

NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community since 1965

REGULAR MINUTES

JULY 22, 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.

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 in person, or via teleconference. To protect the health and safety of the public, Board members, and staff, social distancing will be practiced at the District's physical location, 148 S. Wilson Street. Members of the public may choose to participate in person at this location or monitor the audio portion of the meeting and any public hearings 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 or items not on the agenda but within the jurisdiction of the Board – via email sent to info@ncsd.ca.gov prior to the 9:00 am meeting start time. All emails received by that time will be distributed to the Board. Public participation in the meeting and public hearings will be taken only 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.

A. CALL TO ORDER AND FLAG SALUTE

President Gaddis called the Regular Meeting of July 22, 2020, 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, Director Woodson, Eby, Armstrong and Gaddis were present. Director Blair was absent.

There were no public comments.

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 Gaddis

- *July 13, attended Board Officers' meeting.*
- *July 13, attended IRWM meeting remotely.*

Director Eby

- *July 6, attended LAFCO meeting remotely.*

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- 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 4-0.*

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

The Board heard Item E-2 next

- E-2 PROPOSED AUTHORIZATION OF THE ISSUANCE OF NIPOMO COMMUNITY SERVICE DISTRICT ASSESSMENT DISTRICT NO. 2020-1 (BLACKLAKE SEWER CONSOLIDATION) LIMITED OBLIGATION IMPROVEMENT BONDS, SERIES 2020 [RECOMMEND ADOPT RESOLUTIONS AUTHORIZING THE BOND ISSUE].

Mario Iglesias, General Manager, presented the item and answered questions from the Board. Maryann Goodkind, Bond Counsel, Curt de Crinis, Financial Advisor, and Katie Koster, Bond Underwriter, answered questions from the Board telephonically.

There were no public comments.

*Upon the motion of Director Armstrong and seconded, the Board unanimously approved the Resolution, as amended, determining unpaid assessments.
Vote 4-0.*

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

RESOLUTION NO. 2020-1568

RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT DETERMINING UNPAID ASSESSMENTS FOR NIPOMO COMMUNITY SERVICES DISTRICT ASSESSMENT DISTRICT NO. 2020-1 (BLACKLAKE SEWER CONSOLIDATION)

*Upon the motion of Director Armstrong and seconded, the Board unanimously approved the Resolution, as amended, authorizing the issuance of bonds and approving certain documents.
Vote 4-0.*

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

RESOLUTION NO. 2020-1569

RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF BONDS PURSUANT TO THE PROVISIONS OF THE IMPROVEMENT BOND ACT OF 1915 FOR NIPOMO COMMUNITY SERVICES DISTRICT ASSESSMENT DISTRICT NO. 2020-1 (BLACKLAKE SEWER CONSOLIDATION) AND APPROVING CERTAIN DOCUMENTS AND AUTHORIZING CERTAIN ACTIONS IN CONNECTION THEREWITH

D. CONSENT AGENDA

- D-1) WARRANTS [RECOMMEND APPROVAL]
- D-2) APPROVE JUNE 24, 2020, REGULAR BOARD MEETING MINUTES [RECOMMEND APPROVE MINUTES]
- D-3) AUTHORIZE PURCHASE OF PICKUP TRUCKS IN ACCORDANCE WITH APPROVED FY 20-21 BUDGET [RECOMMEND AUTHORIZE STAFF TO PURCHASE PICKUP TRUCKS FROM PERRY FORD AT A COST OF \$59,100]
- D-4) APPROVE TASK ORDER WITH MNS ENGINEERS INC. FOR CONSTRUCTION MANAGEMENT SERVICES FOR SUPPLEMENTAL WATER PROJECT JOSHUA ROAD PUMP STATION IMPROVEMENTS [RECOMMEND BY MOTION AND ROLL CALL APPROVE TASK ORDER WITH MNS ENGINEERS, INC. IN THE AMOUNT OF \$110,936 AND AUTHORIZE STAFF TO EXECUTE TASK ORDER]
- D-5) AUTHORIZE TASK ORDER FOR MODIFICATION OF SUPPLEMENTAL WATER PROJECT JOSHUA ROAD PUMP STATION SUPERVISORY CONTROL AND DATA ACQUISITION SYSTEM [RECOMMEND BY MOTION AND ROLL CALL VOTE ADOPT RESOLUTION AUTHORIZING STAFF TO EXECUTE TASK ORDER IN THE AMOUNT OF \$31,995 WITH TESCO CONTROLS, INC.]
- D-6) CONSIDER AUTHORIZING TASK ORDER FOR SOUTHLAND WASTEWATER TREATMENT FACILITY BLOWER #3 ENGINEERING SERVICES [RECOMMEND BY MOTION AND ROLL CALL VOTE, AUTHORIZE TASK ORDER WITH MKN & ASSOCIATES IN THE AMOUNT OF \$31,080]
- D-7) CONSIDER AUTHORIZING TASK ORDER FOR BLACKLAKE SEWER SYSTEM CONSOLIDATION PROJECT SOUTHLAND WASTEWATER TREATMENT FACILITY CAPACITY EVALUATION ENGINEERING SERVICES [RECOMMEND BY MOTION AND ROLL CALL VOTE AUTHORIZE TASK ORDER WITH MKN & ASSOCIATES IN THE AMOUNT OF \$44,828]
- D-8) REVIEW INVESTMENT POLICY – SECOND QUARTER REPORT [RECOMMEND ACCEPT AND FILE REPORT]
- D-9) AUTHORIZE STAFF TO BID NIPOMO PALM LIFT STATION REPLACEMENT PROJECT [RECOMMEND AUTHORIZE STAFF TO BID NIPOMO PALM LIFT STATION REPLACEMENT PROJECT]

