

# NIPOMO COMMUNITY SERVICES DISTRICT

*Serving the Community since 1965*

## REGULAR MINUTES

**SEPTEMBER 14, 2022 AT 9:00 A.M.**

JON S. SEITZ BOARD ROOM 148 SOUTH WILSON STREET, NIPOMO, CA

### BOARD of DIRECTORS

ED EBY, **PRESIDENT**  
RICHARD MALVAROSE, **VICE PRESIDENT**  
DAN ALLEN GADDIS, **DIRECTOR**  
DAN WOODSON, **DIRECTOR**  
CRAIG ARMSTRONG, **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 September 14, 2022, 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.*

*Mario Iglesias, General Manager, introduced Grace Johnson the District's new Customer Service Clerk II to the Board.*

*There were no public comments.*

#### C. PRESENTATIONS AND REPORTS

- C-1) AUTOMATED METERING INFRASTRUCTURE ("AMI"), NCSD PROGRAM UPDATE [RECOMMEND RECEIVE AND FILE]

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

- C-2) RWG PRESENTATION: DISTURBING PUBLIC MEETINGS, VIOLATING PUBLICS RIGHT TO ASSEMBLE [RECOMMEND RECEIVE AND FILE]

*Craig Steele, District Legal Counsel, presented the item and answered questions from the Board.*

- C-3) 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 2, attended Board Officers' meeting.*
- *September 7, attended WRAC meeting.*

**Nipomo Community Services District  
REGULAR MEETING  
MINUTES**

- C-4) 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 approved receiving and filing presentations and reports.  
Vote 5-0.*

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

**D. CONSENT AGENDA**

- D-1) WARRANTS [RECOMMEND APPROVAL]
- D-2) APPROVE AUGUST 24, 2022, REGULAR BOARD MEETING MINUTES [RECOMMEND APPROVE MINUTES]
- D-3) ACCEPT DEED RESTRICTION FOR APN 092-576-012, 149 SOUTH FRONTAGE ROAD, NIPOMO [RECOMMEND ADOPT RESOLUTION ACCEPTING OFFER OF DEED RESTRICTION]

*There were no public comments.*

*Upon the motion of Director Armstrong and seconded, the Board approved the Consent Agenda. Director Malvarose abstained from item D-1 due to a conflict of interest relating to his employer.  
D-1 Vote 4-0-1.  
D-2 to D-3 Vote 5-0.*

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

**E. ADMINISTRATIVE ITEMS**

*No Administrative items.*

**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.*

Nipomo Community Services District  
REGULAR MEETING  
MINUTES

H. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS

*Director Woodson requested that staff research changes water rights from the State Water Resource Board.*

I. CLOSED SESSION ANNOUNCEMENTS

*Craig Steele, District Legal Counsel, announced that item 1 would be discussed in closed session.*

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

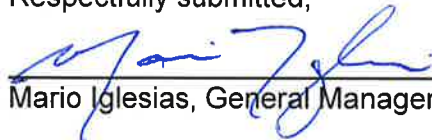
*Craig Steele, District Legal Counsel, announced that there was no reportable action.*

ADJOURN MEETING

*President Eby adjourned the meeting at 11:20 a.m.*

MEETING SUMMARY	HOURS & MINUTES
Regular Meeting	1 hour 12 minutes
Closed Session	1 hour 08 minutes
TOTAL HOURS	2 hour 20 minutes

Respectfully submitted,



Mario Iglesias, General Manager and Secretary to the Board



Date