

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

<b>Meeting</b>	<b>Location</b>	<b>Date</b>	<b>Time</b>
Regular	Zoom Meeting SPMUD Boardroom	February 3, 2022	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 4:31 p.m.

**II. ROLL CALL OF DIRECTORS:**

Present: Director Will Dickinson, President Jerry Mitchell, Director John Murdock, Vice President Jim Williams  
Director James Durfee arrived at 4:32 p.m.

Absent: None

Vacant: None

Staff: Adam Brown, Legal Counsel  
Herb Niederberger, General Manager  
Carie Huff, District Engineer  
Eric Nielsen, Superintendent  
Emilie Costan, Administrative Services Manager

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

**IV. PUBLIC COMMENTS:**

ASM Costan confirmed that no eComments were received.

Dane Wadlé with the California Special District Association gave public comment congratulating the District on receiving COVID-19 Special District Fiscal Relief Funds and thanked the Board for their advocacy and support.

Hearing no other comments, the public comments session was closed.

**V. CONSENT ITEMS:**

1. MINUTES from the January 6, 2022 Special Meeting.
2. MINUTES from the January 6, 2022 Regular Meeting.
3. ACCOUNTS PAYABLE in the amount of \$2,185,806 through January 24, 2022.
4. QUARTERLY INVESTMENT REPORT in the total amount of \$71,624,235 through December 31, 2021.
5. RESOLUTION 22-04 AUTHORIZING THE GENERAL MANAGER TO SURPLUS PROPERTY AND/OR EQUIPMENT

6. RESOLUTION 22-05 DECLARING AND RE-RATIFYING THE STATE OF EMERGENCY AND AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE BOARD OF DIRECTORS DUE TO THE COVID-19 EMERGENCY

Vice President Williams made a motion to approve the consent items; a second was made by Director Durfee; a roll call vote was taken, and the motion carried 5-0.

**VI. BOARD BUSINESS**

**1. PUBLIC HEARING: INTRODUCTION OF ORDINANCE 22-01 TRANSITIONING FROM AT-LARGE/FROM-DISTRICT ELECTIONS TO BY-DISTRICT/FROM-DISTRICT ELECTIONS AND ESTABLISHING NEW ELECTORAL DISTRICT BOUNDARIES**

GM Niederberger gave an overview of the redistricting process undertaken by the District. He shared that the District received an alternative submission from the public. The alternate submission, public submission #1, was reviewed by the Redistricting Advisory Committee. The Redistricting Advisory Committee recommended forwarding redistricting scenario #2 to the Board, based on the following findings: (1) Scenario #2 broadly represents its customers fairly with an equally balanced population in each ward; (2) Sewer flows within SPMUD flow through and from recognized municipal boundaries; (3) The ward boundaries in scenario #2 tie to census blocks. (4) The residents of the City of Rocklin represent 80% of SPMUD customers and are represented in all 5 wards.

Public comment was given by Bill Haldin. Mr. Haldin commented that in redistricting the highest priority is representing communities of interest and the second-highest priority is incorporated towns and cities. He commented that he believes that scenario #2 does not represent the incorporated towns and cities as well as public submission #1 which places Rocklin in four wards and Loomis and the unincorporated areas in the fifth ward.

President Mitchell commented that the District's purpose is wastewater collection and that all customers of the District are treated equally in pursuit of this single mission regardless of city and town boundaries. Vice President Williams commented that this District's purpose is to collect all wastewater efficiently and effectively. Director Durfee added that the Redistricting Advisory Committee also considered flow sheds in recommending the new ward boundaries as they are important to the way the District conducts business. He shared that the most important consideration of the committee was an equally distributed population. Director Murdock commented that by placing unincorporated areas together with Rocklin in more than one ward it helps the unincorporated areas have more representation on the Board.

Director Dickinson asked for more information on how communities of interest are represented in scenario #2. GM Niederberger shared that racial and ethnic groups are spread relatively proportional throughout the District. He shared that staff asked the redistricting consult, Redistricting Insights, to ensure that representation of communities of interest was a criteria in

developing proposed boundaries. Redistricting Insights has ensured staff that scenario #2 adequately addresses all components of the California Voters Right Act.

