

NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community Since 1965

REGULAR MINUTES

MARCH 9, 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 March 9, 2016 to order at 9:00 a.m. and led the flag salute.

00:00:33 B. ROLL CALL AND PUBLIC COMMENT FOR ITEMS NOT ON AGENDA

At Roll Call, all Directors were present.

The following members of the public spoke:

Larry Vierheilig, NCSO Customer, announced that the annual orchid show will take place April 2-3 at the South County Regional Center in Arroyo Grande.

00:04:30 C. PRESENTATIONS AND REPORTS

C-1) REPORT ON PREVIOUS MEETING CLOSED SESSION

Announcement of actions, if any, taken during Closed Session at previous Board Meeting

Mike Seitz, District Legal Counsel, announced that the Board discussed Item 1.1(a) from the February 24, 2016 Regular Meeting (Conference with District Legal Counsel re: pending litigation pursuant to GC §54956.9 SMVWCD VS. NCSO) in closed session, heard a report from Special Counsel, gave some direction, but took no reportable action.

Mr. Seitz reported that the Board discussed Item 1.1(b), and 2, heard a report but took no reportable action.

00:05:10 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 Gaddis

- ◇ *March 2, Attended the Regional Water Management Group (RWMG) meeting where they discussed Prop1 M.O.U. funding for the San Luis Obispo County Regional area.*
- ◇ *March 2, Attended the Water Resources Advisory Council (WRAC) meeting.*

Director Eby

- ◇ *Commented on the recent vote regarding the Paso Robles Groundwater District.*

Director Armstrong

- ◇ *March 2, Attended the Water Resources Advisory Council (WRAC) meeting.*

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.

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
<i>Directors Eby, Gaddis, Blair, Woodson, and Armstrong</i>	<i>None</i>	<i>None</i>

00:12:05

D. CONSENT AGENDA

D-1) WARRANTS

D-2) APPROVE MINUTES OF PREVIOUS BOARD MEETINGS

- FEBRUARY 24, 2016 REGULAR MEETING

There were no public comments.

Directors Eby and Gaddis asked questions regarding the warrants. Mario Iglesias, General Manager, and Peter Sevcik, Director of Engineering & Operations, responded.

Upon the motion of Director Ed Eby and seconded, the Board unanimously approved the Consent Items.

Vote 5-0.

YES VOTES	NO VOTES	ABSENT
<i>Directors Eby, Blair, Woodson, Gaddis, and Armstrong</i>	<i>None</i>	<i>None</i>

00:14:56

E. ADMINISTRATIVE ITEMS

E-1) AWARD CONSTRUCTION CONTRACT FOR SUPPLEMENTAL WATER PROJECT JOSHUA ROAD PUMP STATION RESERVOIR TO PACIFIC HYDROTECH CORPORATION

Mario Iglesias, General Manager, introduced Items E-1, E-2, and E-3.

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

Director Gaddis requested staff provide a brief summary of Pacific Hydrotech Corporation. Mr. Sevcik responded.

Director Woodson requested staff provide project drawings to the Board.

There were no public comments.

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00:27:42

Upon the motion of Director Craig Armstrong and seconded, the Board unanimously adopted the Resolution awarding the contract to Pacific Hydrotech Corporation in the amount of \$2,463,375, authorized staff to execute contract, authorized a Change Order Construction Contingency in the amount of \$250,000, and amend FY 2015/16 Budget. Vote 5-0.

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

RESOLUTION NO. 2016-1404
A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT
AWARDING THE BID FOR THE CONSTRUCTION OF SUPPLEMENTAL WATER PROJECT JOSHUA ROAD PUMP
STATION RESERVOIR TO PACIFIC HYDROTECH CORPORATION IN THE AMOUNT OF \$2,463,375 AND AUTHORIZING
CONSTRUCTION CONTINGENCY OF \$250,000

00:17:28

- E-2) AUTHORIZE TASK ORDER WITH MNS ENGINEERS INC. FOR CONSTRUCTION MANAGEMENT SERVICES FOR SUPPLEMENTAL WATER PROJECT JOSHUA ROAD PUMP STATION RESERVOIR

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.

