

NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community since 1965

REGULAR MINUTES

JANUARY 10, 2024 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**
RICHARD MALVAROSE, **DIRECTOR**
GARY HANSEN, **DIRECTOR**
PHIL HENRY, **DIRECTOR**

PRINCIPAL STAFF

RAY DIENZO, **GENERAL MANAGER**
JANA ETTEDDGUE, **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 January 10, 2024, to order at 9:00 a.m. and led the flag salute.

President Eby announced that item C-1 would be taken out of order.

C-1) OATH OF OFFICE AND SEATING NEW DIRECTOR PHIL HENRY, RECOGNITION OF 2023 BOARD OFFICERS, AND SEATING OF 2024 BOARD OFFICERS

Ray Dienzo, General Manager, swore in Director Phil Henry. Director Eby was seated as the President of the Board for 2024 and Director Gaddis was seated as Vice President of the Board.

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

At Roll Call, Directors Henry, Malvarose, Gaddis and Eby were present. Director Hansen was absent.

There were no public comments.

C. PRESENTATIONS AND REPORTS

C-2) PRESENTATION OF RESOLUTION OF APPRECIATION FOR DAN WOODSON

Director Eby presented the Resolution of Appreciation to Dan Woodson.

Director Gaddis, presented a plaque in recognition of his service to the District and community.

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

- *January 2, attended Board Officers' Meeting*
- *Provided the following item of Community Interest:
"Oceano Community Services District hired a new Interim General Manager, Paavo Ogren, effective January 1, 2024.*

The prior General Manager Will Clemens retired on December 31, 2023.

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Paavo Ogren is a past Public Works Director for San Luis Obispo County.

Paavo also served in the past as General Manager of Oceano from July 2014 to December 2019.

He also in the past filled in at various times as Interim General Manager of the Los Osos, Cambria, and San Miguel Community Service Districts.”.

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 Gaddis and seconded, the Board unanimously approved receiving and filing presentations and reports.
Vote 4-0.*

YES VOTES	NO VOTES	ABSENT
<i>Directors Gaddis, Malvarose, Henry, and Eby</i>	<i>None</i>	<i>Director Hansen</i>

President Eby re-opened item B to receive public comment.

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

Herb Kandel, NCSD resident, and representative of a coalition of community agencies working together regarding the Dana Reserve, requested Directors direct staff to participate and meet with members of the coalition to discuss the conceptual map for the Dana Reserve.

D. CONSENT AGENDA

- D-1) WARRANTS [RECOMMEND APPROVAL]
- D-2) APPROVE DECEMBER 13, 2023, REGULAR BOARD MEETING MINUTES [RECOMMEND APPROVE MINUTES]
- D-3) ADOPT RESOLUTION OF APPRECIATION FOR OUTGOING ASSISTANT GENERAL MANAGER LISA S. BOGNUDA [RECOMMEND APPROVE RESOLUTION]
- D-4) DECLARE MISCELLANEOUS EQUIPMENT SURPLUS AND AUTHORIZE SALE/DISPOSAL [RECOMMEND DECLARE MISCELLANEOUS EQUIPMENT SURPLUS AND AUTHORIZE SALE/DISPOSAL]

Staff answered questions on D-1.

Ray Dienzo, General Manager, presented minor corrections to item D-3.

There were no public comments.

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Upon the motion of Director Malvarose and seconded, the Board approved the Consent Agenda, with modifications to item D-3.

Vote 4-0-0.

YES VOTES	ABSTAIN	ABSENT
Directors Malvarose, Gaddis, Henry, and Eby	None	Director Hansen

RESOLUTION 2024-1688
 A RESOLUTION OF THE NIPOMO COMMUNITY SERVICES DISTRICT
 COMMENDING LISA S. BOGNUDA FOR HER 31 YEARS OF
 DEDICATED SERVICE TO THE NIPOMO COMMUNITY SERVICES DISTRICT

E. ADMINISTRATIVE ITEMS

E-1) RATIFY 2024 COMMITTEE ASSIGNMENTS [RECOMMEND APPROVE COMMITTEE ASSIGNMENTS]

President Eby appointed Director Hansen as the delegate to the Blacklake Village Council/Committees, with Director Henry as the alternate, and appointed Director Henry as the alternate delegate for the Water Resources Advisory Committee (WRAC).

There were no public comments.

Upon the motion of Director Gaddis and seconded, the Board approved the 2024 Committee Assignments.

Vote 4-0.

YES VOTES	NO VOTES	ABSENT
Directors Gaddis, Henry, Malvarose, and Eby	None	Director Hansen

E-2) AUTHORIZE PURCHASE OF SPATIAL WAVE SOFTWARE IN THE AMOUNT OF \$33,000 FOR OPERATIONS MAINTENANCE PROGRAM [RECOMMEND ADOPT RESOLUTION AMENDING FY 2023-24 BUDGET AND AUTHORIZE STAFF TO ISSUE PURCHASE ORDER IN THE AMOUNT OF \$33,000 TO SPATIAL WAVE]

Ray Dienzo, General Manager, introduced the item and answered questions from the Board of Directors.

There were no public comments.

Upon the motion of Director Henry and seconded, the Board unanimously adopted the resolution.

Vote 4-0.

YES VOTES	ABSTAIN	ABSENT
Directors Henry, Malvarose, Gaddis, and Eby	None	Director Hansen

RESOLUTION 2024-1689
 A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
 NIPOMO COMMUNITY SERVICES DISTRICT AMENDING FY 2023-24 BUDGET
 AND AUTHORIZING PURCHASE OF SOFTWARE FROM SPATIAL WAVE
 AT A COST OF \$33,000

E-3) ADOPT RESOLUTION EXTENDING THE INTERIM EMPLOYMENT OF MARIO E. IGLESIAS, EFFECTIVE JANUARY 1, 2024 [RECOMMEND APPROVE RESOLUTION]

Ray Dienzo, General Manager, presented the item and answered questions from the Board.

Craig Steele, Legal Counsel, answered questions from the Board.

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There were no public comments.

Upon the motion of Director Gaddis and seconded, the Board unanimously adopted the resolution. Vote 4-0.

YES VOTES	ABSTAIN	ABSENT
Directors Gaddis, Malvarose, Henry, and Eby	None	Director Hansen

RESOLUTION 2024-1690
A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
NIPOMO COMMUNITY SERVICES DISTRICT EXTENDING
THE INTERIM EMPLOYMENT OF MARIO E. IGLESIAS
EFFECTIVE JANUARY 1, 2024

F. GENERAL MANAGER'S REPORT

Ray Dienzo, 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

President Eby requested General Manager Ray Dienzo consider meeting with the community coalition regarding the Dana Reserve and report back with a course of action if taken.

Director Henry requested Blacklake Street Lighting Assessment District be reviewed and a status update provided at a future Board meeting.

I. CLOSED SESSION ANNOUNCEMENTS

Craig Steele, District Legal Counsel, announced that there would be no closed session.

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

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

ADJOURN MEETING

President Eby adjourned the meeting at 9:38 a.m.

MEETING SUMMARY	HOURS & MINUTES
Regular Meeting	0 hour 38 minutes
Closed Session	0 hour 0 minutes
TOTAL HOURS	0 hour 38 minutes

Respectfully submitted,

Ray Dienzo, General Manager and Secretary to the Board

1/24/2024

Date