

NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community Since 1965

REGULAR MINUTES

OCTOBER 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.

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.

1. CALL TO ORDER AND FLAG SALUTE

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

2. ROLL CALL AND PUBLIC COMMENT FOR ITEMS NOT ON AGENDA

At Roll Call, all Directors were present.

3. PRESENTATIONS AND REPORTS

C-1) DIRECTORS' ANNOUNCEMENTS OF DISTRICT & COMMUNITY INTEREST AND REPORTS ON ATTENDANCE AT PUBLIC MEETINGS, TRAINING PROGRAMS, CONFERENCES, AND SEMINARS.

Director Woodson

- *September 24, attended SCAC meeting.*

Director Blair

September 24, attended CSDA annual conference.

Director Gaddis

- *September 21, attended NCSF Facilities Committee meeting.*
- *October 1, attended Board officer's meeting.*
- *October 9, attended SLO Chapter CSDA meeting.*

Director Eby

- *October 1, attended Board Officer's meeting.*
- *October 3-5, attended LAFCO conference in Yosemite.*
- *October 9, attended SLO Chapter CSDA meeting.*
- *October 9, attended Blacklake Ad Hoc meeting.*

C-2) RECEIVE PUBLIC COMMENT ON PRESENTATIONS AND REPORTS PRESENTED UNDER ITEM C AND BY MOTION RECEIVE AND FILE PRESENTATIONS AND REPORTS

There was no public comment.

*Upon the motion of Director Armstrong 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 Armstrong, Gaddis, Woodson, Blair and Eby</i>	<i>None</i>	<i>None</i>

D. CONSENT AGENDA

- D-1) WARRANTS [RECOMMEND APPROVAL]
- D-2) APPROVE SEPTEMBER 12, 2018, REGULAR BOARD MEETING MINUTES [RECOMMEND APPROVE MINUTES]
- D-3) EUREKA WELL DRILLING PROJECT - DISCUSSION ON PROJECT DEVELOPMENT [RECOMMEND RECEIVE REPORT AND PROVIDE DIRECTION TO STAFF AS NEEDED]

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, Blair, Woodson, Gaddis and Eby	None	None

E. ADMINISTRATIVE ITEMS

- E-1) RECEIVE BLACKLAKE SEWER RATE STUDY PRESENTATION AND DIRECT RATE CONSULTANT TO PREPARE A DRAFT RATE STUDY REPORT FOR PRESENTATION AT THE DISTRICT'S OCTOBER 24, 2018 BOARD MEETING [RECOMMEND RECEIVE PRESENTATION AND DIRECT RATE CONSULTANT TO DRAFT A RATE STUDY REPORT]

Alison Lechowicz, Lechowicz and Tseng Municipal Consultants (L&T), presented a power point presentation on the financial needs of the Blacklake Sewer enterprise. Ms. Lechowicz answered questions from the Board.

The following members of the public spoke:

Dan Hall, Blacklake resident, stated the Blacklake Oversight Committee met and agreed to unanimously support the sewer rate increase proposed by the rate consultant.

Noel Heal, Blacklake resident, asked about the regionalization option and the timing of the plan.

*Upon the motion of Director Armstrong and seconded, the Board unanimously approved to direct L&T to prepare the draft written report based on the presentation.
 Vote 5-0.*

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

- E-2) AUTHORIZE STAFF TO BID SOUTHLAND WASTEWATER TREATMENT FACILITY SLUDGE DRYING BED COVER PROJECT AND APPROVE BUDGET ADJUSTMENT [RECOMMEND AUTHORIZE STAFF TO BID SLUDGE DRYING BED COVER PROJECT AND APPROVE BUDGET ADJUSTMENT]

Peter Sevcik, Director of Engineering and Operations, presented the item and answered questions from the Board.

The following member of the public spoke:

Pam Wilson, NCSD resident, asked about bidding the project.

*Upon the motion of Director Armstrong and seconded, the Board unanimously approved a resolution authorizing staff to solicit bids for the Southland Wastewater Treatment Plant sludge Bed Cover project and approve a budget adjustment to shift funding from the storage building to the two sludge bed covers.
Vote 5-0.*

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

2018-1487
A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
NIPOMO COMMUNITY SERVICES DISTRICT AUTHORIZING
AUTHORIZING STAFF TO BID SOUTHLAND WASTEWATER
TREATMENT FACILITY SLUDGE DRYING BED COVER PROJECT
AND APPROVE BUDGET ADJUSTMENT

E-3 AUTHORIZE STAFF TO BID SUPPLEMENTAL WATER PROJECT JOSHUA ROAD PUMP STATION PUMP #4 IMPROVEMENTS[RECOMMEND AUTHORIZE STAFF TO BID]

Peter Sevcik, Director of Engineering and Operations, presented the item and answered questions from the Board

There was no public comment.

*Upon the motion of Director Gaddis, and seconded, the Board unanimously approved authorizing staff to solicit bids for the Supplemental Water Project Joshua Pump Station Pump #4 improvements.
Vote 5-0.*

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

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

- Facilities and Water Resources Committee
- Ad Hoc Committee – Water Shortage Response and Management Review
- Ad Hoc Committee – Blacklake Rate Study

There were no public comments.

H. DIRECTORS' REQUEST TO STAFF AND SUPPLEMENTAL REPORTS

President Eby directed Staff consider the California Uniform Public Construction Cost Accounting Act.

Director Armstrong requested Staff research the new law (AB 998) regarding water cut off procedures.

There were no public comments.

Nipomo Community Services District
REGULAR MEETING
MINUTES

I. CLOSED SESSION

- 1. CONFERENCE WITH DISTRICT LEGAL COUNSEL RE: PENDING LITIGATION PURSUANT TO GC §54956.9
 - a) SMWWCD 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)
 - b) BENING Company, LLC v. Nipomo Community Services District (Court of Appeal, 2nd Dist., Case B286035)
- 2. LIABILITY CLAIMS (Gov. Code 54956.95)
CLAIMANT: JAMES B. PIERCE
AGENCY CLAIMED AGAINST: NIPOMO COMMUNITY SERVICES DISTRICT

J. PUBLIC COMMENT ON CLOSED SESSION ITEMS

There were no public comments

K. ADJOURN TO CLOSED SESSION

President Eby requested a 10 minute break and adjourned to Closed Session at 10:30 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(a) and 1(b). The Board took no reportable action. Item 2, the Board of Directors directed Staff to deny the claim and notify the claimant.

There were no public comments.

ADJOURN

President Eby adjourned the meeting at 11:02 a.m.

MEETING SUMMARY	HOURS & MINUTES
Regular Meeting	1 hour 25 minutes
Closed Session	0 hour 37 minutes
TOTAL HOURS	1 hour 02 minutes

Respectfully submitted,



 Mario Iglesias, General Manager and Secretary to the Board

10-25-18

 Date