

TO: BOARD OF DIRECTORS
FROM: MARIO IGLESIAS
GENERAL MANAGER
DATE: JULY 5, 2019



PRESENTATIONS AND REPORTS

The following presentations and reports are scheduled:

- C-1) RECEIVE GOVERNMENT FINANCE OFFICERS ASSOCIATION AWARD AND RECOGNIZE DISTRICT AND STAFF
[RECOMMEND RECEIVE AND FILE]
- 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]
- C-3) RECEIVE PUBLIC COMMENT ON PRESENTATIONS AND REPORTS PRESENTED UNDER ITEM C AND BY MOTION RECEIVE AND FILE PRESENTATIONS AND REPORTS

TO: BOARD OF DIRECTORS
FROM: MARIO IGLESIAS
GENERAL MANAGER
DATE: JULY 1, 2019



**RECEIVE GOVERNMENT FINANCE OFFICERS ASSOCIATION AWARD
AND RECOGNIZE DISTRICT AND STAFF**

ITEM

Receive award and recognize District staff.

BACKGROUND

The Government Finance Officers Association (GFOA) notified Nipomo CSD that the District's annual financial report (audit) for 2017-2018 qualified for the Association's Achievement of Excellence in Financial Reporting.

The Association also specifically recognized District Finance Director and 27-year District employee, Ms. Lisa Bognuda, with an Award of Financial Reporting Achievement for her instrumental role in the District achieving a level of accounting excellence.

This is the fourth year the District has received this special award.

STRATEGIC PLAN

Goal 4. FINANCE. Maintain conservative, long-term financial management to minimize rate impacts on customers while meeting program financial needs.

- B.1 Evaluate, plan for and maintain finances that are adequate for all needs, stable, and reliable over the long-term.
- B.6 Maintain sound investment policy and investments.

RECOMMENDATION

Receive award, recognize staff efforts.

ATTACHMENTS

- A. April 26, 2019, Government Finance Officers Association Notification of Award Letter

JULY 10, 2019

ITEM C-1

ATTACHMENT A



Government Finance Officers Association
203 North LaSalle Street, Suite 2700
Chicago, Illinois 60601-1210
312.977.9700 fax: 312.977.4806

RECEIVED
MAY - 3 2019
NIPOMO COMMUNITY
SERVICES DISTRICT

April 26, 2019

Ed Eby
President
Nipomo Community Services District
PO Box 326
Nipomo, CA 93444-0326

Dear Mr. Eby:

We are pleased to notify you that your comprehensive annual financial report (CAFR) for the fiscal year ended 2018 qualifies for GFOA's Certificate of Achievement for Excellence in Financial Reporting. The Certificate of Achievement is the highest form of recognition in governmental accounting and financial reporting, and its attainment represents a significant accomplishment by a government and its management.

When a Certificate of Achievement is awarded to a government, an Award of Financial Reporting Achievement (AFRA) is also presented to the individual(s) or department designated by the government as primarily responsible for its having earned the Certificate. This award has been sent to the submitter as designated on the application.

We hope that you will arrange for a formal presentation of the Certificate and Award of Financial Reporting Achievement, and that appropriate publicity will be given to this notable achievement. A sample news release is enclosed to assist with this effort.

We hope that your example will encourage other government officials in their efforts to achieve and maintain an appropriate standard of excellence in financial reporting.

Sincerely,

Michele Mark Levine
Director, Technical Services Center

TO: BOARD OF DIRECTORS

FROM: MARIO IGLESIAS
GENERAL MANAGER



DATE: JULY 5, 2019

AGENDA ITEM

D

JULY 10, 2019

CONSENT AGENDA

The following items are considered routine and non-controversial by staff and may be approved by one motion if no member of the Board wishes an item removed. If discussion is desired, the item may be removed from the Consent Agenda by a Board member and will be considered separately at the conclusion of the Administrative Items. Individual items on the Consent Agenda are approved by the same vote that approves the Consent Agenda, unless an item is pulled for separate consideration. The recommendations for each item are noted in bracket. Members of the public may comment on the Consent Agenda items.

