

NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community since 1965

REGULAR MINUTES

OCTOBER 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:

Provide our 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 October 9, 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.

President Eby announced that the Board of Directors will take items out of order. The Board of Directors will adjourn into Closed Session after Item E-1.

The following members of the public spoke:

Commander Michael Manuele of the San Luis Obispo County Sheriff's Office provided a summary of Calls for Service and Reports written for the month of September for South County known as Beat 7.

Dylan Jones, representative from One Cool Earth, is seeking financial support for garden-based education at Dorthea Lange Elementary School in Nipomo.

Peter Sevcik, Director of Engineering and Operations, introduced the District's newest employee, Christian White, Wastewater Operator I.

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 Blair

- *September 23-27, attended CSDA annual conference and accepted District Transparency Certificate of Excellence on behalf of the District.*

Director Gaddis

- *September 30, attended Board Officers' meeting.*
- *October 2, IRWM meeting was canceled.*

Director Armstrong

- *October 2, attended WRAC meeting.*

Director Eby

- *September 27, attended Blacklake/NCSD Ad Hoc Comm.*
- *September 30, attended Board Officers' meeting.*

**Nipomo Community Services District
REGULAR MEETING
MINUTES**

- October 1, attended BLMA meeting.
- October 2, attended WRAC 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 Armstrong and seconded, the Board unanimously approved receiving and filing presentations and reports.
Vote 5-0.*

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

D. CONSENT AGENDA

D-1) WARRANTS [RECOMMEND APPROVAL]

D-2) APPROVE SEPTEMBER 25, 2019, REGULAR BOARD MEETING MINUTES [RECOMMEND APPROVE MINUTES]

There were no public comments.

*Upon the motion of Director Woodson and seconded by Director Armstrong, 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) ADOPT RESOLUTIONS TO INITIATE PROCEEDINGS RELATING TO THE PROPOSED BLACKLAKE SEWER ASSESSMENT DISTRICT FORMATION AND TO ALLOW FOR REIMBURSEMENT OF EXPENDITURES MADE PRIOR TO THE ISSUANCE OF TAX-EXEMPT OBLIGATIONS, AND AUTHORIZE EXECUTION OF PROFESSIONAL SERVICES AGREEMENT WITH WILLDAN FINANCIAL SERVICES, INC. [RECOMMEND ADOPT RESOLUTIONS AND AUTHORIZE GENERAL MANAGER TO EXECUTE PROFESSIONAL SERVICES AGREEMENT]

Mario Iglesias, General Manager, presented the item and answered questions from the Board of Directors. Whitney McDonald, District Legal Counsel, suggested a correction to Section 4 of the Resolution, designating Peter Sevcik, Director of Engineering and Operations as the Principal Civil Engineer. She also stated the term of the Professional Services Agreement will be completed upon execution of the agreement.

There were no public comments.

*Upon the motion of Director Blair and seconded, the Board unanimously approved the Professional Services Agreement, as amended to include the term.
Vote 5-0.*

**Nipomo Community Services District
REGULAR MEETING
MINUTES**

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

*Upon the motion of Director Blair and seconded, the Board unanimously approved the Resolution, as amended.
Vote 5-0.*

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

RESOLUTION 2019-1528

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE
NIPOMO COMMUNITY SERVICES DISTRICT INITIATING PROCEEDINGS
AND MAKING CERTAIN DESIGNATIONS IN CONNECTION WITH A PROPOSED
BLACKLAKE ASSESSMENT DISTRICT**

*Upon the motion of Director Woodson and seconded, the Board unanimously approved the Resolution.
Vote 5-0.*

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

RESOLUTION 2019-1529

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE
NIPOMO COMMUNITY SERVICES DISTRICT DECLARING
ITS INTENT TO ISSUE TAX-EXEMPT OBLIGATIONS FOR
CERTAIN PUBLIC IMPROVEMENTS AND TO ALLOW FOR
THE REIMBURSEMENT OF EXPENDITURES MADE
PRIOR TO THE ISSUANCE OF SUCH OBLIGATIONS**

President Eby announced Closed Session Items would be taken out of order.

F. CLOSED SESSION ANNOUNCEMENTS

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

2. PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Title: DISTRICT GENERAL COUNSEL

G. PUBLIC COMMENT ON CLOSED SESSION ITEMS

There were no public comments.

H. ADJOURN TO CLOSED SESSION

The Board adjourned to Closed Session at 9:30 a.m.

The Board reconvened to Open Session at 10:37 a.m.

**I. OPEN SESSION
ANNOUNCEMENT OF ACTIONS, IF ANY, TAKEN IN CLOSED SESSION**

Whitney McDonald, District Legal Counsel, announced that the Board discussed Item 1 and 2 in Closed Session and took no reportable action.

President Eby announced the Board would continue with the remaining Agenda Items.

ADMINISTRATIVE ITEMS (continued)

- E-2) REVIEW SAN LUIS OBISPO COUNTY'S PROPOSED AMENDMENTS TO THEIR ACCESSORY DWELLING UNIT ORDINANCE AND EVALUATE POTENTIAL IMPACTS PROPOSED AMENDMENTS HAVE ON DISTRICT'S WATER ENTERPRISE AND POLICIES [RECOMMEND REVIEW COUNTY ORDINANCE AMENDMENTS, ASSESS POTENTIAL IMPACTS, AND DIRECT STAFF]

Mario Iglesias, General Manager, presented the item and Power Point presentation and answered questions from the Board of Directors. Based on the analysis of potential Accessory Dwelling Units (ADU's) within the District boundary, it was concluded that the impact on water resources can be up to 400 acre feet per year (assuming every eligible parcel within the District boundary adds an ADU).

There were no public comments.

President Eby directed Staff to prepare a summary report based on the data and have it available for future use.

J. GENERAL MANAGER'S REPORT

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

There were no public comments.

K. COMMITTEE REPORTS

President Eby announced Blacklake/NCSD Oversight Ad Hoc Committee met on September 27, 2019, and unanimously agreed to recommend proceeding with the regionalization process.

L. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS

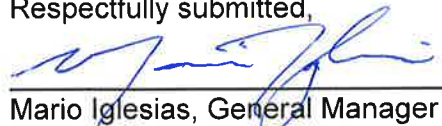
None

ADJOURN MEETING

President Eby adjourned the meeting at 11:36 a.m.

MEETING SUMMARY	HOURS & MINUTES
Regular Meeting	1 hour 29 minutes
Closed Session	1 hour 07 minutes
TOTAL HOURS	2 hour 36 minutes

Respectfully submitted,



Mario Iglesias, General Manager and Secretary to the Board

10-23-2019

Date