

NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community Since 1965

REGULAR MINUTES

JANUARY 9, 2019 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.

A. CALL TO ORDER AND FLAG SALUTE

President Eby called the Regular Meeting of January 9, 2019, to order at 9:00 a.m. and led the flag salute.

B. SWEAR IN AND SEAT NEW DIRECTORS, ROLL CALL, AND PUBLIC COMMENT FOR ITEMS NOT ON AGENDA

The newly elected directors were previously sworn in and seated in December so no action at this meeting was necessary.

Mark Albright, asked when water meters would be available for vacant lots.

C. PRESENTATIONS AND REPORTS

C-1 RECOGNITION OF 2018 BOARD OFFICERS AND SEATING OF 2019 BOARD OFFICERS [NO BOARD ACTION REQUIRED]

Mr. Iglesias thanked President Eby and Vice President Gaddis for their service to the Board in 2018 and announced they would be serving in the same capacity in 2019.

President Eby thanked the Board for their vote of confidence in electing him President for 2019. He stated he would like to see the other Board Members rotate into the President and Vice President positions next year.

C-2 DIRECTORS' ANNOUNCEMENTS OF DISTRICT AND COMMUNITY INTEREST AND REPORTS ON ATTENDANCE AT PUBLIC MEETINGS, TRAINING PROGRAMS, CONFERENCES AND SEMINARS [RECEIVE ANNOUNCEMENTS AND REPORTS FROM DIRECTORS]

Director Gaddis
January 2, attended Board Officer's meeting

Director Eby
January 2, attended Board Officer's meeting

C-3 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 Gaddis and seconded, the Board unanimously approved receiving and filing presentations and reports.
Vote 5-0.*

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

D. CONSENT AGENDA

D-1) WARRANTS [RECOMMEND APPROVAL]

D-2) APPROVE DECEMBER 12, 2018 REGULAR BOARD MEETING MINUTES
[RECOMMEND APPROVE MINUTES]

D-3) ANNUAL REVIEW OF SUPPLEMENTAL WATER ACCOUNTING [RECOMMEND
REVIEW AND FILE]

REPORT [RECOMMEND RECEIVE AND FILE]

D-4) ANNUAL REVIEW OF DISTRICT DEBT MANAGEMENT, CASH RESERVE AND
INVESTMENT POLICY [RECOMMEND REVIEW AND REAFFIRM DEBT MANAGEMENT,
CASH RESERVE AND INVESTMENT POLICY]

D-5) 2018 FALL GROUNDWATER INDEX REVIEW [RECOMMEND RECEIVE AND FILE]

President Eby requested item D-2 be pulled for separate vote. (He is not eligible to vote on this item since he was absent).

Director Gaddis and Blair asked questions of Staff regarding Item D-1 and D-3.

Pam Wilson, NCSD customer, asked how the Fall Groundwater Index compared to the previous year index.

Upon the motion of Director Armstrong and seconded, the Board unanimously approved Consent Agenda Items D-1, D-3, D-4 and D-5.

Vote 5-0.

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

Upon the motion of Director Armstrong and seconded, the Board approved the Consent Agenda Items D-2.

Vote 4-0-1.

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

E. ADMINISTRATIVE ITEMS

E-1) ADOPT ORDINANCE AMENDING NIPOMO COMMUNITY SERVICES DISTRICT CODE
CHAPTER 3.24 REGARDING WATER CONSERVATION REQUIREMENTS
[RECOMMEND READ FULL TITLE, WAIVE FURTHER READING OF THE ORDINANCE,
ADOPT ORDINANCE, AND DIRECT DISTRICT COUNSEL AND STAFF TO PREPARE

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AND PUBLISH SUMMARY OF ORDINANCE PER WATER CODE SECTION 376]

Director Woodson asked if the adoption of this ordinance would impact dealings with the northern cities.

There were no public comments.

Upon the motion of Director Armstrong and seconded, the Board approved an Ordinance of the Board of Directors of the Nipomo Community Services District Amending Nipomo Community Services District Code Chapter 3.24, waived further reading of the ordinance, and directed District Counsel and staff to prepare and publish the ordinance in accordance with Water Code Section 376.

Vote 5-0.

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

ORDINANCE 2019-128

**AN ORDINANCE OF BOARD OF THE DIRECTORS OF
THE NIPOMO COMMUNITY SERVICES DISTRICT
AMENDING NIPOMO COMMUNITY SERVICES DISTRICT
CODE CHAPTER 3.24**

**E-2) RATIFY 2019 BOARD COMMITTEE ASSIGNMENTS [RECOMMEND APPROVE
ASSIGNMENTS]**

Mario Iglesias, General Manager, presented the item. President Eby stated the assignments would not change from previous year unless any Board member objected. President Eby confirmed the Committee assignments

There were no public comments.

Upon the motion of Director Blair and seconded, the Board unanimously approved Committee Assignments for 2019.

Vote 5-0.

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

**E-3) LOCAL AREA FORMATION COMMISSION SPECIAL DISTRICT SEAT NOMINATION AND
BALLOTING [RECOMMEND DESIGNATE VOTING DELEGATE, CONSIDER
NOMINATION, CONSIDER ALTERNATIVE QUORUM PROCEDURE, AND DIRECT TAFF]**

Mario Iglesias, General Manager, presented the item and answered questions from the Board.

There were no public comments

Upon the motion of Director Armstrong and seconded, the Board unanimously approved 1) President Eby as the voting delegate, 2) vote "yes" on Alternative Quorum Procedure, and 3) if no one else is nominated for LAFCO Special District Member, President Eby should be nominated at the January 25 San Luis Obispo Chapter of the California Special District Association meeting.

Vote 5-0.

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

F. GENERAL MANAGERS REPORT

Mario Iglesias, General Manager, presented the item and answered questions from the Board

There were no public comments.

G. COMMITTEE REPORTS

None

H. DIRECTORS' REQUEST TO STAFF AND SUPPLEMENTAL REPORTS

None

I. CLOSED SESSION ANNOUNCEMENTS

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)

J. PUBLIC COMMENT ON CLOSED SESSION ITEMS

There were no public comments.

K. ADJOURN TO CLOSED SESSION

L. OPEN SESSION

ANNOUNCEMENTS OF ACTIONS, IF ANY, TAKEN IN CLOSED SESSION

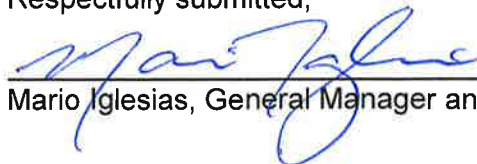
Whitney McDonald, District Legal Counsel, announced that the Board discussed Item 1(a). The Board took no reportable action

ADJOURN

President Eby adjourned the meeting at 10:39 a.m.

MEETING SUMMARY	HOURS & MINUTES
Regular Meeting	0 hours 57 minutes
Closed Session	0 hours 42 minutes
TOTAL HOURS	1 hours 39 minutes

Respectfully submitted,



Mario Iglesias, General Manager and Secretary to the Board

1-23-19

Date