00:28:03

Upon the motion of Director Ed Eby and seconded, the Board unanimously adopted the Resolution authorizing a Task Order with MNS Engineers, Inc. in the amount of \$466,932 and authorized staff to execute Task Order. Vote 5-0.

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

RESOLUTION NO. 2016-1405
A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT
AUTHORIZING TASK ORDER FOR SUPPLEMENTAL WATER PROJECT JOSHUA ROAD PUMP STATION RESERVOIR
CONSTRUCTION MANAGEMENT SERVICES WITH MNS ENGINEERS, INC. IN THE AMOUNT OF \$466,932

00:17:57

- E-3) AUTHORIZE TASK ORDER WITH AECOM FOR ENGINEERING SERVICES DURING CONSTRUCTION FOR SUPPLEMENTAL WATER PROJECT JOSHUA ROAD PUMP STATION RESERVOIR

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.

00:28:28

Upon the motion of Director Ed Eby and seconded, the Board unanimously adopted the Resolution authorizing a Task Order with AECOM in the amount of \$133,985 and authorized staff to execute Task Order. Vote 5-0.

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

RESOLUTION NO. 2016-1406
A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT
AUTHORIZING TASK ORDER FOR SUPPLEMENTAL WATER PROJECT JOSHUA ROAD PUMP STATION RESERVOIR
ENGINEERING SERVICES DURING CONSTRUCTION WITH AECOM IN THE AMOUNT OF \$133,985

00:28:41

F. GENERAL MANAGER'S REPORT

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

- *Reformatted the Manager's Report; asked the Board for input.*
- *The California Special District Association (CSDA) is looking for Board members; May 20th is the application deadline.*
- *The District will be receiving a decreased insurance rate and a longevity credit from the Special District Risk Management Authority (SDRMA).*
- *The District will also be receiving a credit for no Worker's Compensation claims.*
- *SLO County Department of Planning & Building new water requirements and Ordinance 3307.*
- *SB 555, Water Loss Management reports.*

Mr. Iglesias answered questions from the Board.

Director Gaddis asked information regarding the next Nipomo Mesa Management Area (NMMA) Technical Group meeting. Mr. Iglesias replied that the meeting will take place on March 18th at NCSD. Director Gaddis and Eby will attend.

Mike Seitz, District Legal Counsel, commented on County Ordinance 3307. Director Armstrong directed Mr. Seitz to send a letter to the County regarding the District's position on the Ordinance.

There were no public comments.

00:40:40

G. COMMITTEE REPORTS

Director Gaddis reported the March 7th Finance & Audit Committee reviewed FY 16-17 Budget documents and gave staff direction.

00:41:05

H. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS

Director Eby

- *Requested staff prepare a report on whether it makes sense for the District to convert to automatic water meters.*

Director Woodson

- *Requested site visits during the Supplemental Water Project Joshua Road Pump Station Reservoir construction. Peter Sevcik, Director of Engineering & Operations, will coordinate.*

00:48:24

I. CLOSED SESSION ANNOUNCEMENTS

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

- a) SMWWCD 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)

00:48:40

J. PUBLIC COMMENT ON CLOSED SESSION ITEMS

There were no public comments.

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K. ADJOURN TO CLOSED SESSION

President Armstrong adjourned to closed session at 9:48 a.m.

L. OPEN SESSION

ANNOUNCEMENT OF ACTIONS, IF ANY, TAKEN IN CLOSED SESSION

The Board came back into Open Session at 10:04 a.m.

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

ADJOURN

President Armstrong adjourned the meeting at 10:05 a.m.

MEETING SUMMARY	HOURS & MINUTES
Regular Meeting	49 minutes
Closed Session	16 minutes
TOTAL HOURS	1 hour 5 minutes

Respectfully submitted,



 Mario Iglesias, General Manager and Secretary to the Board

4-13-16

 Date