

NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community Since 1965

REGULAR MINUTES

JANUARY 10, 2018 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**
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 Eby called the Regular Meeting of January 10, 2018 to order at 9:00 a.m. and led the flag salute.

00:00:52 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, commented on the five Intent-to-Serve (ITS) letters issued to Blacklake Golf Resort and their expiration. Mr. Heal also commented that the District is obligated to inform the public of plans to handle ITS letters. Mario Iglesias, General Manager, responded regarding the District's current position on ITS letters and stated that the District does not have a responsibility to notify the public regarding specific ITS letters.

C. PRESENTATIONS AND REPORTS

00:06:37 C-1) RECOGNITION OF 2017 BOARD OFFICERS AND SEATING 2018 BOARD OFFICERS

Mario Iglesias, General Manager, introduced the Item.

President Eby recognized Director Gaddis for his service as Vice President and President of the District's Board of Directors and work with many other organizations in his community.

Mr. Iglesias announced 2018 Board Officers, President Ed Eby and Vice President Dan Allen Gaddis.

00:06:37 C-2) BLACKLAKE SEWER MASTER PLANNING AND DECISION MAKING STRATEGY

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

Mr. Iglesias commented that the Blacklake Sewer Master Plan was completed in October 2017 and a presentation of the plan will be made at the Blacklake Master Association meeting next week.

Next steps will be evaluated following the meeting and will involve the whole Blacklake community.

The Board discussed. Mr. Iglesias answered questions from the Board.

Nipomo Community Services District
REGULAR MEETING
MINUTES

The following members of the public spoke:

Noel Heal, Blacklake resident, commented on the presentation and costs associated with each decision point. Mr. Iglesias responded.

Upon the motion of Director Dan Allen Gaddis and seconded, the Board unanimously approved to receive and file the presentation.

Vote 5-0.

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

00:22:05

C-3) 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 Blair

- December 18, Attended the Regional Water Control Board's meeting on septic management plans.

Director Gaddis

- January 2, Attended the District Board Officer's meeting.
- January 4, Attended a meeting with Supervisor Lynn Compton regarding the District's water projects.

Director Eby

- December 14, Attended the Nipomo Mesa Management Area (NMMA) Technical Group meeting.
- December 18, Attended the County's septic management plan meeting where they issued a draft report and would like comment on the report by February 14th.
- President Eby formed an Ad-Hoc Committee, with Directors Woodson and Blair as members, to review the County's septic management plan. President Eby directed staff to print out the report for the committee's review by the end of January.
- January 2, Attended the District Board Officer's meeting.
- January 4, Attended a meeting with Supervisor Lynn Compton
- The next Nipomo Mesa Management Area (NMMA) Technical Group meeting will take place on January 18th at NCSD.

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 Dan Allen Gaddis 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 Gaddis, Woodson, Blair, Armstrong, and Eby	None	None

00:28:41

D. CONSENT AGENDA

- D-1) WARRANTS
- D-2) APPROVE DECEMBER 13, REGULAR BOARD MEETING MINUTES
- D-3) ADJUST NEWTON GEO-HYDROLOGY CONSULTING SERVICES TASK ORDERS UNDER 2017 ANNUAL CONTRACT

Director Gaddis commented on the December 13th minutes and reviewed the requested corrections.

There were no public comments.

*Upon the motion of Director Craig Armstrong and seconded, the Board unanimously approved the Consent Items with changes to minutes.
Vote 5-0.*

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

E. ADMINISTRATIVE ITEMS

00:30:36

E-1) RATIFY 2018 BOARD COMMITTEE ASSIGNMENTS

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

President Eby commented on the committees and announced that Director Gaddis would like to chair the Facilities/Water Resources Committee. All other assignments will remain the same.

There were no public comments.

*Upon the motion of Director Bob Blair and seconded, the Board unanimously approved the 2018 Board Committee assignments as amended.
Vote 5-0.*

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

00:32:46

E-2) ADOPT AN ORDINANCE OF THE BOARD OF DIRECTORS OF NIPOMO COMMUNITY SERVICES DISTRICT ADDING SECTION 3.05.080 TO THE NIPOMO COMMUNITY SERVICES DISTRICT CODE REQUIRING ABANDONMENT OF WATER WELLS UNDER CERTAIN CIRCUMSTANCES

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

The Board discussed. Mr. Iglesias answered questions from the Board.

