

TO: BOARD OF DIRECTORS
FROM: RAY DIENZO, P.E. *R.D.*
GENERAL MANAGER
DATE: AUGUST 21, 2026



PRESENTATIONS AND REPORTS

The following presentations and reports are scheduled:

- C-1) DIRECTORS' ANNOUNCEMENTS OF DISTRICT AND COMMUNITY INTEREST AND REPORTS ON ATTENDANCE AT PUBLIC MEETINGS, TRAINING PROGRAMS, CONFERENCES AND SEMINARS

TO: BOARD OF DIRECTORS
FROM: RAY DIENZO, P.E. *RdD*
GENERAL MANAGER
DATE: AUGUST 21, 2026



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. 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.

**Questions or clarification may be made by the Board members
without removal from the Consent Agenda**

- D-1) WARRANTS [RECOMMEND APPROVAL]
- D-2) (A) APPROVE JULY 22, 2026 REGULAR BOARD MEETING MINUTES
[RECOMMEND APPROVE MINUTES]
(B) APPROVE AUGUST 7, 2026 SPECIAL BOARD MEETING MINUTES
[RECOMMEND APPROVE MINUTES]
- D-3) BIENNIAL REVIEW AND UPDATE OF LOCAL CONFLICT OF INTEREST CODE
[RECOMMEND CONDUCT REVIEW AND ADOPT RESOLUTION]
- D-4) DECLARE MISCELLANEOUS EQUIPMENT SURPLUS AND AUTHORIZE
SALE/DISPOSAL [RECOMMEND DECLARE MISCELLANEOUS EQUIPMENT
SURPLUS AND AUTHORIZE SALE/DISPOSAL]
- D-5) CONSIDER REQUEST FOR WATER, SEWER, AND SOLID WASTE SERVICE
(INTENT-TO-SERVE LETTER) FOR TRACT 3223, A 55-UNIT RESIDENTIAL
SUBDIVISION LOCATED AT 655 JUNIPER STREET [RECOMMEND CONSIDER
INTENT-TO-SERVE LETTER AND APPROVE WITH CONDITIONS]

TO: BOARD OF DIRECTORS
REVIEWED: RAY DIENZO, P.E. *R.D.*
GENERAL MANAGER
FROM: LISA BOGNUDA
INTERIM ASSISTANT GM
DATE: AUGUST 21, 2026

AGENDA ITEM
D-1(A)
AUGUST 26, 2026

WARRANTS

COMPUTER CHECKS GENERATED – SEE ATTACHED	\$1,221,406.63
HAND WRITTEN CHECKS	NONE
VOIDED CHECKS	NONE

Item D-1(A) Warrants AUGUST 26, 2026

Nipomo Community Services District

By Payment Number

Payment Dates 08/26/2026 - 08/26/2026

Vendor Name	Description (Payable)	Payable Number	Payment Date	Amount
Payment: 14827				
Richards, Watson & Gershon	General Legal Services through..	259607	08/26/2026	1,996.44
Richards, Watson & Gershon	Dana Reserve Specific Plan	259609	08/26/2026	1,300.00
Richards, Watson & Gershon	Water Rights Adjudication	259608	08/26/2026	1,232.10
Payment 14827 Total:				4,528.54
Payment: 14828				
Taft Electric Company	District Office Generator	35-1461-F	08/26/2026	2,878.80
Payment 14828 Total:				2,878.80
Payment: 14829				
Advantage Answering Plus, Inc.	Answering service	000040-991-831	08/26/2026	466.54
Payment 14829 Total:				466.54
Payment: 14830				
Akeso fka Industrial Medical G...	DOT Physical	EM088319	08/26/2026	125.00
Payment 14830 Total:				125.00
Payment: 14831				
American Industrial Supply	Jack Hammer Hose & 9" Mag ...	0421969-IN	08/26/2026	114.65
American Industrial Supply	Spring Links, Wire brush	0422123- IN	08/26/2026	58.18
Payment 14831 Total:				172.83
Payment: 14832				
BDP Industries, Inc	Packing Rings	IN003337	08/26/2026	1,245.18
Payment 14832 Total:				1,245.18
Payment: 14833				
Brenntag Pacific, Inc.	Sodium Hypochlorite	BPI623246	08/26/2026	1,249.60
Payment 14833 Total:				1,249.60
Payment: 14834				
Cal-Coast Machinery, Inc.	Service for John Derre 5075E T..	1056146	08/26/2026	2,219.96
Payment 14834 Total:				2,219.96
Payment: 14835				
Clever Ducks	Computer expense	INV-2184	08/26/2026	6,907.26
Payment 14835 Total:				6,907.26
Payment: 14836				
Core & Main, LP	Hach Multi-Meter HQ2200	INV0033780	08/26/2026	4,667.71
Core & Main, LP	Hach Chemkey Ammonia	INV0033721	08/26/2026	5,721.43
Payment 14836 Total:				10,389.14
Payment: 14837				
DataProse, LLC	August 2026 Newsletter	3P111743	08/26/2026	647.01
DataProse, LLC	Mail bills/late notices	DP2603453	08/26/2026	3,969.55
Payment 14837 Total:				4,616.56
Payment: 14838				
Doane & Hartwig Water Syst...	Spare Part Set GXLA (6)	I2026-1350	08/26/2026	1,071.95
Payment 14838 Total:				1,071.95
Payment: 14839				
Donahue Truck Centers	VACTOR - DOT Inspection & ...	INV-SM-122064	08/26/2026	1,350.71
Payment 14839 Total:				1,350.71
Payment: 14840				
EMCOR Services Mesa Energy	HVAC Maintenance Agreement	960113733	08/26/2026	1,514.00
Payment 14840 Total:				1,514.00

Item D-1(A) Warrants AUGUST 26, 2026

Payment Dates: 08/26/2026 - 08/26/2026

Vendor Name	Description (Payable)	Payable Number	Payment Date	Amount
Payment: 14841				
Engel & Gray, Inc.	Biosolids collection	67X00011	08/26/2026	10,322.23
Payment 14841 Total:				10,322.23
Payment: 14842				
Environmental Systems Resea...	Enterprise Agreement Fee AR...	900307276	08/26/2026	11,600.00
Payment 14842 Total:				11,600.00
Payment: 14843				
Excel Personnel Services, Inc.	Employment agency	4769945	08/26/2026	558.00
Excel Personnel Services, Inc.	Employment agency	4767530	08/26/2026	334.80
Payment 14843 Total:				892.80
Payment: 14844				
Famcon Pipe and Supply Inc.	FORD 1" METER ADT (96)	S100187949.001	08/26/2026	2,192.40
Famcon Pipe and Supply Inc.	3/4" Ford Ball Valve (6), 1" Co...	S100187790.001	08/26/2026	2,666.55
Famcon Pipe and Supply Inc.	1-2" NPT IN/OUT VAL-MATIC (...)	S100186679.001	08/26/2026	2,793.86
Famcon Pipe and Supply Inc.	Torque Wrenches (3)	S100185007.001	08/26/2026	293.63
Payment 14844 Total:				7,946.44
Payment: 14845				
FedEx	Package Handling	2407-1551-1	08/26/2026	41.72
Payment 14845 Total:				41.72
Payment: 14846				
Ferguson Enterprises, Inc.	6" Manhole Covers Marked (6)	0057798-1	08/26/2026	1,908.04
Ferguson Enterprises, Inc.	Manhole Covers & Frames (7)	0062205	08/26/2026	7,974.77
Ferguson Enterprises, Inc.	(6) 1", (8) 1.5" & (7) 2" Adj Rin...	0060609	08/26/2026	2,236.37
Payment 14846 Total:				12,119.18
Payment: 14847				
FGL Environmental	Lab tests	682588A	08/26/2026	80.00
FGL Environmental	Lab tests	682546A	08/26/2026	80.00
FGL Environmental	Lab tests	682566A	08/26/2026	80.00
FGL Environmental	Lab tests	682533A	08/26/2026	88.00
FGL Environmental	Lab tests	681761A	08/26/2026	80.00
FGL Environmental	Lab tests	681929A	08/26/2026	44.00
Payment 14847 Total:				452.00
Payment: 14848				
Fleming, Dean & Sonia	WASHER REBATE	AUGUST2026	08/26/2026	75.00
Payment 14848 Total:				75.00
Payment: 14849				
Hach Company	Field Service Partnership Wells..	15118486	08/26/2026	11,739.00
Payment 14849 Total:				11,739.00
Payment: 14850				
Iconix Waterworks (US) Inc.	Hydrant Burys, Couplings, Blue..	U2616028537	08/26/2026	2,381.65
Iconix Waterworks (US) Inc.	Meter Gaskets (1,000), Tiger T...	U2616028759	08/26/2026	400.21
Payment 14850 Total:				2,781.86
Payment: 14851				
Integrated Industrial Supply, I...	4" Male Cam Dust Plugs, Gask...	113543	08/26/2026	228.76
Integrated Industrial Supply, I...	Nitrile Gloves & Earplugs	113483	08/26/2026	369.97
Payment 14851 Total:				598.73
Payment: 14852				
Maldonado, Francisco	Travel Reimbursement - Woo...	AUGUST2026	08/26/2026	140.00
Payment 14852 Total:				140.00
Payment: 14853				
Miner's Ace Hardware	Supplies	JULY2026	08/26/2026	1,943.36
Payment 14853 Total:				1,943.36
Payment: 14854				
Mission Uniform Service	Uniforms	526528528	08/26/2026	290.00
Payment 14854 Total:				290.00

Item D-1(A) Warrants AUGUST 26, 2026

Payment Dates: 08/26/2026 - 08/26/2026

Vendor Name	Description (Payable)	Payable Number	Payment Date	Amount
Payment: 14855				
MNS Engineers, Inc.	CM - Frontage Rd Trunk Sewer	26080163	08/26/2026	74,658.25
Payment 14855 Total:				74,658.25
Payment: 14856				
NewLane Finance Company	Telephone	1017989	08/26/2026	313.98
Payment 14856 Total:				313.98
Payment: 14857				
Newton Geo-Hydrology Consu...	Litigation Support through 7-3...	JULY2026	08/26/2026	3,218.38
Payment 14857 Total:				3,218.38
Payment: 14858				
Nunley & Associates, Inc.	Southland WWTF Pmt & Ph2 ...	3694	08/26/2026	12,117.50
Nunley & Associates, Inc.	PCIA Plan Review Tract 3148 -...	3660	08/26/2026	1,083.00
Nunley & Associates, Inc.	2026 Annual Water Supply & ...	3676	08/26/2026	3,802.50
Nunley & Associates, Inc.	CM- Blacklake Sewer Consolid...	3707-2	08/26/2026	46,502.73
Nunley & Associates, Inc.	2024 Water Loss Audit Verific...	3693	08/26/2026	954.75
Nunley & Associates, Inc.	2025 Urban WMP	3708	08/26/2026	6,660.75
Nunley & Associates, Inc.	PCIA - Tract 3135 Blume & Hill...	3659	08/26/2026	1,069.50
Payment 14858 Total:				72,190.73
Payment: 14859				
OEC	Lab Tests - Blacklake	A260801	08/26/2026	3,971.39
OEC	Lab Tests - Southland	A260802	08/26/2026	5,920.45
OEC	Lab Tests - Water	A260803	08/26/2026	3,518.70
Payment 14859 Total:				13,410.54
Payment: 14860				
Office Depot	Office supplies	475125404001	08/26/2026	455.73
Office Depot	Office supplies	475130859001	08/26/2026	49.32
Office Depot	Office supplies	475310996001	08/26/2026	16.08
Payment 14860 Total:				521.13
Payment: 14861				
O'Reilly Automotive Inc.	Car Battery & BlueDEF	JULY2026	08/26/2026	485.84
Payment 14861 Total:				485.84
Payment: 14862				
PG&E	Electricity	JULY2026	08/26/2026	106,887.66
Payment 14862 Total:				106,887.66
Payment: 14863				
Polydyne, Inc.	Clarifloc	2053889	08/26/2026	6,593.81
Payment 14863 Total:				6,593.81
Payment: 14864				
Powerstride Battery Co., Inc.	Generator Battery	97706	08/26/2026	316.12
Payment 14864 Total:				316.12
Payment: 14865				
Pro-West & Assoc., Inc.	GIS Block Support Package	INV-0000003833	08/26/2026	13,000.00
Payment 14865 Total:				13,000.00
Payment: 14866				
R. Baker, Inc.	Main Leak Repair - S Oak Glen	1110	08/26/2026	3,787.88
R. Baker, Inc.	Willow Rd Air Vac Install	1122	08/26/2026	11,111.25
R. Baker, Inc.	Main Leak Repair - S Oak Glen	1121	08/26/2026	3,376.03
Payment 14866 Total:				18,275.16
Payment: 14867				
Simplot Grower Solutions	CAN 17	780182579	08/26/2026	765.12
Payment 14867 Total:				765.12
Payment: 14868				
Standring, Lois	WASHER REBATE	AUGUST2026	08/26/2026	75.00
Payment 14868 Total:				75.00