Director Murdock made a motion (1) Finding that the proposed ward boundaries have been developed after giving due consideration to the criteria listed in California Elections Code Section 21500(c) in the order of priority identified in that section: topography, geography, cohesiveness, contiguity, integrity, compactness of territory and communities of interest. The population of the proposed ward boundaries are also balanced; (2) Waiving the full reading of the proposed Ordinance #22-01; (3) Introducing Ordinance #22-01: Ordinance to Transition from At-Large/From District Elections to By-District/From-District Elections and Re-Establishing District Ward Boundaries; (4) Conducting a Public Hearing for the proposed Ordinance; and (5) Scheduling the 2nd reading and adoption for the next regularly scheduled meeting of the Board Directors on March 3, 2022, a second was made by Director Durfee; a roll call vote was taken, and the motion carried 5-0.

## **2. RESOLUTION 22-06 AMENDING RESOLUTION 21-25 AND APPROVAL OF MID-YEAR ADJUSTMENTS TO THE FISCAL YEAR 21/22 BUDGET**

ASM Costan presented the proposed mid-year adjustments to the Fiscal Year 21/22 budget. She shared that the adjustments include an increase to the revenue budget of \$121,932 due to year-to-date interest income earnings and development activity. The proposed adjustments also include a small increase to the General Fund Expenditure budget of \$41,050 and a decrease to the Capital Improvement budget of \$2,237,780. The adjustments are primarily due to changes in timing such as supply chain impacts and project start dates.

Director Dickinson asked about spending for plan review consulting services. DE Huff shared that the District did not utilize the services and the current contract has expired. Director Dickinson also inquired regarding the reduction in property tax revenues. ASM Costan shared that the property tax revenues are still projected to be the same or higher than last fiscal year; however, the growth in this revenue source has not been as strong as originally projected.

Vice President Williams made a motion to adopt Resolution 22-06, amending Resolution 21-25 and authorizing the following adjustments to the FY2021/22 Budget (1) an increase the Revenue Budget by \$121,932: from 19.55M to \$19.67M; (2) an increase the General Fund Budget by \$41,050: from \$17.64M to \$17.68M; and (3) a decrease the Capital Budget by \$2,237,780: from \$11.12M to \$8.89M; a second was made by Director Dickinson; a roll call vote was taken, and the motion carried 5-0.

## **3. SOUTH PLACER WASTEWATER AUTHORITY (SPWA) BOARD MEETING REPORT- DIRECTOR WILLIAMS**

Vice President Williams, the District representative to the SPWA Board, provided a brief update on the recent actions and activities of the SPWA Board. The Board met on January 27<sup>th</sup>. During the meeting, Vice President Williams was appointed as Chair, and Bonnie Gore was appointed as Vice Chair. The Board discussed the letter requesting a forensic audit of the SPWA. Both the

City of Roseville and SPWA have insurance that will cover losses due to misuse of funds. The City has begun the process to solicit an outside auditor to conduct a forensic audit. An Ad Hoc Committee was formed to oversee the audit. The remaining items discussed were routine items such as adopting a meeting schedule and informational items on investment performance and the financial audit.

## **VII. REPORTS**

1. **District General Counsel (A. Brown):**

General Counsel Brown had no report for this meeting.

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

**A. ASD, FSD & TSD Reports:**

Director Murdock asked for more information on the Sanitary Sewer Overflows (SSOs) in the Field Services Monthly Report. DS Nielsen shared that all four SSOs were lower lateral overflows that were small in volume and primarily caused by roots.

President Mitchell congratulated the District on 1,949 days without a lost-time incident.

GM Niederberger shared that District may need to conduct a special meeting to consider a temporary sewer use agreement with the City of Rocklin during the construction of the Rocklin Road/ Pacific Street Roundabout Project.

**B. Information Items:** No additional items.

3. **Director's Comments:**

The Director's had no additional comments for this meeting.

## **VIII. CLOSED SESSION READOUT**

The Board met in Closed Session at 5:28 p.m. to discuss existing litigation. The Board heard a report from General Counsel. No action was taken.

The Board adjourned the closed session at 5:53 p.m.

## **IX. ADJOURNMENT**

The President adjourned the meeting at 5:54 p.m. to the next regular meeting to be held on March 3, 2022, at 4:30 p.m.



Emilie Costan, Board Secretary