**Questions or clarification may be made by the Board members
without removal from the Consent Agenda.**

- D-1) WARRANTS [RECOMMEND APPROVAL]
- D-2) APPROVE JUNE 12, 2019, REGULAR BOARD MEETING MINUTES
[RECOMMEND APPROVE MINUTES]
- D-3) ADOPT REVISIONS TO STANDARD SPECIFICATIONS FOR WATER AND SEWER
IMPROVEMENTS [RECOMMEND ADOPT RESOLUTION]
- D-4) ACCEPT OFFER OF WATER IMPROVEMENTS AND EASEMENTS FOR TRACT
2650 [RECOMMEND ADOPT RESOLUTION]
- D-5) AUTHORIZE PURCHASE OF REPLACEMENT TRUCK IN ACCORDANCE WITH
APPROVED FY 19-20 BUDGET [RECOMMEND AUTHORIZE STAFF TO
PURCHASE REPLACEMENT TRUCK FROM PERRY FORD AT A COST OF
\$30,292]
- D-6) DECLARE 2010 FORD PICKUP TRUCK AND JOHN DEERE 110 TRACTOR
SURPLUS AND AUTHORIZE SALE [RECOMMEND DECLARE 2010 FORD PICKUP
AND JOHN DEERE 110 SURPLUS AND AUTHORIZE STAFF TO DISPOSE OF BY
SALE]

TO: BOARD OF DIRECTOR

REVIEWED: MARIO IGLESIAS
GENERAL MANAGER



FROM: LISA BOGNUDA
FINANCE DIRECTOR

DATE: JULY 5, 2019



WARRANTS WILL BE DISTRIBUTED ON TUESDAY, JULY 9, 2019

TO: BOARD OF DIRECTORS
FROM: MARIO IGLESIAS
GENERAL MANAGER
DATE: JULY 5, 2019



**APPROVE JUNE 26, 2019
REGULAR BOARD MEETING MINUTES**

ITEM

Approve action minutes from previous Board meetings. [RECOMMEND APPROVE MINUTES]

BACKGROUND

The draft minutes are a written record of the previous Board Meeting action.

RECOMMENDATION

Approve Minutes

ATTACHMENT

- A. June 26, 2019 draft Regular Board Meeting Minutes

JULY 10, 2019

ITEM D-2

ATTACHMENT A

NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community Since 1965

DRAFT REGULAR MINUTES

JUNE 26, 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 June 26, 2019, 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 Board Members were present.

C. PRESENTATIONS AND REPORTS

C-1) 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 Woodson

- June 14, attended Public Works meeting on State Parks.
- June 24, attended SCAC meeting.

Director Gaddis

- June 17, attended Board Officers' meeting.
- Announced Cambria CSD has a new General Manager.

Director Eby

- June 17, attended Board Officers' meeting.
- June 20, attended meeting with Dr. Newton and Dan Howes regarding agriculture water consumption on the Nipomo Mesa.
- June 24, attended SCAC meeting.
- June 27, will attend NMMA meeting.

C-2) 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 receiving and filing presentations and reports.

Vote 5-0.

SUBJECT TO BOARD APPROVAL

**Nipomo Community Services District
DRAFT REGULAR MEETING
MINUTES**

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

D. CONSENT AGENDA

D-1) WARRANTS [RECOMMEND APPROVAL]

D-2) APPROVE June 12, 2019 REGULAR BOARD MEETING MINUTES
[RECOMMEND APPROVE MINUTES]

There were no public comments.

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

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

E. ADMINISTRATIVE ITEMS

E- 1) ADOPT ORDINANCE AMENDING NIPOMO COMMUNITY SERVICES DISTRICT CODE SECTION 7.08.030 [RECOMMEND ADOPT ORDINANCE BY READING FULL TITLE, WAIVE FURTHER READING OF THE ORDINANCE, AND DIRECT DISTRICT COUNSEL AND STAFF TO PREPARE AND PUBLISH SUMMARY OF ORDINANCE PER GOVERNMENT CODE SECTION 25124]

Whitney McDonald, District Legal Counsel, 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 adopted an Ordinance of the Board of Directors of the Nipomo Community Services District amending Nipomo Community Services District Code Section 7.08.030, waive further reading of the Ordinance and direct District Counsel and Staff to prepare and publish 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 2019-129

**AN ORDINANCE OF BOARD OF THE DIRECTORS OF
THE NIPOMO COMMUNITY SERVICES DISTRICT
AMENDING NIPOMO COMMUNITY SERVICES DISTRICT
CODE SECTION 7.08.030**