Item D-1(A) Warrants AUGUST 26, 2026

Payment Dates: 08/26/2026 - 08/26/2026

Vendor Name	Description (Payable)	Payable Number	Payment Date	Amount
Payment: 14869				
Troesh Coleman Pacific	road Base & Concrete Mix	41370	08/26/2026	150.15
Payment 14869 Total:				150.15
Payment: 14870				
US Bank National Association	Storage Unit	JULY2026-D	08/26/2026	315.00
US Bank National Association	Operating Supplies	JULY2026-E	08/26/2026	687.30
US Bank National Association	Software Subscriptions	JULY2026-C	08/26/2026	120.00
US Bank National Association	Office Supplies	JULY2026-F	08/26/2026	1,799.39
US Bank National Association	Travel/Mileage	JULY2026A	08/26/2026	891.53
Payment 14870 Total:				3,813.22
Payment: 14871				
USA Bluebook	Hach Chemkey	INV01122642	08/26/2026	393.19
Payment 14871 Total:				393.19
Payment: 14872				
Voelker, Tyler	Lab 1 Renewal	AUGUST2026	08/26/2026	110.00
Payment 14872 Total:				110.00
Payment: 14873				
W.M. Lyles Co	Frontage Road Trunk Sewer P... FR2526-189-7		08/26/2026	805,592.87
Payment 14873 Total:				805,592.87
Payment: 14874				
Zierman Plumbing, Inc	Plumbing Repairs - Toilets at ... 26908		08/26/2026	510.04
Zierman Plumbing, Inc	Plumbing Repair - Toilets at Ya...26729		08/26/2026	447.05
Payment 14874 Total:				957.09
Grand Total:				1,221,406.63

TO: BOARD OF DIRECTORS
REVIEWED: RAY DIENZO, P.E. R.D.
GENERAL MANAGER
FROM: LISA BOGNUDA
INTERIM ASSISTANT GM
DATE: AUGUST 21, 2026

AGENDA ITEM
D-1(B)
AUGUST 26, 2026

WARRANTS – BLACKLAKE ASSESSMENT DISTRICT 2020-1

COMPUTER CHECKS GENERATED	\$219,307.64
VOIDED CHECKS	NONE

Item D-1(B) Warrants AUGUST 26, 2026

Nipomo Community Services District

By Payment Number

Payment Dates 08/26/2026 - 08/26/2026

Vendor Name	Description (Payable)	Payable Number	Payment Date	Amount
Payment: 281				
Cannon Corporation	Blacklake Sewer Consolidation	96604	08/26/2026	10,527.50
			Payment 281 Total:	10,527.50
Payment: 282				
Nunley & Associates, Inc.	CM Blacklake Sewer Consolida...	3707	08/26/2026	11,161.77
			Payment 282 Total:	11,161.77
Payment: 283				
Spiess Construction Co.	Blacklake Sewer Consolidation	BLAD-23	08/26/2026	194,669.25
			Payment 283 Total:	194,669.25
Payment: 284				
SWCA, Inc.	Blacklake Sewer System HCP ...	251504	08/26/2026	2,949.12
			Payment 284 Total:	2,949.12
			Grand Total:	219,307.64

TO: BOARD OF DIRECTORS
REVIEWED: RAY DIENZO, P.E. R.D-
GENERAL MANAGER
FROM: LISA BOGNUDA
INTERIM ASSISTANT GM
DATE: AUGUST 21, 2026

AGENDA ITEM
D-1(C)
AUGUST 26, 2026

WARRANTS – DANA RESERVE CAPACITY FUND

COMPUTER CHECKS GENERATED	\$30,703.55
VOIDED CHECKS	NONE

Item D-1(C) Warrants AUGUST 26, 2026

Nipomo Community Services District

By Payment Number

Payment Dates 08/26/2026 - 08/26/2026

Vendor Name	Description (Payable)	Payable Number	Payment Date	Amount
Payment: 201				
Nunley & Associates, Inc.	Oakglen Avenue Waterline Im... 3661		08/26/2026	30,703.55
Payment 201 Total:				30,703.55
Grand Total:				30,703.55

TO: BOARD OF DIRECTORS
FROM: RAY DIENZO, P.E. R.D.
GENERAL MANAGER
DATE: AUGUST 21, 2026



**APPROVE JULY 22, 2026
REGULAR BOARD MEETING MINUTES**

ITEM

Approve action minutes from previous Board meeting. [RECOMMEND APPROVE MINUTES]

BACKGROUND

The draft minutes are a written record of the previous Board meeting action.

RECOMMENDATION

Approve Minutes

ATTACHMENT

A. July 22, 2026 draft Board Meeting Minutes

AUGUST 26, 2026

ITEM D-2 (A)

ATTACHMENT A

NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community since 1965

DRAFT REGULAR MEETING MINUTES

JULY 22, 2026 AT 9:00 A.M.

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

BOARD of DIRECTORS

PHIL HENRY, **PRESIDENT**
TOM GLOVER, **VICE PRESIDENT**
ED EBY, **DIRECTOR**
GARY HANSEN, **DIRECTOR**
JOHN JOYCE, **DIRECTOR**

PRINCIPAL STAFF

RAY DIENZO, **GENERAL MANAGER**
JANA ETTEDDGUE, **FINANCE DIR/ASST GM**
ELIZABETH GAMEZ, **DISTRICT ENGINEER**
FRANCISCO MALDONADO, **OPERATIONS MGR**
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 Henry called the Regular Meeting of February 25, 2026, 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, Eby, Glover, and Henry were present. Director Hansen was absent.
There were no public comments.*

C. PRESENTATIONS AND REPORTS

C-1) SPRING 2026 GROUND WATER INDEX ("GWI") REVIEW [RECOMMEND RECEIVE AND FILE REPORT]

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

There were no public comments.

C-2) QUARTERLY ENGINEERING AND OPERATIONS MANAGER REPORT TO THE BOARD [RECOMMEND RECEIVE AND FILE REPORT]

Elizabeth Gamez, District Engineer, presented the Engineering update and answered questions from the Board.

Francisco Maldonado, Operations Manager, presented the Operations update and answered questions from the Board.

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

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

There were no public comments

Director Henry requested item E-1 be considered before the rest of the Agenda.

SUBJECT TO BOARD APPROVAL

**Nipomo Community Services District
REGULAR MEETING
AGENDA**

- 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 and answered questions from the Board and public.

Katharine Krieg, Executive Director of One Cool Earth, presented the item and answered questions from the Board.

Lois Standing, Nipomo resident, commented on the item.

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

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

Vote 4-0-1

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

Director Henry requested the Board continue with the remaining items on the Agenda.

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

Director Eby

- *June 11, attended NMMA-TG meeting*
- *June 18, attended LAFCO meeting*
- *July 1, attended NMMA-TG meeting*
- *July 16, LAFCO meeting was cancelled*
- *August 5, will attend WRAC meeting*

Director Glover

- *July 1, attended NMMA-TG meeting*
- *July 7, attended Board Officers' meeting*

Director Joyce

- *June 15, attended LAFCO 101 meeting*
- *June 18, attended LAFCO meeting*
- *July 19, attended NAC meeting*
- *July 22, attended SCAC meeting*

Director Henry

- *July 7, attended Board Officers meeting*

There were no public comments.

SUBJECT TO BOARD APPROVAL

D. CONSENT AGENDA

- D-1) WARRANTS [RECOMMEND APPROVAL]
- D-2) APPROVE JUNE 10, 2026 REGULAR BOARD MEETING MINUTES [RECOMMEND APPROVE MINUTES]
- D-3) INVESTMENT POLICY – QUARTERLY REPORT [RECOMMEND ACCEPT AND FILE REPORT]
- D-4) APPROVE TASK ORDER WITH CANNON FOR ADDITIONAL ENGINEERING SERVICES DURING CONSTRUCTION FOR BLACKLAKE SEWER SYSTEM CONSOLIDATION PROJECT LIFT STATIONS AND BLACKLAKE WASTEWATER RECLAMATION FACILITY DECOMMISSIONING [RECOMMEND, BY MOTION AND ROLL CALL VOTE, APPROVE TASK ORDER WITH CANNON IN THE AMOUNT OF \$52,348 AND AUTHORIZE STAFF TO EXECUTE TASK ORDER]
- D-5) AUTHORIZE STAFF TO BID FOOTHILL WATER TANK SITE GRADING PROJECT [BY MOTION AND ROLL CALL VOTE, AUTHORIZE STAFF TO BID PROJECT]

Director Eby requested clarification on Item D-4.

Elizabeth Gamez, District Engineer, answered questions from the Board on Item D-4.

Ray Dienzo, General Manager, answered questions from the Board on Item D-4.

Upon the motion of Director Eby, and seconded by Director Glover, the Board adopted the Consent Agenda.

Vote 4-0-1

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

E. ADMINISTRATIVE ITEMS**ADJOURN TO NCSD PUBLIC FACILITIES CORPORATION**

President Henry adjourned to the NCSD Public Facilities Corporation Annual Meeting.

ROLL CALL

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

- A) NCSD PUBLIC FACILITIES CORPORATION ANNUAL MEETING
Approve July 9, 2025 Public Facilities Corporation Meeting Minutes

There were no public comments

Upon the motion of Director Eby, and seconded by Director Glover, the Board approved the minutes of July 9, 2025 with minor modifications. Director Joyce abstained from voting due to not being present at the previous annual meeting.

Vote 3-1-1

YES VOTES	ABSTAIN	ABSENT
Directors Eby, Glover and Henry	Joyce	Hansen

SUBJECT TO BOARD APPROVAL

**Nipomo Community Services District
REGULAR MEETING
AGENDA**

F. GENERAL MANAGER'S REPORT

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

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

There were no public comments

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 closed session on all items.

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)

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

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

J. ADJOURN TO CLOSED SESSION**K. OPEN SESSION**

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

ADJOURN MEETING

President Henry adjourned the meeting at 12:22 p.m.

MEETING SUMMARY	HOURS & MINUTES			
Regular Meeting	1	hours	36	minutes
Closed Session	0	hours	32	minutes
TOTAL HOURS	2	hours	8	minutes

Respectfully submitted,

Ray Dienzo, General Manager and Secretary to the Board

Date

SUBJECT TO BOARD APPROVAL

TO: BOARD OF DIRECTORS
FROM: RAY DIENZO, P.E. R.D.
GENERAL MANAGER
DATE: AUGUST 21, 2026

AGENDA ITEM
D-2 (B)
AUGUST 26, 2026

**APPROVE AUGUST 7, 2026
SPECIAL BOARD MEETING MINUTES**

ITEM

Approve action minutes from previous Board meeting. [RECOMMEND APPROVE MINUTES]

BACKGROUND

The draft minutes are a written record of the previous Board meeting action.

RECOMMENDATION

Approve Minutes

ATTACHMENT

- A. August 7, 2026 draft Board Meeting Minutes

AUGUST 26, 2026

ITEM D-2 (B)

ATTACHMENT A

NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community since 1965

DRAFT SPECIAL MEETING MINUTES

AUGUST 7, 2026 AT 9:00 A.M.

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

BOARD of DIRECTORS

PHIL HENRY, **PRESIDENT**
TOM GLOVER, **VICE PRESIDENT**
ED EBY, **DIRECTOR**
GARY HANSEN, **DIRECTOR**
JOHN JOYCE, **DIRECTOR**

PRINCIPAL STAFF

RAY DIENZO, **GENERAL MANAGER**
JANA ETTEDDGUE, **FINANCE DIR/ASST GM**
ELIZABETH GAMEZ, **DISTRICT ENGINEER**
FRANCISCO MALDONADO, **OPERATIONS MGR.**
CRAIG STEELE, **GENERAL COUNSEL**

A. CALL TO ORDER AND FLAG SALUTE

Vice - President Glover called the Special Meeting of August 7, 2026, 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, Eby, and Glover were present. Director Henry was absent. There were no public comments.

C. PRESENTATIONS AND REPORTS

There were no items under this Agenda item.

- 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]

Director Joyce commented on the item.

There were no public comments.

Upon the motion of Director Eby, and seconded by Director Glover, the Board adopted the Consent Agenda.

Vote 4-0-1

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

E. ADMINISTRATIVE ITEMS

- E-1) ACCEPT OFFER OF WATER AND SEWER IMPROVEMENTS FOR TRACT 3135 [RECOMMEND ADOPT RESOLUTION ACCEPTING OFFER OF IMPROVEMENTS]**

Elizabeth Gamez, District Engineer, presented the item and answered questions from the Board.

