

# NIPOMO COMMUNITY SERVICES DISTRICT

*Serving the Community since 1965*

## REGULAR MINUTES

OCTOBER 12, 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 12, 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, commented that Golden State would like to purchase additional water.*

*Alan Margelo, Golden State Water Company Resident, would like the District to sell more water to Golden State and would like the Board to put it as an item on the agenda.*

*Noreen Johnston, Golden State Water Company Resident, would like the District to sell more water to Golden State so she can build on her property for her daughter.*

*Linda Simko, Golden State Water Company Resident, would like the District to sell Golden State more water as she has will serve letters submitted to Golden State. She also provided handouts to the Board Secretary for Board Members and staff.*

#### C. PRESENTATIONS AND REPORTS

##### C-1) QUARTERLY DISTRICT ENGINEER'S REPORT TO THE BOARD [RECOMMEND RECEIVE AND FILE]

*Peter Sevcik, Director of Engineering and Operations, presented the item and answered questions from the Board.*

##### 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 Woodson*

- October 5, attended CTAC Citizens Technical Advisory Council meeting remotely*
- October 7, attended a meeting with Nick Tompkins from the Dana Reserve*

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*Director Gaddis*

- *October 10, attended a RAMS meeting where General Manager Mario Iglesias gave a presentation on Water Issues on the Nipomo Mesa.*

*Director Malvarose*

- *September 30, attended Board Officers' meeting*

*Director Eby*

- *September 30, attended Board Officers' meeting*
- *October 4, attended Blacklake Oversight Committee meeting*
- *October 4, attended Blacklake Management Association 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 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 SEPTEMBER 28, 2022, REGULAR BOARD MEETING MINUTES [RECOMMEND APPROVE MINUTES]
- D-3) ANNUAL REVIEW OF CASH RESERVES IN ACCORDANCE WITH RESERVE POLICY [RECOMMEND RECEIVE AND FILE REPORT]
- D-4) DECLARE 2009 FORD PICKUP TRUCK SURPLUS AND AUTHORIZE SALE [RECOMMEND DECLARE 2009 FORD F-250 PICKUP SURPLUS AND AUTHORIZE STAFF TO DISPOSE OF BY SALE]
- D-5) AUTHORIZE TASK ORDER WITH TESCO CONTROLS, INC. FOR SUPERVISORY CONTROL AND DATA ACQUISITION SYSTEM MAINTENANCE AND SUPPORT [RECOMMEND BY MOTION AND ROLL CALL VOTE APPROVE RESOLUTION AUTHORIZING STAFF TO EXECUTE TASK ORDER IN THE AMOUNT OF \$30,000 WITH TESCO CONTROLS, INC.]

*There were no public comments.*

*Upon the motion of Director Gaddis and seconded, the Board approved Consent Agenda items D-1 to D-5. Director Malvarose abstained from item D-1 and D-2 due to a conflict of interest relating to his employer and an absence at the September 28, 2022 meeting.*

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*D-1 to D-2 Vote 4-0-1.  
D-3 to D-5 Vote 5-0.*

	YES VOTES	ABSTAIN	ABSENT
<i>D-1 to D-2</i>	<i>Directors Gaddis, Armstrong, Woodson, and Eby</i>	<i>Malvarose</i>	<i>None</i>
<i>D-3 to D-5</i>	<i>Directors Gaddis, Armstrong, Woodson, Malvarose, and Eby</i>	<i>None</i>	<i>None</i>

RESOLUTION NO. 2022-1644  
A RESOLUTION OF THE BOARD OF DIRECTORS  
OF THE NIPOMO COMMUNITY SERVICES DISTRICT  
AUTHORIZING A TASK ORDER FOR SUPERVISORY  
CONTROL AND DATA ACQUISITION SYSTEM  
PREVENTIVE MAINTENANCE WITH  
TESCO CONTROLS INC.

**E. ADMINISTRATIVE ITEMS**

E-1) CONSIDER GRANT REQUEST FROM ONE COOL EARTH IN THE AMOUNT OF \$10,000 TO SUPPORT THE NIPOMO ELEMENTARY SCHOOL GARDEN PROGRAM [RECOMMEND AUTHORIZE GENERAL MANAGER TO EXECUTE AGREEMENT WITH ONE COOL EARTH]

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

*Katharine Rondthaler Krieg, One Cool Earth Executive Director, 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 General Manager to execute an agreement with One Cool Earth.  
Vote 5-0.*

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

**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**

*None.*

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

*None.*

**I. CLOSED SESSION ANNOUNCEMENTS**

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

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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 that there was no reportable action.*

ADJOURN MEETING

*President Eby adjourned the meeting at 11:26 a.m.*

MEETING SUMMARY	HOURS & MINUTES
Regular Meeting	1 hour 07 minutes
Closed Session	1 hour 19 minutes
TOTAL HOURS	2 hour 26 minutes

Respectfully submitted,




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Mario Iglesias, General Manager and Secretary to the Board Date