

# NIPOMO COMMUNITY SERVICES DISTRICT

*Serving the Community since 1965*

## DRAFT REGULAR MEETING MINUTES

DECEMBER 11, 2024 AT 9:00 A.M.

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

### BOARD of DIRECTORS

ED EBY, PRESIDENT  
VACANT, VICE PRESIDENT  
GARY HANSEN, DIRECTOR  
PHIL HENRY, 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 December 11, 2024, 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) SWEAR IN AND SEAT NEW DIRECTORS, ROLL CALL

*Ray Dienzo, General Manager and Secretary to the Board, administered the Oath of Office to Directors Joyce and Henry.*

*At roll call all directors were present.*

#### B-2) PUBLIC COMMENT:

*Director Henry thanked Director Iglesias for his time as General Manager, consultant, and Board member for the District.*

*Gerald Stover, Nipomo resident, asked for an update on the Blacklake streetlights.*

*Mario Iglesias, Nipomo resident, thanked the Board, and District and community for their support and participation.*

*Joe Martinez, Nipomo resident, commented on the Dana Reserve development.*

*Carmen Morales-Board, Nipomo resident, commented on the election results.*

*Tom Geaslen, Nipomo resident, commented on the passing of Velma Marsalek, the LAFCO meeting of November 14, 2024, and commended former Director Gaddis for his long-time work for the community of Nipomo.*

*Tim Crouner, Nipomo resident, commented on the Dana Reserve development.*

*Ray Dienzo answered questions from the public.*

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

*Director Joyce thanked the public for their support.*

*Director Eby*

- *December 4, WRAC meeting cancelled*

- 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 NOVEMBER 13, 2024 REGULAR BOARD MEETING MINUTES [RECOMMEND APPROVE MINUTES]
- D-3) ACCEPT FIRST QUARTER FISCAL YEAR 2024-2025 QUARTERLY FINANCIAL REPORT [RECOMMEND RECEIVE AND FILE REPORT]
- D-4) APPROVE NEWTON GEO-HYDROLOGY 2025 CONSULTING SERVICES TASK ORDER SCOPE AND \$90,000 BUDGET [RECOMMEND APPROVE SCOPE AND BUDGET FOR NEWTON GEO-HYDROLOGY TO PROVIDE 2025 CONSULTING SERVICES TO NIPOMO COMMUNITY SERVICES DISTRICT]
- D-5) AWARD CONSTRUCTION CONTRACT FOR 2024 WATER DISTRIBUTION SYSTEM IMPROVEMENTS TO R. BAKER, INC. [RECOMMEND ADOPT RESOLUTION AWARDED CONTRACT TO R. BAKER, INC. IN THE AMOUNT OF \$2,019,261, AUTHORIZING STAFF TO EXECUTE CONTRACT, AUTHORIZING CHANGE ORDER CONSTRUCTION CONTINGENCY IN THE AMOUNT OF \$200,000, AND APPROVING FY 24-25 BUDGET AMENDMENT IN THE AMOUNT OF \$425,725]
- D-6) APPROVE TASK ORDER WITH CANNON FOR CONSTRUCTION MANAGEMENT SERVICES FOR 2024 WATER DISTRIBUTION SYSTEM IMPROVEMENTS [RECOMMEND BY MOTION AND ROLL CALL APPROVE TASK ORDER WITH CANNON IN THE AMOUNT OF \$295,464 AND AUTHORIZE STAFF TO EXECUTE TASK ORDER]

REGULAR MEETING

MINUTES

- D-7) APPROVE 2025 BOARD MEETING SCHEDULE [RECOMMEND REVIEW AND APPROVE 2025 BOARD MEETING SCHEDULE]

*Director Joyce asked about item D-3.*

*Jana Etteddgue, Finance Director, answered questions from the Board regarding item D-3.*

*There were no public comments.*

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

*Vote 4-0*

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

E. ADMINISTRATIVE ITEMS

- E-1) REVIEW AND FILE NOTICE OF VACANCY ON THE NIPOMO COMMUNITY SERVICES DISTRICT'S GOVERNING BOARD OF DIRECTORS [RECOMMEND RECEIVE, DISCUSS, AND PROVIDE DIRECTION TO STAFF REGARDING FILLING THE VACANCY]

*Ray Dienzo, General Manager, introduced the item.*

*Craig Steele, District Legal Counsel, presented the item and answered questions from the Board.*

*There were no public comments.*

*Upon the motion of Director Hansen, and seconded, the Board directed the General Manager to provide Notice of Vacancy to the County of San Luis Obispo Elections Official, to post the Notice of Vacancy at three prominent locations in Nipomo, and move forward with the appointment process to fill the vacancy on the Board by having interested persons submit Letters of Intent for consideration at January 8, 2025 Regular Board Meeting.*

*Vote 4-0*

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

- E-2) ELECTION OF BOARD PRESIDENT AND VICE PRESIDENT FOR 2025 [RECOMMEND DIRECTORS ELECT BOARD OFFICERS FOR 2025 CALENDAR YEAR]

**Nipomo Community Services District  
REGULAR MEETING  
MINUTES**

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

*Director Hansen nominated Director Eby to be the 2025 Board President.*

*Director Eby accepted the nomination.*

*There were no public comments.*

*By acclamation, Director Eby will serve as 2025 Board President.*

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

*Director Eby nominated Director Henry to be the 2025 Board Vice President.*

*Director Henry accepted the nomination.*

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

*By acclamation, Director Henry will serve as 2025 Board Vice President.*

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

**F. GENERAL MANAGER'S REPORT**

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

*Director Eby stated that the Supplemental Water Ad Hoc Committee would be formed at the January 8, 2025 meeting.*

*Director Henry asked about the meeting with the County regarding CSA-1.*

*Mario Iglesias, Nipomo resident, commented on the item.*

*Gerald Stover, Nipomo resident, commented on the item.*

*Pam Wilson, Nipomo resident, commented on the item.*

**G. COMMITTEE REPORTS**

*None.*

**H. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS**

*None.*

**I. CLOSED SESSION ANNOUNCEMENTS**

Nipomo Community Services District  
REGULAR MEETING  
MINUTES

*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)

ADJOURN MEETING

*Director Eby adjourned the meeting at 9:53 a.m.*

MEETING SUMMARY	HOURS & MINUTES		
Regular Meeting	0	hours	53 minutes
Closed Session	0	hours	0 minutes
TOTAL HOURS	hours	53	minutes

Respectfully submitted,



Ray Dienzo, General Manager and Secretary to the Board

*1/8/2025*

Date