

TO: BOARD OF DIRECTORS

FROM: MARIO IGLESIAS  
GENERAL MANAGER

DATE: NOVEMBER 4, 2022

**AGENDA ITEM**

**C**

**NOVEMBER 9, 2022**

## **PRESENTATIONS AND REPORTS**

The following presentations and reports are scheduled:

- C-1) 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
  
- C-2) RECEIVE PUBLIC COMMENT ON PRESENTATIONS AND REPORTS PRESENTED UNDER ITEM C AND BY MOTION RECEIVE AND FILE PRESENTATIONS AND REPORTS

TO: BOARD OF DIRECTORS

FROM: MARIO IGLESIAS  
GENERAL MANAGER 

DATE: NOVEMBER 4, 2022



**CONSENT AGENDA**


The following items are considered routine and non-controversial by staff and may be approved by one motion if no member of the Board wishes an item removed. If discussion is desired, the item may be removed from the Consent Agenda by a Board member and will be considered separately at the conclusion of the Administrative Items. Individual items on the Consent Agenda are approved by the same vote that approves the Consent Agenda, unless an item is pulled for separate consideration. The recommendations for each item are noted in bracket. Members of the public may comment on the Consent Agenda items.

**Questions or clarification may be made by the Board members  
without removal from the Consent Agenda**

- D-1) WARRANTS [RECOMMEND APPROVAL]
- D-2) APPROVE OCTOBER 26, 2022, REGULAR BOARD MEETING MINUTES  
[RECOMMEND APPROVE MINUTES]
- D-3) AUTHORIZE PURCHASE OF TRUCKS IN ACCORDANCE WITH APPROVED FY 22-23 BUDGET [RECOMMEND AUTHORIZE STAFF TO PURCHASE TWO TRUCKS FROM PERRY FORD AT A COST OF \$96,292]

TO: BOARD OF DIRECTORS

REVIEWED: MARIO IGLESIAS  
GENERAL MANAGER 

FROM: LISA BOGNUDA   
FINANCE DIRECTOR

DATE: NOVEMBER 4, 2022

**AGENDA ITEM**  
**D-1**  
**NOVEMBER 9, 2022**

**WARRANTS WILL BE DISTRIBUTED TUESDAY, NOVEMBER 8, 2022**

TO: BOARD OF DIRECTORS

FROM: MARIO IGLESIAS  
GENERAL MANAGER



DATE: NOVEMBER 4, 2022

**AGENDA ITEM**  
**D-2**  
**NOVEMBER 9, 2022**

**APPROVE OCTOBER 12, 2022  
REGULAR BOARD MEETING MINUTES**

**ITEM**

Approve action minutes from previous Board meetings. [RECOMMEND APPROVE MINUTES]

**BACKGROUND**

The draft minutes are a written record of the previous Board Meeting action.

**RECOMMENDATION**

Approve Minutes

**ATTACHMENT**

- A. October 26, 2022 draft Regular Board Meeting Minutes

NOVEMBER 9, 2022

ITEM D-2

ATTACHMENT A

# NIPOMO COMMUNITY SERVICES DISTRICT

*Serving the Community since 1965*

## DRAFT REGULAR MINUTES

OCTOBER 26, 2022 AT 9:00 A.M.

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

### BOARD of DIRECTORS

ED EBY, PRESIDENT  
RICHARD MALVAROSE, VICE PRESIDENT  
DAN ALLEN GADDIS, DIRECTOR  
DAN WOODSON, DIRECTOR  
CRAIG ARMSTRONG, 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 October 26, 2022, 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, all Directors were present.*

*Phill Widerman, Golden State Water Company Resident, commended the District's water conservation efforts and requested that the Board put an item on the agenda to sell more water to Golden State.*

*Linda Simko, Golden State Water Company Resident, requested that the Board put an item on the agenda to sell more water to Golden State.*

*Mark Albrecht, Nipomo Resident, asked the Board if he could receive a refund on Capacity fees that were paid at the beginning of his development as his project has changed.*

#### C. PRESENTATIONS AND REPORTS

- C-1 INTEGRATED WASTE MANAGEMENT AUTHORITY UPDATE ON SENATE BILL 1383 REQUIREMENTS FOR COMPLIANCE [RECOMMEND RECEIVE AND FILE]

*Mario Iglesias, General Manager, introduced the item.*

*Peter Cron, IWMA Executive Director, presented the item and answered questions from the Board.*

