



**SPMUD BOARD OF DIRECTORS  
REGULAR MEETING: 4:30 PM  
May 2, 2024**

SPMUD Boardroom  
5807 Springview Drive, Rocklin, CA 95677

Zoom Meeting: 1 (669) 900-9128  
Meeting ID: 882 7964 9201

The District’s regular Board meeting is held on the first Thursday of every month. This notice and agenda are posted on the District’s website ([www.spmud.ca.gov](http://www.spmud.ca.gov)) and the District’s outdoor bulletin board at 5807 Springview Drive Rocklin, CA. Meeting facilities are accessible to persons with disabilities. Requests for other considerations should be made at (916) 786-8555.

The May 2, 2024 meeting of the SPMUD Board of Directors will be held in the District Board Room at 5807 Springview Drive in Rocklin, CA 95677 with the option for the public to join via teleconference using Zoom Meeting 1 (669) 900-9128, <https://us02web.zoom.us/j/88279649201>. Public comments can be made in person at the time of the meeting or emailed to [ecostan@spmud.ca.gov](mailto:ecostan@spmud.ca.gov) from the time the agenda is posted until the matter is heard at the meeting. Comments should be kept to 250 words or less.

**AGENDA**

**I. CALL MEETING TO ORDER**

**II. ROLL CALL OF DIRECTORS**

Director Gerald Mitchell	Ward 1
Director William Dickinson	Ward 2
Vice President Christy Jewell	Ward 3
President James Durfee	Ward 4
Director James Williams	Ward 5

**III. PLEDGE OF ALLEGIANCE**

**IV. PUBLIC COMMENTS**

Items not on the Agenda may be presented to the Board at this time; however, the Board can take no action. Public comments can be made in person at the time of the meeting or emailed to [ecostan@spmud.ca.gov](mailto:ecostan@spmud.ca.gov) from the time the agenda is posted until the matter is heard at the meeting. Comments should be kept to 250 words or less.

**V. CONSENT ITEMS**

[pg 4 to 72]

Consent items should be considered together as one motion. Any item(s) requested to be removed will be considered after the motion to approve the Consent Items.

ACTION: (Roll Call Vote)

*Motion to approve the consent items for the May 2, 2024 meeting.*

1. MINUTES from the April 4, 2024, Regular Meeting. [pg 4 to 10]
2. ACCOUNTS PAYABLE in the amount of \$771,477 through April 23, 2024. [pg 11 to 16]
3. QUARTERLY INVESTMENT REPORT in the total amount of \$77,153,581 through March 31, 2024. [pg 17 to 19]
4. BILL OF SALE Acceptance of the Bill of Sale for Sewer Improvements for the DKM New Shop with an estimated value of \$41,117. [pg 20 to 23]
5. BILL OF SALE Acceptance of the Bill of Sale for Sewer Improvements for the Whitney Ranch Chevron and Car Wash at 1217 Whitney Ranch Parkway with an estimated value of \$384,169. [pg 24 to 27]
6. RESOLUTION 24-09 A RESOLUTION OF THE SOUTH PLACER MUNICIPAL UTILITY DISTRICT DECLARING AN ELECTION BE HELD IN ITS JURISDICTION; REQUESTING THE BOARD OF SUPERVISORS TO CONSOLIDATE THIS ELECTION WITH ANY OTHER ELECTION CONDUCTED ON SAID DATE; AND REQUESTING ELECTION SERVICES BY THE COUNTY CLERK. [pg 28 to 31]
7. RESOLUTION 24-10 AMENDING RESOLUTION 24-03 CONSTRUCTION COOPERATION AND REIMBURSEMENT AGREEMENTS FOR THE CITY OF ROCKLIN'S FIVE STAR BOULEVARD, DESTINY DRIVE, AND MISSION HILLS PHASE IV PAVEMENT RECONSTRUCTION PROJECT AND PARK DRIVE PAVEMENT REHABILITATION PROJECT. [pg 32 to 72]

## VI. BOARD BUSINESS

Board action may occur on any identified agenda item. Any member of the public may directly address the Board on any identified agenda item of interest, either before or during the Board's consideration of that item.

1. CONTINUATION OF THE APPEAL OF THE RISING ZONE, 5828 LONETREE BOULEVARD, PARTICIPATION CHARGE CALCULATION [pg 73 to 82]

YDK Investments, on behalf of The Rising Zone, is appealing the calculation of the total participation charge due for the improvements at 5828 Lonetree Boulevard.

Action Requested: Roll Call Vote

**Staff recommends that the Board of Directors:**

1. **Revise the calculation of the impact of the tenant improvements from 2.30 EDU (\$33,964.10) to 1.98 EDU (\$29,238.66);**
2. **Find that the calculations of the composite participation charges for TRZ are correct per the District's Sewer Code;**
3. **Deny the appeal; and**
4. **Require payment of the total Participation Charge due of \$29,238.66.**

**2. FLEET ELECTRIFICATION PLAN**

Staff will report to the Board on the proposed impacts of the Advance Clean Fleets Rule and strategies for compliance with the new regulations.

Action Requested: Informational Item

**VII. REPORTS**

[pg 83 to 98]

The purpose of these reports is to provide information on projects, programs, staff actions, and committee meetings that are of general interest to the Board and the public. No decisions are to be made on these issues.

1. Legal Counsel (A. Brown)
2. General Manager (H. Niederberger)
  - 1) ASD, FSD & TSD Reports
  - 2) Informational items
3. Director's Comments: Directors may make brief announcements or brief reports on their activities. They may ask questions for clarification, make a referral to staff, or take action to have staff place a matter of business on a future agenda.

**VIII. ADJOURNMENT**

If there is no other Board business the President will adjourn the meeting to the next regular meeting to be held on **June 6, 2024, at 4:30 p.m.**

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

<b>Meeting</b>	<b>Location</b>	<b>Date</b>	<b>Time</b>
Regular	SPMUD Boardroom Zoom Meeting	April 4, 2024	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 Durfee presiding at 4:30 p.m.

**II. ROLL CALL OF DIRECTORS:**

- Present: Director Jerry Mitchell, Director Will Dickinson, Director Christy Jewell, Director James Durfee, Director Jim Williams
- 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:** Vice President Jewell led the Pledge of Allegiance.

**IV. PUBLIC COMMENTS:**

ASM Costan confirmed that no eComments were received. Hearing no other comments, the public comments session was closed.

**V. CONSENT ITEMS:**

1. MINUTES from the March 7, 2024, Regular Meeting.
2. ACCOUNTS PAYABLE in the amount of \$3,357,512 through March 25, 2024.
3. RESOLUTION 24-06 AUTHORIZATION FOR THE GENERAL MANAGER TO EXECUTE A CONTRACT FOR ROOT CONTROL FOAMING WITH DUKE’S ROOT CONTROL INC.

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

**VI. BOARD BUSINESS**

**1. APPEAL OF THE RISING ZONE, 5828 LONETREE BOULEVARD, PARTICIPATION CHARGE CALCULATION**

DE Huff presented the appeal of the participation charge calculation for the Rising Zone, an existing two-story building in Rocklin. The second floor offers co-working office spaces with a wellness center on the first floor. The wellness center includes a sauna, yoga studio, and gym with showers and cold

plunge baths. The District received an application for a tenant improvement in February to add the showers and at that time became aware that there were four cold plunge baths in the space. DE Huff shared that this triggered a reassessment of the participation fees per the District sewer code. Staff used a composite calculation with the second floor calculated as office space and the first floor calculated as a sports/fitness center with showers. This resulted in an additional participation charge.

Director Williams asked what the additional fee is per square foot. DE Huff shared that the total space is 22,300 square feet, and the fee is \$33,964. Director Mitchell asked if there have been changes to the District's sewer code and if the District has received similar appeals. DE Huff shared that there have not been any changes to this section of the code since at least 2008 with a few appeals having been received since that time. Director Mitchell asked if this calculation methodology is common amongst other sewer districts, and GM Niederberger shared that it is common among the South Placer Wastewater Authority (SPWA) partners. Director Dickinson asked if other businesses such as Anytime Fitness have spaces in them that are not calculated as a fitness center, and DE Huff shared that they do not. Director Dickson asked for confirmation that hallways, childcare areas, and other spaces at these businesses are not segregated and calculated at a different rate, which was confirmed. Director Dickinson also asked for clarification that the number of customers using the space doesn't impact the fee calculation and the only differentiation for a fitness center is whether it has showers, and DE Huff confirmed that as true. Director Williams asked if the District was notified about the improvements to the space after they had already occurred, and DE Huff shared that the District was part of the tenant improvement review process. She added that the District responded to an initial inquiry during the planning phases regarding what the fee would be if the entire space was calculated at a higher density usage.

Melainie Lagrou, architect for RMW Architecture, spoke on behalf of the appellant. She commented that the Rising Zone has already paid participation fees based on 7.44 Equivalent Dwelling Units (EDU) and the fees being appealed are additional participation fees. She commented that the Rising Zone space is unique. The space currently is used by approximately 112 members who use the workspaces upstairs. She commented that the hallways in the downstairs space are used to access the upstairs offices, and it is a holistic space. She added that the original estimate of additional participation fees to add the showers was over \$40 thousand; however, after speaking with District staff a composite calculation was utilized. She shared that in accordance with the Uniform Building Code, there are 4,120 square feet that are high occupancy use. She commented that the applicant is asking for a fee that is proportional to the number of people using the space and is commiserate with adding a couple of shower spaces for use by the members.

Director Williams asked the appellant for confirmation that they are disputing part of the downstairs square footage that is calculated as a fitness center. Ms. Lagrou confirmed and shared that some of the square footage used in the staff calculation is hallways used by the workspaces upstairs or is not a fitness area. She commented that the areas categorized in the City of Rocklin approved building plans as a fitness center are 4,120 square feet versus the 6,902 square feet used in the District's calculation. DE Huff commented that the District doesn't look at the space in relation to the building code, staff is assessing the fee based on the District's sewer code and how it relates to other similar businesses. Ms. Lagrou commented that if the spaces are medium occupancy spaces for safe exiting requirements per the building code it is reasonable to assume that they are also medium occupancy users of the utilities. Director Williams commented that the sewer code is very different from the building code as is based

on the amount of sewage generated. He added that he is sympathetic to the argument that some of the hallway areas would be there regardless of the fitness center.

Director Mitchell commented on the impact on other businesses if a deviation from the sewer code and standardized calculation methodology were to be approved. President Durfee asked how this change would impact the SPWA partners. GM Niederberger shared that it would have an impact if the sewer code were to be revised; however, the applicant is asking for consideration of how the existing sewer code is being applied to their spaces and that determination is within the purview of the Board. Vice President Jewell commented that the sewer code provides objective equity to the business partners and builders. She asked if staff has the discretion to subjectively find that a business like the Rising Zone is not a fitness center and that it is a co-working space. DE Huff shared that the only discretion that staff had per the sewer code was to utilize a composite calculation for the space whereas typically the entire space would be calculated at the higher use. GM Niederberger added the Board is the only one with the discretion to waive the sewer code.

President Durfee opened the item for public comment. Ken Broadway, a Rocklin resident gave public comment. He shared concern about the amount of the impact fees being assessed on businesses. He commented that a fee of \$33,000 for adding four showers is concerning. He shared that high fees make it difficult to compete with other neighboring jurisdictions for new businesses and grow the community. He shared that he reached out to the City of Roseville and was notified that a similar project there would only cost \$5,000. He commented that while it is important to fairly distribute fees based on the impact, it should be done collaboratively with the community and the fees should be set appropriately relative to the impact. He asked whether the District is collecting funds to purchase a Lucid or a Toyota and asked the Board to consider the appeal and the overall level of the fees assessed by the District.

A member of the audience asked if the business has workout equipment or just showers, and the appellant shared that there is workout equipment in the space.

Director Williams commented that other fitness facilities have chiropractor and wellness spaces. The District doesn't have a method that allows for charging based on the number of members or tools available to charge based on actual usage. The main concern is making sure that the square footage is correct. Vice President Jewell commented that the primary use is as a co-working space, which makes it different from a health and wellness space. She advocated for case-by-case discretion and assessing all the space at a medium-density use.

Director Dickinson commented that he is a member of Anytime Fitness which is not a crowded facility. They have two showers that he has personally never seen used and their entire space is charged as a high-density user. Based on the District's code, when showers are added it changes the usage, and that usage is typically applied to the entire square footage. The composite calculation utilized by staff benefited the applicant. He asked for a breakdown of the difference in the appellant's stated square footage and the chart provided in the staff presentation. DE Huff commented that she has not seen the calculation used by the applicant to determine the 4,120 square feet of high-density usage. The appellant shared that per the building code, the determination is based on the size of the individual spaces with the yoga room and large fitness room requiring additional exits and the smaller spaces like the locker rooms having a lower occupancy. President Durfee clarified with the appellant that their calculation is based on exit requirements from the building code and is not based on the sewer code.

Director Dickinson commented that the sewer code provides for a broad-based method to determine impact based on square footage and the use of the space. It does not prescribe a method for calculating impact based on fixture counts, flow devices, and other methodologies. Every calculation is an estimate, and changing the methodology in this instance would not be fair to other businesses that have not had their hallways and other spaces parsed out and calculated differently. He commented that he believes that staff has applied the District's code appropriately.

Director Williams commented that he understands that the fees can be debilitating especially for high-impact uses such as a restaurant; however, the District does not remove the hallway that leads to the bathroom or a meeting room that is only used once a week when calculating the fees for that restaurant. He commented that this is a capacity fee and is based on the way the system must be designed to accommodate peak flows. Over the years, the District has worked hard to set the fees as low as possible and create efficiencies to mitigate increases. He welcomed additional feedback and discussed additional regulatory requirements that increase costs. He offered the idea of deferring the decision on the appeal to allow additional time for the appellant to provide their calculation of 4,120 square feet to staff for review. He commented that the District has put tools in place to allow the fees to be financed. Director Mitchell voiced support for Director Williams' proposal to defer the decision on the appeal. He added that conveying 4.5 million gallons of sewer a day is a monumental task. He shared that the District has three buckets: operating expenses, system expansion, and repair and maintenance. He added that the District pays an enormous amount of the money collected towards treatment. He shared that the City of Roseville is much larger than the District so there is an economy of scale, additionally, they have different funding tools. A recent comparison of all development fees presented to the board showed that Rocklin is quite competitive when it comes to overall fees, and the District needs to collect adequate fees to meet its short-term and long-term needs.

Director Dickinson commented that if the District starts parsing fees with this level of detail, the logical next step would be that fees per EDU would need to increase. The District has a set amount that it needs to collect to pay for necessary expansion projects. He opined that the current method is the most practical way to allocate charges. Director Williams added that the District has maintained the lowest monthly sewer service rates in the region by constantly working to find efficiencies in the organization.

GM Niederberger stated that the applicant is asking the Board to reconsider roughly 2,800 square feet of ancillary areas being calculated at the higher density. He provided that the Board could direct staff to work with the applicant to determine if these areas should be considered in the calculation. The Board discussed whether the appeal should come back to the Board if staff and the applicant come to an agreement on a composite calculation. DE Huff shared that there may be time constraints for the applicant with their building permits if the decision is delayed and asked if the Board would like to review the square footage breakdowns to determine what spaces should be included in the calculation. President Durfee commented that he would prefer not to complete that analysis during the meeting. Director Dickinson asked that staff check with the City of Roseville to see how they would calculate the fee for these improvements. He commented that the partners should be charging customers using the same methodology.

