

# NIPOMO COMMUNITY SERVICES DISTRICT

*Serving the Community Since 1965*

## REGULAR MINUTES

**JUNE 28, 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.

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

*President Gaddis called the Regular Meeting of June 28, 2017 to order at 9:00 a.m. and led the flag salute.*

**00:00:30** B. ROLL CALL AND PUBLIC COMMENT FOR ITEMS NOT ON AGENDA

*At Roll Call, all Directors were present.*

*The following members of the public spoke:*

*Noel Heal, Blacklake resident, asked when the Board would announce its position on the water shortage. Mario Iglesias, General Manager, responded that the Nipomo Mesa Management Area Technical Group's report was released Friday, June 23<sup>rd</sup> and the Board is scheduled to review the report at its July 12<sup>th</sup> meeting.*

**00:02:30** 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

- *Attended a meeting with General Manager, Mario Iglesias and the other Nipomo water purveyors regarding self-reading water meters.*
- *June 26, Attended the South County Advisory Council meeting.*

Director Gaddis

- *June 21, Attended the District Board Officer's meeting. Director Armstrong filled in for Director Eby.*

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.*

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*Upon the motion of Director Ed Eby and seconded, the Board unanimously approved to receive and file the presentations and reports as submitted.  
 Vote 5-0.*

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

00:04:17

**D. CONSENT AGENDA**

- D-1) WARRANTS
- D-2) APPROVE JUNE 14, REGULAR BOARD MEETING MINUTES
- D-3) APPROVE TASK ORDER FOR RAUCH COMMUNICATIONS CONSULTANTS, INC. TO UPDATE NIPOMO CSD 2014 STRATEGIC PLAN
- D-4) APPROVE AMENDED CONTRACT WITH DISTRICT GENERAL MANAGER

*Director Eby pulled Item D-2 for separate consideration.*

*There were no public comments.*

**ITEMS D-1, D-3, D-4**

*Upon the motion of Director Ed Eby and seconded, the Board unanimously approved Items D-1, D-3, D-4.  
 Vote 5-0.*

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

**ITEMS D-2**

*Upon the motion of Director Craig Armstrong and seconded, the Board unanimously approved Item D-2. Director Eby was not qualified to vote  
 Vote 4-0.*

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

**E. ADMINISTRATIVE ITEMS**

00:05:16

- E-1) AUTHORIZE REQUEST FOR PROPOSALS FOR THE BLACKLAKE SEWER FUND RATE STUDY

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

*Director Eby commented on when the Blacklake Sewer Master Plan would be complete. Mr. Iglesias responded that the Master Plan is being refined to include the regionalization option and the rate study will take this into account.*

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*Director Eby requested there be clear language in the Request for Proposal (RFP) regarding the phased process of the Rate Study and Master Plan.*

*There were no public comments.*

*Upon the motion of Director Craig Armstrong and seconded, the Board unanimously agreed to direct and authorize staff to circulate the Request for Proposals.  
 Vote 5-0.*

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

00:15:36

**E-2) AWARD CONSTRUCTION CONTRACT FOR 2017 UTILITY ADJUSTMENT PROJECT TO R. BURKE CORPORATION**

*Peter Sevcik, Director of Engineering & Operations, reviewed the report as presented in the Board Packet. Mr. Sevcik answered questions from the Board.*

*Mr. Sevcik commented that construction is scheduled to begin in July and be finished in October.*

*There were no public comments.*

*Upon the motion of Director Ed Eby and seconded, the Board unanimously adopted the Resolution awarding a contract to R. Burke Corporation in the amount of \$197,720 and Change Order Construction Contingency in the amount of \$20,000.  
 Vote 5-0.*

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

**RESOLUTION 2017-1448**  
**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT AWARDING THE BID FOR THE CONSTRUCTION OF THE 2017 UTILITY ADJUSTMENT PROJECT TO R. BURKE CORPORATION IN THE AMOUNT OF \$197,720 AND AUTHORIZING CONSTRUCTION CONTINGENCY OF \$20,000**