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

SUBJECT TO BOARD APPROVAL

**Nipomo Community Services District
SPECIAL MEETING
MINUTES**

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

There were no public comments.

Upon the motion of Director Eby, seconded by Director Joyce, the Board adopted the resolution.

Vote 4-0-1

YES VOTES	NO	ABSENT
Directors Eby, Joyce, Glover, and Hansen	None	Henry

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
NIPOMO COMMUNITY SERVICES DISTRICT ACCEPTING
TRACT 3135 WATER AND SEWER IMPROVEMENTS**

ADJOURN MEETING

Vice-President Glover adjourned the meeting at 9:10 a.m.

MEETING SUMMARY	HOURS & MINUTES			
Regular Meeting	0	hours	10	minutes
Closed Session	0	hours	0	minutes
TOTAL HOURS	0	hours	10	minutes

Respectfully submitted,

Ray Dienzo, General Manager and Secretary to the Board

Date

SUBJECT TO BOARD APPROVAL

TO: BOARD OF DIRECTORS
FROM: RAY DIENZO, P.E. R.D.
GENERAL MANAGER
REVIEWED: CRAIG A. STEELE
DISTRICT COUNSEL
DATE: AUGUST 20, 2026

AGENDA ITEM
D-3
AUGUST 26, 2026

**BIENNIAL REVIEW AND UPDATE OF LOCAL CONFLICT OF
INTEREST CODE**

ITEM

Conduct Biennial Review of Local Conflict of Interest Code and Adopt Resolution Updating the Code to Add Two Positions as Designated Filers [RECOMMEND CONDUCT REVIEW AND ADOPT RESOLUTION]

BACKGROUND

California's Political Reform Act requires that the Nipomo Community Services District (District) maintain a local Conflict of Interest Code, which prohibits conflicts of interest and determines which District officials and employees must file Form 700 Statement of Economic Interest. The District must then review the local Code periodically to determine whether any changes or updates are necessary. The District last adopted an updated Conflict of Interest Code in 2024 [Attachment A] and San Luis Obispo County, as the District's "Code Reviewing Body," has notified the District it is due for another review this year. Amendments to the Conflict of Interest Code are typically required if any of the following questions are answered in the affirmative:

- Is the current code more than five years old?
- Have there been any substantial changes to the agency's organizational structure since the last code was approved?
- Have any positions been eliminated or re-named since the last code was approved?
- Have any new positions been added since the last code was approved?
- Have there been any substantial changes in duties or responsibilities for any positions since the last code was approved?

In this case, the District has modified one position since the Code was adopted in 2024 that should be designated for filing. The position of District Engineer should be added to the District's list of designated filers. This position involves responsibilities that could implicate the conflict of interest laws. Regarding the text of the Code, Government Code Section 87312 permits agencies to adopt the Fair Political Practices Commission's "model" conflict code, set forth in 2 California Code of Regulations Section 18730 [Attachment B]. The District has adopted that model in the past, including any amendments which has kept the District's local Code current. The answer to the remaining other questions is no. Following review, staff and Counsel recommend that the Board again adopt the model Code, with the local position designations set forth in Appendix A. The attached Resolution [Attachment C & D] memorializes those actions.

The District is required to submit a report [Attachment E] to the San Luis Obispo County Clerk-Recorder by October 1, 2026, indicating whether the District's Conflict of Interest Code requires

revisions. If the Board concurs with staff and District Counsel and adopts the proposed resolution, the District General Manager will provide the required form and the updated document to the County Clerk-Recorder before the deadline.

FISCAL IMPACT

The District's Conflict of Interest Code does not create additional fiscal impacts to the District.

STRATEGIC PLAN

Goal 6. GOVERNANCE AND ADMINISTRATION. Conduct District activities in an efficient, equitable and cost-effective manner.

6.A. ACTIVITIES FOR COMPLETION

A.1. Periodically review, update and reaffirm District policies and procedures.

RECOMMENDATION

It is recommended that your Board review the District's Local Conflict of Interest Code and adopt Resolution No. 2026-XXXX to update the Conflict of Interest Code, and direct staff to file the new document with the County.

ATTACHMENTS

- A. Resolution 2024-1719 Conflict of Interest Code
- B. Regulation 18730
- C. Resolution 2026-xxxx NCSD Local Conflict of Interest Code, red-line
- D. Resolution 2026-xxxx NCSD Local Conflict of Interest Code, clean
- E. 2026 Local Agency Biennial Notice

AUGUST 26, 2026

ITEM D-3

ATTACHMENT A

**RESOLUTION 2024-1719
A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
NIPOMO COMMUNITY SERVICES DISTRICT
ADOPTING AN UPDATED CONFLICT OF INTEREST CODE**

WHEREAS, the Nipomo Community Services District (herein "District") is a local governmental agency formed and authorized to provide services within its jurisdiction, pursuant to Section 61000 et seq. of the California Government Code;

WHEREAS, the Political Reform Act, Government Code Sections 81000, et seq., requires the District to periodically review and adopt a Conflict of Interest Code;

WHEREAS, the Fair Political Practices Commission has adopted a standard model Conflict of Interest Code, codified at 2 California Code of Regulations Section 18730, which can be incorporated by reference as the District's Conflict of Interest Code;

WHEREAS, the District Board of Directors, by prior Resolution 2018-1484, adopted Regulation 18730 by reference as the District's Conflict of Interest Code and designated positions for filing; and

WHEREAS, District staff and Legal Counsel have reviewed the District's current Conflict of Interest Code at the request of San Luis Obispo County, the District's filing Officer, and recommend that the Conflict of Interest Code be updated to include positions created since the last update, as shown in Exhibit "A" hereto and its Appendix.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED by the Board of Directors of the Nipomo Community Services District that:

1. The Board hereby adopts the District's Conflict of Interest Code attached as Exhibit "A" to this Resolution, including the Appendix attached thereto which designates District officers and employees that are deemed to make, or participate in the making of, decisions which may have a material effect on a financial interest and designates disclosure categories for its designated officers, employees, and consultants.
2. Resolution 2018-1484 is hereby repealed.
3. The General Manager is authorized to file this Resolution and any other necessary documents with the County of San Luis Obispo.

On the motion of Director Henry, seconded by Director Iglesias and on the following roll call vote:

AYES: DIRECTORS HENRY, IGLESIAS, HANSEN, GADDIS, and EBY

NOES: NONE

ABSENT: NONE

CONFLICTS: NONE

The foregoing resolution is hereby passed, approved and adopted by the Board of Directors of the Nipomo Community Services District this 28th day of August, 2024.

ATTEST:

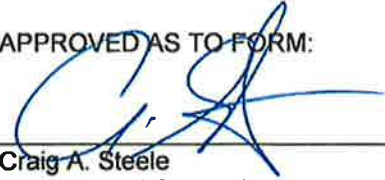


Ray Dierzo
General Manager and Secretary to the Board



Ed Eby
President, Board of Directors

APPROVED AS TO FORM:



Craig A. Steele
District Legal Counsel

**NIPOMO COMMUNITY SERVICES DISTRICT
RESOLUTION 2024-1719**

EXHIBIT "A"

CONFLICT OF INTEREST CODE

The Political Reform Act (Government Code Section 81000, et seq.) requires state and local government agencies to adopt and promulgate conflict of interest codes, and to periodically review and update those codes. The Fair Political Practices Commission has adopted a regulation (2 California Code of Regulations Section 18730) that contains the terms of a model conflict of interest code, which can be incorporated by reference in an agency's code. After public notice and hearing, the standard code may be amended by the Fair Political Practices Commission from time to time to conform to amendments in the Political Reform Act. The provisions of 2 California Code of Regulations Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission are hereby incorporated by reference. This regulation and the attached Appendix, designating positions and establishing disclosure categories, shall constitute the conflict of interest code of the Nipomo Community Services District (District)

Individuals holding designated positions shall file their statements of economic interests with the District, which will make the statements available for public inspection and reproduction (Gov. Code Sec. 81008). All statements will be retained by the District.

NIPOMO COMMUNITY SERVICES DISTRICT
RESOLUTION 2024 – 1719

APPENDIX TO EXHIBIT "A"

NIPOMO COMMUNITY SERVICES DISTRICT
CONFLICT OF INTEREST CODE

DESIGNATED OFFICERS AND EMPLOYEES
WITH DISCLOSURE CATEGORIES

I. DESIGNATED POSITIONS

The persons occupying the positions listed below are hereby considered designated officers and employees and are deemed to make, or participate in the making of, decisions, which may have a material effect on a financial interest.

DESIGNATED POSITION	ASSIGNED DISCLOSURE CATEGORIES
Members of the Board of Directors	1
General Manager	1
District Legal Counsel	1
Assistant General Manager/Finance Director	1
Director of Engineering and Operations	1
Operations Manager	1
Assistant Engineer	2
Consultant*	2

The District has determined that all the positions listed above are public officials within the meaning of Government Code Section 87200, and/or Designated Employees within the meaning of Government Code Section 87200 and California Code of Regulations title 2, Section 18720(b)(2), and those persons holding these positions must file statements of economic interest (FPPC Form 700) pursuant to the California Political Reform Act.

* **Consultants.** "Consultant" has the same meaning as set forth in California Code of Regulations, Title 2, Section 18700.3.

II. DISCLOSURE CATEGORIES

Subject to the definitions set forth in the Political Reform Act and its applicable regulations:

Category 1. All persons in this disclosure category shall disclose the following:

- a) All reportable investments.
- b) All reportable interests in real property.
- c) All reportable income and loans.
- d) All reportable business positions in business entities.
- e) All reportable gifts, travel payments, advances, and reimbursements.

NIPOMO COMMUNITY SERVICES DISTRICT
RESOLUTION 2024 – 1719

APPENDIX TO EXHIBIT "A"
(cont.)

Category 2. All persons in this disclosure category shall disclose everything listed under Category 1, subject to the following limitation:

- a) The General Manager may determine in writing that a particular consultant or position, although a "designated position," is hired to perform a range of duties that is limited in scope and thus is not required to fully comply with the disclosure requirements in this section. Such written determination shall include a description of the consultant's or new position's duties and, based upon that description, a statement of the extent of disclosure requirements. The General Manager's determination is a public record and shall be retained for public inspection in the same manner and location as this conflict of interest code. (Gov. Code Section 81008.)

AUGUST 26, 2026

ITEM D-3

ATTACHMENT B

(Regulations of the Fair Political Practices Commission, Title 2, Division 6, California Code of Regulations)

§ 18730. Provisions of Conflict of Interest Codes.

(a) Incorporation by reference of the terms of this regulation along with the designation of employees and the formulation of disclosure categories in the Appendix referred to below constitute the adoption and promulgation of a conflict of interest code within the meaning of Section 87300 or the amendment of a conflict of interest code within the meaning of Section 87306 if the terms of this regulation are substituted for terms of a conflict of interest code already in effect. A code so amended or adopted and promulgated requires the reporting of reportable items in a manner substantially equivalent to the requirements of article 2 of chapter 7 of the Political Reform Act, Sections 81000, et seq. The requirements of a conflict of interest code are in addition to other requirements of the Political Reform Act, such as the general prohibition against conflicts of interest contained in Section 87100, and to other state or local laws pertaining to conflicts of interest.

(b) The terms of a conflict of interest code amended or adopted and promulgated pursuant to this regulation are as follows:

(1) Section 1. Definitions.

The definitions contained in the Political Reform Act of 1974, regulations of the Fair Political Practices Commission (Regulations 18110, et seq.), and any amendments to the Act or regulations, are incorporated by reference into this conflict of interest code.

(2) Section 2. Designated Employees.

The persons holding positions listed in the Appendix are designated employees. It has been determined that these persons make or participate in the making of decisions which may foreseeably have a material effect on economic interests.

(3) Section 3. Disclosure Categories.

This code does not establish any disclosure obligation for those designated employees who are also specified in Section 87200 if they are designated in this code in that same capacity or if the geographical jurisdiction of this agency is the same as or is wholly included within the jurisdiction in which those persons must report their economic interests pursuant to article 2 of chapter 7 of the Political Reform Act, Sections 87200, et seq.

In addition, this code does not establish any disclosure obligation for any designated employees who are designated in a conflict of interest code for another agency, if all of the following apply:

(A) The geographical jurisdiction of this agency is the same as or is wholly included within the jurisdiction of the other agency;

(B) The disclosure assigned in the code of the other agency is the same as that required under article 2 of chapter 7 of the Political Reform Act, Section 87200; and

(C) The filing officer is the same for both agencies. [FN1]

Such persons are covered by this code for disqualification purposes only. With respect to all other designated employees, the disclosure categories set forth in the Appendix specify which kinds of economic interests are reportable. Such a designated employee shall disclose in the employee's statement of economic interests those economic interests the employee has which are of the kind described in the disclosure categories to which the employee is assigned in the Appendix. It has been determined that the economic interests set forth in a designated employee's

disclosure categories are the kinds of economic interests which the employee foreseeably can affect materially through the conduct of the employee's office.

