

**BOARD MINUTES**  
**SOUTH PLACER MUNICIPAL UTILITY DISTRICT**

<b>Meeting</b>	<b>Location</b>	<b>Date</b>	<b>Time</b>
Regular	District Office	September 3, 2015	4:30 p.m.

**I. CALL MEETING TO ORDER:** The Regular Meeting of the South Placer Municipal Utility District Board of Directors was called to order with President Murdock presiding at 4:30 p.m.

**II. ROLL CALL OF DIRECTORS:**

Present: Will Dickinson, Vic Markey, John Murdock, Jim Williams, Jerry Mitchell  
Absent: None  
Vacant: None

Staff: Herb Niederberger, General Manager  
Adam Brown, Legal Counsel  
Eric Nielsen, District Engineer  
Sam Rose, Superintendent  
Joanna Belanger, Administrative Services Manager

Others: Marc Mondell  
Anna Nakashoji  
Todd Lowell  
Rick Angeloci

**III. PLEDGE OF ALLEGIANCE:** Director Williams led the Pledge of Allegiance.

**IV. CONSENT ITEMS:**

1. Minutes from the August 6, 2015 Regular Board Meeting.
2. Accounts Payable in the amount of \$946,378.78 through August 31, 2015.
3. Monthly Investment Report in the total amount of \$47,200,625.39, through August 26, 2015.
4. Resolution #15-20 Quit Claim Deed Acceptance of the Liberty Hill Quit Claim Deed.
5. Bill of Sale Acceptance of the Bill of Sale for sewer improvements within William Jessup University – University Ave. Sewer Project.
6. Second Reading & Adoption of Ordinance No. 15-03 The Easement & Right of Way Encroachment Ordinance establishes the criteria whereby the District may grant a property owner permission to encroach on a District Easement of Right of Way, either upon request of a property owner or upon the discovery of an unlawful encroachment on District property or Rights of Way.

Director Dickinson made a motion to approve all items on the consent calendar; a second was made by Director Mitchell, the motion carried 5-0.

**V. PUBLIC COMMENTS:**

President Murdock opened the Public Comments, hearing none the public comments were closed.

**VI. BOARD BUSINESS:**

**1. Consideration and Approval of Resolution #15-21 to approve the Loomis/SPMUD Diversion Pipeline Project Initial Study/Mitigated Negative Declaration, and Approval of Resolution #15-22 authorizing the General Manager to execute a contract with WaterWorks Engineering for the design of the Loomis Diversion Line Project**

District Engineer Nielsen reported that the Loomis Diversion Line Project is a project that the Board and the Town Council of Loomis have been working on for over a year now. The District funded the route study last November to look at particular alignment alternatives to divert flow in the sewer system in Loomis to connect into the Districts system at the bottom of Diaz Lane. This has been in the Districts Master Plan since the early 80's. The Town of Loomis prepared the Initial Study and Negative Declaration, receiving public comment and certifying the document in August at the Loomis Town Council Meeting.

A short presentation was made demonstrating the results from the route study, showing the intent of the CEQA document and corridor for the proposed diversion line. DE Nielsen indicated that the action item for the Board essentially provides authorization for the project to move forward.

Public comment was received from Anna Nakashoji of Martin Way in Loomis, who asked about the diversion line location provided in the demonstration. DE Nielsen provided clarification for the area designated for the diversion line, explaining that the actual line alignment will be prepared through the design process, and will be brought back to the Board for final approval and approval of Right of Way easements for the project.

A motion was made by Director Williams to adopt Resolution #15-21 to approve the Loomis/SPMUD Diversion Pipeline Project Initial Study & authorize the Board President to sign the project Notice of Determination; a second was made by Director Mitchell, the motion carried 5-0.

Further discussion followed, Director Dickinson asked if the construction funding discussions were continuing regarding who is paying for the actual construction. DE Nielsen indicated that discussions with the developers and the Town of Loomis will continue at the same time the design work is being completed. GM Niederberger indicated that once final design is completed we will have a better estimate of costs for construction. He indicated that in the next fiscal year budgeted costs will have been determined and discussions will have been completed regarding the alignment of the pipeline.