- C-2) SAN LUIS OBISPO COUNTY WATER RESOURCES PRESENTATION ON DESALINIZATION CONCEPT EXPLORATION AND DEVELOPMENT PLAN ("DESAL PLAN") [RECOMMEND RECEIVE AND FILE]

*Mario Iglesias, General Manager, introduced the item.*

*Courtney Howard, San Luis Obispo County Water Resources Division Manager, presented the item and answered questions from the Board.*

SUBJECT TO BOARD APPROVAL

Nipomo Community Services District  
DRAFT REGULAR MEETING  
MINUTES

C-3) 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*

- *October 15-16, attended the Central Coast Air Show in Santa Maria*

*Director Malvarose*

- *October 14, attended Board Officers' meeting*
- *December 4, Nipomo Christmas Parade*

*Director Eby*

- *October 14, attended Board Officers' meeting*
- *October 20, attended LAFCO meeting*

C-4) 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 approved receiving and filing presentations and reports.*

*Vote 5-0.*

YES VOTES	NO VOTES	ABSENT
<i>Directors Armstrong, Woodson, Gaddis, Malvarose, And Eby</i>	<i>None</i>	<i>None</i>

D. CONSENT AGENDA

D-1) WARRANTS [RECOMMEND APPROVAL]

D-2) APPROVE OCTOBER 12, 2022, REGULAR BOARD MEETING MINUTES [RECOMMEND APPROVE MINUTES]

D-3) INVESTMENT POLICY – QUARTERLY REPORT [RECOMMEND ACCEPT AND FILE REPORT]

*Staff answered questions regarding item D-3.*

*There were no public comments.*

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

*Vote 5-0.*

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

E. ADMINISTRATIVE ITEMS

- E-1) CONSIDER RESOLUTION TO ADOPT MITIGATED NEGATIVE DECLARATION AND AUTHORIZE THE GENERAL MANAGER TO FILE A NOTICE OF DETERMINATION FOR THE BLACKLAKE SEWER SYSTEM CONSOLIDATION PROJECT [RECOMMEND HOLD PUBLIC HEARING AND MAKE FINDINGS]

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

*Director Eby asked about the biologist and paleontologist that was mentioned in the study.*

*President Eby opened the Public Hearing.*

*There were no public comments.*

*President Eby closed the Public Hearing.*

*Upon the motion of Director Gaddis and seconded, the Board unanimously approved the Resolution adopting the Mitigated Negative Declaration for the Blacklake Sewer Consolidation Project.*

*Vote 5-0.*

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

RESOLUTION NO. 2022-1645  
 A RESOLUTION OF THE BOARD OF DIRECTORS OF THE  
 NIPOMO COMMUNITY SERVICES DISTRICT ADOPTING A  
 MITIGATED NEGATIVE DECLARATION AND MITIGATION  
 MONITORING AND REPORTING PROGRAM AND AUTHORIZING  
 THE GENERAL MANAGER TO FILE A NOTICE OF DETERMINATION FOR  
 THE BLACKLAKE SEWER SYSTEM CONSOLIDATION PROJECT

- E-2) AUTHORIZE CONTRACT AMENDMENT FOR ENGINEERING SERVICES FOR BLACKLAKE SEWER SYSTEM CONSOLIDATION PROJECT WITH CANNON CORPORATION [RECOMMEND AUTHORIZE CONTRACT AMENDMENT]

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

*There were no public comments.*

*Upon the motion of Director Armstrong and seconded, the Board unanimously approved staff to execute a contract amendment with Cannon Corporation.*

*Vote 5-0.*

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

- E-3) AUTHORIZE CONTRACT AMENDMENT #2 FOR CEQA COMPLIANCE SERVICES FOR BLACKLAKE SEWER SYSTEM CONSOLIDATION PROJECT WITH SWCA ENVIRONMENTAL CONSULTANTS [RECOMMEND AUTHORIZE CONTRACT AMENDMENT #2]

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

*Jesse McGraw, Blacklake resident, commented on the Blacklake Sewer Consolidation Project.*

SUBJECT TO BOARD APPROVAL



Nipomo Community Services District  
DRAFT REGULAR MEETING  
MINUTES

Upon the motion of Director Gaddis and seconded, the Board unanimously approved staff to execute a contract amendment with SWCA Environmental Consultants.

Vote 5-0.

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

- E-4) AUTHORIZE STAFF TO BID BLACKLAKE SEWER SYSTEM CONSOLIDATION PROJECT FORCE MAIN [RECOMMEND AUTHORIZE STAFF TO BID BLACKLAKE SEWER SYSTEM CONSOLIDATION PROJECT FORCE MAIN]

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

There were no public comments.

