

NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community Since 1965

REGULAR MINUTES

JUNE 14, 2017 AT 9:00 A.M.

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

BOARD of DIRECTORS

DAN ALLEN GADDIS, PRESIDENT
ED EBY, 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.
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.
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00:00:00 A. CALL TO ORDER AND FLAG SALUTE

President Gaddis called the Regular Meeting of June 14, 2017 to order at 9:00 a.m. and led the flag salute.

00:00:31 B. ROLL CALL AND PUBLIC COMMENT FOR ITEMS NOT ON AGENDA

At Roll Call, all Directors were present except Director Eby.

Jim Markman of Richards, Watson and Gershon sat in for District General Counsel, Whitney McDonald.

There were no public comments.

00:00:38 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 Armstrong

- *Attended the Water Resources Advisory Council (WRAC) meeting.*

Director Gaddis

- *June 6, Attended the District Board Officer's meeting.*
- *June 8, Attended a meeting with Supervisor Compton regarding supplemental water*
- *June 7, Attended the Regional Water Management Group (RWMG) meeting.*

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 Craig Armstrong and seconded, the Board unanimously approved to receive and file the presentations and reports as submitted.

Vote 4-0.

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

00:01:37 D. CONSENT AGENDA

D-1) WARRANTS

D-2) APPROVE MAY 24, REGULAR BOARD MEETING MINUTES

Director Gaddis requested clarification on the warrants. Mario Iglesias, General Manager, responded.

There were no public comments.

*Upon the motion of Director Craig Armstrong and seconded, the Board unanimously approved the Consent Agenda.
Vote 4-0.*

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

E. ADMINISTRATIVE ITEMS

00:03:32 E-1) PUBLIC HEARING – AUTHORIZE RECORDATION OF TAX LIENS FOR PROPERTIES IN ARREARS IN PAYMENT OF SOLID WASTE FEES

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

PRESIDENT GADDIS OPENED THE HEARING

There were no public comments.

PRESIDENT GADDIS CLOSED THE HEARING

*Upon the motion of Director Craig Armstrong and seconded, the Board unanimously adopted the Resolution approving the General Manager’s report and authorizing recordation of liens.
Vote 4-0.*

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

RESOLUTION 2017-1442
A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT CONFIRMING REPORT OF DISTRICT GENERAL MANAGER AND ORDERING THE COLLECTION OF UNPAID SOLID WASTE COLLECTION CHARGES ON THE TAX ROLL

00:05:37 E-2) PUBLIC/PROTEST HEARING – AUTHORIZE COLLECTION OF FY 2017-18 BLACKLAKE STREET LIGHT DISTRICT ASSESSMENTS

PRESIDENT GADDIS OPENED THE HEARING

There were no public comments.

PRESIDENT GADDIS CLOSED THE HEARING

Nipomo Community Services District
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Upon the motion of Director Craig Armstrong and seconded, the Board unanimously adopted the Resolution approving the Assessment Report and authorizing collection of assessments.

Vote 4-0.

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

RESOLUTION 2017-1443

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT PROVIDING FOR THE COLLECTION OF STREET LIGHT CHARGES ON THE SAN LUIS OBISPO COUNTY TAX ROLLS FOR MAINTENANCE AND OPERATION OF EXISTING PUBLIC STREET LIGHTS IN THE BLACKLAKE VILLAGE

00:06:20

E-3) PUBLIC/PROTEST HEARING – AUTHORIZE COLLECTION OF FY 2017-18 STREET LANDSCAPE MAINTENANCE DISTRICT ASSESSMENTS

Mario Iglesias, General Manager, reviewed the report as presented in the Board Packet and commented that two public meetings were held with residents in the Landscape Maintenance District. The residents are leaning towards a drought-tolerant landscape plan.

PRESIDENT GADDIS OPENED THE HEARING

There were no public comments.

PRESIDENT GADDIS CLOSED THE HEARING

Upon the motion of Director Craig Armstrong and seconded, the Board unanimously adopted the Resolution approving the Engineer’s Report and authorizing collection of assessments.

Vote 4-0.

