

NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community since 1965

REGULAR MINUTES

JULY 26, 2023 AT 9:00 A.M.

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

BOARD of DIRECTORS

RICHARD MALVAROSE, PRESIDENT
DAN ALLEN GADDIS, VICE PRESIDENT
ED EBY, DIRECTOR
DAN WOODSON, DIRECTOR
GARY HANSEN, DIRECTOR

PRINCIPAL STAFF

MARIO IGLESIAS, INTERIM GENERAL MANAGER
LISA BOGNUDA, ASST GENERAL MANAGER
JANA ETTEDDUE, 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 Malvarose called the Regular Meeting of July 26, 2023, 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.

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 Gaddis

- *July 18, attended Board Officers' Meeting*

Director Eby

- *July 20, attended NMMA Technical Group meeting remotely*
- *July 20, LAFCO meeting was cancelled*

Director Malvarose

- *July 18, attended Board Officers' Meeting*

- C-2) RECEIVE PUBLIC COMMENT ON PRESENTATIONS AND REPORTS PRESENTED UNDER ITEM C AND BY MOTION RECEIVE AND FILE PRESENTATIONS AND REPORTS

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There were no public comments.

Upon the motion of Director Eby and seconded, the Board approved receiving and filing presentations and reports.

Vote 5-0.

YES VOTES	NO VOTES	ABSTAIN
Directors Eby, Woodson, Hansen, Gaddis, and Malvarose	None	None

D. CONSENT AGENDA

- D-1) WARRANTS [RECOMMEND APPROVAL]
- D-2) APPROVE JULY 12, 2023, REGULAR BOARD MEETING MINUTES [RECOMMEND APPROVE MINUTES]
- D-3) AWARD CONSTRUCTION CONTRACT FOR SOUTHLAND WASTEWATER TREATMENT FACILITY INFLUENT LIFT STATION REHABILITATION PROJECT TO HPS MECHANICAL, INC. [RECOMMEND ADOPT RESOLUTION AWARDED CONTRACT TO HPS MECHANICAL, INC. IN THE AMOUNT OF \$598,563, AUTHORIZING STAFF TO EXECUTE CONTRACT, AUTHORIZING CHANGE ORDER CONSTRUCTION CONTINGENCY IN THE AMOUNT OF \$60,000, AND APPROVING BUDGET ADJUSTMENT IN THE AMOUNT OF \$515,373]
- D-4) APPROVE TASK ORDER WITH CANNON FOR CONSTRUCTION MANAGEMENT SERVICES FOR SOUTHLAND WASTEWATER TREATMENT FACILITY INFLUENT LIFT STATION REHABILITATION PROJECT [RECOMMEND BY MOTION AND ROLL CALL APPROVE TASK ORDER WITH CANNON IN THE AMOUNT OF \$77,563 AND AUTHORIZE STAFF TO EXECUTE TASK ORDER]
- D-5) APPROVE TASK ORDER WITH MKN & ASSOCIATES FOR ENGINEERING SERVICES DURING CONSTRUCTION FOR SOUTHLAND WASTEWATER TREATMENT FACILITY INFLUENT LIFT STATION REHABILITATION PROJECT [RECOMMEND BY MOTION AND ROLL CALL APPROVE TASK ORDER WITH MKN IN THE AMOUNT OF \$29,247 AND AUTHORIZE STAFF TO EXECUTE TASK ORDER]
- D-6) AUTHORIZE PURCHASE OF VEHICLE AND AMEND FY 23-24 BUDGET [RECOMMEND ADOPT RESOLUTION AUTHORIZING STAFF TO PURCHASE VEHICLE FROM PERRY FORD AT A COST OF \$33,201 AND AMEND FY 23-34 BUDGET]

Staff answered questions regarding items D-1, D-3, D-4, D-5 and D-6.

Pam Wilson, NCSD Resident, asked about the replacement vehicle.

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Upon the motion of Director Eby and seconded, the Board approved the Consent Agenda.
Vote 5-0.D-1,D-3-D-6.
Vote 4-0-1. D-2

	YES VOTES	ABSENT	ABSTAIN
D-1, D-3, D-4, D-5, D-6	Directors Eby, Hansen, Woodson, Gaddis, and Malvarose	None	None
D-2	Directors Eby, Hansen, Woodson, and Gaddis	None	Malvarose

RESOLUTION NO. 2023-1677
A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT AWARDING THE BID FOR THE SOUTHLAND WASTEWATER TREATMENT FACILITY INFLUENT LIFT STATION REHABILITATION PROJECT TO HPS MECHANICAL, INC. IN THE AMOUNT OF \$598,563, AUTHORIZING CONSTRUCTION CONTINGENCY OF \$60,000, AND AMENDING FY 2023/2024 BUDGET

RESOLUTION NO. 2023-1678
A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT AUTHORIZING PURCHASE OF 2023 Escape FROM Perry ford AT A COST OF \$33,201 AND AMENDING FY 2023/2024 BUDGET

E. ADMINISTRATIVE ITEMS

- E-1) INVESTMENT POLICY – QUARTERLY REPORT [RECOMMEND ACCEPT AND FILE REPORT]

Mario Iglesias, General Manager, introduced the item.

Jana Etteddgue, Finance Director, presented the item and answered questions from the Board.

There were no public comments.

Upon the motion of Director Eby and seconded, the Board approved the Quarterly Investment report.
Vote 5-0.

YES VOTES	NO VOTES	ABSTAIN
Directors Eby, Hansen, Woodson, Gaddis, and Malvarose	None	None

- E-2) AUTHORIZE GENERAL MANAGER TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH EAGLE AERIAL SOLUTIONS FOR WATER CONSERVATION SOFTWARE [RECOMMEND AUTHORIZE GENERAL MANAGER TO ENTER INTO AN AGREEMENT WITH EAGLE AERIAL SOLUTIONS]

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 approved the contract and directed the General Manager to sign.
Vote 5-0.

YES VOTES	NO VOTES	ABSTAIN
Directors Eby, Hansen, Woodson, Gaddis, and Malvarose	None	None

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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

None.

I. CLOSED SESSION ANNOUNCEMENTS

Craig Steele, District Legal Counsel, announced that there would be no closed session.

1. CONFERENCE WITH DISTRICT LEGAL COUNSEL RE: PENDING LITIGATION
PURSUANT TO GC §54956.9

- a. SMVWCD V. NCSO (SANTA CLARA COUNTY CASE NO. CV 770214,
SIXTH APPELLATE COURT CASE NO. H032750, AND ALL
CONSOLIDATED CASES


There were no public comments.

ADJOURN MEETING

President Malvarose adjourned the meeting at 9:46 a.m.

MEETING SUMMARY	HOURS & MINUTES
Regular Meeting	0 hour 46 minutes
Closed Session	0 hour 00 minutes
TOTAL HOURS	0 hour 46 minutes

Respectfully submitted,


 Mario Iglesias, General Manager and Secretary to the Board

8-9-2023

Date