*The following members of the public spoke:
Noel Heal, Blacklake resident, commented on the grandfather clause in the Item's attachment. Mr. Iglesias responded.*

Upon the motion of Director Dan Allen Gaddis and seconded, the Board unanimously agreed to adopt the Ordinance, "An Ordinance of the Board of Directors of the Nipomo Community Services District adding Section 3.05.080 to the Nipomo Community Services District Code requiring abandonment of water wells under certain circumstances," and waive the full reading of the Ordinance.

Vote 5-0.

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

ORDINANCE 2018-125
AN ORDINANCE OF THE BOARD OF DIRECTORS OF NIPOMO COMMUNITY SERVICES DISTRICT
ADDING SECTION 3.05.080 TO THE NIPOMO COMMUNITY SERVICES DISTRICT CODE REQUIRING THE
ABANDONMENT OF WATER WELLS UNDER CERTAIN CIRCUMSTANCES

00:37:15

E-3) CONSIDER APPROVAL OF AMENDMENT NO. 1 TO NIPOMO SUPPLEMENTAL WATER PROJECT SUPPLEMENTAL WATER MANAGEMENT AND GROUNDWATER REPLENISHMENT AGREEMENT

Mario Iglesias, General Manager, reviewed the report as presented in the Board Packet and distributed additional suggested changes to the Agreement to the Board and public (available for review at the District office).

Director Blair clarified if a water purveyor buys a certain amount of water, they will pay for that same amount of water.

Director Eby commented that the Agreement is only among water purveyors on the Nipomo mesa and the court does not have to be involved. Whitney McDonald, Legal Counsel, agreed.

There were no public comments.

Upon the motion of Director Craig Armstrong and seconded, the Board unanimously approved Amendment No. 1 to the Nipomo Supplemental Water Project Supplemental Water Management and Groundwater Replenishment Agreement.

Vote 5-0.

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

00:47:56

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 importing more water from the City of Santa Maria due to a warmer than usual season. The District is positioned to import more water if needed and still meet the 50% groundwater pumping reduction target.*
- The District's Public Information Director, Jessica Matson, has resigned for a position with the City of Arroyo Grande.*
- The District's janitorial service individuals will be retiring at the end of the month. The District would like to recognize them for over 20 years of service at a future meeting. The District will be going out to bid for new janitorial service.*

Mr. Iglesias answered questions from the Board.

The Board applauded Ms. Matson for her efforts as the District's Public Information Director.

Director Gaddis commented that the Nipomo Mesa Management Area (NMMA) Technical Group meeting will be on January 18th at NCSD. He and Director Eby will attend.

Director Blair requested that upcoming Chamber of Commerce meetings be added to the Manager's Report.

There were no public comments.

G. COMMITTEE REPORTS

None.

00:59:25

H. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS

Director Eby

- *Requested staff investigate the possibility of email billing alerts and whether forms can be completed online.*

Director Gaddis

- *Requested staff contact the Regional Water Management Group's representative to ensure all project requirements have been met to apply for Proposition 1 funding.*

01:05:03

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).*

2. CONFERENCE WITH LABOR NEGOTIATORS PURSUANT TO GC §54957.6

Agency designated representative: Mario Iglesias, General Manager

Unrepresented employee: District Finance Director/Assistant General Manager

J. PUBLIC COMMENT ON CLOSED SESSION ITEMS

There were no public comments.

K. ADJOURN TO CLOSED SESSION

President Eby adjourned to Closed Session at 10:09 a.m.

L. OPEN SESSION

ANNOUNCEMENT OF ACTIONS, IF ANY, TAKEN IN CLOSED SESSION

The Board came back into Open Session at 10:35 a.m.

Whitney McDonald, District Legal Counsel, announced that the Board discussed Item I.1(a) and I.2, but took no reportable action.

Nipomo Community Services District
REGULAR MEETING
MINUTES

ADJOURN

President Eby adjourned the meeting at 10:37 a.m.

MEETING SUMMARY	HOURS & MINUTES
Regular Meeting	1 hour 11 minutes
Closed Session	26 minutes
TOTAL HOURS	1 hour 37 minutes

Respectfully submitted,



Mario Iglesias, General Manager and Secretary to the Board

1-24-18
Date