

NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community since 1965

REGULAR MEETING MINUTES

SEPTEMBER 10, 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.

A. CALL TO ORDER AND FLAG SALUTE

President Eby called the Regular Meeting of September 10, 2025, to order at 9:00 a.m. and led the flag salute.

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

At Roll Call, Directors Joyce, Hansen, Henry, and Eby were in attendance. Director Glover was absent.

There were no public comments for items not on the Agenda.

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.

Receive Announcements and Reports from Directors

Director Henry

- *August 14, attended Finance & Audit Committee Meeting*
- *August 25-28, attended CSDA Annual Conference*
- *September 2, attended Board Officers Meeting*

Director Eby

- *August 14, attended Finance & Audit Committee Meeting*
- *August 21, attended NMMA-TG meeting*
- *August 25-28, attended CSDA Annual Conference*
- *September 2, attended Board Officers meeting*
- *September 3, attended WRAC meeting*

Director Joyce

- *August 25-28, attended CSDA Annual Conference*

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 AUGUST 13, 2025 REGULAR BOARD MEETING MINUTES [RECOMMEND APPROVE MINUTES]
- D-3) AWARD CONSTRUCTION CONTRACT FOR FRONTAGE ROAD TRUNK SEWER PHASE 1 REPLACEMENT PROJECT TO W.M. LYLES CO. [RECOMMEND ADOPT RESOLUTION AWARDED CONTRACT TO W.M. LYLES CO. IN THE AMOUNT OF \$3,777,777, AUTHORIZING STAFF TO EXECUTE CONTRACT, AUTHORIZING CHANGE ORDER CONSTRUCTION CONTINGENCY IN THE AMOUNT OF \$370,000, AND APPROVING FY 25-26 BUDGET AMENDMENT IN THE AMOUNT OF \$450,701]
- D-4) APPROVE TASK ORDER WITH MNS ENGINEERS, INC. FOR CONSTRUCTION MANAGEMENT SERVICES FOR FRONTAGE ROAD TRUNK SEWER PHASE 1 REPLACEMENT PROJECT [RECOMMEND BY MOTION AND ROLL CALL APPROVE TASK ORDER WITH MNS ENGINEERS, INC. IN THE AMOUNT OF \$449,810 AND AUTHORIZE STAFF TO EXECUTE TASK ORDER]
- D-5) APPROVE TASK ORDER WITH MKN FOR ENGINEERING SERVICES DURING CONSTRUCTION FOR FRONTAGE ROAD TRUNK SEWER PHASE 1 REPLACEMENT PROJECT [RECOMMEND BY MOTION AND ROLL CALL APPROVE TASK ORDER WITH MKN IN THE AMOUNT OF \$53,114 AND AUTHORIZE STAFF TO EXECUTE TASK ORDER]
- D-6) CONSIDER REQUEST FOR WATER AND SOLID WASTE SERVICE (INTENT-TO-SERVE LETTER) FOR A 2-PARCEL RESIDENTIAL SUBDIVISION LOCATED AT 1248 FUTURA LANE, APN 091-081-060 [RECOMMEND CONSIDER INTENT-TO-SERVE LETTER AND APPROVE WITH CONDITIONS]

Director Eby requested clarification on Item D-3.

Peter Sevcik, Director of Engineering and Operations, answered questions from the Board.

There were no public comments.

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

Vote 4-0-1

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

RESOLUTION 2025-1745

**A RESOLUTION OF THE BOARD OF DIRECTORS OF
THE NIPOMO COMMUNITY SERVICES DISTRICT
AWARDING THE CONSTRUCTION CONTRACT FOR
FRONTAGE ROAD TRUNK SEWER PHASE 1
REPLACEMENT PROJECT TO W.M. LYLES CO. IN THE
AMOUNT OF \$3,777,777, AUTHORIZING
CONSTRUCTION CONTINGENCY IN THE AMOUNT OF
\$370,000 AND APPROVING FY 2025-2026 BUDGET
AMENDMENT IN THE AMOUNT OF \$450,701**

E. ADMINISTRATIVE ITEMS

- E-1) REVIEW AND CONSIDER ACTIONS FOR DRAFT WATER AND ANNEXATION RATE STUDY [RECOMMEND REVIEW RATE STUDY, EDIT IF NECESSARY, AND DIRECT STAFF TO PREPARE THE FINAL RATE STUDY].**

Ray Dienzo, General Manager, introduced the item.

Clayton Tuckfield, Rate Consultant, presented the item and answered questions from the Board and public.

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

Jana Etteddgue, Finance Director, answered questions from the Board.

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

Pat McQuillen, Nipomo resident, commented on the item.

The Board commented on the presentation and directed staff to finalize and prepare the final rate study. No edits to the draft study were suggested.

F. GENERAL MANAGER'S REPORT

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

Peter Sevcik, Director of Engineering and Operations, answered questions from the Board.

There were no public comments

G. COMMITTEE REPORTS

Director Eby reported that the Finance & Audit Committee met to discuss the Water Rate Study that was presented today.

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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)

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)

2) ANNUAL PERFORMANCE REVIEW PROCESS OF DISTRICT GENERAL MANAGER PURSUANT TO GOVERNMENT CODE SECTION §54957 (Step 2 of 2)**ADJOURN MEETING**

President Eby adjourned the meeting at 10:09a.m.

MEETING SUMMARY	HOURS & MINUTES			
Regular Meeting	1	hours	9	minutes
Closed Session	0	hours	0	minutes
TOTAL HOURS	1	hours	9	minutes

Respectfully submitted,


Ray Dienze, General Manager and Secretary to the Board

9/24/2025
Date