Director Williams made a motion to table the appeal and direct staff to review the square footage calculation with the applicant and come back to the Board for further action; a second was made by Director Dickinson; a roll call vote was taken, and the motion carried 4-1 with Vice President Jewell voting No.

**2. RESOLUTION 24-07 UPDATING THE INVESTMENT OF DISTRICT FUNDS STRATEGY**

ASM Costan presented two proposed updates to the District's investment strategy. She shared that the first change is to formally include California CLASS and Five Star Bank in the overall investment strategy to provide flexibility in responding to cash flow needs and market performance. The second change is to invest \$15 million currently invested with the Placer County Treasury into longer-term fixed-income securities with Wells Fargo Securities Investment Group to minimize interest rate risk. She shared that these investments would return comparative long-term rates and do not have additional banking, recordkeeping, or other third-party fees. She introduced John Williams, Executive Director with Wells Fargo Securities Investment Group who provided an overview of the investment proposal to purchase federal agency notes with a duration ranging from two to four and a half years and a yield of 4.42 percent if held to maturity.

Director Williams commented that if interest rates do decline, these investments would likely increase in market value and asked if there is a penalty for early withdrawal. Mr. Williams confirmed that there are no early liquidation penalties, and the District would have the future option of selling these notes before maturity at a higher gain. He added that the worst-case scenario is a yield of 4.42 percent. There could be a loss from a shock in the system that causes interest rates to go even higher and the market value of the notes to decrease; however, that would only be realized if the notes were not held to maturity. Director Dickinson asked for confirmation that the notes are non-callable, and Mr. Williams confirmed that they are not.

President Durfee opened the item for public comment. No public comments were received.

Director Williams commented that it seems like a prudent move to lock in favorable rates. Director Dickinson also shared his support. Director Durfee thanked staff for their work on this item.

Director Dickinson made a motion to adopt Resolution 24-07 Updating the Investment of District Funds Strategy; a second was made by Vice President Jewell; a roll call vote was taken, and the motion carried 5-0.

**3. RESOLUTION 24-08 OPPOSING INITIATIVE 1935 (AKA 21-0042A19)**

GM Niederberger shared that the California Special District Association (CSDA) has requested that all special districts adopt resolutions formally opposing Initiative 1935. If passed, this legislation would amend the State Constitution to significantly undermine local control and the ability of local governments to provide services and infrastructure. He shared that the rates and charges recently adopted by the District would be negatively impacted by the passage of Initiative 1935. He added that due to the significant impact on local government, this initiative is being legally challenged before being placed on the ballot. Agencies supporting local government are being proactive due to the potential determinantal effects with the biggest concern being retroactivity.

Vice President Jewell asked where the local control would be moved. GM Niederberger shared that the way that rates and fees are established and voted on would be changed. Director Williams commented that the District has always had to justify rates and fees based on the cost of the service. If



the District were not able to set fees to cover the cost of service, things would start to break down and the State would need to step in to bail out agencies thereby eroding the ability of local governments to manage their affairs. President Durfee asked who was behind the initiative. GM Niederberger shared that it is funded by large developers and business interests. Director Mitchell commented that the California Supreme Court is likely to rule on the pre-election challenges in June. He added that the District and the City of Rocklin spend efficiently and are focused on specific mission-driven requirements that benefit their residents.

President Durfee opened the item for public comment. Warren Jorgenson, a Rocklin resident gave public comment. He shared information from a San Francisco Chronicle article where former Governor Brown and Governor Newsom have asked for the California Supreme to hear a pre-election challenge due to the substantial change it would have on the California Constitution. He shared support for formally opposing Initiative 1935.

Director Durfee commented that regardless of the quality of service provided, there is a large risk that constituents would not vote for needed rate and fee increases.

Director Williams made a motion to adopt Resolution 24-08 Opposing Initiative 1935 (aka 21-0042A19); a second was made by Director Mitchell; a roll call vote was taken, and the motion carried 5-0.

Director Williams left the meeting at 5:42 p.m.

## **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:**

GM Niederberger shared an update on the discussions with the City of Roseville regarding the potential transfer of assets south of Highway 65. He commented that they are currently discussing a cost-sharing agreement for future maintenance costs. Director Mitchell asked about the funding for a study on the electrification of the District's fleet. DS Nielsen shared that the State passed the Advance Clean Fleet Act which applies to local governments and requires them to move to a zero-emissions fleet. The District is seeking assistance in developing a plan to comply with these requirements. GM Niederberger added that there will be a presentation on this item at the May board meeting. Director Mitchell asked GM Niederberger if he would be reporting on the status of his annual goal completion, and GM Niederberger shared that he would as progress is made.

Director Dickinson asked about the timeline for a SCADA update to the Board. DS Nielsen shared that this item will be included in the budget approval process. The bid documents will be prepared after the budget is approved, and the award of the contract will come back to the Board. GM Niederberger suggested an Infrastructure Advisory Committee meeting in May. Director Dickinson asked if the outstanding easements for the Atherton Sewer Trunk have been resolved. Staff shared that there has

been progress, but they are still delayed and have been operating under a temporary sewer use agreement for over a year.

Director Mitchell asked about the meeting with Sierra College to discuss the monthly service and capacity charge payments. GM Niederberger shared that the meeting was positive and that there will be a follow-up meeting in a couple of weeks to discuss the item in more detail. The first meeting regarding monthly service and capacity charge payments for Del Oro will also occur in a couple of weeks. Director Mitchell asked about the two vehicles in the FSD report that are out of compliance with smog requirements. DS Nielsen shared that staff worked with the vehicle manufacturer who recommended that the vehicles which are both newer vehicles with low mileage be driven a high number of miles to become eligible for smog testing. GM Niederberger shared that staff has reached out to local legislative representative's offices to explore other solutions. Director Mitchell thanked staff for the long period with no loss time injuries.

**B. Information Items:**

There were no information items.

**3. Director's Comments:**

There were no Director's comments for this meeting.

**VIII. CLOSED SESSION READOUT**

The Board met in Closed Session at 5:54 p.m. to hear a report from staff and the General Counsel and no action was taken.

The Board adjourned the closed session at 6:32 p.m.

**IX. ADJOURNMENT**

The President adjourned the meeting at 6:33 p.m. to the next regular meeting to be held on May 2, 2024, at 4:30 p.m.



Emilie Costan, Board Secretary



South Placer M.U.D.

# Check Report

By Check Number

Date Range: 03/26/2024 - 04/23/2024

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
<b>Bank Code: AP Bank-AP Bank</b>						
1007	Advanced Integrated Pest	03/28/2024	Regular	0.00	116.00	16940
1828	Carollo Engineers, Inc	03/28/2024	Regular	0.00	47,766.75	16941
1652	Cintas Corporation	03/28/2024	Regular	0.00	609.90	16942
1764	Network Design Associates, Inc.	03/28/2024	Regular	0.00	960.00	16943
1475	Petersen & Mapes, LLP	03/28/2024	Regular	0.00	1,236.00	16944
1253	Recology Auburn Placer	03/28/2024	Regular	0.00	386.11	16945
1268	Rocklin Windustrial Co.	03/28/2024	Regular	0.00	7,371.94	16946
1325	Tyler Technologies, Inc.	03/28/2024	Regular	0.00	40,099.39	16947
1850	WYJO Services Corp	03/28/2024	Regular	0.00	3,158.50	16948
1240	Placer County Personnel	04/01/2024	Regular	0.00	3,536.44	16949
1327	US Bank Corporate Payment	04/04/2024	Regular	0.00	15,084.49	16963
	**Void**	04/04/2024	Regular	0.00	0.00	16964
	**Void**	04/04/2024	Regular	0.00	0.00	16965
	**Void**	04/04/2024	Regular	0.00	0.00	16966
	**Void**	04/04/2024	Regular	0.00	0.00	16967
1652	Cintas Corporation	04/05/2024	Regular	0.00	602.37	16968
1068	City of Roseville	04/05/2024	Regular	0.00	344,820.00	16969
1775	CPS HR Consulting	04/05/2024	Regular	0.00	511.25	16970
1087	Dawson Oil Co.	04/05/2024	Regular	0.00	6,145.60	16971
1631	Instrument Technology Corporation	04/05/2024	Regular	0.00	6,027.65	16972
1564	Jensen Landscape Services, LLC	04/05/2024	Regular	0.00	1,017.00	16973
1873	Kevin Serne	04/05/2024	Regular	0.00	98.00	16974
1822	PBM Construction	04/05/2024	Regular	0.00	10,600.00	16975
1221	PG&E	04/05/2024	Regular	0.00	1,321.02	16976
1685	Streamline	04/05/2024	Regular	0.00	497.00	16977
1325	Tyler Technologies, Inc.	04/05/2024	Regular	0.00	12,125.00	16978
1653	Applied Best Practices, LLC	04/10/2024	Regular	0.00	1,200.00	16979
248	AT&T	04/10/2024	Regular	0.00	8.86	16980
1022	AT&T CalNet	04/10/2024	Regular	0.00	543.12	16981
1652	Cintas Corporation	04/10/2024	Regular	0.00	584.58	16982
1509	Crystal Communications	04/10/2024	Regular	0.00	311.64	16983
1086	Dataprose	04/10/2024	Regular	0.00	2,025.12	16984
1654	Jorgensen Company	04/10/2024	Regular	0.00	1,200.87	16985
1764	Network Design Associates, Inc.	04/10/2024	Regular	0.00	7,157.00	16986
1218	PCWA	04/10/2024	Regular	0.00	2,137.01	16987
1221	PG&E	04/10/2024	Regular	0.00	9,457.40	16988
1473	Pitney Bowes Purchase Power	04/10/2024	Regular	0.00	648.24	16989
1244	Preferred Alliance Inc	04/10/2024	Regular	0.00	232.48	16990
1029	Thomson Reuters/Barclays	04/10/2024	Regular	0.00	560.81	16991
1848	Uhora Engineering & Planning	04/10/2024	Regular	0.00	5,685.00	16992
1021	ARC	04/18/2024	Regular	0.00	110.25	16993
1652	Cintas Corporation	04/18/2024	Regular	0.00	584.58	16994
1073	Consolidated Communications	04/18/2024	Regular	0.00	2,154.80	16995
1113	Ferguson Enterprises, Inc. 1423 (Main)	04/18/2024	Regular	0.00	49.67	16996
1131	Granite Business Printing	04/18/2024	Regular	0.00	91.16	16997
1666	Great America Financial Services	04/18/2024	Regular	0.00	559.86	16998
1139	Hill Rivkins Brown & Associates	04/18/2024	Regular	0.00	12,060.00	16999
1847	Joey Vazquez	04/18/2024	Regular	0.00	148.01	17000
1218	PCWA	04/18/2024	Regular	0.00	712.24	17001
1238	Placer County Department of Public Works	04/18/2024	Regular	0.00	55.00	17002
1265	Rocklin Area Chamber of Commerce	04/18/2024	Regular	0.00	300.00	17003
1518	Sonitrol of Sacramento	04/18/2024	Regular	0.00	1,455.55	17004
1333	SPOK, Inc.	04/18/2024	Regular	0.00	29.45	17005
1338	Verizon Wireless	04/18/2024	Regular	0.00	1,427.08	17006

Check Report

Date Range: 03/26/2024 - 04/23/2024

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
1345	WECO	04/18/2024	Regular	0.00	200.43	17007
1045	Cal Pers 457 Plan (EFT)	03/29/2024	Bank Draft	0.00	1,075.00	DFT0009006
1135	Empower (EFT)	03/29/2024	Bank Draft	0.00	260.00	DFT0009008
1135	Empower (EFT)	03/29/2024	Bank Draft	0.00	8,906.00	DFT0009009
1135	Empower (EFT)	03/29/2024	Bank Draft	0.00	670.32	DFT0009010
1042	CA State Disbursement (EF	03/29/2024	Bank Draft	0.00	510.46	DFT0009011
1229	Pers (EFT)	03/29/2024	Bank Draft	0.00	49.13	DFT0009012
1229	Pers (EFT)	03/29/2024	Bank Draft	0.00	1,000.75	DFT0009013
1229	Pers (EFT)	03/29/2024	Bank Draft	0.00	1,995.24	DFT0009014
1229	Pers (EFT)	03/29/2024	Bank Draft	0.00	2,118.70	DFT0009015
1229	Pers (EFT)	03/29/2024	Bank Draft	0.00	3,583.64	DFT0009016
1229	Pers (EFT)	03/29/2024	Bank Draft	0.00	5,377.58	DFT0009017
1229	Pers (EFT)	03/29/2024	Bank Draft	0.00	5,329.02	DFT0009018
1149	Internal Revenue Service	03/29/2024	Bank Draft	0.00	14,213.22	DFT0009019
1098	EDD (EFT)	03/29/2024	Bank Draft	0.00	3,987.00	DFT0009020
1098	EDD (EFT)	03/29/2024	Bank Draft	0.00	1,260.86	DFT0009021
1149	Internal Revenue Service	03/29/2024	Bank Draft	0.00	3,324.06	DFT0009022
1149	Internal Revenue Service	03/29/2024	Bank Draft	0.00	9,789.75	DFT0009023
1015	American Fidelity Assurance	04/01/2024	Bank Draft	0.00	323.14	DFT0009024
1586	Principal Life Insurance Company	04/01/2024	Bank Draft	0.00	613.50	DFT0009025
1230	Pers (EFT)	04/01/2024	Bank Draft	0.00	7,498.48	DFT0009026
1230	Pers (EFT)	04/01/2024	Bank Draft	0.00	37,587.89	DFT0009027
1230	Pers (EFT)	04/01/2024	Bank Draft	0.00	10,065.30	DFT0009028
1230	Pers (EFT)	04/01/2024	Bank Draft	0.00	176.49	DFT0009029
1230	Pers (EFT)	04/01/2024	Bank Draft	0.00	3,925.00	DFT0009030
1230	Pers (EFT)	04/01/2024	Bank Draft	0.00	110.53	DFT0009031
1229	Pers (EFT)	03/29/2024	Bank Draft	0.00	-4,286.91	DFT0009033
1045	Cal Pers 457 Plan (EFT)	04/12/2024	Bank Draft	0.00	1,725.00	DFT0009034
1045	Cal Pers 457 Plan (EFT)	04/12/2024	Bank Draft	0.00	500.00	DFT0009035
1135	Empower (EFT)	04/12/2024	Bank Draft	0.00	225.00	DFT0009037
1135	Empower (EFT)	04/12/2024	Bank Draft	0.00	8,656.00	DFT0009038
1135	Empower (EFT)	04/12/2024	Bank Draft	0.00	670.32	DFT0009039
1042	CA State Disbursement (EF	04/12/2024	Bank Draft	0.00	510.46	DFT0009040
1015	American Fidelity Assurance	04/12/2024	Bank Draft	0.00	455.81	DFT0009041
1229	Pers (EFT)	04/12/2024	Bank Draft	0.00	49.13	DFT0009042
1229	Pers (EFT)	04/12/2024	Bank Draft	0.00	1,000.75	DFT0009043
1229	Pers (EFT)	04/12/2024	Bank Draft	0.00	1,995.24	DFT0009044
1229	Pers (EFT)	04/12/2024	Bank Draft	0.00	2,118.70	DFT0009045
1229	Pers (EFT)	04/12/2024	Bank Draft	0.00	3,583.64	DFT0009046
1229	Pers (EFT)	04/12/2024	Bank Draft	0.00	5,349.96	DFT0009047
1229	Pers (EFT)	04/12/2024	Bank Draft	0.00	5,301.65	DFT0009048
1149	Internal Revenue Service	04/12/2024	Bank Draft	0.00	14,964.34	DFT0009049
1098	EDD (EFT)	04/12/2024	Bank Draft	0.00	4,083.88	DFT0009050
1098	EDD (EFT)	04/12/2024	Bank Draft	0.00	1,256.45	DFT0009051
1149	Internal Revenue Service	04/12/2024	Bank Draft	0.00	3,499.72	DFT0009052
1149	Internal Revenue Service	04/12/2024	Bank Draft	0.00	10,335.57	DFT0009053
1229	Pers (EFT)	04/12/2024	Bank Draft	0.00	-1,818.96	DFT0009054