(4) Section 4. Statements of Economic Interests: Place of Filing.

The code reviewing body shall instruct all designated employees within its code to file statements of economic interests with the agency or with the code reviewing body, as provided by the code reviewing body in the agency's conflict of interest code or with the Fair Political Practices Commission using the Commission's electronic filing system as required under Section 87500. [FN2]

(5) Section 5. Statements of Economic Interests: Time of Filing.

(A) Initial Statements. All designated employees employed by the agency on the effective date of this code, as originally adopted, promulgated and approved by the code reviewing body, shall file statements within 30 days after the effective date of this code. Thereafter, each person already in a position when it is designated by an amendment to this code shall file an initial statement within 30 days after the effective date of the amendment.

(B) Assuming Office Statements. All persons assuming designated positions after the effective date of this code shall file statements within 30 days after assuming the designated positions, or if subject to State Senate confirmation, 30 days after being nominated or appointed.

(C) Annual Statements. All designated employees shall file statements no later than April 1. If a person reports for military service as defined in the Servicemember's Civil Relief Act, the deadline for the annual statement of economic interests is 30 days following the person's return to office, provided the person, or someone authorized to represent the person's interests, notifies the filing officer in writing prior to the applicable filing deadline that the person is subject to that

federal statute and is unable to meet the applicable deadline, and provides the filing officer verification of the person's military status.

(D) Leaving Office Statements. All persons who leave designated positions shall file statements within 30 days after leaving office.

(5.5) Section 5.5. Statements for Persons Who Resign Prior to Assuming Office.

Any person who resigns within 12 months of initial appointment, or within 30 days of the date of notice provided by the filing officer to file an assuming office statement, is not deemed to have assumed office or left office, provided the person did not make or participate in the making of, or use the person's position to influence any decision and did not receive or become entitled to receive any form of payment as a result of the person's appointment. Such persons shall not file either an assuming or leaving office statement.

(A) Any person who resigns a position within 30 days of the date of a notice from the filing officer shall do both of the following:

(1) File a written resignation with the appointing power; and

(2) File a written statement with the filing officer declaring under penalty of perjury that during the period between appointment and resignation the person did not make, participate in the making, or use the position to influence any decision of the agency or receive, or become entitled to receive, any form of payment by virtue of being appointed to the position.

(6) Section 6. Contents of and Period Covered by Statements of Economic Interests.

(A) Contents of Initial Statements.

Initial statements shall disclose any reportable investments, interests in real property and business positions held on the effective date of the code and income received during the 12 months prior to the effective date of the code.

(B) Contents of Assuming Office Statements.

Assuming office statements shall disclose any reportable investments, interests in real property and business positions held on the date of assuming office or, if subject to State Senate confirmation or appointment, on the date of nomination, and income received during the 12 months prior to the date of assuming office or the date of being appointed or nominated, respectively.

(C) Contents of Annual Statements. Annual statements shall disclose any reportable investments, interests in real property, income and business positions held or received during the previous calendar year provided, however, that the period covered by an employee's first annual statement shall begin on the effective date of the code or the date of assuming office whichever is later, or for a board or commission member subject to Section 87302.6, the day after the closing date of the most recent statement filed by the member pursuant to Regulation 18754.

(D) Contents of Leaving Office Statements.

Leaving office statements shall disclose reportable investments, interests in real property, income and business positions held or received during the period between the closing date of the last statement filed and the date of leaving office.

(7) Section 7. Manner of Reporting.

Statements of economic interests shall be made on forms prescribed by the Fair Political Practices Commission and supplied by the agency, and shall contain the following information:

(A) Investment and Real Property Disclosure.

When an investment or an interest in real property [FN3] is required to be reported, [FN4] the statement shall contain the following:

1. A statement of the nature of the investment or interest;

2. The name of the business entity in which each investment is held, and a general description of the business activity in which the business entity is engaged;

3. The address or other precise location of the real property;

4. A statement whether the fair market value of the investment or interest in real property equals or exceeds \$2,000, exceeds \$10,000, exceeds \$100,000, or exceeds \$1,000,000.

(B) Personal Income Disclosure. When personal income is required to be reported, [FN5] the statement shall contain:

1. The name and address of each source of income aggregating \$500 or more in value, or \$50 or more in value if the income was a gift, and a general description of the business activity, if any, of each source;

2. A statement whether the aggregate value of income from each source, or in the case of a loan, the highest amount owed to each source, was \$1,000 or less, greater than \$1,000, greater than \$10,000, or greater than \$100,000;

3. A description of the consideration, if any, for which the income was received;

4. In the case of a gift, the name, address and business activity of the donor and any intermediary through which the gift was made; a description of the gift; the amount or value of the gift; and the date on which the gift was received;

5. In the case of a loan, the annual interest rate and the security, if any, given for the loan and the term of the loan.

(C) Business Entity Income Disclosure. When income of a business entity, including income of a sole proprietorship, is required to be reported, [FN6] the statement shall contain:

1. The name, address, and a general description of the business activity of the business entity;

2. The name of every person from whom the business entity received payments if the filer's pro rata share of gross receipts from such person was equal to or greater than \$10,000.

(D) Business Position Disclosure. When business positions are required to be reported, a designated employee shall list the name and address of each business entity in which the employee is a director, officer, partner, trustee, employee, or in which the employee holds any position of management, a description of the business activity in which the business entity is engaged, and the designated employee's position with the business entity.

(E) Acquisition or Disposal During Reporting Period. In the case of an annual or leaving office statement, if an investment or an interest in real property was partially or wholly acquired or disposed of during the period covered by the statement, the statement shall contain the date of acquisition or disposal.

(8) Section 8. Prohibition on Receipt of Honoraria.

(A) No member of a state board or commission, and no designated employee of a state or local government agency, shall accept any honorarium from any source, if the member or employee would be required to report the receipt of income or gifts from that source on the member's or employee's statement of economic interests.

(B) This section shall not apply to any part-time member of the governing board of any public institution of higher education, unless the member is also an elected official.

(C) Subdivisions (a), (b), and (c) of Section 89501 shall apply to the prohibitions in this section.

(D) This section shall not limit or prohibit payments, advances, or reimbursements for travel and related lodging and subsistence authorized by Section 89506.

(8.1) Section 8.1. Prohibition on Receipt of Gifts in Excess of \$630.

(A) No member of a state board or commission, and no designated employee of a state or local government agency, shall accept gifts with a total value of more than \$630 in a calendar year from any single source, if the member or employee would be required to report the receipt of income or gifts from that source on the member's or employee's statement of economic interests.

(B) This section shall not apply to any part-time member of the governing board of any public institution of higher education, unless the member is also an elected official.

(C) Subdivisions (e), (f), and (g) of Section 89503 shall apply to the prohibitions in this section.

(8.2) Section 8.2. Loans to Public Officials.

(A) No elected officer of a state or local government agency shall, from the date of the election to office through the date that the officer vacates office, receive a personal loan from any officer, employee, member, or consultant of the state or local government agency in which the elected officer holds office or over which the elected officer's agency has direction and control.

(B) No public official who is exempt from the state civil service system pursuant to subdivisions (c), (d), (e), (f), and (g) of Section 4 of Article VII of the Constitution shall, while he or she holds office, receive a personal loan from any officer, employee, member, or consultant of the state or local government agency in which the public official holds office or over which the public official's agency has direction and control. This subdivision shall not apply to loans made to a public official whose duties are solely secretarial, clerical, or manual.

(C) No elected officer of a state or local government agency shall, from the date of the election to office through the date that the officer vacates office, receive a personal loan from any person who has a contract with the state or local government agency to which that elected officer

has been elected or over which that elected officer's agency has direction and control. This subdivision shall not apply to loans made by banks or other financial institutions or to any indebtedness created as part of a retail installment or credit card transaction, if the loan is made or the indebtedness created in the lender's regular course of business on terms available to members of the public without regard to the elected officer's official status.

(D) No public official who is exempt from the state civil service system pursuant to subdivisions (c), (d), (e), (f), and (g) of Section 4 of Article VII of the Constitution shall, while the official holds office, receive a personal loan from any person who has a contract with the state or local government agency to which that elected officer has been elected or over which that elected officer's agency has direction and control. This subdivision shall not apply to loans made by banks or other financial institutions or to any indebtedness created as part of a retail installment or credit card transaction, if the loan is made or the indebtedness created in the lender's regular course of business on terms available to members of the public without regard to the elected officer's official status. This subdivision shall not apply to loans made to a public official whose duties are solely secretarial, clerical, or manual.

(E) This section shall not apply to the following:

1. Loans made to the campaign committee of an elected officer or candidate for elective office.

2. Loans made by a public official's spouse, child, parent, grandparent, grandchild, brother, sister, parent-in-law, brother-in-law, sister-in-law, nephew, niece, aunt, uncle, or first cousin, or the spouse of any such persons, provided that the person making the loan is not acting as an agent or intermediary for any person not otherwise exempted under this section.

3. Loans from a person which, in the aggregate, do not exceed \$500 at any given time.

4. Loans made, or offered in writing, before January 1, 1998.

(8.3) Section 8.3. Loan Terms.

(A) Except as set forth in subdivision (B), no elected officer of a state or local government agency shall, from the date of the officer's election to office through the date the officer vacates office, receive a personal loan of \$500 or more, except when the loan is in writing and clearly states the terms of the loan, including the parties to the loan agreement, date of the loan, amount of the loan, term of the loan, date or dates when payments shall be due on the loan and the amount of the payments, and the rate of interest paid on the loan.

(B) This section shall not apply to the following types of loans:

1. Loans made to the campaign committee of the elected officer.

2. Loans made to the elected officer by his or her spouse, child, parent, grandparent, grandchild, brother, sister, parent-in-law, brother-in-law, sister-in-law, nephew, niece, aunt, uncle, or first cousin, or the spouse of any such person, provided that the person making the loan is not acting as an agent or intermediary for any person not otherwise exempted under this section.

3. Loans made, or offered in writing, before January 1, 1998.

(C) Nothing in this section shall exempt any person from any other provision of Title 9 of the Government Code.

(8.4) Section 8.4. Personal Loans.

(A) Except as set forth in subdivision (B), a personal loan received by any designated employee shall become a gift to the designated employee for the purposes of this section in the following circumstances:

1. If the loan has a defined date or dates for repayment, when the statute of limitations for filing an action for default has expired.

2. If the loan has no defined date or dates for repayment, when one year has elapsed from the later of the following:

- a. The date the loan was made.
- b. The date the last payment of \$100 or more was made on the loan.
- c. The date upon which the debtor has made payments on the loan aggregating to less than \$250 during the previous 12 months.

(B) This section shall not apply to the following types of loans:

1. A loan made to the campaign committee of an elected officer or a candidate for elective office.

2. A loan that would otherwise not be a gift as defined in this title.

3. A loan that would otherwise be a gift as set forth under subdivision (A), but on which the creditor has taken reasonable action to collect the balance due.

4. A loan that would otherwise be a gift as set forth under subdivision (A), but on which the creditor, based on reasonable business considerations, has not undertaken collection action.

Except in a criminal action, a creditor who claims that a loan is not a gift on the basis of this paragraph has the burden of proving that the decision for not taking collection action was based on reasonable business considerations.

5. A loan made to a debtor who has filed for bankruptcy and the loan is ultimately discharged in bankruptcy.

(C) Nothing in this section shall exempt any person from any other provisions of Title 9 of the Government Code.

(9) Section 9. Disqualification.

No designated employee shall make, participate in making, or in any way attempt to use the employee's official position to influence the making of any governmental decision which the employee knows or has reason to know will have a reasonably foreseeable material financial effect, distinguishable from its effect on the public generally, on the official or a member of the official's immediate family or on:

(A) Any business entity in which the designated employee has a direct or indirect investment worth \$2,000 or more;

(B) Any real property in which the designated employee has a direct or indirect interest worth \$2,000 or more;

(C) Any source of income, other than gifts and other than loans by a commercial lending institution in the regular course of business on terms available to the public without regard to official status, aggregating \$500 or more in value provided to, received by or promised to the designated employee within 12 months prior to the time when the decision is made;

(D) Any business entity in which the designated employee is a director, officer, partner, trustee, employee, or holds any position of management; or

(E) Any donor of, or any intermediary or agent for a donor of, a gift or gifts aggregating \$630 or more provided to, received by, or promised to the designated employee within 12 months prior to the time when the decision is made.

(9.3) Section 9.3. Legally Required Participation.