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

RESOLUTION 2017-1444

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT ORDERING THE LEVY AND COLLECTION OF ASSESSMENTS FOR THE STREET LANDSCAPE MAINTENANCE DISTRICT NO. 1 FOR FISCAL YEAR 2017-2018

00:08:48

E-4(A) PUBLIC HEARING – ADOPT 2017-18 FISCAL YEAR BUDGET

Mario Iglesias, General Manager, reviewed the report as presented in the Board Packet. Mr Iglesias and Lisa Bognuda, Finance Director, answered questions from the Board.

PRESIDENT GADDIS OPENED THE HEARING

There were no public comments.

PRESIDENT GADDIS CLOSED THE HEARING

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Upon the motion of Director Craig Armstrong and seconded, the Board unanimously adopted the Resolutions approving the 2017-2018 Fiscal Year Budget and the Appropriations Limitation.
Vote 4-0.

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

RESOLUTION 2017-1445
A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT ADOPTING THE 2017-2018 FISCAL YEAR BUDGET

RESOLUTION 2017-1446
A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT DETERMINING THE APPROPRIATION LIMITATION FOR THE 2018-2018 FISCAL YEAR

00:14:16 E-4(B) PUBLIC HEARING – ADOPT 2017-18 FISCAL YEAR BUDGET FOR NIPOMO SUPPLEMENTAL WATER PROJECT (NSWP)

Mario Iglesias, General Manager, reviewed the report as presented in the Board Packet. Mr. Iglesias answered questions from the Board.

PRESIDENT GADDIS OPENED THE HEARING

There were no public comments.

PRESIDENT GADDIS CLOSED THE HEARING

Upon the motion of Director Craig Armstrong and seconded, the Board unanimously adopted the Resolution approving the 2017-2018 Fiscal Year Budget for the Nipomo Supplemental Water Project (NSWP).
Vote 4-0.

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

RESOLUTION 2017-1447
A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT ADOPTING THE NSWP (NIPOMO SUPPLEMENTAL WATER PROJECT) 2017-2018 FISCAL YEAR BUDGET

00:17:41 F. MANAGER'S REPORT

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

- The District is still reducing pumping by over 50%. The District will end the year (July 2016-June 2017) below 50%.
- The District received an update from Willow Market's manager stating equipment has been ordered and they anticipate they will have the issue resolved by July 26th.

Mr. Iglesias answered questions from the Board.

There were no public comments.

G. COMMITTEE REPORTS

None.

00:21:18 H. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS

Director Blair

- Congratulated Lisa Bognuda, Finance Director, for the recognition she received from California Special District Association (CSDA).

Director Gaddis

- Requested staff verify the date for the next Board Officer's meeting.

00:22:51 I. CLOSED SESSION ANNOUNCEMENTS

1. CONFERENCE WITH DISTRICT LEGAL COUNSEL RE: PENDING LITIGATION PURSUANT TO GC §54956.9
 - a) SMVWCD VS. NCSD (SANTA CLARA COUNTY CASE NO. CV 770214, SIXTH APPELLATE COURT CASE NO. H032750 AND ALL CONSOLIDATED CASES).
 - b) BENING VS. NCSD SAN LUIS OBISPO COUNTY CASE NO 14CV0069
 - c) NCSD VS. LOS PRIMOS PROPERTIES LLC, SAN LUIS OBISPO COUNTY CASE NO. 16CV0512
2. CONTINUED STEP 2 OF 2 – ANNUAL PERFORMANCE REVIEW OF DISTRICT GENERAL MANAGER PURSUANT TO GOVERNMENT CODE SECTION 54957

J. PUBLIC COMMENT ON CLOSED SESSION ITEMS

There were no public comments.

K. ADJOURN TO CLOSED SESSION

President Gaddis adjourned to closed session at 9:25 a.m.

L. OPEN SESSION
ANNOUNCEMENT OF ACTIONS, IF ANY, TAKEN IN CLOSED SESSION

The Board came back into Open Session at 10:26 a.m.

Jim Markman, District Legal Counsel, announced that the Board discussed Item I.1(a), 1(b), 1(c), and Item I.2, but took no reportable action.

ADJOURN

President Gaddis adjourned the meeting at 10:27 a.m.

MEETING SUMMARY	HOURS & MINUTES
Regular Meeting	26 minutes
Closed Session	1 hour 1 minute
TOTAL HOURS	1 hour 27 minutes

Respectfully submitted,


 Mario Iglesias, General Manager and Secretary to the Board

6-28-17
 Date