Check Report

Date Range: 03/26/2024 - 04/23/2024

<b>Vendor Number</b>	<b>Vendor Name</b>	<b>Payment Date</b>	<b>Payment Type</b>	<b>Discount Amount</b>	<b>Payment Amount</b>	<b>Number</b>
1015	American Fidelity Assurance	04/10/2024	Bank Draft	0.00	29,811.77	DFT0009055

Bank Code AP Bank Summary

<b>Payment Type</b>	<b>Payable Count</b>	<b>Payment Count</b>	<b>Discount</b>	<b>Payment</b>
Regular Checks	87	51	0.00	555,780.62
Manual Checks	0	0	0.00	0.00
Voided Checks	0	4	0.00	0.00
Bank Drafts	47	47	0.00	213,738.58
EFT's	0	0	0.00	0.00
	<b>134</b>	<b>102</b>	<b>0.00</b>	<b>769,519.20</b>

Check Report

Date Range: 03/26/2024 - 04/23/2024

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
1645	Aspire Retirement Solutions	03/29/2024	Bank Draft	0.00	1,022.32	DFT0009007
1645	Aspire Retirement Solutions	04/12/2024	Bank Draft	0.00	1,022.32	DFT0009036

Bank Code PY Bank Summary

Payment Type	Payable Count	Payment Count	Discount	Payment
Regular Checks	0	0	0.00	0.00
Manual Checks	0	0	0.00	0.00
Voided Checks	0	0	0.00	0.00
Bank Drafts	2	2	0.00	2,044.64
EFT's	0	0	0.00	0.00
	<b>2</b>	<b>2</b>	<b>0.00</b>	<b>2,044.64</b>

### All Bank Codes Check Summary

Payment Type	Payable Count	Payment Count	Discount	Payment
Regular Checks	87	51	0.00	555,780.62
Manual Checks	0	0	0.00	0.00
Voided Checks	0	4	0.00	0.00
Bank Drafts	49	49	0.00	215,783.22
EFT's	0	0	0.00	0.00
	<b>136</b>	<b>104</b>	<b>0.00</b>	<b>771,563.84</b>

### Fund Summary

Fund	Name	Period	Amount
100	GENERAL FUND	3/2024	161,890.73
100	GENERAL FUND	4/2024	609,673.11
			<b>771,563.84</b>

Account Number	Name	Service Address	Date	Type	Amount	Reference
102-0000009-01	Breiner, Linda	4700 Third St	4/3/2024	Refund	\$ 868.00	Check #: 16950
102-0002856-01	Leal, Steven and Wendy	2377 Glacier Dr	4/3/2024	Refund	\$ 111.94	Check #: 16951
102-0005676-02	Demyanik, Elena	4600 Greenbrae Rd	4/3/2024	Refund	\$ 252.80	Check #: 16952
102-0007469-01	Stewart, Jeffrey	6117 Cameo Dr	4/3/2024	Refund	\$ 7.16	Check #: 16953
102-0009136-01	Piper, Jennifer	4931 Charter Rd	4/3/2024	Refund	\$ 36.23	Check #: 16954
103-0003679-01	Cuong, Judy	6130 Horseshoe Bar Rd	4/3/2024	Refund	\$ 43.80	Check #: 16955
104-0007951-01	Bloxham, Deanna	2035 Orange Dr	4/3/2024	Refund	\$ 102.45	Check #: 16956
106-0014017-01	Bruno, Frank A	5232 Silver Peak Ln	4/3/2024	Refund	\$ 112.32	Check #: 16957
112-1022442-02	Wallington, Lonnie	2113 Wyckford Blvd	4/3/2024	Refund	\$ 138.52	Check #: 16958
112-1029078-01	Cole, Deborah and Raymond	4306 Red Maple Ct	4/3/2024	Refund	\$ 17.50	Check #: 16959
112-1029276-01	Stehula, Christopher and Elizabeth	3913 Skyline Dr	4/3/2024	Refund	\$ 118.25	Check #: 16960
202-0001857-03	Green River Holding LLC	5500 Whitney Blvd	4/3/2024	Refund	\$ 10.52	Check #: 16961
212-1026485-00	LLC, Mima Capital	6141 Pacific St	4/3/2024	Refund	\$ 138.80	Check #: 16962
<b>TOTAL REFUNDS</b>					<b>\$ 1,958.29</b>	



**SOUTH PLACER MUNICIPAL UTILITY DISTRICT  
STAFF REPORT**

**To:** Board of Directors

**From:** Emilie Costan, Administrative Services Manager

**Cc:** Herb Niederberger, General Manager

**Subject:** 3rd Quarter Investment Report  
(January 1, 2024 through March 31, 2024)

**Board Date:** May 2, 2024

---

**Overview**

In accordance with Section 53646 of the California Government Code, this report provides the Board with a quarterly investment report.

The investments held by the District on March 31, 2024, are shown in Attachment 1 and totaled \$77.15 million. The portfolio is in compliance with the Board's adopted Policy #3120 regarding District investments and has the ability to meet the next six months of cash flow requirements. As of March 31, 2024, the District's investment portfolio had an average annualized quarterly rate of return of 1.03 percent.

**Recommendation**

Staff recommends that the Board of Directors receive and file the 3rd Quarter Investment Report.

**Strategic Plan Priorities**

This action is consistent with SPMUD Strategic Plan Priorities:

- Prepare for the future and foreseeable emergencies.
- Provide exceptional value for the cost of sewer service.

**Related District Ordinances and Policies**

This action is in conjunction with the following District Policies:

- Policy 3120 – Investment of District Funds

**Fiscal Impact**

There is no direct fiscal impact associated with the preparation of this report.

**Attachments:**

1. 3<sup>rd</sup> Quarter South Placer Municipal Utility District Investment Report
2. Allocation by Fund, Allocation by Investment Type, and Historical Performance

Attachment 1 –3<sup>rd</sup> Quarter South Placer Municipal Utility District Investment Report

<b>Investment</b>	<b>Account Balance Prior Year Jan 23 -Mar 23</b>	<b>Account Balance Previous Quarter Oct 23 - Dec 23</b>	<b>Market Value Jan 24 - Mar 24</b>	<b>Quarterly Rate of Return</b>	<b>% of Portfolio</b>
<b>CALTRUST - Short Term</b>	\$ 4,398,354	\$ 6,615,467	\$ 6,683,877	1.25%	9%
<b>CALTRUST - Medium Term</b>	\$ 1,967,057	\$ -	\$ -	-	-
<b>PLACER COUNTY TREASURY</b>	\$ 25,290,891	\$ 20,336,691	\$ 20,509,592	0.76%	27%
<b>LAIF (Local Agency Investment Fund)</b>	\$ 25,364,678	\$ 26,053,485	\$ 26,331,860	1.03%	34%
<b>CA CLASS</b>	\$ -	\$ 10,221,511	\$ 10,360,722	1.36%	13%
<b>FIVE STAR - Money Market</b>	\$ 6,054,558	\$ 5,399,545	\$ 5,453,683	1.03%	7%
<b>CASH</b>	\$ 9,247,405	\$ 3,315,863	\$ 4,408,307	0.13%	6%
<b>RESTRICTED - CEPPT</b>	\$ 3,102,584	\$ 3,328,455	\$ 3,405,541	2.41%	4%
<b>TOTAL/AVERAGE</b>	<b>\$ 75,425,527</b>	<b>\$ 75,271,016</b>	<b>\$ 77,153,581</b>	<b>1.03%</b>	<b>100%</b>

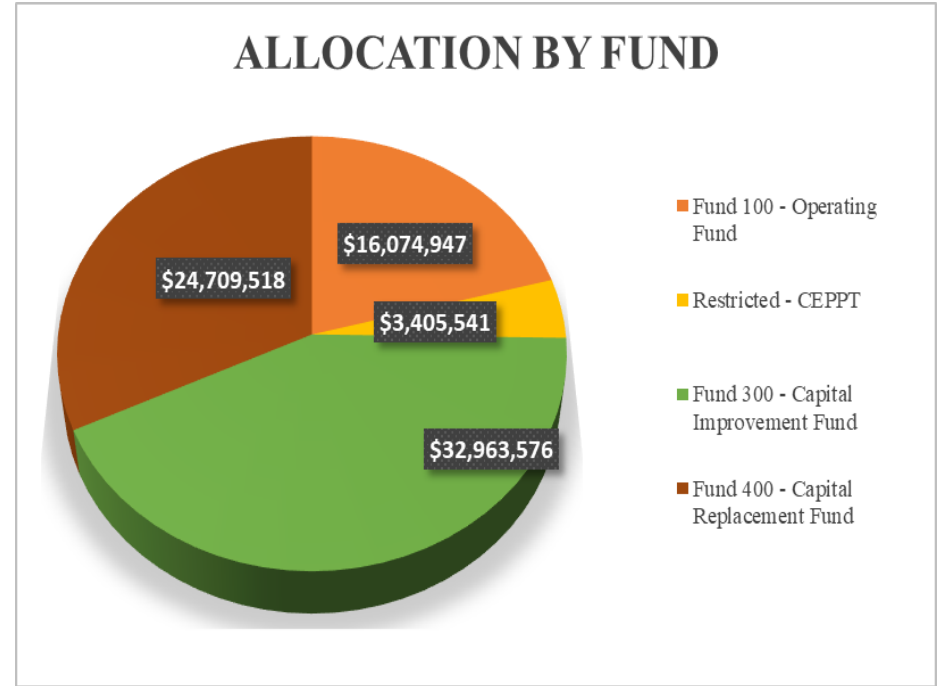
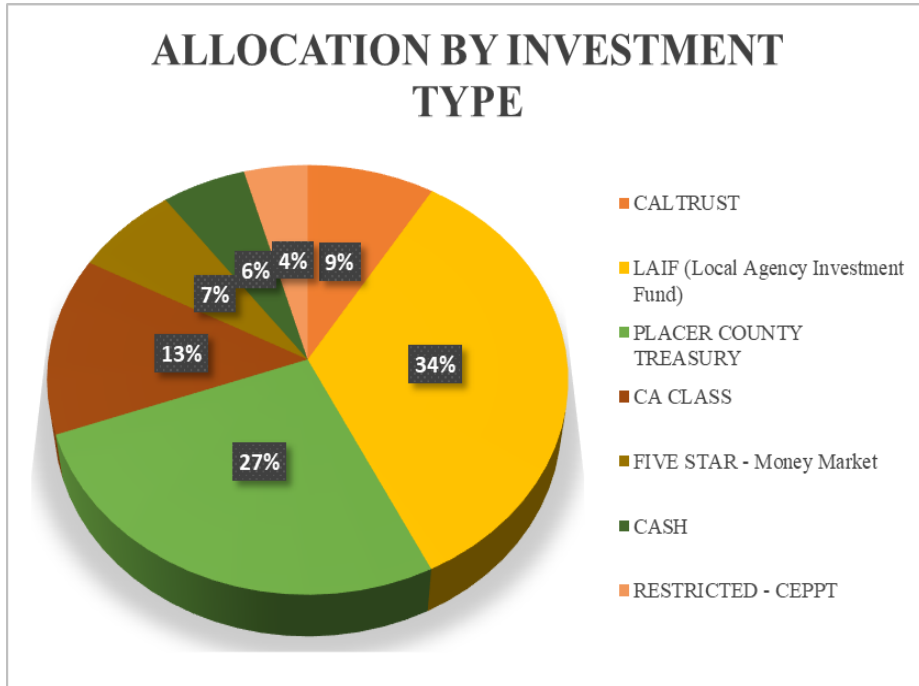
**QUARTERLY TRANSFERS**

CalTRUST: None  
 CA CLASS: None  
 LAIF: None  
 PLACER COUNTY: None  
 FIVE STAR MM: None

**QUARTERLY REGIONAL TREATMENT PAYMENT**

Jan 1 to Mar 31, 2024 \$2,606,750 Cleared Apr 4, 2024  
 Oct 1 to Dec 31, 2023 \$2,606,750 Cleared Jan 17, 2024  
 Jul 1 to Sept 30, 2023 \$2,606,750 Cleared Oct 12, 2023  
 Apr 1 to Jun 30, 2023 \$2,416,250 Cleared Jun 27, 2023  
 Jan 1 to Mar 31, 2023 \$2,566,250 Cleared Apr 4, 2023

Attachment 2 – Allocation by Fund, Allocation by Investment Type, and Historical Performance



<b>Historical Performance</b>					
	3 months	6 months	1 year*	3 year*	5 year*
CalTRUST Short Term	1.25%	2.50%	4.84%	2.42%	2.05%
Placer County	0.76%	1.53%	3.05%	1.51%	1.42%
CA Class	1.36%	2.73%	5.45%	-	-
LAIF	1.03%	2.00%	3.66%	1.85%	1.71%
Five Star MM	1.03%	2.00%	3.66%	1.85%	1.71%
CEPPT	2.41%	4.82%	9.64%	0.97%	-

\*Annualized

**SOUTH PLACER MUNICIPAL UTILITY DISTRICT**

**STAFF REPORT**

**To:** Board of Directors  
**From:** Carie Huff, District Engineer  
**Cc:** Josh Lelko, Engineering Technician  
**Subject:** Acceptance of the Bill of Sale for the DKM New Shop Sewer Improvements  
**Meeting Date:** May 2, 2024

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**Overview**

The DKM New Shop improvements are located within the Town of Loomis, approximately five hundred feet northeast of the intersection of Rippey Road and Mandarin Court. The DKM New Shop project consists of public sewer improvements to serve a 10,000 square foot office and warehouse for a total of 1.92 EDU. The DKM New Shop improvements include the installation of five (5) linear feet of lower laterals and paving of a sewer access road.

**Recommendation**

Staff recommends that the Board of Directors accept the attached Bill of Sale for the DKM New Shop Sewer improvements.

**Strategic Plan Goal**

This action is consistent with the following Strategic Plan Priorities:

- Maintain an excellent regulatory compliance record
- Prepare for the future and foreseeable emergencies
- Leverage existing and applicable technologies to improve efficiencies

**Fiscal Impact**

The estimated value of the contributed capital is \$41,117.

