

NIPOMO COMMUNITY SERVICES DISTRICT

Serving the Community Since 1965

SPECIAL MEETING MINUTES SEPTEMBER 3, 2014, 9:00 A.M.

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

BOARD of DIRECTORS

CRAIG ARMSTRONG, **PRESIDENT**
JAMES HARRISON, **VICE PRESIDENT**
LARRY VIERHEILIG, **DIRECTOR**
DAN GADDIS, **DIRECTOR**
BOB BLAIR, **DIRECTOR**

PRINCIPAL STAFF

MICHAEL S. LEBRUN, **GENERAL MANAGER**
LISA BOGNUDA, **FINANCE DIRECTOR**
MICHAEL W. SEITZ, **GENERAL COUNSEL**
PETER SEVCIK, **DIRECTOR OF ENG. & OPS.**

Mission Statement: The Nipomo Community Services District's mission is to provide its customers with reliable, quality, and cost-effective services now and in the future.

1. CALL TO ORDER AND FLAG SALUTE

President Armstrong called the Special Meeting of September 3, 2014, to order at 9AM and led the flag salute.

ROLL CALL

At Roll Call, all Board members were present.

2. SUPPLEMENTAL WATER PROJECT PHASE 1 LABOR COMPLIANCE PROGRAM [RECOMMEND APPROVE RESOLUTION ADOPTING LABOR COMPLIANCE PROGRAM]

Michael LeBrun, General Manager, presented the item and answered questions from the Board.

There was no public comment.

Upon the motion of Director Vierheilig and seconded by Director Blair, the Board voted to approve Resolution and adopt the labor compliance program. Vote 5-0.

YES VOTES	NO VOTES	ABSENT
<i>Directors Harrison, Blair, Vierheilig, Gaddis, and Armstrong</i>	<i>None</i>	<i>None</i>

3. SUPPLEMENTAL WATER PROJECT PHASE 1 AWARD OF CONSTRUCTION CONTRACT FOR BLOSSER ROAD WATER MAIN [RECOMMEND BY MOTION AND ROLL CALL VOTE ADOPT RESOLUTION AWARDED CONTRACT TO LOWEST RESPONSIVE AND RESPONSIBLE BIDDER D-KAL ENGINEERING, INC. IN AMOUNT OF \$1,599,999, AUTHORIZE STAFF TO EXECUTE CONTRACT, AND AUTHORIZE CHANGE ORDER CONSTRUCTION CONTINGENCY IN THE AMOUNT OF \$160,000]

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

There was no public comment.

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Upon the motion of Director Harrison and seconded by Director Vierheilig, the Board voted to adopt Resolution and award contract to lowest responsive and responsible bidder D-Kal Engineering, Inc. in amount of \$1,599,999, authorize staff to execute contract, and authorize change order construction contingency in the amount of \$160,000. Vote 5-0.

YES VOTES	NO VOTES	ABSENT
<i>Directors Harrison, Vierheilig, Blair, Gaddis, and Armstrong</i>	<i>None</i>	<i>None</i>

4. 2014 CONFLICT OF INTEREST BIENNIAL REVISION [RECOMMEND ADOPT RESOLUTION REAPPROVING CONFLICT OF INTEREST CODE]

Michael Seitz, District Legal Counsel, presented the item and answered questions from the Board.

There was no public comment.

Upon the motion of Director Harrison and seconded by Director Vierheilig, the Board voted to approve changes to conflict of interest code, Exhibit A.

YES VOTES	NO VOTES	ABSENT
<i>Directors Harrison, Vierheilig, Blair, Gaddis, and Armstrong</i>	<i>None</i>	<i>None</i>

5. APPROVE WARRANTS [RECOMMEND APPROVE]

Michael LeBrun, General Manager, presented the item and answered questions from the Board.

There was no public comment.

Upon the motion of Director Gaddis and seconded by Director Harrison, the Board voted to approve warrants. Vote 5-0.

YES VOTES	NO VOTES	ABSENT
<i>Directors Gaddis, Harrison, Blair, Vierheilig, and Armstrong</i>	<i>None</i>	<i>None</i>

6. PUBLIC COMMENT ON CLOSED SESSION ITEMS

There was no public comment.

The Board adjourned to closed session at 9:19 a.m.

7. CLOSED SESSION

a. CONFERENCE WITH LEGAL COUNSEL: LIABILITY CLAIM PURSUANT TO SECTION 54956.95:

Claimant: Specialty Construction

Agency: NCSD

The Board came back into Open Session at 9:26 a.m.

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Michael Seitz, District Legal Counsel, announced that the Board gave staff direction, but took no reportable action.

8. ADJOURN

President Armstrong adjourned the meeting at 9:27 a.m.

MEETING SUMMARY	HOURS
Special Meeting	:20
Closed Session	:07
TOTAL HOURS	:27