No designated employee shall be prevented from making or participating in the making of any decision to the extent the employee's participation is legally required for the decision to be made. The fact that the vote of a designated employee who is on a voting body is needed to break a tie does not make the employees' participation legally required for purposes of this section.

(9.5) Section 9.5. Disqualification of State Officers and Employees.

In addition to the general disqualification provisions of section 9, no state administrative official shall make, participate in making, or use the official's position to influence any governmental decision directly relating to any contract where the state administrative official knows or has reason to know that any party to the contract is a person with whom the state administrative official, or any member of the official's immediate family has, within 12 months prior to the time when the official action is to be taken:

(A) Engaged in a business transaction or transactions on terms not available to members of the public, regarding any investment or interest in real property; or

(B) Engaged in a business transaction or transactions on terms not available to members of the public regarding the rendering of goods or services totaling in value \$1,000 or more.

(10) Section 10. Disclosure of Disqualifying Interest.

When a designated employee determines that the employee should not make a governmental decision because the employee has a disqualifying interest in it, the determination not to act may be accompanied by disclosure of the disqualifying interest.

(11) Section 11. Assistance of the Commission and Counsel.

Any designated employee who is unsure of the duties under this code may request assistance from the Fair Political Practices Commission pursuant to Section 83114 and Regulations 18329 and 18329.5 or from the attorney for the employee's agency, provided that nothing in this section requires the attorney for the agency to issue any formal or informal opinion.

(12) Section 12. Violations.

This code has the force and effect of law. Designated employees violating any provision of this code are subject to the administrative, criminal and civil sanctions provided in the

Political Reform Act, Sections 81000-91014. In addition, a decision in relation to which a violation of the disqualification provisions of this code or of Section 87100 or 87450 has occurred may be set aside as void pursuant to Section 91003.

[FN1]

Designated employees who are required to file statements of economic interests under any other agency's conflict of interest code, or under article 2 for a different jurisdiction, may expand their statement of economic interests to cover reportable interests in both jurisdictions, and file copies of this expanded statement with both entities in lieu of filing separate and distinct statements, provided that each copy of such expanded statement filed in place of an original is signed and verified by the designated employee as if it were an original. See Section 81004.

[FN2]

See Section 81010 and Regulation 18115 for the duties of filing officers and persons in agencies who make and retain copies of statements and forward the originals to the filing officer.

[FN3]

For the purpose of disclosure only (not disqualification), an interest in real property does not include the principal residence of the filer.

[FN4]

Investments and interests in real property which have a fair market value of less than \$2,000 are not investments and interests in real property within the meaning of the Political Reform Act. However, investments or interests in real property of an individual include those held by the individual's spouse and dependent children as well as a pro rata share of any investment or interest in real property of any business entity or trust in which the individual, spouse and

dependent children own, in the aggregate, a direct, indirect or beneficial interest of 10 percent or greater.

[FN5]

A designated employee's income includes the employee's community property interest in the income of the employee's spouse but does not include salary or reimbursement for expenses received from a state, local or federal government agency.

[FN6]

Income of a business entity is reportable if the direct, indirect or beneficial interest of the filer and the filer's spouse in the business entity aggregates a 10 percent or greater interest. In addition, the disclosure of persons who are clients or customers of a business entity is required only if the clients or customers are within one of the disclosure categories of the filer.

Note: Authority cited: Section 83112, Government Code. Reference: Sections 87103(e), 87300-87302, 89501, 89502 and 89503, Government Code.

History

1. New section filed 4-2-80 as an emergency; effective upon filing (Register 80, No. 14).
Certificate of Compliance included.
2. Editorial correction (Register 80, No. 29).
3. Amendment of subsection (b) filed 1-9-81; effective thirtieth day thereafter (Register 81, No. 2).
4. Amendment of subsection (b)(7)(B)1. filed 1-26-83; effective thirtieth day thereafter (Register 83, No. 5).
5. Amendment of subsection (b)(7)(A) filed 11-10-83; effective thirtieth day thereafter (Register 83, No. 46).

6. Amendment filed 4-13-87; operative 5-13-87 (Register 87, No. 16).
7. Amendment of subsection (b) filed 10-21-88; operative 11-20-88 (Register 88, No. 46).
8. Amendment of subsections (b)(8)(A) and (b)(8)(B) and numerous editorial changes filed 8-28-90; operative 9-27-90 (Reg. 90, No. 42).
9. Amendment of subsections (b)(3), (b)(8) and renumbering of following subsections and amendment of Note filed 8-7-92; operative 9-7-92 (Register 92, No. 32).
10. Amendment of subsection (b)(5.5) and new subsections (b)(5.5)(A)-(A)(2) filed 2-4-93; operative 2-4-93 (Register 93, No. 6).
11. Change without regulatory effect adopting Conflict of Interest Code for California Mental Health Planning Council filed 11-22-93 pursuant to title 1, section 100, California Code of Regulations (Register 93, No. 48). Approved by Fair Political Practices Commission 9-21-93.
12. Change without regulatory effect redesignating Conflict of Interest Code for California Mental Health Planning Council as chapter 62, section 55100 filed 1-4-94 pursuant to title 1, section 100, California Code of Regulations (Register 94, No. 1).
13. Editorial correction adding History 11 and 12 and deleting duplicate section number (Register 94, No. 17).
14. Amendment of subsection (b)(8), designation of subsection (b)(8)(A), new subsection (b)(8)(B), and amendment of subsections (b)(8.1)-(b)(8.1)(B), (b)(9)(E) and Note filed 3-14-95; operative 3-14-95 pursuant to Government Code section 11343.4(d) (Register 95, No. 11).
15. Editorial correction inserting inadvertently omitted language in footnote 4 (Register 96, No. 13).

16. Amendment of subsections (b)(8)(A)-(B) and (b)(8.1)(A), repealer of subsection (b)(8.1)(B), and amendment of subsection (b)(12) filed 10-23-96; operative 10-23-96 pursuant to Government Code section 11343.4(d) (Register 96, No. 43).
17. Amendment of subsections (b)(8.1) and (9)(E) filed 4-9-97; operative 4-9-97 pursuant to Government Code section 11343.4(d) (Register 97, No. 15).
18. Amendment of subsections (b)(7)(B)5., new subsections (b)(8.2)-(b)(8.4)(C) and amendment of Note filed 8-24-98; operative 8-24-98 pursuant to Government Code section 11343.4(d) (Register 98, No. 35).
19. Editorial correction of subsection (a) (Register 98, No. 47).
20. Amendment of subsections (b)(8.1), (b)(8.1)(A) and (b)(9)(E) filed 5-11-99; operative 5-11-99 pursuant to Government Code section 11343.4(d) (Register 99, No. 20).
21. Amendment of subsections (b)(8.1)-(b)(8.1)(A) and (b)(9)(E) filed 12-6-2000; operative 1-1-2001 pursuant to the 1974 version of Government Code section 11380.2 and Title 2, California Code of Regulations, section 18312(d) and (e) (Register 2000, No. 49).
22. Amendment of subsections (b)(3) and (b)(10) filed 1-10-2001; operative 2-1-2001. Submitted to OAL for filing pursuant to *Fair Political Practices Commission v. Office of Administrative Law*, 3 Civil C010924, California Court of Appeal, Third Appellate District, nonpublished decision, April 27, 1992 (FPPC regulations only subject to 1974 Administrative Procedure Act rulemaking requirements) (Register 2001, No. 2).
23. Amendment of subsections (b)(7)(A)4., (b)(7)(B)1.-2., (b)(8.2)(E)3., (b)(9)(A)-(C) and footnote 4. filed 2-13-2001. Submitted to OAL for filing pursuant to *Fair Political Practices Commission v. Office of Administrative Law*, 3 Civil C010924, California Court of Appeal, Third

Appellate District, nonpublished decision, April 27, 1992 (FPPC regulations only subject to 1974 Administrative Procedure Act rulemaking requirements) (Register 2001, No. 7).

24. Amendment of subsections (b)(8.1)-(b)(8.1)(A) filed 1-16-2003; operative 1-1-2003.

Submitted to OAL for filing pursuant to *Fair Political Practices Commission v. Office of Administrative Law*, 3 Civil C010924, California Court of Appeal, Third Appellate District, nonpublished decision, April 27, 1992 (FPPC regulations only subject to 1974 Administrative Procedure Act rulemaking requirements) (Register 2003, No. 3).

25. Editorial correction of History 24 (Register 2003, No. 12).

26. Editorial correction removing extraneous phrase in subsection (b)(9.5)(B) (Register 2004, No. 33).

27. Amendment of subsections (b)(2)-(3), (b)(3)(C), (b)(6)(C), (b)(8.1)-(b)(8.1)(A), (b)(9)(E) and (b)(11)-(12) filed 1-4-2005; operative 1-1-2005 pursuant to Government Code section 11343.4 (Register 2005, No. 1).

28. Amendment of subsection (b)(7)(A)4. filed 10-11-2005; operative 11-10-2005 (Register 2005, No. 41).

29. Amendment of subsections (a), (b)(1), (b)(3), (b)(8.1), (b)(8.1)(A) and (b)(9)(E) filed 12-18-2006; operative 1-1-2007. Submitted to OAL pursuant to *Fair Political Practices Commission v. Office of Administrative Law*, 3 Civil C010924, California Court of Appeal, Third Appellate District, nonpublished decision, April 27, 1992 (FPPC regulations only subject to 1974 Administrative Procedure Act rulemaking requirements) (Register 2006, No. 51).

30. Amendment of subsections (b)(8.1)-(b)(8.1)(A) and (b)(9)(E) filed 10-31-2008; operative 11-30-2008. Submitted to OAL for filing pursuant to *Fair Political Practices Commission v. Office of Administrative Law*, 3 Civil C010924, California Court of Appeal, Third Appellate District,

nonpublished decision, April 27, 1992 (FPPC regulations only subject to 1974 Administrative Procedure Act rulemaking requirements and not subject to procedural or substantive review by OAL) (Register 2008, No. 44).

31. Amendment of section heading and section filed 11-15-2010; operative 12-15-2010.

Submitted to OAL for filing pursuant to *Fair Political Practices Commission v. Office of Administrative Law*, 3 Civil C010924, California Court of Appeal, Third Appellate District, nonpublished decision, April 27, 1992 (FPPC regulations only subject to 1974 Administrative Procedure Act rulemaking requirements and not subject to procedural or substantive review by OAL) (Register 2010, No. 47).

32. Amendment of section heading and subsections (a)-(b)(1), (b)(3)-(4), (b)(5)(C), (b)(8.1)-(b)(8.1)(A) and (b)(9)(E) and amendment of footnote 1 filed 1-8-2013; operative 2-7-2013.

Submitted to OAL for filing pursuant to *Fair Political Practices Commission v. Office of Administrative Law*, 3 Civil C010924, California Court of Appeal, Third Appellate District, nonpublished decision, April 27, 1992 (FPPC regulations only subject to 1974 Administrative Procedure Act rulemaking requirements and not subject to procedural or substantive review by OAL) (Register 2013, No. 2).

33. Amendment of subsections (b)(8.1)-(b)(8.1)(A), (b)(8.2)(E)3. and (b)(9)(E) filed 12-15-2014; operative 1-1-2015 pursuant to section 18312(e)(1)(A), title 2, California Code of Regulations.

Submitted to OAL for filing and printing pursuant to *Fair Political Practices Commission v. Office of Administrative Law*, 3 Civil C010924, California Court of Appeal, Third Appellate District, nonpublished decision, April 27, 1992 (FPPC regulations only subject to 1974 Administrative Procedure Act rulemaking requirements) (Register 2014, No. 51).

34. Redesignation of portions of subsection (b)(8)(A) as new subsections (b)(8)(B)-(D), amendment of subsections (b)(8.1)-(b)(8.1)(A), redesignation of portions of subsection (b)(8.1)(A) as new subsections (b)(8.1)(B)-(C) and amendment of subsection (b)(9)(E) filed 12-1-2016; operative 12-31-2016 pursuant to Cal. Code Regs. tit. 2, section 18312(e). Submitted to OAL for filing pursuant to *Fair Political Practices Commission v. Office of Administrative Law*, 3 Civil C010924, California Court of Appeal, Third Appellate District, nonpublished decision, April 27, 1992 (FPPC regulations only subject to 1974 Administrative Procedure Act rulemaking requirements and not subject to procedural or substantive review by OAL) (Register 2016, No. 49).

35. Amendment of subsections (b)(8.1)-(b)(8.1)(A) and (b)(9)(E) filed 12-12-2018; operative 1-11-2019 pursuant to Cal. Code Regs., tit. 2, section 18312(e). Submitted to OAL for filing and printing pursuant to *Fair Political Practices Commission v. Office of Administrative Law*, 3 Civil C010924, California Court of Appeal, Third Appellate District, nonpublished decision, April 27, 1992 (FPPC regulations only subject to 1974 Administrative Procedure Act rulemaking requirements and not subject to procedural or substantive review by OAL) (Register 2018, No. 50).

