

NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community since 1965

REGULAR MEETING OF THE BOARD OF DIRECTORS AGENDA

MAY 13, 2020 AT 9:00 A.M.

JON S. SEITZ BOARD ROOM 148 SOUTH WILSON STREET, NIPOMO, CA

BOARD of DIRECTORS

DAN ALLEN GADDIS, **PRESIDENT**
CRAIG ARMSTRONG, **VICE PRESIDENT**
BOB BLAIR, **DIRECTOR**
ED EBY, **DIRECTOR**
DAN WOODSON, **DIRECTOR**

PRINCIPAL STAFF

MARIO IGLESIAS, **GENERAL MANAGER**
LISA BOGNUDA, **FINANCE DIRECTOR**
PETER SEVCIK, **DIRECTOR OF ENG. & OPS.**
CRAIG STEELE, **GENERAL COUNSEL**

Mission Statement:

Provide our customers with reliable, quality, and cost-effective services now and in the future.

NOTE:

- Pursuant to Governor Newsom's Executive Order N-25-20, members of the Nipomo Community Services District Board or staff may participate in this meeting via teleconference. Members of the public may observe the meeting and public hearing telephonically by calling (800) 567-5900 (code 242-2614#). Pursuant to Governor Newsom's Executive Order N-29-20, members of the public may also comment on items on this agenda via email sent to info@ncsd.ca.gov prior to the 9:00 am meeting start time. There will be limited space outside the Board Room where those interested in attending can properly social distance and hear the proceedings from the District's outdoor audio system. There will be opportunities for public comment before the Board of Directors during the public comment periods throughout the meeting. For those interested in viewing the Board Meeting, the Zoom link can be found on the District's website home page. Select "View Board Meeting" and follow the prompts. The Zoom meeting starts at 9:00 am and also will broadcast the "Blacklake Assessment District 2020-1" ballot tabulation. There is an option to view the meeting without downloading the Zoom software. Viewers will not be able to comment using Zoom. Public participation in the meeting and public hearing will be taken as described above. If any individual with a disability requires assistance to observe or participate in the meeting, please contact the District office by telephone at least 24 hours in advance.
- All comments concerning any item are to be directed to the Board President.
- Consistent with the Americans with Disabilities Act and California Government Code §54954.2 requests for disability related modification or accommodation, including auxiliary aids or services may be made by a person with a disability who requires the modification or accommodation in order to participate at the below referenced public meeting by contacting the District General Manager at 805-929-1133.
- District-prepared staff reports and documents are generally posted on the District's website {[NCS.D.CA.GOV](http://www.ncsd.ca.gov)} on the same date the agenda is posted.
- Any writing or document pertaining to an open session item on this agenda which is distributed to the Board of Directors after the posting of this agenda will be available for public inspection at the time the subject writing or document is distributed. The writing or document will be available for public review at the District Secretary's Office, 148 S. Wilson Street, Nipomo, CA, during normal business hours, and may be posted on the District's web site at <http://www.ncsd.ca.gov>.
- Items may be taken out of order. If necessary, the Board typically breaks for lunch at approximately 12 noon and conducts Closed Session at that time, reconvening to public session at approximately 1:00 p.m.
- Please silence all cell phones during the meeting, as a courtesy to others.

A. CALL TO ORDER AND FLAG SALUTE

NEXT RESOLUTION
NEXT ORDINANCE

2020-1553
2020-132

Nipomo Community Services District
REGULAR MEETING
AGENDA

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

Any member of the public may address the Board relating to any matter within the Board's jurisdiction but not on the Board's agenda. **Public Comment is limited to three (3) minutes or otherwise at the discretion of the President.**

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

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

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

D-1) WARRANTS [RECOMMEND APPROVAL]

D-2) APPROVE APRIL 22, 2020, REGULAR BOARD MEETING MINUTES [RECOMMEND APPROVE MINUTES]

D-3) APPROVAL OF THE ENGINEER'S LEVY REPORT AND DECLARATION OF INTENTION TO LEVY ANNUAL ASSESSMENTS FOR STREET LANDSCAPE MAINTENANCE DISTRICT NO. 1 FOR FISCAL YEAR 2020-2021 [RECOMMEND ADOPT RESOLUTION]

E. ADMINISTRATIVE ITEMS

E-1) PUBLIC HEARING REGARDING PROPOSED FORMATION OF THE NIPOMO COMMUNITY SERVICES DISTRICT ASSESSMENT DISTRICT NO. 2020-1 (BLACKLAKE SEWER CONSOLIDATION).

RECOMMEND: CONDUCT PUBLIC HEARING

- RECEIVE PRESENTATIONS
- OPEN PUBLIC HEARING
 - a. RECEIVE PUBLIC COMMENT
 - b. RECEIVE BALLOTS NOT PREVIOUSLY DELIVERED
 - c. PROVIDE PROPERTY OWNERS OPPORTUNITY TO AMEND THEIR ASSESSMENT BALLOT
- CLOSE PUBLIC HEARING AND ORDER TABULATION OF BALLOTS
- RECESS PUBLIC HEARING FOR TABULATION UNTIL 1:00 PM

1:00 PM - RECONVENE PUBLIC HEARING

- ANNOUNCE RESULTS OF ASSESSMENT DISTRICT PROTEST VOTE
- ADOPT RESOLUTION DECLARING RESULTS OF BALLOT PROCEEDINGS

**Nipomo Community Services District
REGULAR MEETING
AGENDA**

- IF A MAJORITY PROTEST DOES NOT EXIST, ADOPT RESOLUTION OF FORMATION AND CONFIRMING ASSESSMENT
- IF A MAJORITY PROTEST EXISTS, NO FURTHER ACTION

F. GENERAL MANAGER'S REPORT

G. COMMITTEE REPORTS

H. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS

I. CLOSED SESSION ANNOUNCEMENTS

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

- a. SMVWCD V. NCSD (SANTA CLARA COUNTY CASE NO. CV 770214, SIXTH APPELLATE COURT CASE NO. H032750, AND ALL CONSOLIDATED CASES

J. PUBLIC COMMENT ON CLOSED SESSION ITEMS

K. ADJOURN TO CLOSED SESSION

L. OPEN SESSION

ANNOUNCEMENT OF REPORTABLE ACTIONS, IF ANY, TAKEN IN CLOSED SESSION

ADJOURN MEETING

Next Regular Board Meeting is Wednesday, May 27, 2020, 9AM