

NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community Since 1965

REGULAR MINUTES

JUNE 27, 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.**

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 June 27, 2018 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.

There was no public comment.

C. PRESENTATIONS AND REPORTS

C-1) SAN LUIS OBISPO COUNTY PLANNING & BUILDING DEPARTMENT'S ABATMENT DIVISION PRESENTATION AND DEBRIEF: NIPOMO CLEAN-UP DAY

Art Trinidad, San Luis Obispo (SLO) County Enforcement Officer, presented a summary of both the positives and negatives of the Nipomo Clean Up event that took place June 16, 2018.

Mason Sperakos and Danny Del Rio, Project Managers from the SLO County Enforcement Office, stated 26 tons of trash was collected. They are assigned to the Neighborhood Preservation program and will be taking pro-active code enforcement actions in the coming weeks.

There was no public comment.

00:11:28

C-2) NIPOMO COMMUNITY CLEAN-UP DAY PROGRAM REPORT [RECOMMEND RECEIVE AND FILE NIPOMO COMMUNITY CLEAN-UP PROGRAM REPORT]

Caleb Mott, Legislative Assistant to Supervisor Compton, presented the Board of Directors with a Certificate of Appreciation from the SLO County Board of Supervisors for the Nipomo Clean Up Day.

Mario Iglesias, General Manager, stated the Board agreed to contribute \$9,500 for the event however, an additional \$5,000 is needed for the additional 10 dumpsters needed to clean up the dump site.

There was no public comment.

00:31:10

C-3) DIRECTORS' ANNOUNCEMENTS OF DISTRICT & COMMUNITY INTEREST AND REPORTS ON ATTENDANCE AT PUBLIC MEETINGS, TRAINING PROGRAMS, CONFERENCES, AND SEMINARS.

Director Woodson

- June 25, attend the SCAC meeting.

Director Blair

- June 19, attended the City of Pismo Beach City Council meeting.
- June 26, attended the City of Arroyo Grande City Council meeting.

Director Gaddis

- June 18, attended Board Officers meeting.
- June 18-20, was on call for jury duty.

Director Eby

- June 16, attended the Nipomo Clean Up as a participant.
- June 16, attended Board Officers meeting.
- June 25, attended the NMMA Technical Group meeting.

There was no public comment.

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 to receive and file the presentations and reports as submitted.
Vote 5-0.

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

00:36:44

D. CONSENT AGENDA

D-1) WARRANTS [RECOMMEND APPROVAL]

D-2) APPROVE JUNE 11, 2018, REGULAR BOARD MEETING MINUTES [RECOMMEND APPROVE MINUTES]

There were no public comments.

Upon the motion of Director Armstrong and seconded, the Board unanimously approved the Consent Agenda.
Vote 5-0.

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

E. ADMINISTRATIVE ITEMS

00:21:15

- E-1) AWARD CONTRACT FOR BLACKLAKE SEWER RATE STUDY TO LECHOWICZ AND TSENG [RECOMMEND AWARD BLACKLAKE SEWER RATE STUDY CONTRACT TO LECHOWICZ & TSENG FOR AN AMOUNT NOT TO EXCEED \$17,490]

Mario Iglesias, General Manager, presented the item. President Eby stated the Ad Hoc Committee met with the Blacklake Committee to review the proposals and there was unanimous consensus to recommend Lechowicz and Tseng.

There were no public comments.

Upon the motion of Director Armstrong and seconded, the Board unanimously approved the award of contract for the Blacklake Sewer Study to Lechowicz and Tseng for an amount not to exceed \$17,490.

Vote 5-0.

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

00:43:00

- E-2) PUBLIC HEARING - AUTHORIZE COLLECTION OF FY 2018-19 STREET LANDSCAPE MAINTENANCE DISTRICT ASSESSMENTS [RECOMMEND CONDUCT HEARING, AMEND ENGINEER'S REPORT IF NECESSARY AND BY MOTION AND ROLL CALL VOTE ADOPT RESOLUTION APPROVING ENGINEER'S REPORT AND AUTHORIZING COLLECTION OF ASSESSMENTS]

Peter Sevcik, Director of Engineering and Operations, presented the item.