There were no public comments.

Upon the motion of Director Armstrong and seconded, the Board unanimously approved the Consent Agenda.

Vote 4-0.

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

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RESOLUTION NO. 2020-1570

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT AWARDING THE BID FOR THE CONSTRUCTION OF SUPPLEMENTAL WATER PROJECT JOSHUA ROAD PUMP STATION IMPROVMENTS TO UNIFIED FIELD SERVICES CORPORATION IN THE AMOUNT OF \$385,149 AND AUTHORIZING CONSTRUCTION CONTINGENCY OF \$40,000

RESOLUTION NO. 2020-1571

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT AUTHORIZING A TASK ORDER FOR MODIFICATION OF SUPPLEMENTAL WATER PROJECT JOSHUA ROAD PUMP STATION SUPERVISORY CONTROL AND DATA ACQUISITION SYSTEM WITH TESCO CONTROLS INC.

E. ADMINISTRATIVE ITEMS

- E-1) *RECEIVE PRESENTATION FROM RATE CONSULTANT REGARDING PROPOSE WATER RATE ADJUSTMENT [RECOMMEND REVIEW AND DISCUSS RATE PRESENTATION AND DIRECT STAFF*

Clayton Tuckfield, Rate Consultant, presented the Power Point presentation and answered questions from the Board.

There were no public comments.

The Board of Directors directed staff to prepare the draft rate report and include the uniform rate and the three-tier rate structure for consideration.

F. GENERAL MANAGER'S REPORT

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

The Board of Directors directed the General Manager to provide the production numbers as an attachment to the General Manager's report.

There were no public comments.

G. COMMITTEE REPORTS

None

H. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS

Director Eby requested a copy of the Dana Reserve Annexation Application. Director Eby asked if staff was monitoring the bond market for potential refinancing savings.

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 ALL CONSOLIDATED CASES
- 2. ANNUAL PERFORMANCE REVIEW PROCESS OF DISTRICT GENERAL MANAGER PURSUANT TO GOVERNMENT CODE SECTION §54957

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J. PUBLIC COMMENT ON CLOSED SESSION ITEMS

There were no public comments.

K. ADJOURN TO CLOSED SESSION

L. OPEN SESSION

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

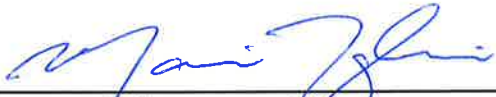
Craig Steele, District Legal Counsel, announced the Board discussed Item 2 in Closed Session and took no reportable action. Item 1 was not discussed.

ADJOURN MEETING

President Gaddis adjourned the meeting at 11:05 p.m.

MEETING SUMMARY	HOURS & MINUTES
Regular Meeting	1 hour 23 minutes
Closed Session	0 hour 42 minutes
TOTAL HOURS	1 hour 05 minutes

Respectfully submitted,



Mario Iglesias, General Manager and Secretary to the Board

8-12-2020

Date