Director Williams asked if the item could be brought back to the Board for a discussion in the next few months regarding the financing plan for the project once the design project identifies costs. GM Niederberger indicated that once a clearer picture of the total costs have been identified through the design process and determination of needed right of way and attributed costs have been identified staff will bring back the item for the Boards review, likely in February or March 2016. Director Dickinson asked about the use of District funds for this project. GM Niederberger reported that funds collected through Participation fees would be utilized to fund this project. Director Dickinson requested that when staff returns with the financing plan for the project, that it also include the sources and uses of the funds generated for the project.

A motion was made by Director Williams to adopt Resolution #15-22 authorizing the General Manager to execute a contract with WaterWorks Engineering for the design of the Loomis Diversion Line Project; a second was made by Director Mitchell, the motion carried 5-0.

**2. Consideration and Approval of Resolution #15-23 District Policy Handbook**

General Manager Niederberger introduced the District Policy Handbook, which contains 48 policies for adoption. The Board held a workshop and discussed each of the policies at the last board meeting on August 6<sup>th</sup>, 2015. Director Dickinson asked for clarification and revisions to a number of items within specific policies in the handbook. General Counsel Brown addressed the policy handbook, reporting that the policies are a supplement to the Municipal Utility District Act for the State of California and harmonize the Districts policies with the Act. Director Williams complimented the sub-committee on their work to review the policies. A motion was made by Director Dickinson to adopt the District Policy Handbook with revisions, and approve Resolution #15-23; a second was made by Director Mitchell, the motion carried 5-0.

**3. District review and responses to the 2014-15 Placer County Grand Jury report entitled, "Review of Placer County Government and Special District/Agency Websites"**

Administrative Services Manager Belanger reported that in late June the District received a report from the Placer County Grand Jury. The report addressed the Grand Jury's review of Placer County Governmental and Special District Websites and their findings regarding actions taken by elected officials and public accessibility to public records. ASM Belanger reported that prior to receiving this report the District had made great strides to increase transparency and public accessibility. The District website was completely overhauled, and staff continues to complete necessary updates. A letter responding to each of the findings has been prepared for the Board President's signature. A short discussion followed between Directors regarding the content within the report. A motion was made by Director Dickinson to authorize the Board President to respond to the Placer County Grand Jury report; a second was made by Director Williams, the motion carried 5-0.

**4. Consideration of 2013-17 Strategic Plan Annual Report**

General Manager Niederberger began a presentation of the 2013-17 Strategic Plan Annual Report for the 3<sup>rd</sup> & 4<sup>th</sup> quarter of the 2014/15 fiscal year. Department Managers reported on the status of goals and objectives within the plan, at the same time as addressing any necessary changes to goals within the plan. Discussion continued throughout the presentation regarding specific updates to projects. The Board received the Annual report with no further action taken.

**VII. REPORTS:**

**1. District General Counsel (A. Brown):** General Counsel Brown provided a brief legislative update to the Board of Directors with upcoming laws and statutes which may have an effect on the District. Information regarding potential changes to AB402, AB552, AB1347, AB10 & SB762 was received.

**2. General Manager (H. Niederberger):**

**A. ASD, FSD & TSD Reports:** General Manager Niederberger reported that he would be attending the CSDA Annual Conference in mid-September and also would be making a presentation at an upcoming meeting of the Rocklin Chamber of Commerce. Director Dickinson asked if the Deferred Participation Fee Policy could be added to the long range calendar for the November board meeting, and an additional

report with a chart with expected costs for the Loomis Diversion line project and build out rate could be reported on the consent calendar of a future meeting.

**B. Information Items:** No further information was reported.

**3. Directors Comments:** Director Mitchell reported that he would be attending the City of Rocklin Redevelopment meeting on September 14<sup>th</sup>. Director Williams and President Murdock indicated they would both be absent from the October 1, 2015 Board Meeting. It was decided to move the High Risk Facilities report from the October meeting to the November meeting.

### **VIII. ADJOURNMENT**

The meeting was adjourned at 6:30 p.m. to the next regularly scheduled meeting on October 1, 2015 at 4:30 p.m.



Joanna Belanger, Board Secretary