Attachments:

1. Bill of Sale
2. Map – DKM New Shop

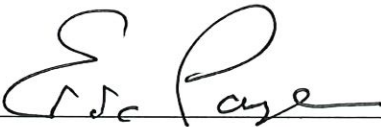
BILL OF SALE

PAYNE PROPERTY MANAGEMENT does hereby grant, bargain, sell and convey to SOUTH PLACER MUNICIPAL UTILITY DISTRICT all of its rights, title and interest in and to all public sewer pipes, lines, mains, manholes, and appurtenances installed by its contractor in that subdivision/project commonly known as DKM NEW SHOP

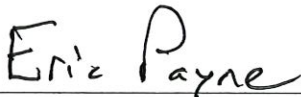
Grantor herein does hereby warrant and guarantee to SOUTH PLACER MUNICIPAL UTILITY DISTRICT that all of the personal property described herein consisting of sewer pipes, lines, mains, manholes, and appurtenances are free and clear of all mechanics liens and encumbrances of any type, nature or description whatsoever.

Dated this 25th of March 2024

By: (Payne Property Management)

  
\_\_\_\_\_

Signature

  
\_\_\_\_\_

Name (Please Type or Print)

See Attached CA  
Notarial Certificate

**ACKNOWLEDGMENT**

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California  
County of Placer )

On 03-25-2024 before me, Steve Rutledge, Notary Public  
(insert name and title of the officer)

personally appeared Eric Payne  
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature Steve (Seal)





0 50 100 Feet  
1 in = 100 ft



# DKM New Shop

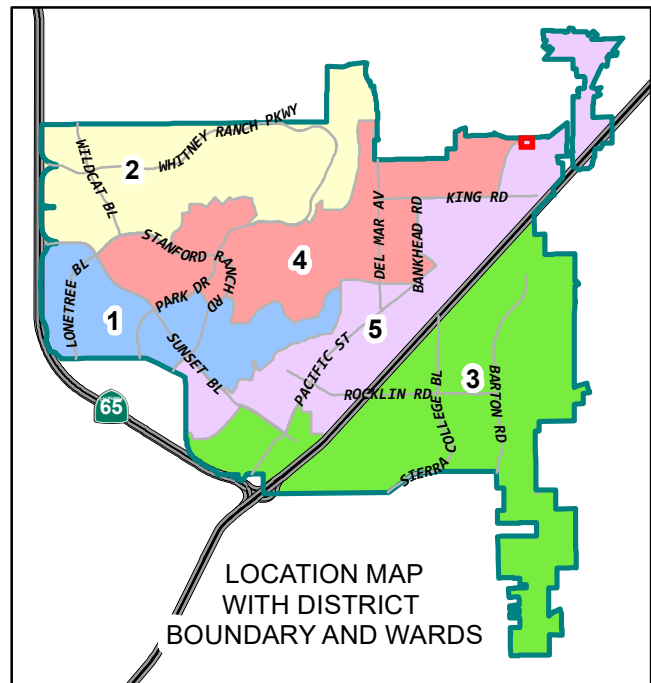
1.92 EDU

Date: 4/22/2024

Author: Curtis Little

Document Path:

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LOCATION MAP  
WITH DISTRICT  
BOUNDARY AND WARDS

**SOUTH PLACER MUNICIPAL UTILITY DISTRICT**

**STAFF REPORT**

**To:** Board of Directors  
**From:** Carie Huff, District Engineer  
**Cc:** Josh Lelko, Engineering Technician  
**Subject:** Acceptance of the Bill of Sale for the Whitney Ranch Chevron and Car Wash at 1271 Whitney Ranch Parkway, Rocklin, CA Sewer Improvements  
**Meeting Date:** May 2, 2024

---

**Overview**

The Whitney Ranch Chevron and Car Wash at 1271 Whitney Ranch Parkway, Rocklin, CA improvements are located within Rocklin at the southeast corner of Whitney Ranch Parkway and Cheetah Street. The Whitney Ranch Chevron and Car Wash at 1271 Whitney Ranch Parkway, Rocklin, CA consists of public sewer improvements to provide future service for a Chevron fueling station and carwash and Dutch Bros Coffee for a total of 12.79 EDU. The Whitney Ranch Chevron and Car Wash at 1271 Whitney Ranch Parkway, Rocklin, CA Onsite improvements include the following infrastructure:

- Installation of six hundred and fifty-two (652) linear feet of sanitary sewer pipe;
- Installation of six (6) manholes; and
- Installation of forty-four (44) linear feet of lower laterals.

**Recommendation**

Staff recommends that the Board of Directors accept the attached Bill of Sale for the Whitney Ranch Chevron and Car Wash at 1271 Whitney Ranch Parkway, Rocklin, CA sewer improvements.

**Strategic Plan Goal**

This action is consistent with the following Strategic Plan Priorities:

- Maintain an excellent regulatory compliance record
- Prepare for the future and foreseeable emergencies
- Leverage existing and applicable technologies to improve efficiencies

**Fiscal Impact**

The estimated value of the contributed capital is \$384,169.

Attachments:

1. Bill of Sale
2. Map – Whitney Ranch Chevron and Car Wash at 1271 Whitney Ranch Parkway, Rocklin, CA



BILL OF SALE

**Taylor Whitney Ranch LP, A California Limited Partnership** does hereby grant, bargain, sell and convey to SOUTH PLACER MUNICIPAL UTILITY DISTRICT all of its rights, title and interest in and to all public sewer pipes, lines, mains, manholes, and appurtenances installed by its contractor in that subdivision/project commonly known as **Whitney Ranch Chevron and Car Wash at 1271 Whitney Ranch Parkway, Rocklin, CA**

Grantor herein does hereby warrant and guarantee to SOUTH PLACER MUNICIPAL UTILITY DISTRICT that all of the personal property described herein consisting of sewer pipes, lines, mains, manholes, and appurtenances are free and clear of all mechanics liens and encumbrances of any type, nature or description whatsoever.

Dated this 15<sup>th</sup> of February 2024

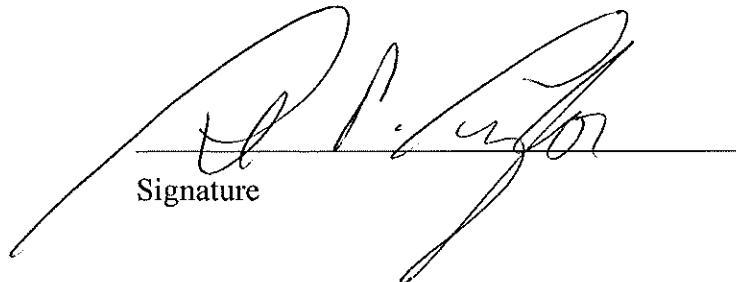
By: Lux P. Taylor

Its: Sole Owner

For: Deep Creek Investments, LLC

Its: General Partner

For: Taylor Whitney Ranch LP, A California Limited Partnership



Signature

Lux P. Taylor

CALIFORNIA ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California }
County of Sacramento }

On February 16, 2024 before me, J. Tillman, Notary Public
Date Here Insert Name and Title of the Officer
personally appeared Lux P. Taylor
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature [Handwritten Signature]
Signature of Notary Public

Place Notary Seal and/or Stamp Above

OPTIONAL

Completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: Bill of Sale
Document Date: Feb. 15, 2024 Number of Pages: 1
Signer(s) Other Than Named Above:

Capacity(ies) Claimed by Signer(s)

Signer's Name:
[ ] Corporate Officer - Title(s):
[ ] Partner - [ ] Limited [ ] General
[ ] Individual [ ] Attorney in Fact
[ ] Trustee [ ] Guardian or Conservator
[ ] Other:
Signer is Representing:



0 62.5 125 Feet  
1 in = 125 ft



**Whitney Ranch Chevron  
and Car Wash at 1271 Whitney  
Ranch Parkway, Rocklin, CA**

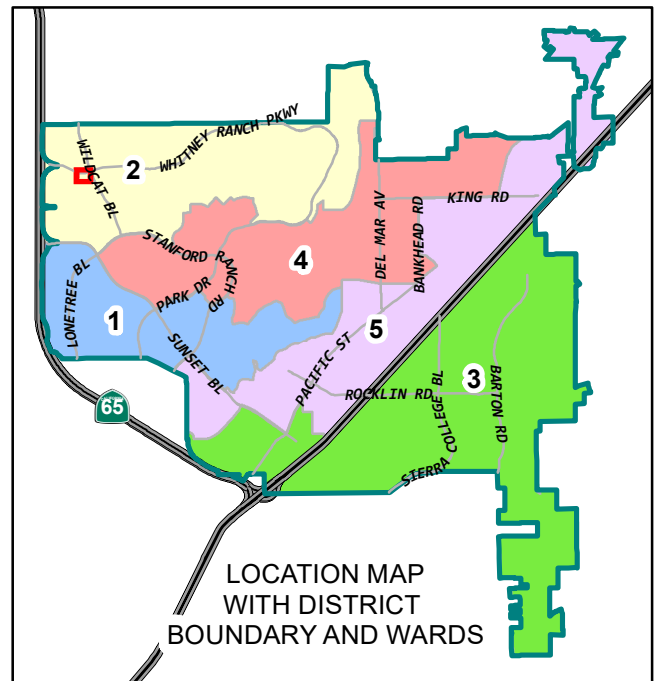
**12.79 EDUs**

Date: 4/22/2024

Author: Curtis Little

Document Path:

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Sale\2024\MXD\WhitneyRanchChevron.mxd



**SOUTH PLACER MUNICIPAL UTILITY DISTRICT  
STAFF REPORT**

**To:** Board of Directors

**From:** Emilie Costan, Administrative Services Manager

**Cc:** Herb Niederberger, General Manager

**Subject:** Resolution 24-09 Notice of Governing Board Member Election

**Meeting Date:** May 2, 2024

**Overview**

Three of the South Placer Municipal Utility District Board Directors have expiring terms which are coming up for election in November 2024.

<b>Board Member Name</b>	<b>Ward</b>	<b>Regular/Short Term</b>
Gerald Mitchell	Ward 1	Regular
James Durfee	Ward 4	Regular
James Williams	Ward 5	Regular

Per California Elections Code Section 10509, the Placer County Office of Elections requires a Resolution from the District to request election services. Resolution 24-09 requests a consolidation of the District’s election with the November 5, 2024 election, requests the County’s election services, and identifies the election requirements candidates must follow to qualify for candidacy in their particular Ward.

**Recommendation**

Staff recommends that the Board of Directors adopt Resolution 24-09:

1. Declaring an Election be held in its Jurisdiction
2. Requesting the Board of Supervisors to Consolidate this Election with any other Election conducted on said date, and
3. Requesting Election Services by the County Clerk.

**Strategic Plan Priorities**

This action is consistent with the following SPMUD Strategic Plan Goals:

- Maintain an excellent regulatory compliance record.
- Provide exceptional value for the cost of sewer service

**Fiscal Impact**

The District will incur applicable costs from Placer County Election services estimated to be \$80,000. If current Board members run for re-election unopposed there is a possibility that these costs will not be incurred.

## Attachments:

1. Resolution 24-09 Notice of Governing Board Member Elections

**SOUTH PLACER MUNICIPAL UTILITY DISTRICT**

**RESOLUTION NO. 24-09**

**A RESOLUTION OF THE GOVERNING BODY OF THE SOUTH PLACER MUNICIPAL UTILITY DISTRICT, DECLARING AN ELECTION BE HELD IN ITS JURISDICTION; REQUESTING THE BOARD OF SUPERVISORS TO CONSOLIDATE THIS ELECTION WITH ANY OTHER ELECTION CONDUCTED ON SAID DATE; AND REQUESTING ELECTION SERVICES BY THE COUNTY CLERK**

WHEREAS, this District Governing Body orders an election to be held in its jurisdiction on November 5, 2024; at which election the issue(s) to be presented to the voters shall be:

**NOMINATION OF CANDIDATES FOR THE GOVERNING BODY**

1. Said election shall be to fill a vacancy for the following Board Members who resigned and/or whose term(s) expired:

<u>Incumbent's Name</u>	<u>Division Number</u>	<u>Regular/Short Term</u>
Gerald Paul Mitchell	Ward 1	Regular
James Walter Durfee	Ward 4	Regular
James T. Williams	Ward 5	Regular

2. Said Directors for this District are elected in the following manner:

**By District.**

Districts are split into areas; only those voters residing in the area may vote for candidates who run in the area.

3. Said District has determined the following election particulars:
  - The length of the Candidate Statement shall not exceed **200** words.
  - The cost of the Candidate Statement shall be paid by the **Candidate.**

MEASURES TO BE SUBMITTED TO THE VOTERS (IF APPLICABLE)

4. Said District **does not** request measures be decided at this election.
5. Said District has determined the following election particulars:
  - In the case of a tie vote, the election shall be determined by **LOT**.
  - The County Clerk is **requested** to provide election services, all applicable costs will be paid for by the District.
6. The District hereby certifies that:  
There have been **NO** District boundary changes since our last election, but the District understands that the Placer County Public Works Mapping Division will verify our District boundary lines prior to the election.

NOW, THEREFORE BE IT RESOLVED by the Board of Directors of the South Placer Municipal Utility District that the Board of Supervisors of the County of Placer is hereby requested to:

1. Consolidate the election with any other applicable election conducted on the same day;  
and
2. Authorize and direct the County Clerk, at Governing Body expense, to provide all necessary election services.

This Resolution shall be considered a Notice of Election and Specification of Election Order if applicable.

PASSED AND ADOPTED at a Regular Meeting of the South Placer Municipal Utility District Board of Directors at Rocklin, CA this 2<sup>nd</sup> day of May 2024.

Signed: \_\_\_\_\_  
James Durfee, President of the Board of Directors

Attest: \_\_\_\_\_  
Emilie Costan, Board Secretary

**SOUTH PLACER MUNICIPAL UTILITY DISTRICT  
STAFF REPORT**

**To:** Board of Directors

**From:** Carie Huff, District Engineer

**Cc:** Herb Niederberger, General Manager

**Subject:** Resolution 24-10 Amending Resolution 24-03 – Construction Cooperation and Reimbursement Agreements for the City of Rocklin’s Five Star Boulevard, Destiny Drive, and Mission Hills Phase IV Pavement Reconstruction Project and the Park Drive Pavement Rehabilitation Project

**Meeting Date:** May 2, 2024

**Background**

The Board of Directors approved two agreements with the City of Rocklin on February 1, 2024, for upcoming pavement rehabilitation and overlay projects:

1. Five Star Boulevard, Destiny Drive, and Mission Hills Phase IV Pavement Reconstruction Project
2. Park Drive Pavement Rehabilitation Project

After the meeting, an error was discovered in the calculation for the Five Star Boulevard, Destiny Drive, and Mission Hills Phase IV Pavement Reconstruction Project. The District’s portion of the reimbursement for manhole adjustments and closed-circuit television (CCTV) inspection is required to be adjusted from \$26,400 to \$51,900 to incorporate the Mission Hills Phase IV portion of the project.

Resolution 24-10 amends Resolution 24-03 updating the cost from \$26,400 to \$51,900 to include the Mission Hills Phase IV portion of the project.

**Recommendation**

Staff recommends that the Board of Directors adopt Resolution 24-10 amending Resolution 24-03 which authorizes the General Manager to execute the attached Construction Cooperation and Reimbursement Agreements between South Placer Municipal Utility District and the City of Rocklin for the City of Rocklin Five Star Boulevard, Destiny Drive, and Mission Hills Phase IV Pavement Reconstruction Project.

