

# NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community since 1965

## REGULAR MINUTES

**FEBRUARY 28, 2024 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**  
RICHARD MALVAROSE, **DIRECTOR**  
GARY HANSEN, **DIRECTOR**  
PHIL HENRY, **DIRECTOR**

### PRINCIPAL STAFF

RAY DIENZO, **GENERAL MANAGER**  
JANA ETTEDDGUE, **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 February 28, 2024, 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 for items not on the Agenda.*

#### 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*

- *February 20, attended Board Officers' meeting*

*Director Eby*

- *February 15, LAFCO meeting cancelled*
- *March 6, will attend WRAC meeting*

##### 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 Hansen, and seconded, the Board approved receiving and filing presentations and reports.*

*Vote 5-0.*

YES VOTES	NO VOTES	ABSENT
<i>Directors Hansen, Malvarose, Henry, Gaddis, and Eby</i>	<i>None</i>	<i>None</i>

D. CONSENT AGENDA

- D-1) WARRANTS [RECOMMEND APPROVAL]
- D-2) APPROVE FEBRUARY 14, 2024, REGULAR BOARD MEETING MINUTES [RECOMMEND APPROVE MINUTES]
- D-3) ACCEPT BRANCH STREET WATERLINE IMPROVEMENT PROJECT [RECOMMEND, BY MOTION AND ROLL CALL VOTE, ACCEPT PROJECT AND DIRECT STAFF TO FILE NOTICE OF COMPLETION]

*Staff answered questions from the Board.*

*There were no public comments.*

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

<b>YES VOTES</b>	<b>ABSENT</b>	<b>ABSTAIN</b>
<i>Directors Gaddis, Hansen, Henry, Malvarose, and Eby</i>	<i>None</i>	<i>None</i>

E. ADMINISTRATIVE ITEMS

- E-1) APPROVE RESOLUTION ADOPTION THE 2023 COUNTY OF SAN LUIS OBISPO JOINDER AMENDMENT TO SECOND AMENDED AND RESTATED JOINT POWERS AGREEMENT OF THE INTEGRATED WASTE MANAGEMENT AUTHORITY [RECOMMEND APPROVE RESOLUTION AND AUTHORIZE BOARD PRESIDENT TO EXECUTE]

*Ray Dienzo, General Manager, presented the item and answered questions from the Board.*

*Director Gaddis asked if member agency costs and fees would decrease with the County re-joining the IWMA.*

Peter Cron, Executive Director of IWMA, answered questions from the Board.

*There were no public comments.*

*Upon the motion of Director Malvarose and seconded, the Board adopted the resolution.  
Vote 5-0.*

<b>YES VOTES</b>	<b>NO VOTES</b>	<b>ABSENT</b>
<i>Directors Malvarose, Hansen, Henry, Gaddis, and Eby,</i>	<i>None</i>	<i>None</i>

**RESOLUTION 2024-1695**  
**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT ADOPTING 2023 COUNTY JOINDER AMENDMENT TO THE SECOND AMENDED AND RESTATED JOINT POWERS AGREEMENT OF THE INTEGRATED WASTE MANAGEMENT AUTHORITY**

Nipomo Community Services District  
REGULAR MEETING  
MINUTES

F. GENERAL MANAGER'S REPORT

*Ray Dienzo, General Manager, presented the item and answered questions from the Board.*

*Peter Sevcik, Director of Engineering and Operations, answered questions from the Board.*

*There were no public comments.*

G. COMMITTEE REPORTS

*None.*

H. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS

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

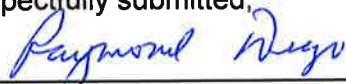
*There were no public comments.*

ADJOURN MEETING

*President Eby adjourned the meeting at 9:19 a.m.*

MEETING SUMMARY	HOURS & MINUTES		
Regular Meeting	0	hours	19 minutes
Closed Session	0	hours	0 minutes
TOTAL HOURS	0	hours	19 minutes

Respectfully submitted,



Ray Dienzo, General Manager and Secretary to the Board

*3/13/2024*

Date