

NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community Since 1965

REGULAR MINUTES

MARCH 28, 2018 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**
CRAIG ARMSTRONG, **DIRECTOR**
DAN WOODSON, **DIRECTOR**

PRINCIPAL STAFF

MARIO IGLESIAS, **GENERAL MANAGER**
LISA BOGNUDA, **FINANCE DIRECTOR**
WHITNEY MCDONALD, **GENERAL COUNSEL**
PETER SEVCIK, **DIRECTOR OF ENG. & OPS.**

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

President Eby called the Regular Meeting of March 28, 2018 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, Director Woodson, Armstrong, Blair and Eby were present. Director Gaddis had a planned absence.

There was no public comment.

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

- *March 26, attended SCAC meeting and gave an update.*

Director Blair

- *Attended the Nipomo Chamber of Commerce meeting.*

Director Eby

- *March 15, attended the LAFCO meeting.*
- *March 16, attended Nipomo Mesa Management Area (NMMA) Technical Group meeting.*
- *March 19, attended the District Board Officer's meeting.*
- *March 27, met with Staff to discuss Engie presentation.*

C-2) 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 Armstrong and seconded, the Board unanimously approved to receive and file the presentations and reports as submitted.

Vote 4-0.

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02:24:00

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

D. CONSENT AGENDA

D-1) WARRANTS [RECOMMEND APPROVAL]

D-2) APPROVE MARCH 14, 2018, REGULAR BOARD MEETING MINUTES [RECOMMEND APPROVAL]

D-3) RECEIVE AND FILE REVISED NIPOMO COMMUNITY SERVICES MUNICIPAL SERVICE REVIEW COMPLETED BY SAN LUIS OBISPO COUNTY LOCAL AGENCY FORMATION COMMISSION [RECOMMEND RECEIVE AND FILE]

D-4) APPROVE AMENDMENTS TO ASSISTANT ENGINEER AND WASTEWATER SUPERVISOR JOB DESCRIPTIONS [CONSIDER ADMINISTRATION COMMITTEE RECOMMENDATION AND APPROVE AMENDED JOB DESCRIPTIONS FOR ASSISTANT ENGINEER AND WASTEWATER SUPERVISOR]

There were no public comments.

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

Vote 4-0.

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

03:00:00

E. ADMINISTRATIVE ITEMS

E-1) REVIEW ENGIE ENERGY SERVICES COMPANY (PREVIOUSLY OPTERRA) DEVELOPMENT PROGRAM REPORT FOR SOLAR POWER SOLUTION AND AUTOMATED METERING INFRASTRUCTURE [RECOMMEND REVIEW AND DISCUSS DEVELOPMENT PROGRAM REPORT AND DIRECT STAFF]

Ashu Jain, P.E. of Engie presented the development program report via Power Point. Mr. Jain answered question from the Board.

There were no public comments.

1:20:00

President Eby directed the Finance and Audit Committee and the Facilities Committee to meet and review the development program report in depth and report back to the Board of Directors at the next meeting (April 11).

Director Eby requested a 10 minute break and announced that Item I, Closed Session, would be taken out of order and begin at 10:30 a.m.

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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).

b) CONFERENCE WITH LEGAL COUNSEL –LIABILITY CLAIM PURSUANT TO GOVERNMENT CODE §54954.5(d) AGENCY CLAIMED AGAINST: NIPOMO COMMUNITY SERVICES DISTRICT
CLAIMANTS: KIMI SMART, NICHOLAS DANA

J. PUBLIC COMMENT ON CLOSED SESSION ITEMS

There were no public comments.

K. ADJOURN TO CLOSED SESSION

President Eby adjourned to Closed Session at 10:32 a.m.

L. OPEN SESSION

ANNOUNCEMENT OF ACTIONS, IF ANY, TAKEN IN CLOSED SESSION

The Board came back into Open Session at 11:15 a.m.

Whitney McDonald, District Legal Counsel, announced that the Board discussed Item I.1(a) and I.1(b). The Board took no reportable action on Item I.1(a). On Item I.1(b), the Board of Directors directed Staff to deny the claim and notify the claimant.

There were no public comments.

F. MANAGER'S REPORT

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

There were no public comments.

G. COMMITTEE REPORTS

Director Blair reported the Administration Committee met to review the job descriptions.

H. DIRECTORS' REQUEST TO STAFF AND SUPPLEMENTAL REPORTS

Director Armstrong requested for Staff to confirm with bond adviser what impact the proposed Engie lease would have on the District's credit ratings and borrowing capacity.

ADJOURN

President Eby adjourned the meeting at 11:25 a.m.

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**REGULAR MEETING
MINUTES**

MEETING SUMMARY	HOURS & MINUTES
Regular Meeting	1 hour 45 minutes
Closed Session	0 hour 40 minutes
TOTAL HOURS	2 hour 25 minutes

Respectfully submitted,



Mario Iglesias, General Manager and Secretary to the Board

4-11-18
Date