

NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community Since 1965

REGULAR MINUTES

JULY 11, 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 July 11, 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.

00:1:09

C. PRESENTATIONS AND REPORTS

C-1) INTRODUCE NEW EMPLOYEE, SANDRO AYALA, FILLING THE POSITION OF WATER UTILITY OPERATOR 1 [RECOMMEND RECEIVE AND FILE]

Mario Iglesias, General Manager, introduced the District's newest new employee, Sandro Ayala, Water Operator I. to the Board of Directors.

There was no public comment.

C-2) RECEIVE AMERICAN SOCIETY OF CIVIL ENGINEERS SAN LUIS OBISPO BRANCH AWARD RECOGNIZING THE DISTRICT'S JOSHUA ROAD PUMP STATION RESERVOIR AS THE 2018 WATER PROJECT OF THE YEAR [RECOMMEND RECEIVE AND FILE]

Peter Sevcik, Director of Engineering and Operators, presented the award to the Board of Directors.

There was no public comment.

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

Director Gaddis

- July 7, attended Board Officer's meeting.

Director Eby

- July 4, attended the 4th of July parade.
- July 7, attended Board Officer's 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
<i>Directors Gaddis, Woodson, Blair, Armstrong and Eby</i>	<i>None</i>	<i>None</i>

0:08:50

D. CONSENT AGENDA

D-1) WARRANTS [RECOMMEND APPROVAL]

D-2) APPROVE JUNE 27, 2018, REGULAR BOARD MEETING MINUTES [RECOMMEND APPROVE MINUTES]

D-3) DECLARE 2008 FORD PICKUP TRUCK SURPLUS AND AUTHORIZE SALE [RECOMMEND DECLARE 2008 FORD PICKUP SURPLUS AND AUTHORIZE STAFF TO DISPOSE OF BY SALE]

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
<i>Directors Armstrong, Blair, Woodson, Gaddis and Eby</i>	<i>None</i>	<i>None</i>

0:13:00

E. ADMINISTRATIVE ITEMS

E-1) REVIEW AND DISCUSS SPRING 2018 KEY WELLS INDEX FROM THE NIPOMO MESA MANAGEMENT AREA TECHNICAL GROUP [RECOMMEND REVIEW AND DISCUSS SPRING 2018 KEY WELLS INDEX AND DIRECT STAFF IF APPROPRIATE]

Mario Iglesias, General Manager, presented the item. Dr. Brad Newton, the District's consulting Hydrogeologist, participated in the item via teleconference.

Pattea Torrence, a resident within the District boundaries, stated her well is failing and requests emergency water service.

After discussion, the Board unanimously agreed to direct Staff to:

- 1. Consider asking NMMA to identify alternate wells to substitute when Key Wells are unavailable or at a minimum, to identify an alternate well to replace the well reading at 25F03.*

- 2. Have Staff or Committee review and evaluate whether revisions are appropriate to the District's Water Shortage Response and Management Plan (WSRMP) now that the*

Nipomo Supplemental Water Project is importing water. It appears that the Key Well Index is not responding to the importation of supplemental water and WSRP is tied to Key Well Index. Review should include technical and legal ramifications and evaluate a road map or milestones to get the District back to providing the full suite of services to its constituency.

0:54:00

E-2) CONSIDER AUTHORIZING TASK ORDER FOR SOUTHLAND WASTEWATER TREATMENT FACILITY SCREW PRESS ENGINEERING SERVICES [RECOMMEND BY MOTION AND ROLL CALL VOTE AUTHORIZE TASK ORDER WITH MKN & ASSOCIATES IN THE AMOUNT OF \$73,395

Peter Sevcik, Director of Engineering and Operations, presented the item. The screw press is included in the FY 18-19 Budget. The installation of screw press was included in the settlement agreement with the Air Pollution Control Board Notice of Violation.

There were no public comments.

*Upon the motion of Director Gaddis and seconded, the Board unanimously approved the Task Order with MKN & Associates in the amount of \$73,396.
Vote 5-0.*

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

The Board took a ten-minute break at 10:10 a.m.

01:09:41

E-3 REVIEW AND DISCUSS SOLID WASTE FUND #300 PROGRAM SPENDING AND FUNDED RESERVE LEVEL [RECOMMEND REVIEW SOLID WASTE FUND #300 AND DIRECT STAFF]

Mario Iglesias, General Manager, presented the item.

After discussion, the Board of Directors unanimously agreed to direct Staff to:

1. Send this item to the Finance and Audit Committee to review the reserve goals established by the Cash Reserve Policy.
2. Determine if there are excess reserved in Fund #300, and if so, should excess funds be spent, should excess funds be disbursed, or is the reserve adequate and should remain at its present level.

01:21:00

There were no public comments.

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

There were no public comments.

01:34.00

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. ANTICIPATED LITIGATION (Gov. Code §54956.9): INITIATION OF LITIGATION PURSUANT TO PARAGRAPH (4) OF SUBDIVISION (D) OF SECTION 54956.9 – 1 POTENTIAL CASE

- 3. CONDUCT STEP 1 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 Eby adjourned to Closed Session at 10:46 a.m.

L. OPEN SESSION

ANNOUNCEMENT OF ACTIONS, IF ANY, TAKEN IN CLOSED SESSION

Whitney McDonald, District Legal Counsel, announced that the Board discussed Items 1, 2 and 3. The Board took no reportable action.

There were no public comments.

ADJOURN

President Eby adjourned the meeting at 11:05

MEETING SUMMARY	HOURS & MINUTES
Regular Meeting	1 hour 46 minutes
Closed Session	0 hour 19 minutes
TOTAL HOURS	2 hour 05 minutes

Respectfully submitted,



 Mario Iglesias, General Manager and Secretary to the Board

7-25-18

 Date