President Eby opened the Public Hearing.

There were no public comments.

Upon the motion of Director Blair and seconded, the Board unanimously approved the collection of FY 2018-19 Street Lighting Maintenance District assessments.

Vote 5-0.

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

RESOLUTION 2018-1483
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 2018-2019

00:50:00

- E-3) ADOPT ORDINANCE AMENDING NIPOMO COMMUNITY SERVICES DISTRICT CODE SECTION 3.03.190 [RECOMMEND READ FULL TITLE, WAIVE FURTHER READING, ADOPT ORDINANCE, AND DIRECT DISTRICT COUNSEL AND STAFF TO PREPARE AND PUBLISH SUMMARY OF ORDINANCE PER GOVERNMENT CODE SECTION 25124]

Mario Iglesias, General Manager, presented the item.

President Eby opened the Public Hearing.

**Nipomo Community Services District
REGULAR MEETING
MINUTES**

There were no public comments.

Upon the motion of Director Armstrong and seconded, the Board unanimously approved *AN ORDINANCE OF BOARD OF THE DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT AMENDING NIPOMO COMMUNITY SERVICES DISTRICT CODE SECTION 3.03.190, waive further reading of the ordinance, and direct District Counsel and staff to prepare and publish a summary of the ordinance in accordance with Government Code section 25124.*

Vote 5-0.

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

**ORDINANCE 2018-126
AN ORDINANCE OF BOARD OF THE DIRECTORS OF
THE NIPOMO COMMUNITY SERVICES DISTRICT
AMENDING NIPOMO COMMUNITY SERVICES DISTRICT
CODE SECTION 3.03.190**

00:53:3100

F. MANAGER'S REPORT

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

There were no public comments.

G. COMMITTEE REPORTS

There were no committee reports.

H. DIRECTORS' REQUEST TO STAFF AND SUPPLEMENTAL REPORTS

Director Gaddis asked that Staff put the issue of the Nipomo Chamber of Commerce delinquency for paying Achievement House on the next meeting's agenda.

There were no public comments.

01:00:32

I. CLOSED SESSION

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

SMVWCD V. NCSD (SANTA CLARA COUNTY CASE NO. CV 770214, SIXTH APPELLATE COURT CASE NO. H032750 AND A LITIGATION PURSUANT TO GC §54956.9 ALL CONSOLIDATED CASES)

2. CONFERENCE WITH LEGAL COUNSEL – LIABILITY CLAIM PURSUANT TO GOVERNMENT CODE SECTION 54956.95
CLAIMANTS: JAMES CARNAHAN, SANDRA CARNAHAN

J PUBLIC COMMENT ON CLOSED SESSION ITEMS

There were no public comments.

K. ADJOURN TO CLOSED SESSION

The Board took a ten minute recess at 10:00 a.m.

Nipomo Community Services District
REGULAR MEETING
MINUTES

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

L. OPEN SESSION

ANNOUNCEMENT OF ACTIONS, IF ANY, TAKEN IN CLOSED SESSION

Jim Markman, District Legal Counsel, announced that the Board discussed Item I. 1 and 2.

The Board heard an update on Item I. 1, but took no reportable action.

The Board heard Item I. 2, and voted to deny the claim made by James and Sandra Carnahan.

Vote 5-0.

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

There were no public comments.

ADJOURN

President Eby adjourned the meeting at 10:58 a.m.

MEETING SUMMARY	HOURS & MINUTES
Regular Meeting	1 hour 10 minutes
Closed Session	0 hour 48 minutes
TOTAL HOURS	1 hour 58 minutes

Respectfully submitted,



 Mario Iglesias, General Manager and Secretary to the Board

7-11-18

 Date