

NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community since 1965

REGULAR MINUTES

AUGUST 11, 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.

A. CALL TO ORDER AND FLAG SALUTE

President Eby called the Regular Meeting of August 11, 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

- 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

- *August 2, attended Board Officers' meeting.*
- *August 4, attended IRWM meeting.*

Director Eby

- *August 2, attended Board Officers' meeting.*
- *August 3, attended BLMA meeting.*

- 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

- D-1) WARRANTS [RECOMMEND APPROVAL]
- D-2) APPROVE JULY 28, 2021, REGULAR BOARD MEETING MINUTES [RECOMMEND APPROVE MINUTES]
- D-3) AUTHORIZE PURCHASE OF TRUCKS IN ACCORDANCE WITH APPROVED FY 21-22 BUDGET [RECOMMEND AUTHORIZE STAFF TO PURCHASE TRUCKS FROM PERRY FORD AT A COST OF \$73,849]

**Nipomo Community Services District
REGULAR MEETING
MINUTES**

There were no public comments.

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

Vote 4-1-0 on D-1.

Vote 5-0-0 on D-2 and D-3.

	YES VOTES	ABSTAIN	ABSENT
D-1	Directors Woodson, Gaddis, Blair, Eby	Malvarose	None
D-2, D-3	Directors Woodson, Gaddis, Malvarose, Blair, Eby	None	None

E. ADMINISTRATIVE ITEMS

- E-1) CONSIDER ANNUAL ADJUSTMENT TO GENERAL MANAGER'S BASE SALARY PURSUANT TO HIS EMPLOYMENT AGREEMENT [RECOMMEND APPROVAL OF ADJUSTMENT]

Craig Steele, District Legal Counsel, presented the item and stated there are no proposed changes to other benefits or compensation and the 5% compensation adjustment includes the Cost of Living Adjustment (COLA).

There were no public comments.

Upon the motion of Director Blair and seconded, the Board unanimously agreed to approve the 5% compensation adjustment for the General Manager effective July 1, 2021.

Vote 5-0.

YES VOTES	ABSTAIN	ABSENT
Directors Blair, Woodson, Malvarose, Gaddis, and Eby	None	None

- E-2) AUTHORIZE CONTRACT FOR CEQA COMPLIANCE SERVICES FOR FOOTHILL TANK PROJECT WITH SWCA ENVIRONMENTAL CONSULTANTS [RECOMMEND ADOPT RESOLUTION AUTHORIZING STAFF TO EXECUTE A CONTRACT IN THE AMOUNT OF \$20,154 WITH SWCA ENVIRONMENTAL CONSULTANTS FOR CEQA COMPLIANCE SERVICES FOR THE FOOTHILL TANK PROJECT, AUTHORIZING THE GENERAL MANAGER TO ISSUE CHANGE ORDERS WITH A TOTAL AGGREGATE AMOUNT NOT TO EXCEED \$4000, AND APPROVING FY 2021-2022 BUDGET ADJUSTMENT IN THE AMOUNT OF \$24,154]

**Nipomo Community Services District
REGULAR MEETING
MINUTES**

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 Malvarose and seconded, the Board unanimously approved the contract and adopted the resolution.

Vote 5-0.

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

RESOLUTION NO. 2021-1604
A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT AWARDING A CONTRACT FOR CEQA SERVICES FOR THE FOOTHILL TANK PROJECT TO SWCA ENVIRONMENTAL CONSULTANTS IN THE AMOUNT OF \$24,154 AUTHORIZING CONTINGENCY OF \$4,000, AND AMENDING FY 2021/2022 BUDGET

F. GENERAL MANAGER'S REPORT

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

Mario Iglesias, General Manager, shared with the Board that he attended the San Luis Obispo County Board of Supervisors Board meeting remotely and in person on August 10, 2021 and provided an update on actions of the Board regarding its position on the IWMA.

There were no public comments.

G. COMMITTEE REPORTS

None.

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

Craig Steele, District Legal Counsel, announced the Board discussed Item 1 and 2 in Closed Session and took no reportable action.