Director Gaddis stepped out to take a quick break.

Upon the motion of Director Armstrong and seconded, the Board approved to authorize staff to bid the Blacklake Sewer System Consolidation Project Force Main.

Vote 4-0.

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

President Eby announced there would be a 5 minute break.

- E-5) CONSIDER PARTICIPATION IN SAN LUIS OBISPO COUNTY DESALINATION PLANNING EFFORT [RECOMMEND ADOPT RESOLUTION]

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

There were no public comments.

Upon the motion of Director Armstrong and seconded, the Board approved the Resolution.

Vote 5-0.

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

RESOLUTION NO. 2022-1646  
A RESOLUTION OF THE BOARD OF DIRECTORS  
OF THE NIPOMO COMMUNITY SERVICES DISTRICT  
APPROVING PARTICIPATION IN THE COUNTY OF  
SAN LUIS OBISPO DESALINATION EXECUTABLE  
SOLUTION AND LOGISTICS PLAN

F. GENERAL MANAGER'S REPORT

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

There were no public comments.

Nipomo Community Services District  
DRAFT REGULAR MEETING  
MINUTES

G. COMMITTEE REPORTS

*None.*

H. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS

*Director Armstrong requested that an item to discuss refunding capacity fees be put on a future agenda.*

*Director Woodson requested that an item regarding selling more water to Golden State Water Company be put on a future agenda.*

*The General Manager will meet with the Board President to set the agenda.*

I. CLOSED SESSION ANNOUNCEMENTS

*Craig Steele, District Legal Counsel, announced that item 1 would be discussed in closed session.*

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

- a. SMWWCD 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 that there was no reportable action.*

ADJOURN MEETING


*President Eby adjourned the meeting at 11:31 a.m.*

MEETING SUMMARY	HOURS & MINUTES
Regular Meeting	2 hour 11 minutes
Closed Session	0 hour 20 minutes
TOTAL HOURS	2 hour 31 minutes

Respectfully submitted,

Mario Iglesias, General Manager and Secretary to the Board

Date

TO: BOARD OF DIRECTORS  
REVIEWED: MARIO IGLESIAS  
GENERAL MANAGER   
FROM: PETER V. SEVCIK, P.E.  
DIRECTOR OF  
ENGINEERING & OPERATIONS  
DATE: NOVEMBER 2, 2022

**AGENDA ITEM  
D-3  
NOVEMBER 9, 2022**

**AUTHORIZE PURCHASE OF TRUCKS  
IN ACCORDANCE WITH APPROVED FY 22-23 BUDGET**

**ITEM**

Authorize staff to purchase two trucks in accordance with approved FY 22-23 Budget [RECOMMEND AUTHORIZE STAFF TO PURCHASE TWO TRUCKS FROM PERRY FORD AT A COST OF \$96,292].

**BACKGROUND**

The District's FY 2022-2023 budget includes funding for the purchase of two pickup trucks for the Operations Department that will replace two 2013 Ford pickup trucks. District staff solicited quotes for similarly equipped trucks from a local dealer as well as through Sourcewell, formerly known as National Joint Powers Alliance (NJPA), a national government purchasing cooperative that the District belongs to, and received quotes as follows:

Dealer	Total Cost Pickup Truck
Perry Ford	\$96,292
Sourcewell	Pricing not available as of 11/2/2022

The vehicles quoted by Perry Ford meet the District's minimum specifications.

**FISCAL IMPACT**

Funding in the amount of \$90,000 is available in the FY 2022-2023 District budget for the purchase of two replacement pickup trucks. The FY 2022-2023 District budget also includes \$70,000 for the purchase of a dump truck. Since the total cost to purchase two pickup trucks from Perry Ford is \$96,292, staff proposes to reallocate \$10,000 from the \$70,000 that was budgeted for a new dump truck in the FY 2022-23 budget for the purchase of the two pickup trucks, and defer the purchase of the dump truck until the FY 2023-2024 fiscal year.

**RECOMMENDATION**

Staff recommends that the Board, by motion and roll call vote, authorize staff to purchase two pickup trucks from Perry Ford for total cost of \$96,292, reallocate \$10,000 from the \$70,000 that was budgeted for a new dump truck in the FY 2022-23 budget for the purchase of the two pickup trucks and defer the purchase of the dump truck until the FY 2023-2024 fiscal year.

**ATTACHMENTS**

None