**Strategic Plan Goal**

This action is consistent with SPMUD Strategic Plan Priorities:

- Maintain an excellent regulatory compliance record

**Fiscal Impact**

Per the agreement, the District is responsible to pay for the actual cost of the following:



1. Five Star Boulevard, Destiny Drive Pavement Reconstruction Project (McGuire and Hester):
  - 13 manholes @ \$1,500 each = \$19,500
  - 3,450 linear feet of pipe @ \$2 per linear foot = \$6,900
  - Total = \$26,400
  
2. Mission Hills Phase IV Pavement Reconstruction Project (McGuire and Hester):
  - 13 manholes @ \$1,500 each = \$19,500
  - 3,000 linear feet of pipe @ \$2 per linear foot = \$6,000
  - Total = \$25,500

The City will administer the contract in coordination with District staff. All construction is required to meet the District's standards and specifications.

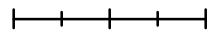
The total cost of the sewer portion of the work is \$51,900 and is included in the FY 23/24 budget in Fund 400 under participation in regional projects. The cost of the Park Drive Pavement Rehabilitation Project remains the same at \$20,100.

Attachments:

1. Exhibit A: City of Rocklin's Five Star Boulevard, Destiny Drive, and Mission Hills Phase IV Pavement Reconstruction Project Area
2. City of Rocklin's Five Star Boulevard, Destiny Drive, and Mission Hills Phase IV Pavement Reconstruction Project Bid Package
3. Resolution No. 24-10 – Authorizing the Amendment to Resolution 24-03 Construction Cooperation and Reimbursement Agreement for the City of Rocklin's Five Star Boulevard, Destiny Drive, and Mission Hills Phase IV Pavement Reconstruction Project
4. Construction Cooperation and Reimbursement Agreement between South Placer Municipal Utility District and the City of Rocklin for the City of Rocklin's Five Star Boulevard, Destiny Drive, and Mission Hills Phase IV Pavement Reconstruction Project



0 375 750 1,500 Feet



## Exhibit A

# City of Rocklin's Five Star Boulevard, Destiny Drive and Mission Hills Phase IV Pavement Reconstruction Project



Date: 1/23/2024

Author: Curtis Little

Document Path: G:\spmud\_gis\mxd\Curtis\Exhibit Maps\City of Rocklin\Five Star Blvd, Destiny Dr, and Mission Hills IV\ExhibitA.mxd



**CITY OF ROCKLIN  
SEALED BID**

(MUST BE SIGNED BY BIDDER)

Sealed Bids will be received not later than 1:00 p.m. on Thursday, January 18, 2024, at the Office of the City Clerk, 3970 Rocklin Road, 2<sup>nd</sup> Floor, Rocklin California and opened at 1:00p.m., or as soon thereafter as business allows.

TO THE HONORABLE CITY COUNCIL:

The undersigned hereby proposes and agrees to furnish any and all required labor, material, equipment transportation, and services for

Five Star Blvd., Destiny Dr., and Mission Hills Phase IV Reconstruction in the City of Rocklin, County of Placer, California.

Five Star & Destiny Pavement Rehabilitation - City Project No. 50049

Bid Item Detail

Item No.	ITEM DESCRIPTION	Unit	Estimated Quantity	Unit	Unit Price (\$/Unit)	Amount (\$)
1	MOBILIZATION	LS	1	LS	83,000	83,000
2	TRAFFIC CONTROL SYSTEM	LS	1	LS	35,000	35,000
3	WATER POLLUTION CONTROL PLAN (WPCP)	LS	1	LS	8,000	8,000
4	REMOVE CONCRETE (C&G, SIDEWALK, CURB RAMP) (FINAL PAY)	SF	800	SF	20-	16,000
5	AGGREGATE BASE	CY	15	CY	700-	10,500
6	MINOR CONCRETE (TYPE 2 CURB & GUTTER)	LF	100	LF	50-	5,000
7	MINOR CONCRETE (SIDEWALK)	SF	500	SF	20-	10,000
8	MINOR CONCRETE (VALLEY GUTTER)	SF	200	SF	23-	4,600
9	DETECTABLE WARNING SYSTEM	SF	30	SF	86-	2,580
10	RESET SURVEY MONUMENT	EA	14	EA	3,000	42,000
11	ADJUST UTILITY IRON - CITY STORM DRAIN MANHOLE	EA	11	EA	1,500	16,500
12	ADJUST UTILITY IRON - SPMUD SANITARY SEWER MANHOLE (S)	EA	13	EA	1,500	19,500
13	CCTV INSPECTION (SPMUD)	LF	3,450	LF	2-	6,900
14	ADJUST UTILITY IRON - PCWA VALVE BOX/ARV BOX (PCWA)	EA	40	EA	1,000	40,000
15	FULL WIDTH GRINDING (FINAL PAY)	SF	140,000	SF	.40	56,000
16	FULL WIDTH GRINDING (NIGHT WORK) (FINAL PAY)	SF	35,000	SF	.40	14,000
17	HOT MIX ASPHALT OVERLAY	TON	2,700	TON	110.-	297,000
18	HOT MIX ASPHALT OVERLAY (NIGHT WORK)	TON	700	TON	110.-	77,000
19	HOT MIX ASPHALT PLUG PAVE	TON	10	TON	900	9,000
20	DETAIL 9	LF	2,100	LF	.90	1,890
21	DETAIL 22	LF	800	LF	2.75	2,200
22	DETAIL 25	LF	1,600	LF	1-	1,600
23	DETAIL 29	LF	150	LF	5.50	825
24	DETAIL 32	LF	1,900	LF	5.25	9,975
25	DETAIL 38	LF	700	LF	2-	1,400
26	DETAIL 39	LF	2,600	LF	1.65	4,290
27	DETAIL 39A	LF	550	LF	1.65	907.50
28	THERMOPLASTIC PAVEMENT MARKING	SF	2,300	SF	10-	23,000
29	INSTALL LOOP DETECTOR (TYPE A & D)	EA	52	EA	1,150	59,800
30	RELOCATE PEDESTRIAN PUSH BUTTON	LS	1	LS	10,000	10,000
<b>Construction Subtotal =</b>						<b>868,467.50</b>

**Warning:** If an addendum or addenda have been issued by the City and not noted as being received by the bidder, this proposal may be rejected.

Bid Item Detail

Item No.	ITEM DESCRIPTION	Unit	Estimated Quantity	Unit	Unit Price (\$/Unit)	Amount (\$)
1	MOBILIZATION	LS	1	LS	20,000	20,000
2	TRAFFIC CONTROL SYSTEM	LS	1	LS	20,000	20,000
3	WATER POLLUTION CONTROL PLAN (WPCP)	LS	1	LS	5,000	5,000
4	RESET SURVEY MONUMENT	EA	8	EA	3,000	24,000
5	ADJUST UTILITY IRON - CITY STORM DRAIN MANHOLE	EA	12	EA	1,500	18,000
6	ADJUST UTILITY IRON - SPMUD SANITARY SEWER MANHOLE (S)	EA	13	EA	1,500	19,500
7	CCTV INSPECTION (SPMUD)	LF	3,000	LF	2-	6,000
8	ADJUST UTILITY IRON - PCWA VALVE BOX/ARV BOX (PCWA)	EA	24	EA	1,000	24,000
9	ADJUST UTILITY IRON - PG&E VALVE BOX (PG&E)	EA	6	EA	1,500	9,000
10	FULL WIDTH GRINDING (FINAL PAY)	SF	135,000	SF	.40	54,000
11	HOT MIX ASPHALT OVERLAY	TON	2,650	TON	110	291,500
12	DETAIL 22	LF	2,300	LF	2.75	6,325
13	DETAIL 27B	LF	4,100	LF	1.25	5,125
14	DETAIL 39	LF	3,200	LF	1.45	5,280
15	DETAIL 39A	LF	1,000	LF	1.45	1,450
16	4" SOLID YELLOW STRIPE	LF	50	LF	3-	150
17	THERMOPLASTIC PAVEMENT MARKING	SF	1,100	SF	4.100	11,000
Construction Subtotal =						520,530

**Total Construction Cost = 1,388,997.50**

Total Construction Costs shall be (spell out) one million three hundred eighty Dollars.

eight thousand nine hundred ninety-seven

If awarded the Contract, the undersigned shall execute said Contract and furnish the necessary Performance and Payment Bonds and insurance within ten (10) calendar days after the Notice of Award of said Contract and begin work as set forth in the written Notice to Proceed from the City of Rocklin (hereinafter referred to as the "City") to Contractor.

In determining the amount bid by each bidder, the City shall disregard mathematical errors in addition, subtraction, multiplication, and division that appear obvious on the face of the Bid. When such a mathematical error appears on the Bid, the City shall have the right to correct such error and to compute the total amount bid by said bidder on the basis of the corrected figure or figures.

When an item price is required to be set forth in the Bid, and the total for the item set forth separately does not agree with a figure which is derived by multiplying the item price times the Engineer's estimate of the quantity of work to be performed for said item, the item price shall prevail over the sum set forth as the total for the item unless, in the sole discretion of the City, such a procedure would be inconsistent with the policy of the bidding procedure. The total paid for each such item of work shall be based upon the item price and not the total price. Should the Bid contain only a total price for the item and the item price is omitted, the City shall determine the item price by dividing the total price for the item by Engineer's estimate of the estimated quantities of work to be performed as items of work.

If the Bid contains neither the item price nor the total price for the item, then it shall be deemed incomplete and the Bid shall be disregarded.

**Warning:** If an addendum or addenda have been issued by the City and not noted as being received by the bidder, this proposal may be rejected.

It is understood that this Bid is based upon completion of the work to within a period of calendar days commencing on the day the Notice to Proceed is issued.

The undersigned represents and warrants that the undersigned has examined the location of the proposed work and is familiar with the local conditions at the place where the work is to be done, and the undersigned has reviewed and understands the plans, specifications and other Contract Documents, and the undersigned is satisfied with all conditions for the performance of the work.

The undersigned has checked carefully all of the above figures and understands that the City of Rocklin will not be responsible for any errors or omissions on the part of the undersigned in making up this Bid.

The Contractor shall initial below that it has received the appropriate addenda and has incorporated the addenda into its Bid.

Addenda Received and Acknowledged

No. 1 12/20/2023 DK  
No. 2 1/10/2024 DK  
No. 3 1/12/2024 DK  
No. 4 1/12/2024 DK

BID DEPOSIT ENCLOSED IN THE FOLLOWING FORM:

\$ N/A not less than ten percent (10%) of amount Bid, plus additive alternates.

- CERTIFIED CHECK
- MONEY ORDER
- CASHIER'S CHECK
- BID BOND

**AGREEMENT**

It is understood and agreed that if written notice of the City's acceptance of this Bid is mailed, emailed, or delivered to the undersigned Bidder after the opening of the bid, and within the time set in the Notice to Contractors or at any time thereafter before this Bid is withdrawn, the undersigned Bidder will execute and deliver to the City the Agreement for Construction in accordance with the Bid as accepted, within ten (10) days after receipt of notification of award, and that the Work under the Contract shall be commenced by the undersigned Bidder, if awarded the Contract, on the date to be stated in a Notice to Proceed and shall be completed in the time specified in the Contract Documents. In the event the Bidder to whom an award is made fails or refuses to execute the Agreement for Construction within ten (10) days from the date of receiving notification that it is the Bidder to whom the Contract is awarded, the City may declare the Bidder's bid deposit or bond forfeited as damages caused by the failure of the Bidder to enter into the Agreement for Construction.

The undersigned Bidder agrees that the information and representations provided herein are made under penalty of perjury.

**Warning:** If an addendum or addenda have been issued by the City and not noted as being received by the bidder, this proposal may be rejected.

NAME OF BIDDER:

McGuire and Hester

**Affix Corporate  
Seal Here**

BY:



Signature

David Koerber

Type/Print Name

Vice President

Title

DATE: January 18, 2024

Valid Contractor's License No.: 95879

Expiration date: 11/30/2025

Public Works Registration No. 1000000033

**Warning:** If an addendum or addenda have been issued by the City and not noted as being received by the bidder, this proposal may be rejected.



**dca** DEPARTMENT OF CONSUMER AFFAIRS  
**CONTRACTORS STATE LICENSE BOARD**  
**ACTIVE LICENSE**

License Number: **95879** Entity: **CORP**

Business Name: **MC GUIRE AND HESTER**



Classification: **A C21 HAZ B C31 C27**

Expiration Date: **11/30/2025**

[www.cslb.ca.gov](http://www.cslb.ca.gov)

**ATTACHMENT A**

**BID BOND**  
City of Rocklin

We, McGuire and Hester, as principal, and Western Surety Company, as Surety are held and firmly bound unto the City of Rocklin, hereafter referred to as "Obligee", in the penal sum of ten percent (10%) of the total amount of the Bid of the Principal submitted to the Obligee for the Work described below, for the payment of which sum we hold and firmly bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally,

**THE CONDITION OF THIS OBLIGATION IS SUCH, THAT:**

WHEREAS, the Principal is submitting a Bid to the Obligee, for Five Star Blvd., Destiny Dr., and Mission Hills Phase IV Reconstruction, Rocklin, CA

*(Copy here the exact description of work, including location, as it appears on the Bid)*

for which Bids are to be opened at Rocklin, CA on January 18, 2024  
*(Insert date of Bid opening)*

NOW, THEREFORE, if the Principal is awarded the Contract and after the prescribed forms are presented to him for signature, enters into a written contract, in the prescribed form, in accordance with the Bid, and files two bonds with the Obligee, one to guarantee faithful performance of the contract and the other to guarantee payment for labor and materials as provided by law, then this obligation shall be null and void; otherwise, it shall remain in full force.

The Surety, for value received, hereby stipulates and agrees that no change, extension of time for award of a contract after opening of Bids, alteration, addition, modification, or supplement to the terms of the Notice to Contractors/Invitation for Bids, the Work to be performed thereunder, or the Contract Documents, shall in any way affect the Surety's obligations under this Bond, and the Surety does hereby waive notice of any such change, extension of time, alteration, addition, modification or supplement to the terms of said Notice to Contractors/Invitation for Bids, the Work to be performed thereunder, or the Contract Documents.

In the event suit is brought upon this bond by the Obligee and judgment is recovered, the Surety shall pay all costs incurred by the Obligee in such suit, including reasonable attorneys' fees to be fixed by the court.

