

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

<b>Meeting</b>	<b>Location</b>	<b>Date</b>	<b>Time</b>
Regular	District Office	June 28, 2018	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 Mitchell presiding at 4:30 p.m.

**II. ROLL CALL OF DIRECTORS:**

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

Absent: None

Vacant: None

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

Others: Anna Nakashoji, Resident 3899 Martin Ln, Loomis

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

**IV. CONSENT ITEMS:**

1. MINUTES from the June 7, 2018 Board meeting.
2. ACCOUNTS PAYABLE in the amount of \$3,848,378.70 through June 21, 2018.
3. RESOLUTION #18-20 – ADOPTION OF QUITCLAIM EASEMENT FOR 3334 SWETZER ROAD ALLOWING ACCESS TO A MANHOLE AT THE REAR OF THE PROPERTY.
4. RESOLUTION #18-21 ESTABLISHING A FEE SCHEDULE FOR FISCAL YEAR 2018/19.
5. RESOLUTION #18-22 ESTABLISHING A SCHEDULE OF VALUES FOR FISCAL YEAR 2018/19 THAT REPRESENTS THE COST OF NEW CONSTRUCTION OF VARIOUS SEWER SYSTEM ASSETS.
6. RESOLUTION #18-23 ADOPTION & EXECUTION OF TEMPORARY USE AGREEMENT WITH EQUITY SMART INVESTMENTS LP ALLOWING A TEMPORARY SEWER CONNECTION AND USE FOR RACETRACK ROAD IN ROCKLIN.

Director Markey made a motion to approve all items from the consent calendar; a second was made by Director Williams. A roll call vote was taken, the motion carried 5-0.

**V. PUBLIC COMMENTS:**

President Mitchell opened the Public comments. Hearing no comments, public comments were closed.

## **VI. BOARD BUSINESS**

### **1. CONSIDERATION OF CLAIM FROM MS. NAKASHOJI LOCATED AT 3899 MARTIN LANE, LOOMIS FOR VETERINARY FEES UNDER THE DISTRICT DAMAGE CLAIM PROCESS**

GM Niederberger introduced the claim for reimbursement of veterinary costs submitted by Ms. Anna Nakashoji who lives at 3899 Martin Lane in Loomis.

DE Nielsen described the details of the claim filed by Ms. Nakashoji, requesting damages relating to the Loomis Diversion Project. Her claim stated that the District should reimburse her \$4,325 for veterinary fees related to her horse. She claimed the horse has suffered health issues from continued exposure to construction noise from the Loomis Diversion Project. DE Nielsen provided a history of email complaints received from the claimant, as well as information related to a prior claim for outages of untreated water on Ms. Nakashoji's property.

Claimant Nakashoji presented her case and make a statement to the Board regarding her claim. She stated that her horse had always been healthy, and that her health problems started when the construction project for the Lower Loomis Diversion project began. Board Directors asked the claimant questions and clarifications before beginning their deliberation.

Further discussion followed between Board Directors with input from Legal Counsel Brown. Director Dickinson suggested that Legal Counsel should work with the General Manager to draft an Agreement providing a provision to reimburse Ms. Nakashoji for her horse's medical costs. He suggested that the agreement also include a release of the District from any further claim. Director Williams stated that the Loomis Diversion project provides important sewer services to customers of Loomis, Newcastle, Penryn and surrounding areas and that the District desires to maintain good relations with rate payers and neighbors who have experienced disruption during the construction phase of this project.

President Mitchell made a motion to direct staff to work with Legal Counsel and the Claimant, Ms. Nakashoji, to prepare an Agreement for reimbursement of veterinary costs; a second was made by Director Markey, the motion carried 5-0.

### **2. CONSIDERATION & APPROVAL OF RESOLUTION #18-24 ADOPTING THE FISCAL YEAR 18/19 BUDGET AND PROPOSED SPENDING PLAN.**

GM Niederberger introduced Resolution #18-24 adopting the Fiscal Year 18/19 Budget and spending plan. He reported that ahead of the meeting Director Dickinson had requested additional information from staff related to two items in the proposed Capital Outlay Budget. He explained that the two items were Master Plans totaling \$300,000, which as in past practice have typically been capitalized by the District. GM Niederberger suggested that an alternative would be to move the Master Plans to the General Fund, by increasing the Professional Services line item. After a short discussion between Board Directors and staff, it was decided that the appropriate schedules and spending plan would be revised within the Budget Workbook.

President Mitchell asked that staff include an additional item in the statistical table, identifying the number of Creek Crossings within the District.

Director Dickinson made a motion to adopt Resolution #18-24 adopting the Fiscal Year 2018/19 Budget with the proposed revisions; a second was made Director Williams, the motion carried 5-0.

**3. SOUTH PLACER WASTEWATER AUTHORITY (SPWA) BOARD MEETING REPORT – BOARD PRESIDENT JERRY MITCHELL**

President Mitchell reported that he had attended the SPWA Board meeting on June 28, 2018. He reported that SPWA currently has \$148 Million in debt; bonds were recently updated for construction of the expansion at the Pleasant Grove facilities. This will increase capacity and add the energy recovery project for Natural Gas and the addition of a Digester at the plant.

**VII. REPORTS:**

**1. Directors Comments:** President Mitchell reported that he has set up a meeting with Assemblyman Kiley to discuss property taxes and utility payments, in the context of what can be applied to personal taxes. He will report his findings to the Board at a later date.

**VIII. ADJOURNMENT**

The President adjourned the meeting at 5:40 pm. to its next regular meeting to be held on August 2, 2018 at 4:30 p.m.

A handwritten signature in black ink that reads "Joanna Belanger". The signature is written in a cursive, flowing style.

Joanna Belanger, Board Secretary