36. Amendment of subsections (b)(8.1)-(8.1)(A) filed 12-23-2020; operative 1-1-2021 pursuant to Cal. Code Regs., tit. 2, section 18312(e). Submitted to OAL for filing pursuant to *Fair Political Practices Commission v. Office of Administrative Law*, 3 Civil C010924, California Court of Appeal, Third Appellate District, nonpublished decision, April 27, 1992 (FPPC regulations only subject to 1974 Administrative Procedure Act rulemaking requirements and not subject to procedural or substantive review by OAL) (Register 2020, No. 52).

37. Amendment of subsections (b)(3)(C), (b)(5)(C), (b)(5.5), (b)(5.5)(A)(2), (b)(7)(D), (b)(8)(A), (b)(8.1)(A), (b)(8.2)(A), (b)(8.2)(C)-(D), (b)(8.3)(A), (b)(9), (b)(9.3), (b)(9.5), (b)(10) and (b)(11) and footnote 5 filed 5-12-2021; operative 6-11-2021 pursuant to Cal. Code Regs., tit. 2, section 18312(e). Submitted to OAL for filing pursuant to *Fair Political Practices Commission v. Office of Administrative Law*, 3 Civil C010924, California Court of Appeal, Third Appellate District, nonpublished decision, April 27, 1992 (FPPC regulations only subject to 1974 Administrative Procedure Act rulemaking requirements and not subject to procedural or substantive review by OAL) (Register 2021, No. 20).

38. Amendment of subsections (b)(8.1)-(b)(8.1)(A) and (b)(9)(E) filed 12-20-2022; operative 1-19-2023 pursuant to Cal. Code Regs., tit. 2, section 18312(e). Submitted to OAL for filing pursuant to *Fair Political Practices Commission v. Office of Administrative Law*, 3 Civil C010924, California Court of Appeal, Third Appellate District, nonpublished decision, April 27, 1992 (FPPC regulations only subject to 1974 Administrative Procedure Act rulemaking requirements and not subject to procedural or substantive review by OAL) (Register 2022, No. 51).

39. Amendment of subsections (b)(8.1)-(b)(8.1)(A) and (b)(9)(E) filed 2-18-2025; operative 3-20-2025 pursuant to Cal. Code Regs., tit. 2, section 18312(e). Submitted to OAL for filing pursuant to *Fair Political Practices Commission v. Office of Administrative Law*, 3 Civil C010924, California Court of Appeal, Third Appellate District, nonpublished decision, April 27, 1992 (FPPC regulations only subject to 1974 Administrative Procedure Act rulemaking requirements and not subject to procedural or substantive review by OAL) (Register 2025, No. 8).

40. Amendment of subsection (b)(4) filed 5-8-2025; operative 6-7-2025 pursuant to Cal. Code Regs., tit. 2, section 18312(e). Submitted to OAL for filing pursuant to *Fair Political Practices Commission v. Office of Administrative Law*, 3 Civil C010924, California Court of Appeal, Third Appellate District, nonpublished decision, April 27, 1992 (FPPC regulations only subject to 1974 Administrative Procedure Act rulemaking requirements and not subject to procedural or substantive review by OAL) (Register 2025, No. 19).

AUGUST 26, 2026

ITEM D-3

ATTACHMENT C

RESOLUTION ~~2024-1719~~2026-xxxx

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
NIPOMO COMMUNITY SERVICES DISTRICT
ADOPTING AN UPDATED CONFLICT OF INTEREST CODE**

WHEREAS, the Nipomo Community Services District (herein "District") is a local governmental agency formed and authorized to provide services within its jurisdiction, pursuant to Section 61000 et seq. of the California Government Code;

WHEREAS, the Political Reform Act, Government Code Sections 81000, et seq., requires the District to adopt a Conflict of Interest Code;

WHEREAS, the Fair Political Practices Commission has adopted a standard model Conflict of Interest Code, codified at 2 California Code of Regulations Section 18730, which can be incorporated by reference as the District's Conflict of Interest Code;

WHEREAS, the District Board of Directors, by prior Resolution ~~2018-1484~~2024-1719, adopted Regulation 18730 by reference as the District's Conflict of Interest Code; and

WHEREAS, District staff and Legal Counsel have reviewed the District's current Conflict of Interest Code at the request of San Luis Obispo County, the District's filing Officer, and recommend that the Conflict of Interest Code be updated to include positions created since the last update, as shown in Exhibit "A" hereto and its Appendix.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED by the Board of Directors of the Nipomo Community Services District that:

1. The Board hereby adopts the District's Conflict of Interest Code attached as Exhibit "A" to this Resolution, including the Appendix attached thereto which designates District officers and employees that are deemed to make, or participate in the making of, decisions which may have a material effect on a financial interest and designates disclosure categories for its designated officers, employees, and consultants.
2. Resolution ~~2018-1484~~2024-1719 is hereby repealed.
3. The General Manager is authorized to file this Resolution and any other necessary documents with the County of San Luis Obispo.

On the motion of Director ~~Henry~~, seconded by Director ~~Iglesias~~ and on the following roll call vote:

AYES: ~~DIRECTORS HENRY, IGLESIAS, HANSEN, GADDIS, and EBY~~
NOES: ~~None~~
ABSENT: ~~None~~
CONFLICTS: ~~None~~

The foregoing resolution is hereby passed, approved and adopted by the Board of Directors of the Nipomo Community Services District this ~~28th~~26th day of August, ~~2024~~2026.

~~Ed Eby~~Phil Henry
President, Board of Directors

ATTEST:

APPROVED AS TO FORM:

**NIPOMO COMMUNITY SERVICES DISTRICT
RESOLUTION NO. 2018-1484**

Ray Dienzo
General Manager and Secretary to the Board

Craig A. Steele
District Legal Counsel

NIPOMO COMMUNITY SERVICES DISTRICT
RESOLUTION ~~2024-1719~~2026-xxxx

EXHIBIT "A"

CONFLICT OF INTEREST CODE

The Political Reform Act (Government Code Section 81000, et seq.) requires state and local government agencies to adopt and promulgate conflict of interest codes, and to periodically review and update those codes. The Fair Political Practices Commission has adopted a regulation (2 California Code of Regulations Section 18730) that contains the terms of a model conflict of interest code, which can be incorporated by reference in an agency's code. After public notice and hearing, the standard code may be amended by the Fair Political Practices Commission from time to time to conform to amendments in the Political Reform Act. The provisions of 2 California Code of Regulations Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission are hereby incorporated by reference. This regulation and the attached Appendix, designating positions and establishing disclosure categories, shall constitute the conflict of interest code of the Nipomo Community Services District (District)

Individuals holding designated positions shall file their statements of economic interests with the District, which will make the statements available for public inspection and reproduction (Gov. Code Sec. 81008). All statements will be retained by the District.

NIPOMO COMMUNITY SERVICES DISTRICT
RESOLUTION 2018-2026 – ~~xxxx~~1484

APPENDIX TO EXHIBIT “A”
(cont.)

NIPOMO COMMUNITY SERVICES DISTRICT
CONFLICT OF INTEREST CODE

DESIGNATED OFFICERS AND EMPLOYEES
WITH DISCLOSURE CATEGORIES

I. DESIGNATED POSITIONS

The persons occupying the positions listed below are hereby considered designated officers and employees and are deemed to make, or participate in the making of, decisions, which may have a material effect on a financial interest.

DESIGNATED POSITION	ASSIGNED DISCLOSURE CATEGORIES
Members of the Board of Directors	1
General Manager	1
District Legal Counsel	1
Assistant General Manager/Finance Director	1
Director of Engineering and Operations District Engineer	1
Operations Manager	1
Assistant Engineer	2
Consultants*	2

The District has determined that all the positions listed above are public officials within the meaning of Government Code Section 87200, and/or Designated Employees within the meaning of Government Code Section 87200 and California Code of Regulations title 2, Section 18720(b)(2), and those persons holding these positions must file statements of economic interest (FPPC Form 700) pursuant to the California Political Reform Act.

* **Consultants.** “Consultant” has the same meaning as set forth in California Code of Regulations, Title 2, Section 18700.3.

II. DISCLOSURE CATEGORIES

Subject to the definitions set forth in the Political Reform Act and its applicable regulations:

Category 1. All persons in this disclosure category shall disclose the following:

- a) All reportable investments.
- b) All reportable interests in real property.
- c) All reportable income and loans.
- d) All reportable business positions in business entities.
- e) All reportable gifts, travel payments, advances, and reimbursements.

NIPOMO COMMUNITY SERVICES DISTRICT
RESOLUTION 2018-2026 – ~~xxxx~~1484

APPENDIX TO EXHIBIT "A"
(cont.)

Category 2. All persons in this disclosure category shall disclose everything listed under Category 1, subject to the following limitation:

- a) The General Manager may determine in writing that a particular consultant or new position, although a "designated position," is hired to perform a range of duties that is limited in scope and thus is not required to fully comply with the disclosure requirements in this section. Such written determination shall include a description of the consultant's or new position's duties and, based upon that description, a statement of the extent of disclosure requirements. The General Manager's determination is a public record and shall be retained for public inspection in the same manner and location as this conflict of interest code. (Gov. Code Section 81008.)

AUGUST 26, 2026

ITEM D-3

ATTACHMENT D

RESOLUTION 2026-xxxx

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
NIPOMO COMMUNITY SERVICES DISTRICT
ADOPTING AN UPDATED CONFLICT OF INTEREST CODE**

WHEREAS, the Nipomo Community Services District (herein "District") is a local governmental agency formed and authorized to provide services within its jurisdiction, pursuant to Section 61000 et seq. of the California Government Code;

WHEREAS, the Political Reform Act, Government Code Sections 81000, et seq., requires the District to adopt a Conflict of Interest Code;

WHEREAS, the Fair Political Practices Commission has adopted a standard model Conflict of Interest Code, codified at 2 California Code of Regulations Section 18730, which can be incorporated by reference as the District's Conflict of Interest Code;

WHEREAS, the District Board of Directors, by prior Resolution 2024-1719, adopted Regulation 18730 by reference as the District's Conflict of Interest Code; and

WHEREAS, District staff and Legal Counsel have reviewed the District's current Conflict of Interest Code at the request of San Luis Obispo County, the District's filing Officer, and recommend that the Conflict of Interest Code be updated to include positions created since the last update, as shown in Exhibit "A" hereto and its Appendix.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED by the Board of Directors of the Nipomo Community Services District that:

1. The Board hereby adopts the District's Conflict of Interest Code attached as Exhibit "A" to this Resolution, including the Appendix attached thereto which designates District officers and employees that are deemed to make, or participate in the making of, decisions which may have a material effect on a financial interest and designates disclosure categories for its designated officers, employees, and consultants.
2. Resolution 2024-1719 is hereby repealed.
3. The General Manager is authorized to file this Resolution and any other necessary documents with the County of San Luis Obispo.

On the motion of Director, seconded by Director and on the following roll call vote:

AYES:

NOES:

ABSENT:

CONFLICTS:

The foregoing resolution is hereby passed, approved and adopted by the Board of Directors of the Nipomo Community Services District this 26th day of August, 2026.

Phil Henry

President, Board of Directors

ATTEST:

APPROVED AS TO FORM:

Ray Dienzo

General Manager and Secretary to the Board

Craig A. Steele

District Legal Counsel

NIPOMO COMMUNITY SERVICES DISTRICT
RESOLUTION 2026-xxxx

EXHIBIT "A"

CONFLICT OF INTEREST CODE

The Political Reform Act (Government Code Section 81000, et seq.) requires state and local government agencies to adopt and promulgate conflict of interest codes, and to periodically review and update those codes. The Fair Political Practices Commission has adopted a regulation (2 California Code of Regulations Section 18730) that contains the terms of a model conflict of interest code, which can be incorporated by reference in an agency's code. After public notice and hearing, the standard code may be amended by the Fair Political Practices Commission from time to time to conform to amendments in the Political Reform Act. The provisions of 2 California Code of Regulations Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission are hereby incorporated by reference. This regulation and the attached Appendix, designating positions and establishing disclosure categories, shall constitute the conflict of interest code of the Nipomo Community Services District (District)

Individuals holding designated positions shall file their statements of economic interests with the District, which will make the statements available for public inspection and reproduction (Gov. Code Sec. 81008). All statements will be retained by the District.

NIPOMO COMMUNITY SERVICES DISTRICT
RESOLUTION 2026 – xxxx

APPENDIX TO EXHIBIT “A”
(cont.)

