## NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community since 1965

# REGULAR MEETING OF THE BOARD OF DIRECTORS AGENDA

JUNE 12, 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
GARY HANSEN, DIRECTOR
PHIL HENRY, DIRECTOR
MARIO IGLESIAS. DIRECTOR

PRINCIPAL STAFF
RAY DIENZO, GENERAL MANAGER
JANA ETTEDDGUE, FINANCE DIR/ASST GM
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.

#### NOTE:

- All comments concerning any item are to be directed to the Board President.
- Consistent with the Americans with Disabilities Act and California Government Code §54954.2
  requests for disability related modification or accommodation, including auxiliary aids or services
  may be made by a person with a disability who requires the modification or accommodation in
  order to participate at the below referenced public meeting by contacting the District General
  Manager at 805-929-1133.
- District-prepared staff reports and documents are generally posted on the District's website {NCSD.CA.GOV} on the same date the agenda is posted.
- Any writing or document pertaining to an open session item on this agenda which is distributed
  to the Board of Directors after the posting of this agenda will be available for public inspection
  at the time the subject writing or document is distributed. The writing or document will be
  available for public review on the District's web site at <a href="http://www.ncsd.ca.gov">http://www.ncsd.ca.gov</a>.
- Items may be taken out of order. If necessary, the Board typically breaks for lunch at approximately 12 noon and conducts Closed Session at that time, reconvening to public session at approximately 1:00 p.m.
- Please silence all cell phones during the meeting, as a courtesy to others.

A. CALL TO ORDER AND FLAG SALUTE

NEXT RESOLUTION

2024-1706

**NEXT ORDINANCE** 

2024-137

- B. ROLL CALL AND PUBLIC COMMENT FOR ITEMS NOT ON AGENDA
  - B-1) ROLL CALL
  - B-2) PUBLIC COMMENT: Any member of the public may address the Board relating to any matter within the Board's jurisdiction but not on the Board's agenda. Public Comment is limited to three (3) minutes or otherwise at the discretion of the President.

### C. PRESENTATIONS AND REPORTS

C-1) SPRING 2024 GROUND WATER INDEX (GWI) REVIEW, NEWTON GEO-HYDROLOGY CONSULTING SERVICES [RECOMMEND RECEIVE AND FILE REPORT].

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- C-2) DIRECTORS' ANNOUNCEMENTS OF DISTRICT AND COMMUNITY INTEREST AND REPORTS ON ATTENDANCE AT PUBLIC MEETINGS, TRAINING PROGRAMS, CONFERENCES AND SEMINARS. [RECOMMEND RECEIVE AND FILE REPORTS FROM DIRECTORS].
- C-3) RECEIVE PUBLIC COMMENT ON PRESENTATIONS AND REPORTS PRESENTED UNDER ITEM C AND BY MOTION RECEIVE AND FILE PRESENTATIONS AND REPORTS.
- D. CONSENT AGENDA The following items are considered routine and non-controversial by staff and may be approved by one motion if no member of the Board wishes an item removed. If discussion is desired, the item may be removed from the Consent Agenda by a Board member and will be considered separately at the conclusion of the Consent Items. Questions or clarification may be made by the Board members without removal from the Consent Agenda. Individual items on the Consent Agenda are approved by the same vote that approves the Consent Agenda, unless an item is pulled for separate consideration. The recommendations for each item are noted in bracket. Members of the public may comment on the Consent Agenda items.
  - D-1) WARRANTS [RECOMMEND APPROVAL].
  - D-2) APPROVE MAY 22, 2024 BOARD MEETING MINUTES [RECOMMEND APPROVE MINUTES].
  - D-3) AUTHORIZE STAFF TO BID NIPOMO SUPPLEMENTAL WATER PROJECT INTERCONNECTS [RECOMMEND AUTHORIZE TO BID].
  - D-4) AUTHORIZE CONTRACT AMENDMENT FOR ENGINEERING SERVICES FOR BLACKLAKE SEWER SYSTEM CONSOLIDATION PROJECT WITH CANNON CORPORATION [RECOMMEND AUTHORIZE CONTRACT AMENDMENT].
  - AUTHORIZE CONTRACT AMENDMENT FOR ENGINEERING SERVICES FOR D-5) NIPOMO SUPPLEMENTAL WATER PROJECT INTERCONNECTS WITH MKN & ASSOCIATES [RECOMMEND AUTHORIZE CONTRACT AMENDMENT].