Dated: January 8, 2024

Principal: McGuire and Hester

By:  David Koerber, Vice President

Surety: Western Surety Company

Address: 555 Mission Street, Suite 200, San Francisco, CA 94105

Telephone: (415) 932-7079

Attorney in Fact:  Yvonne Roncagliolo, Attorney-in-Fact

**(Attach Attorney-In-Fact Certificate, Corporate Seal and Surety Seal)**



**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

**CIVIL CODE § 1189**

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California )  
County of Sacramento )

On January 18, 2024 before me, Justine A. Cooper, Notary Public,  
Date Here Insert Name and Title of the Officer

personally appeared David Koerber  
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature [Handwritten Signature]  
Signature of Notary Public

Place Notary Seal Above

**OPTIONAL**

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

**Description of Attached Document**

Title or Type of Document: Bid Bond  
Document Date: January 8, 2024 Number of Pages: 1  
Signer(s) Other Than Named Above: Yvonne Roncagliolo

**Capacity(ies) Claimed by Signer(s)**

Signer's Name: David Koerber  
 Corporate Officer — Title(s): Vice President  
 Partner —  Limited  General  
 Individual  Attorney in Fact  
 Trustee  Guardian or Conservator  
 Other: \_\_\_\_\_  
Signer Is Representing: McGuire and Hester

Signer's Name: \_\_\_\_\_  
 Corporate Officer — Title(s): \_\_\_\_\_  
 Partner —  Limited  General  
 Individual  Attorney in Fact  
 Trustee  Guardian or Conservator  
 Other: \_\_\_\_\_  
Signer Is Representing: \_\_\_\_\_

**CALIFORNIA ACKNOWLEDGMENT**

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California }  
County of Contra Costa }

On 1-8-2024 before me, Christina Parsons, Notary Public  
Date Here Insert Name and Title of the Officer

personally appeared Yvonne Roncagliolo  
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature CParsons  
Signature of Notary Public

Place Notary Seal and/or Stamp Above

**OPTIONAL**

Completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

**Description of Attached Document**

Title or Type of Document: \_\_\_\_\_

Document Date: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

Signer(s) Other Than Named Above: \_\_\_\_\_

**Capacity(ies) Claimed by Signer(s)**

Signer's Name: Yvonne Roncagliolo

- Corporate Officer – Title(s): \_\_\_\_\_
- Partner –  Limited  General
- Individual  Attorney in Fact
- Trustee  Guardian or Conservator
- Other: \_\_\_\_\_

Signer is Representing: \_\_\_\_\_

Signer's Name: \_\_\_\_\_

- Corporate Officer – Title(s): \_\_\_\_\_
- Partner –  Limited  General
- Individual  Attorney in Fact
- Trustee  Guardian or Conservator
- Other: \_\_\_\_\_

Signer is Representing: \_\_\_\_\_

# Western Surety Company

## POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

**Charles R Shoemaker, Kelly Holtemann, Mark M Munekawa, Nerissa S Bartolome, Joan DeLuca, Yvonne Roncagliolo, Thomas E Hughes, Patrick R Diebel, Karen Rhodes, Valerie Takeuchi, Christina Parsons, Zachary V Overbay, Andrew S Holloway, Rossio Polio, Lucy M Dunham, Christopher M Howell, Individually**

of San Francisco, CA, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

### - In Unlimited Amounts -

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the Authorizing By-Laws and Resolutions printed at the bottom of this page, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 16th day of November, 2023.



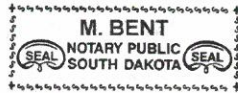
WESTERN SURETY COMPANY

Larry Kasten, Vice President

State of South Dakota }  
County of Minnehaha } ss

On this 16th day of November, 2023, before me personally came Larry Kasten, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is a Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires  
March 2, 2026



M. Bent, Notary Public

### CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law and Resolutions of the corporation printed below this certificate are still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 8th day of January, 2024.



WESTERN SURETY COMPANY

L. Nelson, Assistant Secretary

### Authorizing By-Laws and Resolutions

#### ADOPTED BY THE SHAREHOLDERS OF WESTERN SURETY COMPANY

This Power of Attorney is made and executed pursuant to and by authority of the following By-Law duly adopted by the shareholders of the Company.

Section 7. All bonds, policies, undertakings, Powers of Attorney, or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, and Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile.

This Power of Attorney is signed by Larry Kasten, Vice President, who has been authorized pursuant to the above Bylaw to execute power of attorneys on behalf of Western Surety Company.

This Power of Attorney may be signed by digital signature and sealed by a digital or otherwise electronic-formatted corporate seal under and by the authority of the following Resolution adopted by the Board of Directors of the Company by unanimous written consent dated the 27th day of April, 2022:

“RESOLVED: That it is in the best interest of the Company to periodically ratify and confirm any corporate documents signed by digital signatures and to ratify and confirm the use of a digital or otherwise electronic-formatted corporate seal, each to be considered the act and deed of the Company.”

Go to [www.cnasurety.com](http://www.cnasurety.com) > Owner / Oblige Services > Validate Bond Coverage, if you want to verify bond authenticity.

**NOTICE:**

**A CERTIFICATE OF ACKNOWLEDGMENT IN ACCORDANCE WITH THE PROVISIONS OF CIVIL CODE SECTION 1189 MUST BE ATTACHED FOR EACH PERSON EXECUTING THIS AGREEMENT ON BEHALF OF BIDDER AND SURETY.**

**ATTACHMENT B**

**SUBCONTRACTOR LISTING FORM**

LIST OF SUBCONTRACTORS FOR McGuire and Hester  
(BIDDER)

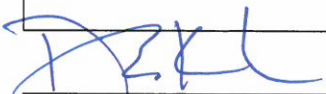
PROJECT: Five Star Blvd., Destiny Dr., & Mission Hills Phase IV Reconstruction

Pursuant to the provisions of Sections 4100 to 4114 inclusive, of the California Public Contract Code, and as set forth in Instructions to Bidders, and the General Conditions, the above named Contractor hereby designates below the names, contractor license numbers, and locations of the place of business of each Subcontractor. Please check one of the boxes and sign below:

We are not using any Subcontractors.

All of our Subcontractors are performing at least 1/2 of 1% of the Work listed below, including for additive Alternates, if any.

WORK TO BE PERFORMED	NAME & BUSINESS ADDRESS OF SUBCONTRACTOR	LICENSE NUMBER	DIR #
Concrete	R:R Maher, Napa, CA	508930	1000000345
Grinding	Anrak, Sacramento, CA	256390	1000002952
Electrical	St. Francis Electric, <sup>San</sup> Leandro	1003811	1000022208
Striping	Sierra Traffic Markings Roseville, CA	755317	1000002783
CCTV	Nova T. Piretti Roseville, CA	935878	1000005777

  
Signed

David Koerber, Vice President

**Bidders shall provide the registration numbers for all listed Subcontractors within 24 hours of bid opening and registration numbers of all Subcontractors who are not required to be listed not later than 24 hours before they are to start work on the Project.**

ATTACHMENT C

NONCOLLUSION AFFIDAVIT

STATE OF CALIFORNIA

COUNTY OF \_\_\_\_\_ Sacramento

David Koerber, being first duly sworn, deposes and says that he or she is \_\_\_\_\_, Vice President [Title] of McGuire and Hester, the party making the foregoing Bid, that the Bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation; that the Bid is genuine and not collusive or sham; that Bidder has not directly or indirectly induced or solicited any other Bidder to put in a false or sham Bid, and has not directly or indirectly colluded, conspired, connived, or agreed with any Bidder or anyone else to put in a sham bid or to refrain from bidding; that Bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the price Bid of Bidder or any other Bidder, or to fix any overhead, profit, or cost element of the price Bid, or of that of any other Bidder. All statements contained in the Bid are true. Bidder has not, directly or indirectly, submitted its price Bid or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, to any corporation, partnership, company association, organization, bid depository, or to any member or agent thereof to effectuate a collusive or sham Bid, and has not paid, and will not pay, any person or entity for such purpose.

Any person executing this declaration on behalf of a Bidder that is a corporation, partnership, joint venture, limited liability company, limited liability partnership, or any other entity, hereby represents that he or she has full power to execute, and does execute, this declaration on behalf of the Bidder.

Signed:  David Koerber

Title: Vice President

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

Subscribed and sworn to before me this

\_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_, by \_\_\_\_\_ proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

SEE ATTACHED JURAT

(seal)

Signature

**CALIFORNIA JURAT WITH AFFIANT STATEMENT**

GOVERNMENT CODE § 8202

- See Attached Document (Notary to cross out lines 1-6 below)
- See Statement Below (Lines 1-6 to be completed only by document signer[s], *not* Notary)

\_\_\_\_\_  
Signature of Document Signer No. 1

\_\_\_\_\_  
Signature of Document Signer No. 2 (if any)

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California  
County of Sacramento

Subscribed and sworn to (or affirmed) before me

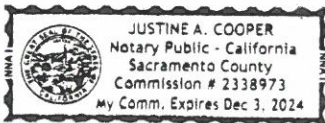
on this 18th day of January, 2024,  
by \_\_\_\_\_ Date Month Year

(1) David Koerber

(and (2) None ),  
Name(s) of Signer(s)

proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

Signature \_\_\_\_\_  
Signature of Notary Public



Seal  
Place Notary Seal Above

**OPTIONAL**

*Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.*

**Description of Attached Document**

Title or Type of Document: Non Collusion Affidavit Document Date: January 18, 2024  
Number of Pages: 1 Signer(s) Other Than Named Above: None

ATTACHMENT D

CERTIFICATION REGARDING DEBARMENT, SUSPENSION, PROPOSED DEBARMENT OR SUSPENSION

Bidder hereby certifies, to the best of its knowledge and belief, except as expressly disclosed on this Certificate, that:

The Bidder and/or any of its Principals:

- 1. Are not presently debarred, suspended, proposed for debarment or suspension, or declared ineligible for award of the contract by any Federal, State, or local agency.
2. Have not, within a three-year period preceding this Bid, been convicted of or had a civil judgment rendered against them for: commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) contract or subcontract; violation of Federal or State antitrust statutes relating to the submission of offers; or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, tax evasion, or receiving stolen property.
3. Are not presently indicted for, or otherwise criminally or civilly charged by a government entity with, commission of any of the offenses enumerated in Item 2. above.
4. The Bidder has not, within a three-year period preceding this offer, had one or more contracts terminated for default by any Federal, State, or local agency.

"Principals," for the purposes of this certification, means: officers; directors; owners; partners; and, persons having primary management or supervisory responsibilities within a business entity (e.g., general manager; plant manager; head of a subsidiary, division, or business segment, and similar positions).

Bidder shall provide immediate written notice to the City if, at any time prior to contract award, Bidder learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.

This Certification is a material representation of fact upon which reliance will be placed when making the award, if and when made. If it is later determined that Bidder knowingly rendered an erroneous certification, in addition to other remedies available to the City, the City may terminate the Contract resulting from this solicitation for default.

BIDDER: McGuire and Hester

Date January 18, 2024

BY: [Signature]

Signature

David Koerber

Type/Print Name

Vice President

Title



**EXCEPTIONS TO CERTIFICATION**

If Bidder has any exceptions to the Certification set forth above, state the exception and an explanation of the circumstances:

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N/A

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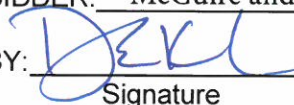
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BIDDER: McGuire and Hester

Date January 18, 2024

BY: 

David Koerber

Type/Print Name

Vice President

Title

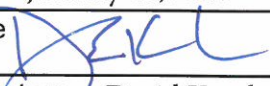
## ATTACHMENT E

### RESOLUTION OF DISPUTES REGARDING THE BIDDING PROCESS

The lack of a prompt procedure to resolve disputes regarding the bidding process would impair the City's ability to carry out its purpose of constructing this project in a timely manner. Therefore, to the maximum extent authorized by law and notwithstanding any other procedures specified in documents referenced herein, all disputes and/or protests regarding the bidding process shall be subject to the following procedure. In submitting a Bid to the City for this project, the Bidder agrees to comply with and to be bound by this procedure.

1. If the Bidder believes that any provision in the solicitation for Bids is vague, ambiguous, conflicting or contrary to law, then the Bidder shall promptly bring its concern to the City by written notice specifying the provision(s) in question and the factual and legal bases for concern. Failure of the Bidder to raise any concern relating to a solicitation requirement within at least two (2) working days prior to the Bid due date will be deemed a waiver of the Bidder's right to protest based on alleged vague, ambiguous, conflicting or unlawful requirements in the solicitation.
2. Within five (5) calendar days after the opening of Bids, Bidder shall provide a written notice to the City of any and all mistakes regarding the Bid for which a Bidder requests relief. The City shall not consider any requests for relief due to mistake if notice is not received within the time requirements of Public Contract Code section 5100, *et seq.*, Relief of Bidders.
3. No later than five (5) calendar days after Bids are opened, the Bidder must submit in writing to the City an explanation of all legal and factual grounds for any protest. These requirements are to be strictly construed. Untimely protests and/or grounds not set forth in the protest will not be considered. Failure to timely protest or otherwise comply with the protest requirements will constitute a waiver of the right to challenge and forever bar the Bidder from challenging, whether before the City or any administrative or judicial tribunal, any particular Bid(s), the bidding process, or the Contract award on any ground not set forth in the protest. Upon receipt of a protest, the City will provide a copy to any Bidder whose Bid is challenged in the protest.
4. If a timely written protest is provided to the City at least two (2) business days before any City Council meeting at which the award of the Contract will be considered, then the City shall make reasonable efforts to provide the protesting Bidder with a written response to the protest prior to the City Council meeting. A copy of any City response will be provided to any other Bidder responding to the protest.
5. Notice of the date and time of the City Council meeting at which the award of the Contract for the Project shall be considered will be posted on the City's website.
6. Any Bidder complying with the above procedure may bring an action within sixty (60) days from the action of the City Council, in accordance with Sections 860 and 863 of the California Code of Civil Procedure, to determine the validity of the City Council's action on the award of the contract. The City shall be a defendant and shall be served with the summons and complaint in the action in the manner provided by law for the service of a summons in a civil action. In any such action the summons shall be in

the form prescribed in Section 861.1 of the California Code of Civil Procedure except that in addition to being directed to "all persons interested in the matter of [specifying the matter]," it shall also be directed to the City. If the bidder bringing such action fails to complete the publication and such other notice as may be prescribed by the court in accordance with Section 863 of the California Code of Civil Procedure and to file proof thereof in the action within 60 days from the filing of his complaint, the action shall be dismissed on the motion of the City unless good cause for such failure is shown by the bidder.

McGuire and Hester  
Contractor  
January 18, 2024  
Date   
Signature David Koerber, Vice President

ATTACHMENT F

CERTIFICATE OF AUTHORIZATION

(If Bidder is a Corporation or a Limited Liability Corporation)

STATE OF CALIFORNIA  
COUNTY OF \_\_\_\_\_

I HEREBY CERTIFY that at a meeting of the Board of Directors of the \_\_\_\_\_, a corporation existing under the laws of the State of California, held on \_\_\_\_\_, \_\_\_\_\_, the following resolution was duly passed and adopted:

“RESOLVED, that SEE AATTACHED RESOLUTION \_\_\_\_\_, as \_\_\_\_\_ of the Corporation, be and is hereby authorized to execute the Bid dated \_\_\_\_\_, 20\_\_\_\_, to the City of Rocklin and this Corporation and that his/her execution thereof, attested by the Secretary of the Corporation, and with the Corporate seal fixed, shall be the official act and deed of this Corporation.”

I further Certify that said resolution is now in full force and effect.  
IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Corporation this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Secretary

\_\_\_\_\_  
Corporate Officer

(seal)

\_\_\_\_\_  
Corporate Address

**UNANIMOUS WRITTEN CONSENT OF THE BOARD OF DIRECTORS  
OF MCGUIRE and HESTER  
TO ACTION WITHOUT MEETING**

Pursuant to Section 307(b) of the California General Corporations Law, the undersigned, being a majority of the members of the Board of Directors of McGuire and Hester, a California Corporation, hereby adopt the following resolution effective as of December 8, 2021:

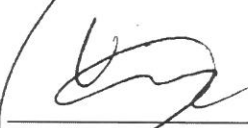
RESOLVED; that in addition to the rights already granted to the officers of McGuire and Hester, the following officers are hereby authorized and directed to execute bids and bid bonds for projects on behalf of McGuire and Hester:

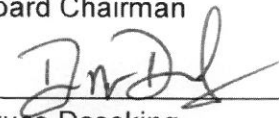
1. Brock N. Grunt – President
2. Bruce W. Daseking – Executive Vice-President Estimating & CFO
3. Kevin P. Hester – Executive Vice-President Operations & Secretary
4. Randy Somerday – Vice-President
5. Jeff Hoebel – Vice-President
6. David Koerber – Vice-President

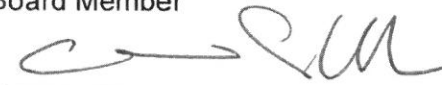
FURTHER RESOLVED, that the officers and directors of this corporation are authorized to take such action as may be deemed necessary to effect the resolutions presented herein.

