

NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community since 1965

REGULAR MINUTES

FEBRUARY 10, 2021 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**
DAN WOODSON, **DIRECTOR**
RICHARD MALVAROSE, **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 Eby called the Regular Meeting of February 10, 2021, 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 Directors were present.

C. PRESENTATIONS AND REPORTS

PRESENTATION: A Resolution of the Nipomo Community Services District Expressing Appreciation and Gratitude Posthumously to Doug Jones for his service to Nipomo Community Services District and was presented to the Jones family.

Director Blair presented the Resolution to Gerri Jones, widow of Doug Jones's. Lisa Bognuda, Mike Winn, Mario Iglesias, Ed Eby, and Bob Blair all expressed appreciation for Mr. Jones's service to The District.

Director Eby called for a short recess.

- 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

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Director Gaddis

- *February 1, attended Board Officers' meeting.*

Director Eby

- *February 1, attended Board Officers' meeting.*
- *February 3, attended WRAC meeting remotely.*
- *February 5, attended BLMA 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 Malvarose and seconded, the Board unanimously approved receiving and filing presentations and reports.
Vote 5-0.*

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

D. CONSENT AGENDA

- D-1) WARRANTS [RECOMMEND APPROVAL]
- D-2) APPROVE JANUARY 27, 2021, REGULAR BOARD MEETING MINUTES [RECOMMEND APPROVE MINUTES]
- D-3) REVIEW BOARD BY-LAWS AND POLICIES AND PROPOSE EDITS FOR CONSIDERATION [RECOMMEND REVIEW OF BY-LAWS AND DIRECT STAFF TO RETURN WITH REVISIONS, IF ANY, FOR FUTURE BOARD APPROVAL OR RECEIVE AND FILE IF NO REVISIONS].
- D-4) ACCEPT SECOND QUARTER FISCAL YEAR 2020-2021 QUARTERLY FINANCIAL REPORT [RECOMMEND RECEIVE AND FILE REPORT]

District staff, answered questions from the Board regarding the warrants.

There were no public comments.

*Upon the motion of Director Malvarose and seconded, the Board unanimously approved the Consent Agenda.
Vote 5-0.*

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

E. ADMINISTRATIVE ITEMS

- E-1) DISCUSS AND CONSIDER PROPOSED SHIFT FROM SOUTH COUNTY SANITARY SERVICE FIXED DATE CLEAN-UP WEEK TO A FLEXIBLE CUSTOMER VOUCHER PROGRAM [RECOMMEND DISCUSS AND DIRECT STAFF]

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

Jeff Clarin, District Manager for South County Sanitary Services, answered questions from the Board.

The Board directed staff to proceed with the voucher program.

There were no public comments.

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

Director Blair asked about the water truck.

Mario Iglesias, General Manager, said the vehicle has been delivered to the District and will be at the next Board meeting.

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
2. ANNUAL PERFORMANCE REVIEW PROCESS OF DISTRICT LEGAL COUNSEL PURSUANT TO GOVERNMENT CODE SECTION §54957

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

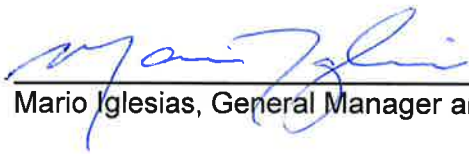
Nipomo Community Services District
REGULAR MEETING
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ADJOURN MEETING

President Eby adjourned the meeting at 10:23 a.m.

MEETING SUMMARY	HOURS & MINUTES
Regular Meeting	0 hour 50 minutes
Closed Session	0 hour 33 minutes
TOTAL HOURS	1 hour 23 minutes

Respectfully submitted,



Mario Iglesias, General Manager and Secretary to the Board

2/25/2021

Date