#### E. ADMINISTRATIVE ITEMS

- E-1) PUBLIC HEARING TO APPROVE GENERAL MANAGER'S REPORT AND AUTHORIZE RECORDATION OF TAX LIENS FOR PROPERTIES IN ARREARS IN PAYMENT OF SOLID WASTE FEES [RECOMMEND CONDUCT HEARING, AMEND GENERAL MANAGER'S REPORT IF NECESSARY, AND BY MOTION AND ROLL CALL VOTE ADOPT RESOLUTION APPROVING GENERAL MANAGER'S REPORT AND AUTHORIZING RECORDATION OF LIENS].
- E-2) PUBLIC HEARING TO APPROVE ENGINEER'S REPORT AND AUTHORIZE COLLECTION OF FY 2024-2025 STREET LANDSCAPE MAINTENANCE DISTRICT NO. 1 ASSESSMENTS [RECOMMEND CONDUCT HEARING, AMEND ENGINEER'S REPORT IF NECESSARY AND BY MOTION AND ROLL CALL VOTE ADOPT RESOLUTION APPROVING ENGINEER'S REPORT AND AUTHORIZING COLLECTION OF ASSESSMENTS].

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- E-3) PUBLIC HEARING TO APPROVE ENGINEER'S REPORT AND AUTHORIZE COLLECTION OF BLACKLAKE STREET LIGHTING MAINTENANCE ASSESSMENT DISTRICT NO. 2022-1 ASSESSMENTS [RECOMMEND CONDUCT HEARING, AMEND ENGINEER'S REPORT IF NECESSARY AND BY MOTION AND ROLL CALL VOTE ADOPT RESOLUTION APPROVING ENGINEER'S REPORT AND AUTHORIZING COLLECTION OF ASSESSMENTS].
- E-4) (A) PUBLIC HEARING TO ADOPT 2024-2025 FISCAL YEAR BUDGET AND APPROPRIATION LIMIT [RECOMMEND CONDUCT PUBLIC HEARING, CONSIDER TESTIMONY, ORDER EDITS IF ANY AND BY MOTION AND ROLL CALL VOTE ADOPT RESOLUTION APPROVING 2024-2025 FISCAL YEAR BUDGET AND APPROPRIATION LIMITATION].
  - (B) PUBLIC HEARING TO ADOPT 2024-2025 FISCAL YEAR BUDGET FOR NIPOMO SUPPLEMENTAL WATER PROJECT (NSWP) [RECOMMEND CONDUCT PUBLIC HEARING, CONSIDER TESTIMONY, ORDER EDITS IF ANY AND BY MOTION AND ROLL CALL VOTE ADOPT RESOLUTION APPROVING NSWP 2024-2025 FISCAL YEAR BUDGET].
- F. GENERAL MANAGER'S REPORT

No written report for this meeting. Next written report will be provided at the June 26th Board meeting.

- G. COMMITTEE REPORTS
- H. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS
- 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) CONFERENCE WITH DISTRICT LEGAL COUNSEL RE: PENDING LITIGATION PURSUANT TO GC §54956.9(d)(1)

### Nipomo Community Services District REGULAR MEETING AGENDA

- a. NIPOMO ACTION COMMITTEE, ET AL. V. COUNTY OF SAN LUIS OBISPO, ET. AL. (SAN LUIS OBISPO COUNTY SUPERIOR COURT CASE NO. 24CV-0351)
- J. PUBLIC COMMENT ON CLOSED SESSION ITEMS
- K. ADJOURN TO CLOSED SESSION
- L. OPEN SESSION

ANNOUNCEMENT OF REPORTABLE ACTIONS, IF ANY, TAKEN IN CLOSED SESSION

### **ADJOURN MEETING**

NEXT REGULAR BOARD MEETING IS WEDNESDAY, JUNE 26, 2024, 9 AM