

# NIPOMO COMMUNITY SERVICES DISTRICT

*Serving the Community since 1965*

## REGULAR MINUTES

SEPTEMBER 23, 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](mailto: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

*Vice President Armstrong called the Regular Meeting of September 23, 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, Blair and Armstrong were present. President Gaddis 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 Eby*

- *September 17, attended LAFCO meeting remotely.*

- 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 Eby and seconded, the Board unanimously approved receiving and filing presentations and reports.  
 Vote 4-0.*

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

D. CONSENT AGENDA

- D-1) WARRANTS [RECOMMEND APPROVAL]
- D-2) APPROVE SEPTEMBER 9, 2020, REGULAR BOARD MEETING MINUTES [RECOMMEND APPROVE MINUTES]

*There were no public comments.*

*Upon the motion of Director Blair and seconded, the Board unanimously approved the Consent Agenda.  
 Vote 4-0.*

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

E. ADMINISTRATIVE ITEMS

- E-1) REVIEW COMPREHENSIVE ANNUAL FINANCIAL REPORT (AUDIT REPORT) FOR FISCAL YEAR 2019-2020 [RECOMMEND RECEIVE AND FILE 2019-2020 AUDIT REPORT]

*Terry Shea, CPA, of Rogers, Anderson, Malody & Scott LLP, presented the Comprehensive Annual Financial Report and answered questions from the Board.*

*Phil Henry, NCSD resident, asked about accounting for the Blacklake Assessment District project.*

*Upon the motion of Director Blair and seconded, the Board unanimously approved the motion to receive and file the Fiscal Year 2019-2020 audit report.  
 Vote 4-0.*

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

- E-2) INTRODUCE ORDINANCE AMENDING CHAPTER 4.12 OF THE NIPOMO COMMUNITY SERVICES DISTRICT CODE TO ADD PROVISIONS RELATING TO SEWER SERVICES FEES FOR ACCESSORY DWELLING UNITS [RECOMMEND REVIEW AND DISCUSS REVISIONS, INTRODUCE ORDINANCE, READ BY TITLE ONLY AND WAIVE FURTHER READING OF ORDINANCE]

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

There were no public comments.

*Upon the motion of Director Eby and seconded, the Board unanimously moved to introduce and read by title only Ordinance 2020-132 and waive further reading of the ordinance.*

*Craig Steele, District Legal Counsel, read the Ordinance in title only, ORDINANCE 2020-132, AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT AMENDING NIPOMO COMMUNITY SERVICES DISTRICT CODE SECTION 4.12 ADDING PROVISIONS RELATED TO SEWER SERVICE FEES FOR ACCESSORY DWELLING UNITS.*

Vote 4-0.

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

**ORDINANCE 2020-132**

**AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT AMENDING NIPOMO COMMUNITY SERVICES DISTRICT CODE SECTION 4.12 ADDING PROVISIONS RELATED TO SEWER SERVICE FEES FOR ACCESSORY DWELLING UNITS.**

- E-3) REVIEW AND CONSIDER ADVANCING SOLID WASTE PROGRAMS FOR FISCAL YEAR 2021 THAT BENEFIT THE COMMUNITY [RECOMMEND REVIEW AND CONSIDER SOLID WASTE PROGRAMS AND DIRECT STAFF]

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

There were no public comments.

The Board directed Staff to do the following:

- Work with garbage company to provide a one billing cycle (two months) rate holiday
- Work with garbage company on Clean up week program
- Check with SLO County of abandoned car removal
- Provide Board with written proposal for clean streets program

**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*

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H. DIRECTORS' REQUESTS 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. NCSD (SANTA CLARA COUNTY CASE NO. CV 770214,  
SIXTH APPELLATE COURT CASE NO. H032750, AND ALL  
CONSOLIDATED CASES

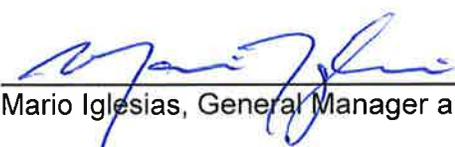
*District Legal Counsel, Craig Steele, stated there was no need for Closed Session.*

ADJOURN MEETING

*Vice President Armstrong adjourned the meeting at 9:52 a.m.*

MEETING SUMMARY	HOURS & MINUTES
Regular Meeting	0 hour 52 minutes
Closed Session	0 hour 00 minutes
TOTAL HOURS	0 hour 52 minutes

Respectfully submitted,

  
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 Mario Iglesias, General Manager and Secretary to the Board      10/14/2020      Date