Ken Pacofsky, Blacklake Resident, asked if the Blacklake Assessment District Bonds would be able to refinance. Mario Iglesias, General Manager, responded that Blacklake Assessment District Bonds already have a low interest rate and are not callable without penalties.

Upon the motion of Director Malvarose and seconded, the Board authorized staff to enter into Fee Agreements with Columbia Capital for financial advisory services and Norton Rose Fulbright LLP for Bond counsel.

Vote 3-0-2.

YES VOTES	ABSTAIN	ABSENT
<i>Directors Malvarose, Gaddis, and Eby</i>	<i>None</i>	<i>Blair and Woodson</i>

President Eby called for a 5 minute break.

F. GENERAL MANAGER'S REPORT

Mario Iglesias, General Manager, presented the item and answered questions from the Board.

There were no public comments.

G. COMMITTEE REPORTS

Director Gaddis and Eby attended the Finance and Audit Committee meeting where the committee discussed the Blacklake Village Street Lighting District Rate Study and endorsed the recommendation of converting specific lights to LED lights.

Director Eby and Gaddis attended the Urban Water Management Plan meeting where they reviewed the plan.

H. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS

None.

I. CLOSED SESSION ANNOUNCEMENTS

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

- a. SMVWCD V. NCSD (SANTA CLARA COUNTY CASE NO. CV 770214, SIXTH APPELLATE COURT CASE NO. H032750, AND ALL CONSOLIDATED CASES)

Craig Steele, District Legal Counsel, announced the Board discussed Item 1 in Closed Session and took no reportable action.

ADJOURN MEETING

President Eby adjourned the meeting at 11:21 a.m.

MEETING SUMMARY	HOURS & MINUTES
Regular Meeting	1 hour 51 minutes
Closed Session	0 hour 30 minutes
TOTAL HOURS	2 hour 21minutes

Respectfully submitted,


 Mario Iglesias, General Manager and Secretary to the Board

10-13-2021
 Date