

# NIPOMO COMMUNITY SERVICES DISTRICT

*Serving the Community since 1965*

## REGULAR MEETING OF THE BOARD OF DIRECTORS AGENDA

**MAY 14, 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  
TOM GLOVER, 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:**

- *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 who requires the modification or accommodation 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](http://NCSD.CA.GOV)} on the same date the agenda is posted.*
- *All comments concerning any item are to be directed to the Board President.*
- *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 and before the Board meeting will be available for public inspection at the time the subject writing or document is distributed and will be posted on the District website in the Board Packet section for that Board meeting date. To ensure proper posting, please reference the Board item in the subject line of the comment letter.*
- *Any writing or document pertaining to an open session item on this agenda which is distributed to the Board of Directors during the Board meeting will be available for public viewing after they are distributed to the Board and will be posted on the District website in the Board Packet section for that Board meeting date.*
- *Any writing or document pertaining to an open session item on this agenda received after the conclusion of the Board meeting will be available for public viewing upon request.*
- *Items may be taken out of order. If necessary, the Board will break for lunch at approximately 12 noon and conduct 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	NEXT RESOLUTION	2025-1733
	NEXT ORDINANCE	2025-137

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

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 APRIL 23, 2025 REGULAR BOARD MEETING MINUTES [RECOMMEND APPROVE MINUTES]
- D-3) INVESTMENT POLICY- QUARTERLY REPORT [RECOMMEND ACCEPT AND FILE REPORT]
- D-4) AUTHORIZE CHANGE ORDER FOR 2024 WATER DISTRIBUTION SYSTEM IMPROVEMENT PROJECT TO R. BAKER, INC. [RECOMMEND ADOPT RESOLUTION AUTHORIZING STAFF TO ISSUE CHANGE ORDER TO R. BAKER, INC. IN THE AMOUNT OF \$156,762 FOR THE CONSTRUCTION OF THE MALLAGH STREET REPLACEMENT WATERLINE].

E. ADMINISTRATIVE ITEMS

- E-1) CONDUCT PROTEST HEARING, DETERMINE PROTEST STATUS, AND IF THERE IS NOT A MAJORITY PROTEST, CONSIDER ADOPTION OF RESOLUTION INCREASING DISTRICT SEWER RATES AND CHARGES [RECOMMEND CONDUCT PUBLIC HEARING AND IF THERE IS NO MAJORITY PROTEST, ADOPT RESOLUTION INCREASING SEWER RATES AND CHARGES].
- E-2) APPROVAL OF THE ENGINEER'S ANNUAL LEVY REPORT AND DECLARATION OF INTENTION TO LEVY ANNUAL ASSESSMENTS FOR STREET LANDSCAPE MAINTENANCE DISTRICT NO. 1 FOR FISCAL YEAR 2025-2026 [RECOMMEND ADOPT RESOLUTION]
- E-3) APPROVAL OF THE ENGINEER'S ANNUAL LEVY REPORT AND DECLARATION OF INTENTION TO LEVY ANNUAL ASSESSMENTS FOR BLACKLAKE STREET LIGHTING MAINTENANCE ASSESSMENT DISTRICT NO. 2022-1 FOR FISCAL YEAR 2025-2026 [RECOMMEND ADOPT RESOLUTION]

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- E-4) (A) REVIEW DRAFT BUDGET FOR FISCAL YEAR 2025-2026 [RECOMMEND CONSIDER DRAFT BUDGET AND SCHEDULE FOR ADOPTION ON JUNE 11, 2025]
- (B) REVIEW DRAFT BUDGET FOR FISCAL YEAR 2025-2026 FOR THE NIPOMO SUPPLEMENTAL WATER PROJECT (NSWP) [RECOMMEND CONSIDER DRAFT BUDGET AND SCHEDULE FOR ADOPTION ON JUNE 11, 2025]
- E-5) INTRODUCTION OF AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE NIPOMO COMMUNITY SERVICES DISTRICT AMENDING CHAPTER 3.06 OF THE DISTRICT CODE RELATING TO WATER SYSTEM BACKFLOW PREVENTION AND FINDING THAT THE ADOPTION OF THIS ORDINANCE IS EXEMPT FROM REVIEW UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT ("CEQA") [RECOMMEND INTRODUCE, WAIVE FURTHER READING, READ BY TITLE ONLY ORDINANCE NO. 2025-XXXX AN ORDINANCE OF THE BOARD OF DIRECTORS OF TH ENIPOMO COMMUNITY SERVICES DISTRICT AMENDING CHAPTER 3.06 OF THE DISTRICT CODE RELATING TO WATER SYSTEM BACKFLOW PREVENTION AND MAKING A DETERMINATION OF EXEMPTION UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT ("CEQA")]

F. GENERAL MANAGER'S REPORT

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)

b. NIPOMO ACTION COMMITTEE, ET AL. V. SAN LUIS OBISPO LOCAL AGENCY FORMATION COMMISSION, ET. AL. (SAN LUIS OBISPO COUNTY SUPERIOR COURT CASE NO. 24CV-0768)

J. ADJOURN TO CLOSED SESSION

K. OPEN SESSION

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

ADJOURN MEETING

NEXT REGULAR BOARD MEETING IS WEDNESDAY, MAY 28, 2025, 9 AM.