

NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community since 1965

REGULAR MINUTES

AUGUST 12, 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 August 12, 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, all Board Members were present.

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 Eby

- *August 11, attended NMMA meeting remotely.*

Director Gaddis

- *August 3, attended Board Officers' meeting.*

Nipomo Community Services District
REGULAR MEETING
MINUTES

- 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, Eby, Woodson, and Gaddis	None	None

D. CONSENT AGENDA

- D-1) WARRANTS [RECOMMEND APPROVAL]
- D-2) APPROVE JULY 22, 2020, REGULAR BOARD MEETING MINUTES [RECOMMEND APPROVE MINUTES]
- D-3) BIENNIAL REVIEW OF LOCAL CONFLICT OF INTEREST CODE [RECOMMEND CONDUCT REVIEW AND DETERMINE NO UPDATE IS REQUIRED]
- D-4) CONSIDER REQUEST FOR WATER AND SOLID WASTE SERVICE (INTENT-TO-SERVE LETTER) FOR PARCEL MAP CO 19-0082, A 4 PARCEL RESIDENTIAL SUBDIVISION LOCATED AT 1441 EWING AVENUE [RECOMMEND CONSIDER INTENT-TO-SERVE LETTER AND APPROVE WITH CONDITIONS]
- D-5) CONSIDER REQUEST FOR WATER, SEWER AND SOLID WASTE SERVICE (INTENT-TO-SERVE LETTER) FOR 6 PARCEL RESIDENTIAL TRACT MAP LOCATED ON TEFFT STREET, APN 092-577-006 [RECOMMEND CONSIDER INTENT-TO-SERVE LETTER AND APPROVE WITH CONDITIONS]
- D-6) CONSIDER REQUEST FOR WATER, SEWER AND SOLID WASTE SERVICE (INTENT-TO-SERVE LETTER) FOR APN 090-384-015, A RESIDENTIAL DEVELOPMENT LOCATED ON BRANCH STREET [RECOMMEND CONSIDER INTENT-TO-SERVE LETTER AND APPROVE WITH CONDITIONS]
- D-7) AUTHORIZE STAFF TO BID SOUTHLAND WASTEWATER TREATMENT FACILITY SCREW PRESS PROJECT [RECOMMEND AUTHORIZE STAFF TO BID PROJECT]

There were no public comments.

*Upon the motion of Director Armstrong and seconded, the Board unanimously approved the Consent Agenda Items with the exception of Item D-4 where Director Blair abstained.
Vote 5-0.*

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

ITEM D-4
Vote 4-0-1.

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

E. ADMINISTRATIVE ITEMS

- E-1) AUTHORIZE STAFF TO NEGOTIATE CONTRACT FOR ENGINEERING SERVICES FOR BLACKLAKE SEWER CONSOLIDATION PROJECT WITH CANNON CORPORATION [RECOMMEND APPROVAL]

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 agreed to direct Staff to negotiate a contract for engineering services for Blacklake Sewer Consolidation Project with Cannon Corporation.

Vote 5-0.

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

- E-2) COMPLETE ANNUAL SALARY REVIEW AND COMPENSATION ADJUSTMENT FOR GENERAL MANAGER [RECOMMEND CONSIDER ANNUAL SALARY REVIEW AND APPROVE 3% COMPENSATION ADJUSTMENT FOR GENERAL MANAGER]

Craig Steele, District Legal Counsel, presented the item and stated there are no proposed changes to other benefits or compensation and the 3% compensation adjustment includes the Cost of Living Adjustment (COLA).

There were no public comments.

Upon the motion of Director Armstrong and seconded, the Board unanimously agreed to approve the 3% compensation adjustment for the General Manager effective July 1, 2020.

Vote 5-0.

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

F. GENERAL MANAGER'S 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' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS

Nipomo Community Services District
REGULAR MEETING
MINUTES

Director Woodson asked if the District was testing for PFAS in the wastewater. At this time, the there are no requirements or regulations for testing PFAS.

Pam Wilson, NCSD customer, asked about PFAS. (Perfluoroalkl substances)

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

There were no public comments.

K. ADJOURN TO CLOSED SESSION

L. OPEN SESSION

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

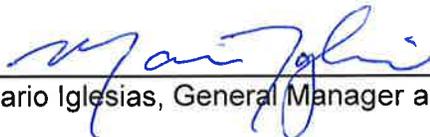
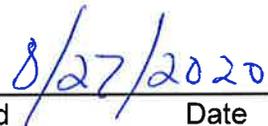
Craig Steele, District Legal Counsel, announced the Board discussed Item 1 in Closed Session and took no reportable action.

ADJOURN MEETING

President Gaddis adjourned the meeting at 10:36 p.m.

MEETING SUMMARY	HOURS & MINUTES
Regular Meeting	0 hour 30 minutes
Closed Session	1 hour 06 minutes
TOTAL HOURS	1 hour 36 minutes

Respectfully submitted,

Mario Iglesias, General Manager and Secretary to the Board Date