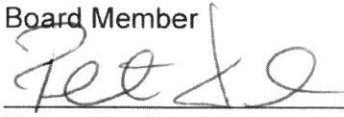
The directors of the corporation have caused this unanimous written consent to be executed, effective as of the date first shown above.

Dated: December 8, 2021

  
\_\_\_\_\_  
Brock N. Grunt  
Board Chairman

  
\_\_\_\_\_  
Bruce Daseking  
Board Member

  
\_\_\_\_\_  
Michael R. Hester  
Board Member

  
\_\_\_\_\_  
Robert C. Doud  
Board Member

**CERTIFICATE OF AUTHORIZATION**  
(If Bidder is a Partnership)

STATE OF CALIFORNIA  
COUNTY OF \_\_\_\_\_

I HEREBY CERTIFY that at a meeting of the Partners of the N/A  
\_\_\_\_\_, a partnership existing under the  
laws of the State of California, held on \_\_\_\_\_, 20\_\_\_\_, the following resolution was  
duly passed and adopted:

“RESOLVED, that \_\_\_\_\_,  
as \_\_\_\_\_ of the Partnership, be and is hereby  
authorized to execute the Bid dated \_\_\_\_\_, 20\_\_\_\_, to the City of  
Rocklin and this Partnership and that his/her execution thereof, attested by the  
\_\_\_\_\_ shall be the official act and deed of this  
Partnership.”

I further Certify that said resolution is now in full force and effect.  
IN WITNESS WHEREOF, I have hereunto set my hand this \_\_\_\_\_ day of  
\_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Managing Partner

\_\_\_\_\_  
Partnership Address

**CERTIFICATE OF AUTHORIZATION**  
(If Bidder is a Joint Venture)

STATE OF CALIFORNIA  
COUNTY OF \_\_\_\_\_

I HEREBY CERTIFY that at a meeting of the Principals of the     N/A      
\_\_\_\_\_, a joint venture existing under  
the laws of the State of California, held on \_\_\_\_\_, 20\_\_\_\_, the following resolution  
was duly passed and adopted:

“RESOLVED, that \_\_\_\_\_,  
as \_\_\_\_\_ of the Joint Venture, be and is  
hereby authorized to execute the Bid dated \_\_\_\_\_, 20\_\_\_\_, to the  
City of Rocklin and this Joint Venture and that his/her execution thereof, attested  
by the \_\_\_\_\_ shall be the official act and deed of this  
Joint Venture.”

I further Certify that said resolution is now in full force and effect.  
IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Joint  
Venture this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Managing Principal

(seal)

\_\_\_\_\_  
Joint Venture Address

ATTACHMENT G

[Projects of One Million Dollars (\$1,000,000.00) or More

IRAN CONTRACTING ACT CERTIFICATION

Pursuant to California Public Contract Code (PCC) section 2204, an Iran Contracting Act certification is required for solicitations of goods or services of \$1,000,000 or more.

To submit a bid to the City of Rocklin, you must complete **ONLY ONE** of the following two paragraphs. To complete paragraph 1, check the corresponding box **and** complete the certification for paragraph 1. To complete paragraph 2, simply check the corresponding box.

- 1. We are not on the current list of persons engaged in investment activities in Iran created by the California Department of General Services ("DGS") pursuant to PCC 2203(b), and we are not a financial institution extending twenty million dollars (\$20,000,000) or more in credit to another person, for 45 days or more, if that other person will use the credit to provide goods or services in the energy sector in Iran and is identified on the current list of persons engaged in investment activities in Iran created by DGS.

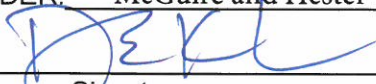
OR

- 2. We have received written permission from the SLDMWA to submit a proposal pursuant to PCC 2203(c) or (d). A copy of the written permission from the SLDMWA is included with our proposal.

**CERTIFICATION FOR PARAGRAPH 1:**

I, the official named below, CERTIFY UNDER PENALTY OF PERJURY, that I am duly authorized to legally bind the Proposer to the clause in paragraph 1. This certification is made under the laws of the State of California.

BIDDER: McGuire and Hester Date January 18, 2024

BY: 

Signature  
David Koerber  
Type/Print Name  
Vice President  
Title

Executed in the County of Sacramento, State of California.



**ADDENDUM NO. 1**  
**TO THE PLANS AND SPECIFICATIONS FOR THE**  
**Five Star Blvd., Destiny Dr., and Mission Hills Phase IV**  
**Reconstruction**

This addendum covers changes to the Plans and Specifications and shall become part of the contract documents. It is a mandatory requirement of a bidder to sign and include this addendum as part of your bid package.

**PRE-BID QUESTIONS AND CLARIFICATIONS**

**Item #1 – BID OPENING DATE HAS BEEN CHANGED –** The Bid Opening date has been changed from Thursday, January 11, 2024, to **Thursday, January 18, 2024**. The time of **1:00p.m. and location, 3970 Rocklin Road, Rocklin, CA** remain the same.

**Item #2 - Notice to Contractors –** The Notice to Contractors has been updated to reflect the amended bid opening date (Exhibit A).

**Item #3 - Sealed Bid Form –** The Sealed Bid Form has been updated to reflect change in the bid opening date.

Remove the existing Sealed Bid Form and replace it with the updated form attached as Exhibit B.

**Item #4 – Clarification - Pre-Bid Meeting and Bid Opening Times –** A system issue has been identified which may affect the meeting times noted for both the Pre-Bid Meeting and Bid Opening dates. See below for the correct meeting times.

- The Pre-Bid Meeting will be held on January 5, 2024, at **10:00 a.m.** If your information shows a 9:00 a.m. meeting time that is incorrect.
- The Bid Opening is on January 18, 2024, (as shown above) at **1:00 p.m.** If your information shows a 12:00 p.m. meeting time that is incorrect.

**Warning:** If an addendum or addenda have been issued by the City and not noted as being received by the bidder, this proposal may be rejected.

End of Addendum No. 1

Signature of Bidder: DEKL David Koerber, Vice President

McGuire and Hester

January 18, 2024

Contractor

Date

**SUBMIT THIS SHEET AS PART OF YOUR BID PACKAGE**

**Warning:** If an addendum or addenda have been issued by the City and not noted as being received by the bidder, this proposal may be rejected.

**ADDENDUM NO. 2**  
**TO THE PLANS AND SPECIFICATIONS FOR THE**  
**Five Star Blvd., Destiny Dr., and Mission Hills Phase IV**  
**Reconstruction**

This addendum covers changes to the Plans and Specifications and shall become part of the contract documents. It is a mandatory requirement of a bidder to sign and include this addendum as part of your bid package.

**PRE-BID QUESTIONS AND CLARIFICATIONS**

**Item #1** – See Attached Exhibit A – Pre-Bid Meeting Sign-In Sheet

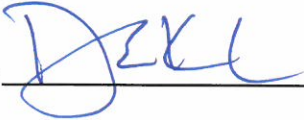
**Item #2** – Question: How much asphalt needs to be tacked? **Core depth samples will be provided for Five Star Blvd., Destiny Dr., and Argonaut Ave., see attached Exhibit B.**

**Item #3** - Question: Will there be an item on tack coat? **Per our Engineering Department, tack coat is covered in Section 14.04 of the Special Provisions as part of the overall unit price for asphalt. No additional line items will be added to bid item sheet.**

**Item #4** – Question: Provide SPMUD pipe Sizing. See Attached Exhibit C that provides the SPMUD Pipe Sizing

**Item #5** – See Attached Exhibit D - Revised ADA Ramps Construction Details

**End of Addendum No. 2**

Signature of Bidder:  \_\_\_\_\_ David Koerber, Vice President

\_\_\_\_\_  
McGuire and Hester  
Contractor

\_\_\_\_\_  
January 18, 2024  
Date

**SUBMIT THIS SHEET AS PART OF YOUR BID PACKAGE**

**ADDENDUM NO. 3  
TO THE PLANS AND SPECIFICATIONS FOR THE  
Five Star Blvd., Destiny Dr., and Mission Hills Phase IV  
Reconstruction**

This addendum covers changes to the Plans and Specifications and shall become part of the contract documents. It is a mandatory requirement of a bidder to sign and include this addendum as part of your bid package.

**PRE-BID QUESTIONS AND CLARIFICATIONS**

**Item #1** – Two questions were received regarding construction timelines. See below for clarification:

**Question 1:** Special Provisions 1.07 states day work hours with a lane closure are only 9 am to 3 pm. Special Provisions 13.01.J. states that all planed asphalt must be repaved in the same shift. Please verify that all areas must be paved back in the same shift.

**Answer:** Yes, all areas must be paved back in the same shift. Closure times may be shifted to 8:30am to 4:30pm for Mission Hills Phase IV and 7:00am to 4:00pm for Five Star & Destiny.

**Question 2:** If the above is correct then with working hours only 9 am to 3 pm means we theoretically only have about a 2.5-3 hour window to pave when you consider you need to get traffic control set up and the grinders out in front before you can start paving. Please confirm that the contractor will be allowed to complete all grinding and paving operations at night for the entire project.

**Answer:** Sheet C-01 states “The contractor may extend the limits of 3” mill and overlay (nightwork) beyond what is shown on the plan with the approval of the engineer and at no additional cost to the city.” Night work only applies to Five Star Blvd.

**Item #2** – Clarification on quantities in the Sealed Bid Form/Bid Item Details. The quantities are as follows:

**Five Star Blvd. & Destiny Dr.** – Item 17 has been changed to 2700 TON and Item 18 has been changed to 700 TON.

**Mission Hills Phase IV** – Item 11 has been changed to 2650 TON.

All other bid item quantities noted on the Sealed Bid remain the same.

**The Sealed Bid Form has been updated to reflect the change in the quantities. Remove the existing Sealed Bid Form and replace it with the updated form attached as Exhibit A.**

**Warning:** If an addendum or addenda have been issued by the City and not noted as being received by the bidder, this proposal may be rejected.

End of Addendum No. 3

Signature of Bidder: DKL David Koerber, Vice President

McGuire and Hester  
Contractor

January 18, 2024  
Date

SUBMIT THIS SHEET AS PART OF YOUR BID PACKAGE

**Warning:** If an addendum or addenda have been issued by the City and not noted as being received by the bidder, this proposal may be rejected.

**ADDENDUM NO. 4  
TO THE PLANS AND SPECIFICATIONS FOR THE  
Five Star Blvd., Destiny Dr., and Mission Hills Phase IV  
Reconstruction**

This addendum covers changes to the Plans and Specifications and shall become part of the contract documents. It is a mandatory requirement of a bidder to sign and include this addendum as part of your bid package.

**PRE-BID QUESTIONS AND CLARIFICATIONS**

**Item #1 – This is to confirm that the Bid Opening Date is January 18, 2024, and the Bid Opening Time is 1:00pm. There has been a glitch in the software and the incorrect time maybe displayed.**

End of Addendum No. 4

Signature of Bidder:  \_\_\_\_\_ David Koerber, Vice President

\_\_\_\_\_  
McGuire and Hester

\_\_\_\_\_  
January 18, 2024

Contractor

Date

**SUBMIT THIS SHEET AS PART OF YOUR BID PACKAGE**

**Warning:** If an addendum or addenda have been issued by the City and not noted as being received by the bidder, this proposal may be rejected.

**SOUTH PLACER MUNICIPAL UTILITY DISTRICT**

**RESOLUTION NO. 24-10**

**AMENDING RESOLUTION 24-03**

**AUTHORIZING THE GENERAL MANAGER TO EXECUTE THE  
CONSTRUCTION COOPERATION AGREEMENTS FOR THE FIVE STAR  
BOULEVARD, DESTINY DRIVE, AND MISSION HILLS PHASE IV PAVEMENT  
RECONSTRUCTION PROJECT  
AND THE PARK DRIVE PAVEMENT REHABILITATION PROJECT**

WHEREAS, South Placer Municipal Utility District (District), owns and operates the sewer facilities within the City of Rocklin (City), and

WHEREAS, the City proposes to rehabilitate failed portions of pavement within City of Rocklin's Five Star Boulevard, Destiny Drive, and Mission Hills Phase IV Pavement Reconstruction Project Area and the Park Drive Pavement Rehabilitation Project Area in Rocklin, Placer County, California, as part of the City of Rocklin's Five Star Boulevard, Destiny Drive, and Mission Hills Phase IV Pavement Reconstruction and the Park Drive Pavement Rehabilitation Projects hereinafter referred to as "Projects", and

WHEREAS, the Projects require the adjustment of the District's facilities concurrently with the Projects, and

WHEREAS, the District agrees to pay for the actual cost to adjust the District's facilities and pre- and post-construction closed circuit television (CCTV) inspection of existing District facilities with the Projects, and

WHEREAS, the District approved Resolution 24-03 on February 1<sup>st</sup>, 2024, authorizing the General Manager to execute construction cooperation agreements for the City of Rocklin's Five Star Boulevard, Destiny Drive, and Mission Hills Phase IV Pavement Reconstruction Project and the City of Rocklin's Park Drive Pavement Rehabilitation Project, and

WHEREAS, an error was discovered in the cost of the City of Rocklin's Five Star Boulevard, Destiny Drive, and Mission Hills Phase IV Pavement Reconstruction Project and is required to be amended to \$51,900, and

WHEREAS, the FY 2023/24 Budget contains a line item within Fund 400 for Participation in Regional Projects, and

WHEREAS, the District is willing to accept the improvements in accordance with the provisions of the agreements and the District's Standard Specifications and Improvement Standards for Sanitary Sewers.

NOW, THEREFORE BE IT RESOLVED, the South Placer Municipal Utility District Board of Directors authorizes the amendment to Resolution 24-03 authorizing the General Manager to enter into the attached construction cooperation and reimbursement agreements with the City of Rocklin's Five Star Boulevard, Destiny Drive, and Mission Hills Phase IV Pavement Reconstruction and the Park Drive Pavement Reconstruction Projects.

PASSED AND ADOPTED at a Regular Meeting of the South Placer Municipal Utility District Board of Directors at Rocklin, CA this 2<sup>nd</sup> day of May 2024.

Signed: \_\_\_\_\_  
James Durfee, President of the Board of Directors

Attest: \_\_\_\_\_  
Emilie Costan, Board Secretary



**CONSTRUCTION COOPERATION AND REIMBURSEMENT AGREEMENT  
BETWEEN SOUTH PLACER MUNICIPAL UTILITY DISTRICT AND THE CITY OF ROCKLIN  
FOR THE CITY OF ROCKLIN'S FIVE STAR BOULEVARD, DESTINY DRIVE AND MISSION HILLS PHASE IV  
PAVEMENT RECONSTRUCTION PROJECT**

This agreement, by and between the SOUTH PLACER MUNICIPAL UTILITY DISTRICT, hereinafter called "OWNER", and the CITY of ROCKLIN, a political subdivision of the State of California, herein called "LOCAL AGENCY", shall be effective on the later of the dates executed by both the OWNER and the LOCAL AGENCY.

