

NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community since 1965

REGULAR MEETING MINUTES

JANUARY 8, 2025 AT 9:00 A.M.

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

BOARD of DIRECTORS

ED EBY, **PRESIDENT**
PHIL HENRY, **VICE PRESIDENT**
GARY HANSEN, **DIRECTOR**
JOHN JOYCE, **DIRECTOR**
VACANT, **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.

A. CALL TO ORDER AND FLAG SALUTE

President Eby called the Regular Meeting of January 8, 2025, to order at 9:00 a.m. and led the flag salute.

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

B-1) ROLL CALL

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

There were no public comments.

C. PRESENTATIONS AND REPORTS

C-1) RECOGNITION OF 2024 BOARD OFFICERS, AND SEATING OF 2025 BOARD OFFICERS [NO ACTION REQUESTED]

Ray Dienzo, General Manager, thanked the 2024 Board President, Ed Eby, and Director Henry for their service to the Board and the Nipomo community.

Director Eby was seated as the President of the Board for 2025 and Director Henry was seated as Vice President of the Board.

C-2) 2024 FALL GROUNDWATER INDEX REVIEW [RECOMMEND RECEIVE AND FILE REPORT]

Dr. Brad Newton, Newton Geo-Hydrology Consulting Services, presented the item and answered questions from the Board.

C-3) DIRECTORS' ANNOUNCEMENTS OF DISTRICT AND COMMUNITY INTEREST AND REPORTS ON ATTENDANCE AT PUBLIC MEETINGS, TRAINING PROGRAMS, CONFERENCES AND SEMINARS

Director Eby

- *December 19, attended LAFCO meeting*

There were no public comments.

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 DECEMBER 11, 2024 REGULAR BOARD MEETING MINUTES [RECOMMEND APPROVE MINUTES]

D-3) CONSIDER REQUEST FOR WATER AND SOLID WASTE SERVICE (INTENT-TO-SERVE LETTER) FOR A MIXED-USE DEVELOPMENT LOCATED AT 1383 LOS BERROS ROAD [RECOMMEND ISSUE INTENT-TO-SERVE LETTER WITH CONDITIONS]

Jana Ettedgue, Finance Director, answered questions from the Board regarding item D-1.

Peter Sevcik, District Engineer, answered questions from the Board regarding item D-1.

There were no public comments.

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

Vote 3-0-1

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

E. ADMINISTRATIVE ITEMS

E-1) APPOINTMENT OF DIRECTOR TO FILL VACANCY ON THE BOARD FOR THE REMAINDER OF DIRECTOR GADDIS'S TERM [RECOMMEND APPOINTING A QUALIFIED INDIVIDUAL AT THE PLEASURE OF THE BOARD TO FILL VACANCY, ADMINISTER THE OATH OF OFFICE, AND SEAT THE NEW DIRECTOR]

Nipomo Community Services District
REGULAR MEETING
MINUTES

Ray Dienzo, General Manager, introduced the item.

James Wejrowski, Nipomo resident, addressed the Board regarding his candidacy and answered questions.

Tom Glover, Nipomo resident, addressed the Board regarding his candidacy and answered questions.

Pam Wilson, Nipomo resident, withdrew her letter of interest.

Craig Steele, District Legal Counsel, answered questions from the Board.

There were no public comments.

Director Henry nominated Tom Glover to fill the vacancy on the District's Board of Directors.

Upon the motion of Director Henry, and seconded, the Board nominated Tom Glover to fill the vacancy on the District's Board of Directors.

Vote 2-1-1

YES VOTES	NO VOTES	ABSENT
<i>Directors Henry and Eby</i>	<i>Joyce</i>	<i>Hansen</i>

Director Joyce nominated James Wejrowski to fill the vacancy on the District's Board of Directors.

Upon the motion of Director Joyce, and seconded, the Board nominated James Wejrowski to fill the vacancy on the District's Board of Directors.

Vote 1-2-1

YES VOTES	NO VOTES	ABSENT
<i>Directors Joyce</i>	<i>Henry, Eby</i>	<i>Hansen</i>

By acclamation, the Board appointed Tom Glover to fill the vacancy on the District's Board of Directors.

Ray Dienzo administered the Oath of Office and Director Glover was seated on the Board.