NIPOMO COMMUNITY SERVICES DISTRICT
CONFLICT OF INTEREST CODE

DESIGNATED OFFICERS AND EMPLOYEES
WITH DISCLOSURE CATEGORIES

I. DESIGNATED POSITIONS

The persons occupying the positions listed below are hereby considered designated officers and employees and are deemed to make, or participate in the making of, decisions, which may have a material effect on a financial interest.

DESIGNATED POSITION	ASSIGNED DISCLOSURE CATEGORIES
Members of the Board of Directors	1
General Manager	1
District Legal Counsel	1
Assistant General Manager/Finance Director	1
District Engineer	1
Operations Manager	1
Assistant Engineer	2
Consultants*	2

The District has determined that all the positions listed above are public officials within the meaning of Government Code Section 87200, and/or Designated Employees within the meaning of Government Code Section 87200 and California Code of Regulations title 2, Section 18720(b)(2), and those persons holding these positions must file statements of economic interest (FPPC Form 700) pursuant to the California Political Reform Act.

* **Consultants.** “Consultant” has the same meaning as set forth in California Code of Regulations, Title 2, Section 18700.3.

II. DISCLOSURE CATEGORIES

Subject to the definitions set forth in the Political Reform Act and its applicable regulations:

Category 1. All persons in this disclosure category shall disclose the following:

- a) All reportable investments.
- b) All reportable interests in real property.
- c) All reportable income and loans.
- d) All reportable business positions in business entities.
- e) All reportable gifts, travel payments, advances, and reimbursements.

NIPOMO COMMUNITY SERVICES DISTRICT
RESOLUTION 2026 – xxxx

APPENDIX TO EXHIBIT “A”
(cont.)

Category 2. All persons in this disclosure category shall disclose everything listed under Category 1, subject to the following limitation:

- a) The General Manager may determine in writing that a particular consultant or new position, although a “designated position,” is hired to perform a range of duties that is limited in scope and thus is not required to fully comply with the disclosure requirements in this section. Such written determination shall include a description of the consultant’s or new position’s duties and, based upon that description, a statement of the extent of disclosure requirements. The General Manager’s determination is a public record and shall be retained for public inspection in the same manner and location as this conflict of interest code. (Gov. Code Section 81008.)

AUGUST 26, 2026

ITEM D-3

ATTACHMENT E

2026 Local Agency Biennial Notice

Name of Agency: _____

Mailing Address: _____

Contact Person: _____ Phone No. _____

Email: _____ Alternate Email: _____

Accurate disclosure is essential to monitor whether officials have conflicts of interest and to help ensure public trust in government. The biennial review examines current programs to ensure that the agency's code includes disclosure by those agency officials who make or participate in making governmental decisions.

This agency has reviewed its conflict of interest code and has determined that (*check one BOX*):

☐ **An amendment is required. The following amendments are necessary:**

(*Check all that apply.*)

- ☐ Include new positions
- ☐ Revise disclosure categories
- ☐ Revise the titles of existing positions
- ☐ Delete titles of positions that have been abolished and/or positions that no longer make or participate in making governmental decisions
- ☐ Other (*describe*) _____

☐ **The code is currently under review by the code reviewing body.**

☐ **No amendment is required.** (If your code is over five years old, amendments may be necessary.)

Verification (to be completed if no amendment is required)

This agency's code accurately designates all positions that make or participate in the making of governmental decisions. The disclosure assigned to those positions accurately requires that all investments, business positions, interests in real property, and sources of income that may foreseeably be affected materially by the decisions made by those holding designated positions are reported. The code includes all other provisions required by Government Code Section 87302.

Signature of Chief Executive Officer

Date

All agencies must complete and return this notice regardless of how recently your code was approved or amended. Please return this notice no later than **October 1, 2026**, or by the date specified by your agency, if earlier, to:

**County of San Luis Obispo Executive Office
Clerk of the Board of Supervisors
1055 Monterey Street, Suite D430
San Luis Obispo, CA 93408**

PLEASE DO NOT RETURN THIS FORM TO THE FPPC.

FPPC Advice: www.fppc.ca.gov (866.275.3772)
advice@fppc.ca.gov

TO: BOARD OF DIRECTOR
REVIEWED: RAY DIENZO, P.E. *R.D.*
GENERAL MANAGER
FROM: FRANCISCO MALDONADO
OPERATIONS MANAGER

**AGENDA ITEM
D-4
AUGUST 26, 2026**

DATE: AUGUST 20, 2026

**DECLARE MISCELLANEOUS EQUIPMENT SURPLUS
AND AUTHORIZE SALE/DISPOSAL**

ITEM

Consider request to declare miscellaneous equipment surplus and authorize sale/disposal [RECOMMEND DECLARE MISCELLANEOUS EQUIPMENT SURPLUS AND AUTHORIZE SALE/DISPOSAL].

BACKGROUND

Government agencies that wish to dispose of obsolete vehicles and equipment need to have the governing board declare that the items are surplus prior to sale/disposal of the items. The miscellaneous equipment listed below is no longer serviceable and staff requests that the Board declare the equipment surplus and authorize sale/disposal of the items.

1. Office Desk
2. Rolling table
3. Clear cubicle partitions
4. Cubicle pieces (5), w/top covers
5. Cubicle assembly counter extensions ("Evolve" EWTV1536LP & EVWT1566LP) (2)

FISCAL IMPACT

Development of the staff report required budgeted staff time.

RECOMMENDATION

Staff recommends that the Board declare the miscellaneous equipment as surplus and authorize sale/disposal of the items.

ATTACHMENTS

None

TO: BOARD OF DIRECTORS
REVIEWED: RAY DIENZO, P.E. *R.D.*
GENERAL MANAGER
FROM: ELIZABETH GAMEZ, EIT
DISTRICT ENGINEER
DATE: AUGUST 19, 2026

AGENDA ITEM
D-5
AUGUST 26, 2026

**CONSIDER REQUEST FOR WATER, SEWER, AND
SOLID WASTE SERVICE (INTENT-TO-SERVE LETTER)
FOR TRACT 3223, A 55 UNIT RESIDENTIAL SUBDIVISION
LOCATED AT 655 JUNIPER STREET**

ITEM

Consider request for water, sewer, and solid waste service ("Intent-to-Serve Letter") for Tract 3223, a 55-unit residential subdivision located at 655 Juniper Street, APN 092-572-014, in Nipomo [RECOMMEND CONSIDER INTENT-TO-SERVE LETTER AND APPROVE WITH CONDITIONS]

BACKGROUND

The District received an application for water, sewer and solid waste service for a project located at 655 Juniper Street, APN 092-572-014, on July 20, 2026. The applicant, 655 Juniper, LLC, is requesting water, sewer and solid waste services for a 55-unit residential subdivision. The previously issued Intent-to-Serve letter, dated August 10, 2022, has expired.

The project will consist of a subdivision of one (1) existing parcel into fifty-five (55) residential parcels, one (1) common lot parcel, and one (1) parcel dedicated to the District for operation and maintenance of a sanitary sewer lift station. The District does not currently provide services for the parcel. Water service was once provided to the parcel but the meter was pulled in May 1998.

All parcels, existing and planned, will be required to obtain water, sewer, and solid waste service in compliance with current District standards. Any existing well(s) on the property will not be utilized to provide domestic water service to any part of the project.

The District's 2020 Urban Water Management Plan ("UWMP") Update includes estimated water demands for infill development within the District. The development will include fifty-seven (57) new 1-inch meters and will not exceed the estimated infill development demands included in the 2020 UWMP Update.

Sufficient wastewater treatment capacity for the project is available in the District's Southland WWTF.

FISCAL IMPACT

Water capacity fees will be based on the domestic meter sizes requested for the final County approved project as well as CAL FIRE's fire service requirements. Based on the information provided, the following services are proposed:

- Domestic: 55 @ 1-inch
- Irrigation: 1 @ 1-inch
- Lift Station: 1 @ 1-inch
- Sewer: 55 services

The estimated fee deposit for the project is \$1,448,358 based on the current FY 2026-2027 District fee schedule, including a credit for one existing 1-inch service and twenty-eight volunteer sewer dwelling unit equivalents (DUEs). Fees for connection shall be calculated and owing as of the date the District accepts the public water and sewer improvements for the project and sets the water meter(s) to serve the affected property from which the amount of the deposit shall be deducted.

RECOMMENDATION

Staff recommends that the Board approve the Applicant's request for an Intent-to-Serve letter for the project with the following conditions:

PROJECT-SPECIFIC CONDITIONS

- A sewer and water system master plan/hydraulic model review of project impacts shall be required. Applicant shall mitigate any off-site water and sewer system impacts.
- Applicant shall be required to install all necessary water and sewer facilities required for the project in the new County road between Magenta Lane and Juniper Street. Improvements anticipated include, but are not limited to, a new waterline, a new sewer line, and a new sanitary sewer lift station located on a separate lot (50 feet by 50 feet) dedicated to the District.
- Each new parcel (55 total) shall be served by a single 1-inch meter and backflow assembly for indoor use and fire sprinkler service. Water capacity charges are applicable.
- A separate 1-inch irrigation meter and backflow assembly shall be provided for the new common lot parcel. Water capacity charges are applicable.
- A separate 1-inch water meter and backflow assembly shall be provided for the new lift station parcel. Water capacity charges are applicable.
- Recorded Covenants, Conditions, and Restrictions (CC&R's), acceptable to the District, that include provisions for maintenance of common areas and formation of property owners' association that is responsible for payment of all costs related to common parcel irrigation meter and private on-site sanitary sewer lines are submitted to the District.

STANDARD CONDITIONS

- Project shall obtain water, sewer, and solid waste service for all parcels.
- CAL FIRE of SLO County must approve the development plans prior to District approval. Fire capacity charges are applicable if dedicated fire service laterals are required.
- Record a restriction, subject to District approval, on the property prohibiting the use of well(s) to provide water service to any parcel within the Project.
- Properly abandon any existing groundwater wells and provide documentation to District.

- Record a restriction, subject to District approval, on all parcels prohibiting use of self-regenerating water softeners.
- Comply with District water conservation program.
- Pay all appropriate District fees associated with this development.
- Applicant shall provide the District with a copy of County application approval and County project conditions of approval.
- Enter into a Plan Check and Inspection Agreement and provide a deposit.
- Submit improvement plans in accordance with the District Standards and Specifications for review and approval. Applicant shall provide plans consistent with current District Standards and based on the proposed lot configuration.
- Any easements required for water and sewer improvements that will be dedicated to the District shall be offered to the District prior to final improvement plan approval.
- Any easements required for private water and sewer laterals shall be recorded prior to final improvement plan approval and shall be subject to District approval.
- All water and sewer improvements to be dedicated to the District shall be bonded for or otherwise secured in the District's name prior to issuance of Will Serve letter.
- A Will-Serve letter for the Project will be issued after improvement plans are approved and signed by the District.
- Applicant shall make a non-refundable deposit ("Deposit") at the time the District issues a Will Serve Letter in an amount equal to the then calculated Fees for Connection.
- Fees for Connection shall be calculated and owing as of the date the District sets the water meter(s) to serve the affected property from which the amount of the Deposit shall be deducted.
- Construct the improvements required and submit the following:
 - Reproducible "As Builts" - A digital format disk (PDF) which includes engineer, developer, tract number and water and sewer improvements
 - Offer of Dedication
 - Engineer's Certification
 - Summary of all water and sewer improvement costs
- Solid waste collection services are mandatory. Applicant shall provide proof that the Project is provided with solid waste removal services in accordance with District regulations.
- The District will set water meter(s) upon proof of a building permit from the County of San Luis Obispo, the District's acceptance of improvements to be dedicated to the District, if applicable, and the final payment of all charges and fees owed to the District.
- This letter is void if land use is other than residential use as defined by the District.
- Intent-to-Serve letters shall automatically terminate three (3) years from date of issuance. However, Applicant shall be entitled to a one-year extension upon the following conditions:
 - Applicant makes written application for the extension prior to the expiration of the Intent-to-Serve Letter.
 - Applicant provides proof of reasonable due diligence in processing the Project.
 - Applicant agrees to revisions of the conditions contained in the Intent-to-Serve letter consistent with then existing District policies.
- This Intent-to-Serve letter shall be subject to the current and future rules, agreements, regulations, fees, resolutions and ordinances of the District.
- This Intent-to-Serve letter may be revoked, or amended, as a result of conditions imposed upon the District by a court or availability of resources, or by a change in ordinance, resolution, rules, fees or regulations adopted by the Board of Directors.

- District service is conditioned on the applicant complying with all terms, conditions, rules, and regulations of other agencies that have jurisdiction over the project.
- This Intent-to-Serve letter shall not be interpreted as the District's Board of Directors endorsement of the project.
- The District reserves the right to revoke this Intent-to-Serve letter at any time.
- The Applicant shall provide a signed copy of the Intent-to-Serve letter within thirty (30) days of issuance.

