

BOARD MINUTES
SOUTH PLACER MUNICIPAL UTILITY DISTRICT

Meeting	Location	Date	Time
Regular	District Office	December 1, 2016	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 Dickinson presiding at 4:30 p.m.

II. ROLL CALL OF DIRECTORS:

Present: Will Dickinson, Vic Markey, Jerry Mitchell, John Murdock, Jim Williams

Absent: None

Vacant: None

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

Others: Michael O'Hagan, Forsgren Associates Inc.

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

IV. CONSENT ITEMS:

1. Minutes from the November 3, 2016 Regular Board Meeting.
2. Minutes from the November 17, 2016 Special Board Meeting
3. Accounts Payable in the amount of \$373,962.11 through November 23, 2016.
4. Monthly Investment Report in the total amount of \$53,765,232.00 through November 23, 2016.

Director Williams 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 Dickinson opened the Public comments. Hearing no comments, public comments were closed.

VI. BOARD BUSINESS:

1. Consideration & Approval of Resolution #16-24 creating Policy 4055 for the selection of Officers on the Board of Directors

General Manager Niederberger reported that in accordance with California Municipal Utility District Act, the Board of Directors annually chooses a President and Vice-President. Historically the Board acted in accordance with Resolution #03-02 enacted in 2004 in which the Vice President became President, and a new Vice-President was chosen by a majority vote of the Board. Staff had been

directed to return to the Board with a Policy documenting the succession plan to be included in the Policy Handbook. Policy 4055 provides for this succession plan and selection of Board Officers.

President Dickinson asked if there was any circumstance when the Board may not want to automatically have the Vice Chair become Chair. Director Williams stated that if the Vice Chair resigned or if they weren't re-elected a situation may arise when something different would need to be done. Director Williams suggested an amendment to the policy adding "in the event the Vice President is unable to serve as President, a Director will be appointed by the majority of the remaining Board members."

Director Murdock made a motion to accept Resolution #16-24 with proposed changes to the Policy, a second was made by Director Williams, the motion carried 5-0.

2. Consideration & Approval of Resolution #16-25 requesting that appointments are made by the Placer County Board of Supervisors for Ward #1, Ward #4 & Ward #5 on the SPMUD Board of Directors in lieu of an election

General Manager Niederberger introduced this item, explaining this action is typical and routine practice when Board members run for election unopposed.

Director Williams made a motion to approve Resolution #16-25, a second was made by Director Mitchell, the motion carried 5-0.

3. Consideration & Approval of Resolution #16-26 authorizing the General Manager to sign & execute a Utility Agreement with Caltrans for the I80/SR65 Interchange Improvements Project.

General Manager Niederberger introduced the Utility Agreement for the upcoming I80/SR65 Interchange project. District Engineer Nielsen answered questions from Directors regarding the upsizing of pipes and the bypass plans. The item was opened up for public comments; Michael O'Hagan from Forsgren Associates asked if staff costs and reimbursements for construction and design were included with the agreement for Caltrans. Engineer Nielsen stated that the agreements do not cover staff time or expenses.

Director Mitchell made a motion to approve Resolution #16-26 authorizing the General Manager to sign & execute a Utility Agreement with Caltrans, a second was made by Director Williams; the motion carried 5-0.

VII. REPORTS:

1. District General Counsel (A. Brown): General Counsel Brown stated his report would be provided during the closed session.

2. General Manager (H. Niederberger): GM Niederberger reported that staff members had adopted the Koinonia School & its teenagers to provide holiday gifts for them, and staff had also spent time decorating group homes in both Rocklin and Loomis. GM Niederberger indicated that a meeting for the Loomis 2x2 will be held in January with new members of the Board for the Town of Loomis. Director Mitchell asked for information regarding the meetings with Sierra College and annual maintenance programs that the District may be entering into

with the College. GM Niederberger reported that the College would become a satellite to the Districts system under the WDR, indicating that staff will be meeting with College Facilities staff to understand the impacts regarding requirements to report to the State and meet the requirements of the WDR.

A. ASD, FSD & TSD Reports: Director Mitchell asked how many Food Service Establishments (FSE's) are in the District, as the TSD report shows that there are now 40 FOG Discharge permits that have been issued. Engineer Nielsen indicated there are approximately 250 FSE's in the District, and staff is working through the permit process.

B. Information Items: No additional items were reported.

3. Directors Comments: Director Williams & Mitchell asked about phishing problems occurring with emails slipping through the server. Director Murdock stated that he had read an article from the Sacramento Bee regarding computer hackers disrupting services for a Transit System in the Bay Area. He asked if the District's server was secure and asked if it might be worthwhile having our IT consultant test the server from the outside. GM Niederberger reported that the SCADA system has been secured for specific remote access, and utilizes additional alarm type systems to ensure staff is aware of any intrusions or problems with systems.

The Board convened into Closed Session at 5:06 p.m.

VIII. CLOSED SESSION

1. Closed Session: Conference with Legal Counsel – Existing Litigation (Subdivision (a) of Section 54956.9) Name of case: Kimberly Godfrey and M. Franklin Godfrey vs. South Placer Municipal Utility District, et al.

The Board met in closed session with District General Counsel and the General Manager to hear an update on the existing litigation. No action was taken.

2. Closed Session: Per Government Code Section 54957
Public Employment – General Manager Performance Evaluation

The Board met in closed session to approve the written performance evaluation of the General Manager. No action was taken.

IX. ADJOURNMENT

The meeting was adjourned at 6:01 p.m. to the next regularly scheduled meeting to be held on Thursday, January 5, 2017 at 4:30 p.m.



Joanna Belanger, Board Secretary