

NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community since 1965

MINUTES

MARCH 13, 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 March 13, 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

- *March 5, attended Board Officers' meeting*
- *March 12, attended Finance & Audit Committee meeting*

Director Eby

- *March 6, attended WRAC meeting*
- *March 12, attended Finance & Audit Committee meeting*
- *April 13, will attend Central Coast Greenhouse Growers Association plant sale, starting at 9am at Nipomo High School*

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.

**Nipomo Community Services District
REGULAR MEETING
MINUTES**

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

Vote 5-0.

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

D. CONSENT AGENDA

- D-1) WARRANTS [RECOMMEND APPROVAL]
- D-2) APPROVE FEBRUARY 28, 2024 REGULAR BOARD MEETING MINUTES [RECOMMEND APPROVE MINUTES]
- D-3) AUTHORIZE PURCHASE OF REPLACEMENT PUMPS AND APPURTENANCES FOR OAKGLEN LIFT STATION [RECOMMEND BY MOTION AND ROLL CALL VOTE ADOPT RESOLUTION AUTHORIZING PURCHASE OF TWO REPLACEMENT PUMPS AND ASSOCIATED APPURTENANCES FOR THE OAKGLEN LIFT STATION]

There were no public comments.

Upon the motion of Director Malvarose and seconded, the Board approved Consent Agenda and adopted the resolution.

Vote 5-0.

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

RESOLUTION 2024-1696
A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT AUTHORIZING PURCHASE OF REPLACEMENT PUMPS AND APPURTENANCES FOR THE OAKGLEN LIFT STATION FROM XYLEM WATER SOLUTIONS USA, INC. IN THE AMOUNT OF \$34,100

E. ADMINISTRATIVE ITEMS

- E-1) CONSIDER UPDATED WATER SUPPLY ASSESSMENT FOR PROPOSED DANA RESERVE PROJECT [RECOMMEND BY MOTION AND ROLL CALL VOTE APPROVE UPDATED WATER SUPPLY ASSESSMENT]

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

Director Gaddis commented on the Water Supply Assessment.

Director Henry commented on the Water Supply Assessment.

Craig Steele, District Legal Counsel, responded to the Board's comments.

Pam Wilson, NCSD resident, requested clarification on availability of water supply.

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

**Nipomo Community Services District
REGULAR MEETING
MINUTES**

Upon the motion of Director Malvarose, and seconded, the Board unanimously approved the updated Water Supply Assessment for the Dana Reserve project.

Vote 5-0.

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

Director Eby announced a short recess to allow for any members of the public to exit.

F. GENERAL MANAGER’S REPORT

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

There were no public comments.

G. COMMITTEE REPORTS

Director Eby reported on the Finance & Audit Committee meeting of March 12, 2024, where Columbia Capital presented options for refinancing the 2013A and 2013 Certificates of Participation. Staff presented items to be included in the FY24-25 budget, reviewed the Cost of Living Adjustment (COLA) calculation, and considered merging the Finance Director and Assistant General Manager job title. The Committee directed Staff to prepare the draft budget and include the calculated COLA of 3.27% in the draft Budget for FY 2024-2025, and proceed in merging the Finance Director and Assistant General Manager title.

The Committee requested more information regarding the refunding or refinancing of the two bond issues outstanding, but would probably consider it at the next Board meeting.

Director Gaddis added that the discussion regarding the COLA adjustment was a two-part recommendation: to present to the full Board the COLA increase of 3.27% and that the General Manager would receive the COLA adjustment.

H. DIRECTORS’ REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS

None

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. NCSO (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.

Nipomo Community Services District
REGULAR MEETING
MINUTES

ADJOURN MEETING

President Eby adjourned the meeting at 9:33 a.m.

MEETING SUMMARY	HOURS & MINUTES		
Regular Meeting	0 hours	24	minutes
Closed Session	0 hours	9	minutes
TOTAL HOURS	0 hours	33	minutes

Respectfully submitted,



Ray Dienzo, General Manager and Secretary to the Board

3/27/2024
Date