E-2) RATIFY 2025 COMMITTEE ASSIGNMENTS [RECOMMEND APPROVE COMMITTEE ASSIGNMENTS]

Ray Dienzo, General Manager, presented the item.

President Eby appointed Director Henry as a member for the Finance and Audit Committee.

President Eby appointed Director Joyce as a member for the Administration Committee.

President Eby appointed Director Henry as the Chair for the Facilities and Water Resources Committee, with Director Eby as a member.

Nipomo Community Services District
REGULAR MEETING
MINUTES

President Eby appointed Director Joyce as a delegate for the South County Advisory Council.

President Eby appointed Director Henry as a delegate for the Regional Water Management Group.

All other committee assignments remain the same.

Ray Dienzo, General Manager, answered questions from the Board.

Peter Sevcik, District Engineer, answered questions from the Board.

Pam Wilson, Nipomo resident, commented on the item.

Upon the motion of Director Joyce and seconded, the Board unanimously approved the committee assignments.

Vote 4-0-1.

YES VOTES	NO VOTES	ABSENT
<i>Directors Joyce, Henry, Glover, and Eby</i>	<i>None</i>	<i>Hansen</i>

- E-3) CONSIDER AUTHORIZING GENERAL MANAGER TO ENTER INTO A DEPOSIT AGREEMENT WITH THE OWNER OF 1707 LYN ROAD TO EVALUATE THEIR ANNEXATION APPLICATION [RECOMMEND AUTHORIZE GENERAL MANAGER TO ENTER INTO DEPOSIT AGREEMENT]

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

Craig Steele, Legal Counsel, answered questions from the Board.

David Cross, Fletcher-Cross & Associates, representing Tracy Robins, commented on the item.

Tracy Robins, Nipomo resident, commented on the item.

Gerald Stover, Nipomo resident, commented on the item.

Upon the motion of Director Henry and seconded, the Board approved authorizing the General Manager to enter into a deposit agreement with the property owner to evaluate the annexation application. Director Glover abstained due to being newly appointed to the Board

Vote 3-1-1.

YES VOTES	ABSTAIN	ABSENT
<i>Directors Henry, Joyce, and Eby</i>	<i>Glover</i>	<i>Hansen</i>

- E-4) LOCAL AGENCY FORMATION COMMISSION SPECIAL DISTRICT SEAT NOMINATION [RECOMMEND CONSIDER NOMINATING A NIPOMO COMMUNITY SERVICES DISTRICT DIRECTOR TO FILL THE SPECIAL DISTRICT MEMBER SEAT ON LAFCO]

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

There were no public comments.

Director Henry nominated Director Eby to fill the vacant seat set to expire in December 2026.

Upon the motion of Director Henry and seconded, the Board nominated Director Eby to fill the Special District Member seat on LAFCO, set to expire in December 2026.

Vote 3-1-1.

YES VOTES	ABSTAIN	ABSENT
Directors Henry, Eby, Glover, and Joyce	None	Hansen

President Eby called for a 5-minute recess.

President Eby called the meeting to order at 10:55 a.m.

F. GENERAL MANAGER'S REPORT

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

Director Eby commended the District's Finance team for their good management of the District's investments.

Director Eby appointed himself as the Chairperson, and Director Glover as a member for the Supplemental Water Ad Hoc Committee, with Craig Steele, Legal Counsel, Peter Sevcik, District Engineer, and Ray Dienzo, General Manager to serve as well.

G. COMMITTEE REPORTS

None.

H. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS

None.

I. CLOSED SESSION ANNOUNCEMENTS

Craig Steele, General 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)

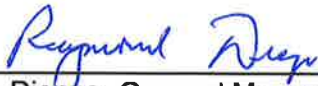
Nipomo Community Services District
REGULAR MEETING
MINUTES

ADJOURN MEETING

Director Eby adjourned the meeting at 11:12 a.m.

MEETING SUMMARY	HOURS & MINUTES			
Regular Meeting	2	hours	12	minutes
Closed Session	0	hours	0	minutes
TOTAL HOURS	2	hours	12	minutes

Respectfully submitted,



Ray Dienzo, General Manager and Secretary to the Board

1/22/2025
Date