ATTACHMENTS

- A. Application
- B. Site Plan

AUGUST 26, 2026

ITEM D-5

ATTACHMENT A



NIPOMO COMMUNITY SERVICES DISTRICT

148 SOUTH WILSON STREET
POST OFFICE BOX 326 NIPOMO, CA 93444 - 0326
(805) 929-1133 FAX (805) 929-1932
Website: ncsd.ca.gov

Office use only: Complete Application and fees received: RECEIVED JUL 20 2026 NIPOMO COMMUNITY SERVICES DISTRICT
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INTENT-TO-SERVE APPLICATION

1. This is an application for: ☒ Sewer and Water Service ☐ Water Service Only
2. SLO County Planning Department/Tract or Development No.: Tract 3223
3. Project location: 655 Juniper, Nipomo, CA 93444
4. Assessor's Parcel Number (APN) of parcel(s) to be served: 092-572-014
5. Owner Name: 655 Juniper, LLC
6. Mailing Address: 645 Clarion Court, San Luis Obispo, CA 93401
7. Email: RBachmann@Specialtyconstruction.com, kpalmer@specialtyconstruction.com
8. Phone: 805-543-1706 FAX: _____
9. Agent's Information (Architect or Engineer):
Name: Above Grade Engineering - Scott Stokes
Address: 245 Higuera Street, San Luis Obispo, CA 93444
Email: scott@abovegradeengineering.com
Phone: 805-540-5115 FAX: _____
10. Type of Project: (check box) (see Page 3 for definitions)
☒ Single-family dwelling units ☐ Multi-family dwelling units
☐ Commercial ☐ Mixed Use (Commercial and Residential)
11. Does this project require a sub-division? ☒ Yes ☐ No
If yes, number of new lots created 56

12. Site Plan:

For all projects, submit three (3) standard size (24" x 36") and one reduced copy (8½" x 11") of site plans.

Show parcel layout, water and sewer laterals, and general off-site improvements, as applicable. **Note that the District only provides one domestic meter per parcel.**

13. Board Approval:

Board approval is required for the following type of projects:

- more than four dwelling units
- property requiring sub-divisions
- higher than currently permitted housing density
- commercial developments

14. RESIDENTIAL SERVICE

Single Family Residential (SFR)

Number of Parcel's created	56	Proposed number of SFR	55
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Multi-Family Residential (MFR)

Number of Parcel's created		Proposed number of MFR	
Number of Domestic Meter(s)		Estimated Meter Size(s)	
Number of Landscape Meter(s)		Estimated Meter Size(s)	
Number of Fire System(s)		Estimated Meter Size(s)	

15. COMMERCIAL AND/OR MIXED USE SERVICE DEMAND ESTIMATES:

Commercial and Mixed Use

Number of Parcel's created		Proposed number of residential dwellings	
Number of Domestic Meter(s)		Estimated Meter Size(s)	
Number of Landscape Meter(s)		Estimated Meter Size(s)	
Number of Fire System(s)		Estimated Meter Size(s)	

16. Provide an estimate of yearly water (AFY) and sewer (gallons) demand for the project prepared by a licensed Engineer/Architect.

Agreement:

The Applicant agrees that in accordance with generally accepted construction practices, Applicant shall assume sole and complete responsibility for the condition of the job site during the course of the project, including the safety of persons and property; that this requirement shall apply continuously and not be limited to normal working hours; and the Applicant shall defend, indemnify, and hold the District and District's agents, employees and consultants harmless from any and all claims, demands, damages, costs, expenses (including attorney's fees) judgments or liabilities arising out of the performance or attempted performance of the work on this project; except those claims, demands, damages, costs, expenses (including attorney's fees) judgments or liabilities resulting from the negligence or willful misconduct of the District.

Nothing in the foregoing indemnity provision shall be construed to require Applicant to indemnify District against any responsibility or liability or contravention of Civil Code §2782

Application Processing Fee..... See Attached Fee Schedule on Page 3



Signature
(must be signed by owner or owner's agent)


Printed Name

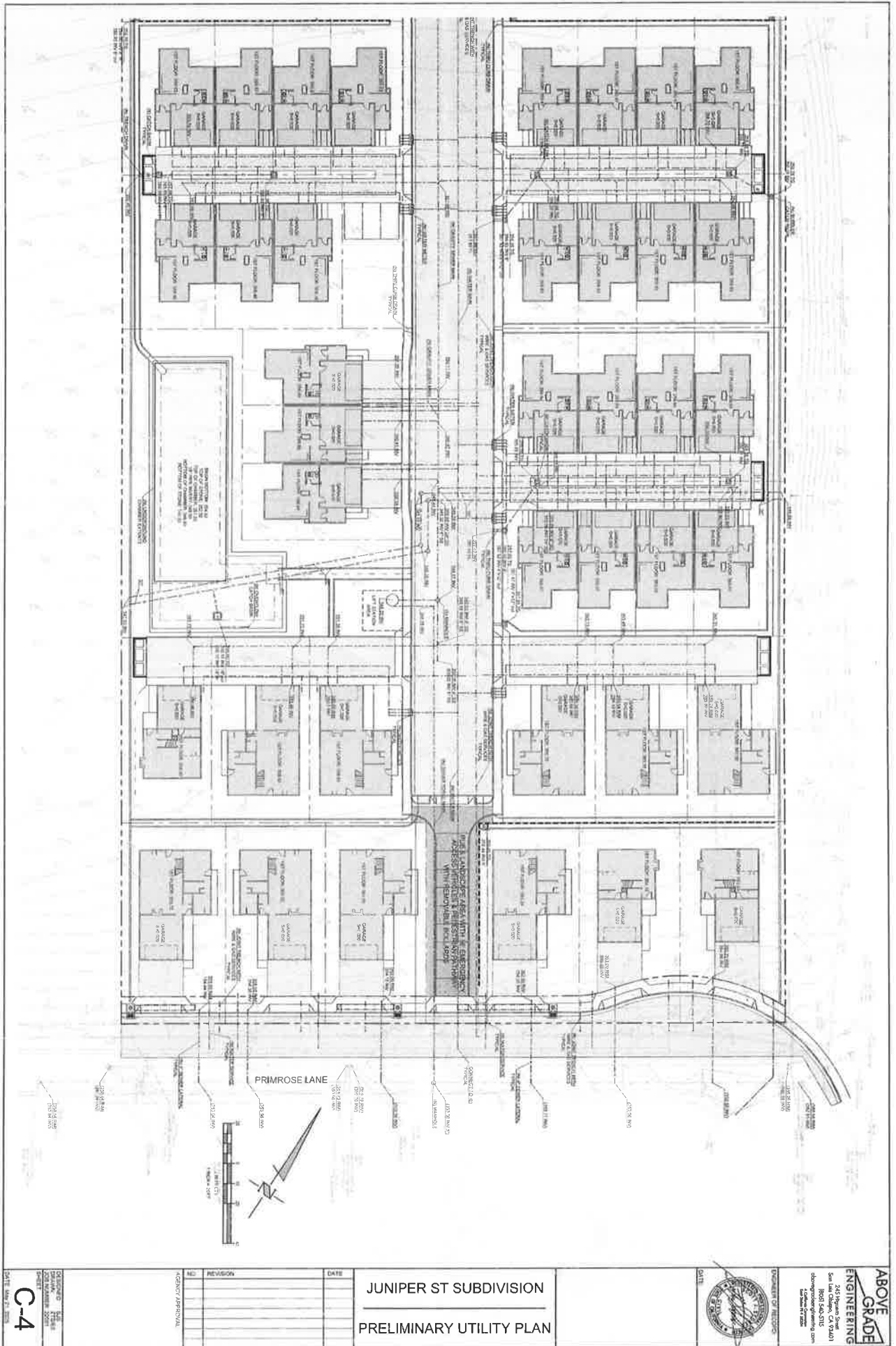


Date

AUGUST 26, 2026

ITEM D-5

ATTACHMENT B



ABOVE GRADE ENGINEERING

3455 Shuman Blvd
San Jose, CA 95135
(408) 544-5115
info@abovegradeengineering.com

DATE: May 21, 2025

PROJECT: JUNIPER ST SUBDIVISION

SCALE: 1" = 40'

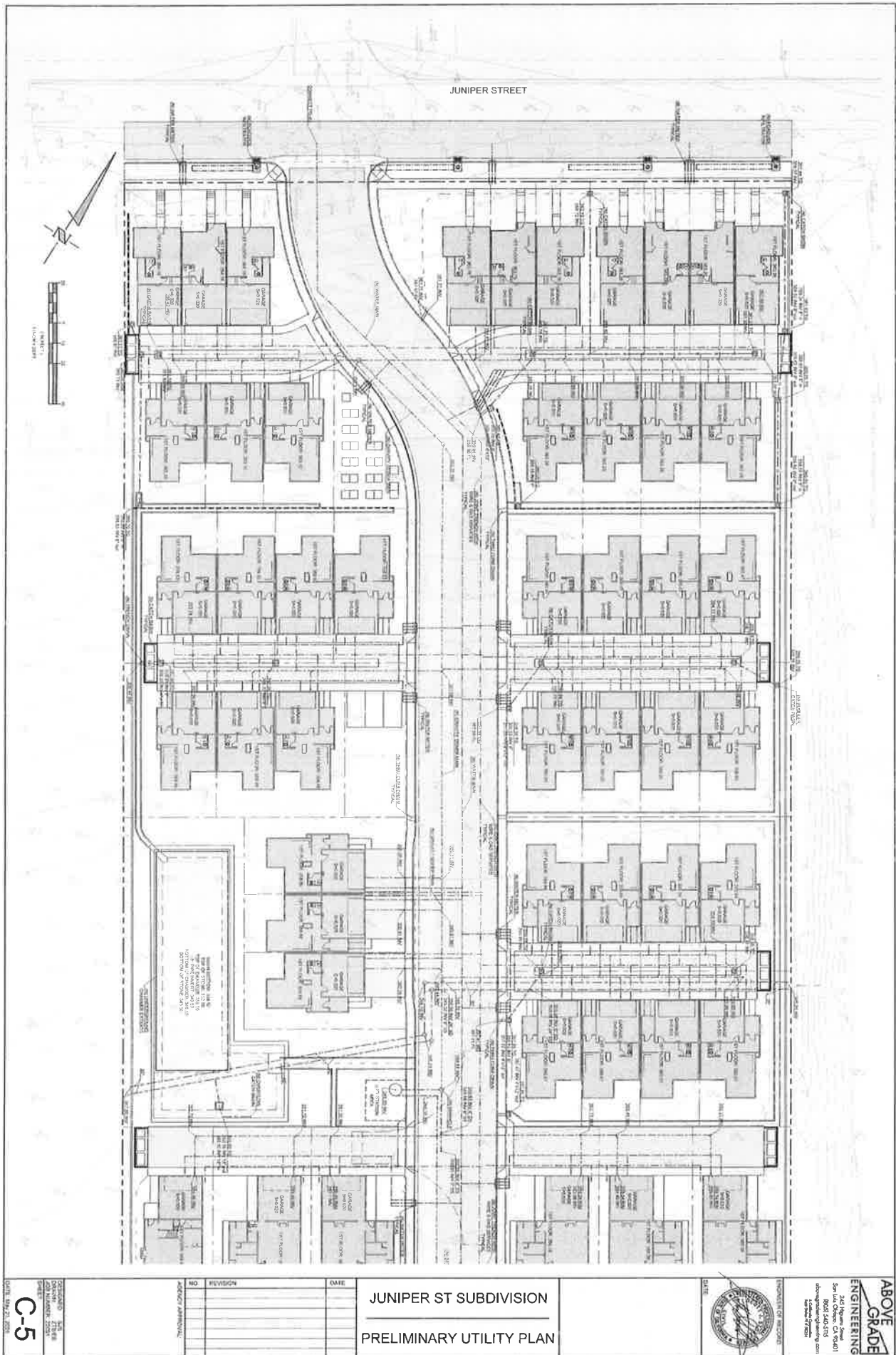
REVISION:

NO.	REVISION	DATE
1	ISSUED FOR PERMIT	05/21/2025

C-4

JUNIPER ST SUBDIVISION

PRELIMINARY UTILITY PLAN



DATE: 04/23/2025

C-5

DESIGNED BY: J. H. H. H.

CHECKED BY: J. H. H. H.

DATE: 04/23/2025

NO.	REVISION	DATE

JUNIPER ST SUBDIVISION

PRELIMINARY UTILITY PLAN

DATE: 04/23/2025

ABOVE GRADE ENGINEERING

345 N. Juniper Street
 San Jose, CA 95131
 (408) 281-1111
 www.abovegradeengineering.com

PROJECT NO. 20052-2-0000

DATE: 04/23/2025