

NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community since 1965

REGULAR MEETING MINUTES

OCTOBER 9, 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. To ensure proper posting, please reference the Board item in the subject line of the comment letter.
- Written comments and correspondence about a Board item received by the District by the end of the business day prior to the Board meeting date will be posted on the District website in the Board Packet section for that Board meeting date. These may be printed and available for viewing on the day of the Board meeting, to the extent they are public records.
- Written comments received during the Board meeting will be available for public viewing after they are copied and provided to the Board and will be posted on the District website in the Board Packet section for that Board meeting date.
- Written comments received after conclusion of the Board meeting will be available for public viewing upon request.
- 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.
- Public comment is available for each Board agenda item.
- Please silence all cell phones during the meeting, as a courtesy to others.

A. CALL TO ORDER AND FLAG SALUTE

President Eby called the Regular Meeting of October 9, 2024, to order at 9:00 a.m. and led the flag salute.

B. ROLL CALL AND PUBLIC COMMENT FOR ITEMS NOT ON AGENDA

Nipomo Community Services District
REGULAR MEETING
AGENDA

At roll call Directors Iglesias, Henry, Hansen, and Eby were present. Director Gaddis was absent.

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. [RECOMMEND RECEIVE AND FILE REPORTS FROM DIRECTORS].

Director Henry

- October 1 - 2, attended an Ad Hoc committee meeting

Director Iglesias

- October 1 - 2, attended an Ad Hoc committee meeting

Director Eby

- October 2, was unable to attend WRAC meeting

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 SEPTEMBER 25, 2024 BOARD MEETING MINUTES [RECOMMEND APPROVE MINUTES]

There were no public comments

Upon the motion of Director Henry, and seconded, the Board approved the Consent Agenda.

Vote 4-0-1

YES VOTES	ABSTAIN	ABSENT
Directors Henry, Hansen, Iglesias, and Eby	None	Gaddis

E. ADMINISTRATIVE ITEMS

- E-1) CONSIDER GRANT REQUEST FROM ONE COOL EARTH IN THE AMOUNT OF \$15,000 TO SUPPORT THE NIPOMO ELEMENTARY SCHOOL GARDEN PROGRAM [RECOMMEND AUTHORIZE GENERAL MANAGER TO EXECUTE AGREEMENT WITH ONE COOL EARTH]

Ray Dienzo, General Manager, introduced the item.

Katherine Rondthaler Krieg, Executive Director for One Cool Earth, presented the item and answered questions from the Board and public.

Gerald Stover, Nipomo resident, commented on the item.

John Joyce, Nipomo resident, commented on the item.

Carmen Morales-Board, Nipomo resident, commented on the item.

Upon the motion of Director Hansen, and seconded, the Board authorized the General Manager to execute the agreement with One Cool Earth.

Vote 4-0-1

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

F. GENERAL MANAGER'S REPORT

Ray Dienzo, General Manager, introduced and presented the item.

Gerald Stover, Nipomo resident, complimented a project done by Operations staff.

G. COMMITTEE REPORTS

None.

H. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS

Director Eby reiterated his request that a plan for the use of 2,500 ac ft of water be presented to the Board before the end of the year.

I. CLOSED SESSION ANNOUNCEMENTS

Craig Steele, General Counsel, announced that there would be closed session on items 2, 3, and 4.

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

Nipomo Community Services District
REGULAR MEETING
AGENDA

- 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)

- a. NIPOMO ACTION COMMITTEE, ET AL. V. COUNTY OF SAN LUIS OBISPO, ET. AL. (SAN LUIS OBISPO COUNTY SUPERIOR COURT CASE NO. 24CV-0351)

3) ANNUAL PERFORMANCE REVIEW PROCESS OF DISTRICT GENERAL MANAGER PURSUANT TO GOVERNMENT CODE SECTION §54957(a)

4) CONFERENCE WITH LABOR NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54957.6; unrepresented employee - General Manager; District negotiator - General Counsel

There were no public comments on closed session items.

J. ADJOURN TO CLOSED SESSION

K. OPEN SESSION

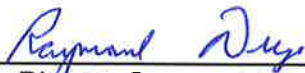
Craig Steele, District Legal Counsel, announced there were no reportable actions in closed session.

ADJOURN MEETING

Director Eby adjourned the meeting at 11:28 a.m.

MEETING SUMMARY	HOURS & MINUTES		
Regular Meeting	0	hours	45 minutes
Closed Session	1	hours	43 minutes
TOTAL HOURS	2	hours	28 minutes

Respectfully submitted,



Ray Dienzo, General Manager and Secretary to the Board

10/23/2024

Date