E-2) CONSIDER REQUEST FOR WATER, SEWER AND SOLID WASTE SERVICE (INTENT-TO-SERVE LETTER) FOR A MIXED USE (COMMERCIAL AND RESIDENTIAL) DEVELOPMENT LOCATED AT 224 W. DANA STREET, APN 09-135-023 [RECOMMEND

SUBJECT TO BOARD APPROVAL

**Nipomo Community Services District
DRAFT REGULAR MEETING
MINUTES**

CONSIDER INTENT-TO-SERVE LETTER AND APPROVE WITH CONDITIONS]

Peter Sevcik, Director of Engineering and Operations, 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 the Intent-To-Serve Letter with conditions outlined in Staff Report.
Vote 5-0.*

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

E-3) CONSIDER REQUEST FOR WATER AND SOLID WASTE SERVICE (INTENT-TO-SERVE LETTER) FOR CO 15-0065, A 4-UNIT RESIDENTIAL DEVELOPMENT ON 1650 ROCKY PLACE, APNS 091-073-021 AND 091-073-022 [RECOMMEND CONSIDER INTENT-TO-SERVE LETTER AND APPROVE WITH CONDITIONS]

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

Emily Ewer of Oasis Associates, owner representative, stated she was available for questions.

*Upon the motion of Director Armstrong, and seconded, the Board unanimously approved the Intent-To-Serve Letter with conditions outlined in Staff Report.
Vote 5-0.*

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

E-4) CONSIDER REQUEST FOR WATER, SEWER AND SOLID WASTE SERVICE (INTENT-TO-SERVE LETTER) FOR TRACT 3135, A 21 UNIT RESIDENTIAL DEVELOPMENT OF APN 092-573-003 ON THE CORNER OF BLUME STREET AND HILL STREET [RECOMMEND CONSIDER INTENT-TO-SERVE LETTER AND APPROVE WITH CONDITIONS]

Peter Sevcik, Director of Engineering and Operations, 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 the Intent-To-Serve Letter with conditions outlined in Staff Report.
Vote 5-0.*

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

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) SMVWCD V. NCSO (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) KIERAN L. ADAM, ET AL. V. CITY OF SANTA MARIA, ET AL. (SANTA BARBARA COUNTY SUPERIOR COURT, CASE NO. 19CV02091)
 - c) JC & ELSIE TEIXEIRA FAMILY LIMITED PARTNERSHIP, ET AL. V. CITY OF SANTA MARIA, ET AL. (SANTA BARBARA COUNTY SUPERIOR COURT, CASE NO. 19CV02086)
 - d) JC & ELSIE TEIXEIRA FAMILY LIMITED PARTNERSHIP V. CITY OF SANTA MARIA, ET AL. (SAN LUIS OBISPO COUNTY SUPERIOR COURT, CASE NO. 19CV-0230)
 - e) KOCH CALIFORNIA LTD., ET AL. V. CITY OF SANTA MARIA, ET AL. (SAN LUIS OBISPO COUNTY SUPERIOR COURT, CASE NO. 19CV-0227)
2. CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9: Number of potential cases, 1
3. CONFERENCE WITH LEGAL COUNSEL –LIABILITY CLAIM PURSUANT TO GOVERNMENT CODE SECTION 54956.95
CLAIMANTS: Holger Andersen
AGENCY CLAIMED AGAINST: NCSO
4. STEP ONE OF A TWO STEP ANNUAL PERFORMANCE REVIEW PROCESS OF DISTRICT GENERAL MANAGER PURSUANT TO GOVERNMENT CODE SECTION §54957

SUBJECT TO BOARD APPROVAL

Nipomo Community Services District
DRAFT REGULAR MEETING
MINUTES

J. PUBLIC COMMENT ON CLOSED SESSION ITEMS

There were no public comments.

The Board took a 5 minute break.

Whitney McDonald, District Legal Counsel, announced that the Board discussed all Closed Session items and took no reportable action, except as to Items 1(b), 1(c), 1(d), and 1(e), it was reported that the District has been served with the lawsuits and that the Board directed legal counsel to defend the District against the claims.

ADJOURN

President Eby adjourned the meeting at 11:19 a.m.

MEETING SUMMARY	HOURS & MINUTES
Regular Meeting	1 hour 00 minutes
Closed Session	1 hour 19 minutes
TOTAL HOURS	2 hours 19 minutes

Respectfully submitted,

Mario Iglesias, General Manager and Secretary to the Board

Date