00:22:25

**E-3) AUTHORIZE CONTRACT FOR SUNDALE WELL EMERGENCY REPAIRS**

*Peter Sevcik, Director of Engineering & Operations, reviewed the report as presented in the Board Packet. Mr. Sevcik answered questions from the Board.*

*Mr. Sevcik commented that the new pump would be installed by the end of July.*

*There were no public comments.*

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*Upon the motion of Director Craig Armstrong and seconded, the Board unanimously adopted the Resolution authorizing staff to execute a contract in the amount of \$126,814 with Fisher Pump and Well Service Inc. and authorizing a Change Order Contingency in the amount of \$10,000.*

*Vote 5-0.*

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

**RESOLUTION 2017-1449**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT  
AUTHORIZING A CONTRACT FOR SUNDALE WELL REPAIR WITH FISHER PUMP AND WELL SERVICE INC.**

**00:29:40 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%.*
- *A joint press release from the District, Golden State Water Company, and Woodlands Mutual Water Company regarding the Nipomo Mesa Management Area Technical Group's (NMMA-TG) spring well readings was released on Friday, June 23<sup>rd</sup>. The area is still in severe criterion. This will be placed on the July 12<sup>th</sup> Board Agenda for review.*
- *Willow Market will be installing new equipment this week and should be operational in 2-3 weeks.*
- *The District met with the Air Pollution Control District (APCD) regarding the odor from Southland Wastewater Treatment Facility and discussed the plan to address the issue. It should be resolved by the end of July.*

*Mr. Iglesias answered questions from the Board.*

*Director Eby requested that someone from the NMMA-TG be present at the July 12<sup>th</sup> Regular meeting to review the annual report.*

*Director Woodson commented on data in the published 2016 Consumer Confidence Report. Staff will follow-up.*

*Director Eby and Director Blair will attend the July 7<sup>th</sup> NMMA-TG meeting.*

*There were no public comments.*

**G. COMMITTEE REPORTS**

*None.*

**00:49:59 H. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS**

*Director Blair*

- *Requested more information on the July 4<sup>th</sup> community parade. Mario Iglesias, General Manager, commented that the parade begins at 12 PM with a pancake breakfast 7 AM – 9 AM and a free community BBQ from 2 PM – 5 PM.*

Director Gaddis

- Requested staff provide feedback on website message received.

00:54:02

I. CLOSED SESSION ANNOUNCEMENTS

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

- a) SMWWCD VS. NCSD (SANTA CLARA COUNTY CASE NO. CV 770214, SIXTH APPELLATE COURT CASE NO. H032750 AND ALL CONSOLIDATED CASES).
- b) NCSD VS. LOS PRIMOS PROPERTIES LLC, SAN LUIS OBISPO COUNTY CASE NO. 16CV0512

J. PUBLIC COMMENT ON CLOSED SESSION ITEMS

*There were no public comments.*

K. ADJOURN TO CLOSED SESSION

*President Gaddis adjourned to closed session at 9:56 a.m.*

L. OPEN SESSION

ANNOUNCEMENT OF ACTIONS, IF ANY, TAKEN IN CLOSED SESSION

*The Board came back into Open Session at 10:30 a.m.*

*Whitney McDonald, District Legal Counsel, announced that the Board discussed Item I.1(a) and 1(b), but took no reportable action.*

ADJOURN

*President Gaddis adjourned the meeting at 10:31 a.m.*

MEETING SUMMARY	HOURS & MINUTES
Regular Meeting	57 minutes
Closed Session	34 minutes
TOTAL HOURS	1 hour 31 minutes

Respectfully submitted,

  
 \_\_\_\_\_  
 Mario Iglesias, General Manager and Secretary to the Board

7-13-17  
 \_\_\_\_\_  
 Date