

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

<b>Meeting</b>	<b>Location</b>	<b>Date</b>	<b>Time</b>
Regular	District Office	May 3, 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: Will Dickinson, Jerry Mitchell, Vic Markey, John Murdock, Jim Williams  
(Director Murdock arrived at 4:55 p.m.)

Absent: None

Vacant: None

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

Others: None

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

**IV. CONSENT ITEMS:**

1. MINUTES from the April 5, 2018 Meeting.
2. MINUTES from the April 19, 2018 Special Meeting.
3. ACCOUNTS PAYABLE in the amount of \$3,110,437.32 through April 26, 2018.
4. MONTHLY INVESTMENT REPORT in the total amount of \$52,758,338 through April 26, 2018.
5. BILL OF SALE FOR WHITNEY RANCH PHASE 2J UNIT 65, 66 & 67AB (PHASE1)
6. NOTICE OF GOVERNING BOARD MEMBER ELECTION – RESOLUTION #18-13 Declaring an election to be held in the South Placer Municipal Utility District and requesting the Board of Supervisors consolidate this election with the election to be conducted on November 6, 2018.

General Manager Niederberger noted that minor revisions had been made to the minutes from April 19, 2018. Board Directors were provided a copy of the revisions. Director Dickinson made a motion to approve all items from the consent calendar; a second was made by Director Williams. The motion carried 4-0.

**V. PUBLIC COMMENTS:**

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

**VI. BOARD BUSINESS**

**1. SECOND READING & ADOPTION OF ORDINANCE #18-01 – CREATING THE SPMUD SEWER CODE**

GM Niederberger asked if the Board had any comments regarding the redlined version of Ordinance #18-01 or the final version of the Sewer Code. President Mitchell asked a clarifying question regarding Accessory Dwelling units 2.05.003. He was satisfied with the response provided by GM Niederberger. No further deliberation was heard.

Director Williams made a motion to waive the second reading of Ordinance #18-01, a second was made by Director Markey, the motion carried 4-0.

Director Williams made a motion to adopt Ordinance #18-01, creating the SPMUD Sewer Code which becomes effective on June 1, 2018; a second was made Director Dickinson, the motion carried 4-0.

**VII. REPORTS:**

- 1. District General Counsel (A. Brown):** General Counsel Brown provided a brief report regarding SB 831 which relates to Accessory Dwelling Units (ADU's). He stated that the proposed bill will have no impact to the District, particularly as the Board has already addressed state law ADU changes.
- 2. General Manager (H. Niederberger):** GM Niederberger provided a brief update to items on the long-range agenda calendar.
  - A. ASD, FSD & TSD Reports:** Staff answered brief questions from the Board regarding SSO's, FOG permits, the status of the Loomis Diversion project and the Lucy Program.
  - B. Information Items:** No additional items were reported.
- 3. Directors Comments:** Director Dickinson thanked staff and Committee members for the work to complete the SPMUD Sewer Code. President Mitchell stated that he will provide a report to the Board after he attends the next SPWA Board meeting on June 28, 2018.

**VIII. CLOSED SESSION**

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Subdivision (a) of Section 54956.9)

Name of case: South Placer Municipal Utility District vs. Dean Richard Dickson and Perlita Dickson  
Placer County Superior Court Case No. SCV0039692

The Board entered into closed session at 4:56 pm. A report was heard from District Legal Counsel regarding pending litigation. No action was taken.

**IX. ADJOURNMENT**

The President adjourned the meeting at 5:17 pm. to its next regular meeting on June 7, 2018 at 4:30 p.m.



Joanna Belanger, Board Secretary