**RECITALS**

WHEREAS, the LOCAL AGENCY proposes to rehabilitate failed portions of Five Star Boulevard, Destiny Drive, and a portion of Argonaut Avenue as part of the Five Star Boulevard, Destiny Drive and Mission Hills IV Pavement Reconstruction Project, in Rocklin, Placer County, California, hereinafter referred to as "Project," as shown on the approved improvement plans for the Project; and

WHEREAS, the LOCAL AGENCY and the OWNER agree that the project requires the relocation of the OWNER's facilities concurrently with the Project per the approved improvement plans; and  
WHEREAS, the Project will require the relocation of sewer facilities which will be described more fully in the plans to be prepared by the LOCAL AGENCY, and which are hereinafter referred to as the "Facilities"; and

WHEREAS, the LOCAL AGENCY intends to engage a qualified contractor and has agreed to bear all expense to relocate existing Facilities as required and shall be reimbursed for construction of such Facilities as described below; and

WHEREAS, the OWNER is willing to accept the Facilities in accordance with the provisions of this Agreement, the OWNER's Standard Specifications and Improvement Standards and Technical Provisions.

## AGREEMENT

NOW, THEREFORE, FOR AND IN CONSIDERATION OF THE MUTUAL COVENANTS HEREIN PROVIDED, it is agreed as follows:

1. The LOCAL AGENCY shall competitively bid and award the contract to the lowest responsible bidder for the entire Project. "Responsible bidder" includes the requirement that the selected contractor, or its subcontractor performing the OWNER work, meet the LOCAL AGENCY shall competitively bid and award the contract to the lowest responsible bidder for the entire Project. "Responsible bidder" includes the requirement that the selected contractor, or its subcontractor performing the OWNER work, meet the OWNER's and LOCAL AGENCY's minimum requirements for relocation of sewer facilities, including possessing and maintaining a California State Class A or C-34 Contractor's License. LOCAL AGENCY shall be the lead for the Project will manage the construction contract and be responsible for all payments to the contractor.
2. The LOCAL AGENCY and the OWNER shall mutually agree on a method to coordinate construction administration, construction engineering, construction surveying, shop drawing review, communications and meetings, traffic control, scheduling, inspection and testing of the work that pertain to construction of the OWNER Facilities.
3. OWNER reserves the right to raise the manholes instead of the contractor at its discretion.
4. During relocation of the OWNER Facilities, the OWNER shall determine whether relocation of the OWNER Facilities is satisfactorily performed in accordance with the construction contract and OWNER requirements and shall notify the LOCAL AGENCY in writing of approval and acceptance of the completed OWNER Facilities. OWNER shall coordinate with the LOCAL AGENCY to bring the completed OWNER Facilities into service. After OWNER acceptance of the completed OWNER Facilities, the OWNER shall own and be responsible for the operation and maintenance of the

completed OWNER Facilities pursuant to any encroachment permits obtained from the LOCAL AGENCY at the time of construction of the Project. Such acceptance of the completed work shall not relieve the contractor of any liability or modify the contractor's guarantee.

5. The OWNER shall reimburse the LOCAL AGENCY for costs paid to the LOCAL AGENCY's contractor(s) to install the OWNER Facilities in accordance with the following procedure:
  - a. The OWNER shall pay its share of the actual cost of said work included in the LOCAL AGENCY's highway construction contract within ninety (90) days after receipt of LOCAL AGENCY's bill; compiled on the basis of the actual bid price of said contract. The estimated cost to OWNER for the work being performed by the LOCAL AGENCY's contractor is \$51,900.
  - b. Prior to the LOCAL AGENCY's issuance of the construction documents for the Project for bids, the OWNER and the LOCAL AGENCY shall agree on the construction line items to be included in the bid schedule for the OWNER Facilities. The LOCAL AGENCY shall require the contractor to submit with each monthly payment application an itemization indicating progress on these unit price line items. Upon payment to the Contractor for any of the OWNER Facilities line items, LOCAL AGENCY may submit an invoice to OWNER for reimbursement hereunder of the amounts paid. OWNER shall pay said invoice within thirty (30) days of receipt.
  - c. The OWNER shall be responsible to reimburse LOCAL AGENCY for all payments to the contractor for approved change orders for extra work performed on the OWNER Facilities. LOCAL AGENCY will be responsible for all other Project-related change orders, delays, and extra work incurred by the contractor. The OWNER and LOCAL AGENCY will jointly work to negotiate change order requests and claims by the contractor to resolve any claims directly related to the OWNER Facilities in a timely manner, provided that neither the LOCAL AGENCY nor the OWNER shall agree to the resolution of any such change order request or claim without the other's approval.

In the event agreement cannot be reached related to active ongoing work within one (1) working day of presentation of a request for change order, or claim, the LOCAL AGENCY shall have the right to direct the contractor to proceed on a force account basis.

6. The OWNER will not unnecessarily delay progress of work or hold up final contract acceptance of the project during the period of closeout. The OWNER shall bear no responsibility for contractor for LOCAL AGENCY caused delays on work other than those directly related to only the OWNER Facilities. The OWNER shall have no obligation under this Agreement to make any direct payment to the LOCAL AGENCY's contractor or to any subcontractor (of any tier) or material supplier or equipment supplier for materials, equipment or labor supplied on the Project.
7. Performance by either party under this Agreement shall not be deemed to be in default where delays or default are due to Force Majeure when a party gives notice, in writing, with details of particulars to the other party as soon as possible. Force Majeure as used in this contract shall mean acts of nature, wars, insurrections, riots, epidemics, major landslides, earthquakes, fires, floods, and civil disturbances, which are not within the control for the party claiming suspension, which by the exercise of due diligence, such party may not have been able to avoid or overcome.
8. Except as otherwise provided in the section on indemnity below, costs arising from claims or lawsuits for personal injury or property damage which are alleged to have resulted from construction of the OWNER Facilities only, including the payment of damages pursuant to a final judgment in favor of a claimant, shall be the OWNER's responsibility. In the event of disagreement concerning the responsibility of any claim resolution costs related to the affected items of work, the parties each expressly reserve the right to seek a judicial determination of the responsibility of each party with respect to any claim or lawsuit arising out of their performance under this agreement.

## **INDEMNITY**

OWNER agrees to save harmless and indemnify LOCAL AGENCY from any liability, claim or demand which may be made by any person resulting from the negligence of OWNER in the performance of its responsibilities under this Agreement, and further agrees, at its own cost and expense, to defend any action which may be brought against LOCAL AGENCY resulting from such negligence of OWNER, and further agrees to pay or satisfy any judgment which may result from such action. The foregoing provisions shall not be applicable to claims or actions that arise from the negligence of LOCAL AGENCY in its performance of the terms of this Agreement.

The LOCAL AGENCY agrees to save harmless and indemnify OWNER from any liability, claim or demand which may be made by any person resulting from the negligence of LOCAL AGENCY in the performance of its responsibilities under this Agreement, and further agrees, at its own costs and expense, to defend any action which may be brought against OWNER resulting from such negligence of LOCAL AGENCY, and further agrees to pay or satisfy any judgment which may result from such action. The foregoing provisions shall not be applicable to claims or actions that arise from the negligence of OWNER in its performance of the terms of this Agreement.

## **INSURANCE**

The LOCAL AGENCY's Contractor shall carry Automobile Liability insurance in the amount of at least \$1,000,000, and Commercial General Liability in the amount of at least \$1,000,000 per occurrence and \$2,000,000 aggregate with a maximum \$5,000 deductible, which insurance shall be primary and underlying to the OWNER's insurance and Commercial General Liability and shall specifically name the OWNER as an additional insured and certificate holder. Before work is commenced, the LOCAL AGENCY's Contractor shall furnish the OWNER with a certificate(s) of insurance and Additional Insured Endorsement (ISO CG 2010) or equivalent as satisfactory proof that the LOCAL AGENCY's Contractor

carries the insurance required by the Agreement and Worker's Compensation Insurance in compliance with the laws of the State of California. The LOCAL AGENCY's Contractor's insurance shall be primary and any insurance or self-insurance maintained by the OWNER shall be excess and not contribute to it. The insurance carriers will have a Best Rating of no less than A:-VII or equivalent or as otherwise approved by the OWNER.

### **PERFORMANCE AND PAYMENT BONDS**

All bonds shall be issued by California admitted surety insurers. The estimated cost of the Facilities is \$51,900. Prior to construction of any of the Facilities and during all such construction, the LOCAL AGENCY or LOCAL AGENCY's Contractor shall provide a Performance Bond with a penal sum of 100% of the estimated cost of the Facilities. The performance bond shall be in a form acceptable to the OWNER. The OWNER may formally waive the requirement for a performance bond if the LOCAL AGENCY's Contractor demonstrates that it has provided a comparable performance bond to the LOCAL AGENCY pursuant to Government Code Section 66499.1, which bond encompasses the installation of the Facilities and names the OWNER as co-obligee. The LOCAL AGENCY shall maintain the Performance Bond at all times during the life of this agreement and for a period one (1) year after the completion and acceptance of the Facilities by the OWNER.

In addition, prior to construction, the LOCAL AGENCY or LOCAL AGENCY's Contractor shall provide a Public Works Payment Bond with a penal sum of 100% of the estimated cost of the Facilities. The payment bond shall be in a form that is acceptable to the OWNER. The OWNER may waive the requirement for a payment bond if the LOCAL AGENCY's Contractor demonstrates that it has provided a comparable payment bond to the LOCAL AGENCY pursuant to Government Code Section 66499.2, which bond encompasses the installation of the Facilities. The LOCAL AGENCY shall maintain the Payment Bond at all times until the OWNER accepts the Facilities.

## **WARRANTIES AND REPAIRS**

The LOCAL AGENCY hereby agrees that the OWNER may enforce all warranties provided by LOCAL AGENCY's contractor with respect to OWNER's Facilities, and the LOCAL AGENCY shall require its contractor to provide a warranty against any defects in materials or workmanship in the installed OWNER Facilities for a period of one year following final acceptance of the Project. This Agreement shall cover defects which shall be in existence during such one-year period but which shall not become apparent until thereafter. As to any equipment which bears a guarantee or warranty in writing or by law for a period longer than one year, the LOCAL AGENCY hereby stipulates and agrees that such guarantee shall inure to the benefit of the OWNER for such longer period.

This Agreement shall terminate after the OWNER Facilities have been completed and accepted by the OWNER and final payment has been made to the LOCAL AGENCY. However, such termination shall not relieve the contractor of any liability or modify contractor's guarantee or prohibit either the LOCAL AGENCY or the OWNER from enforcing any rights against or seeking damages from the contractor.

This Agreement shall not inure to the benefit of or create any rights in any third party not a signatory hereto.

**SIGNATURES**

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the later of the dates executed by both the OWNER and the LOCAL AGENCY below.

**LOCAL AGENCY**

**(OWNER)**

By: \_\_\_\_\_

*Justin Nartker*  
Local Agency Director

By: \_\_\_\_\_

*Herb Niederberger*  
General Manager

Date: \_\_\_\_\_

Date: \_\_\_\_\_



**SOUTH PLACER MUNICIPAL UTILITY DISTRICT  
STAFF REPORT**

**To:** Board of Directors

**From:** Carie Huff, District Engineer

**Cc:** Herb Niederberger, General Manager  
Emilie Costan, Administrative Services Manager  
Eric Nielsen, Superintendent

**Subject:** Continuation of Appeal – Rising Zone, 5828 Lonetree Boulevard  
Participation Charge Calculation

**Meeting Date:** May 2, 2024

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**Overview**

The Rising Zone (TRZ) appealed the assessment of their participation charge calculation during the April 4, 2024, meeting of the Board of Directors. During the board meeting discussion, an architect from RMW Architecture spoke on behalf of the appellant. The appellant maintains that TRZ differs from a typical gym and should be assessed in accordance with Uniform Building Code occupancy classifications (4,120 square feet is classified as high occupancy use).

Building Code occupancy classifications represent the primary purpose of the building, structure, or a portion of the building or structure. Structures can be classified into one or more of the occupancy groups specified in the building code based on the nature of the hazards and risks to building occupants generally associated with the intended purpose of the building or structure. An area, room, or space that is intended to be occupied at different times for different purposes shall comply with all applicable requirements associated with such potential multipurpose. Structures containing multiple occupancy groups must comply with the mixed-use and occupancy sections of the code. Where a structure is proposed for a purpose that is not specified in this section, the structure must be classified in the occupancy it most nearly resembles based on the fire safety and relative hazard.

The UBC regards occupancy as almost exclusively applicable to exiting requirements and is largely independent of what occurs in the space. For instance, you would not use the UBC to calculate the water service required but would defer to the plumbing code. fixture counts, and anticipated usage. You wouldn't use the occupancy to determine the roof and storm drainage either but rather the total area and anticipated maximum and peak runoff.

The Sewer Code differentiates between uses for the purpose of calculating a capacity charge allowed by California Government Code §66013. §66013 requires that capacity fees be based on the "reasonable cost" to accommodate additional demand from new development or the expansion of existing development. The capacity charge represents the sum paid to the District for the privilege of connecting to the District's facilities which include local collection systems, trunk lines, treatment plants, and capacity. The Capacity Charge consists of two components: a Local Capacity Charge and a Regional Capacity Charge and is based upon an Equivalent Dwelling Unit

(EDU). The EDU is used to determine design and fee requirements and represents the typical average flow and strength of wastewater generated from a single-family residential (SFR) home. Charges for wastewater generated from non-residential, commercial, or industrial uses are calculated as multiples of the EDU using factors found in Chapter 2.03.03 of the Sewer Code.

In summary, while building code classifications appear similar to sewer code uses, they are used for drastically different purposes. Building code classifications are used to determine occupancies and hazards related to those occupancies. Sewer code uses are used to determine the relative impacts of sewer quantity and quality of the sewer discharge.

On April 10, 2024, staff toured TRZ along with two locations of Anytime Fitness, which was identified as a comparable facility during the board meeting discussion. Photos are included as Attachment 1. As a result of the tour, staff made the determination that Room 123 (identified on the plans as Yoga) within TRZ is used for energy enhancement and should be removed from the High-Density designation. However, the remainder of the rooms highlighted in Attachment 2 and included in the EDU tabulation (Attachment 3) should remain High Density as there is no discernable difference between the facilities at TRZ and Anytime Fitness. It should be noted that the entirety of Anytime Fitness is classified as High Density. TRZ's updated fee letter is included as Attachment 4.

### **Recommendation**

Staff recommends that the Board of Directors:

1. Revise the calculation of the impact of the tenant improvements from 2.30 EDU (\$33,964.10) to 1.98 EDU (\$29,238.66);
2. Find that the calculations of the composite participation charges for TRZ are correct per the District's Sewer Code;
3. Deny the appeal; and
4. Require payment of the total Participation Charge due of \$29,238.66.

The applicant may still request the Deferral of Participation Charges in accordance with Policy 3350.

### **Strategic Plan Priorities**

Provide exceptional value for the cost of sewer service.

- 1) Maintain low service charge while meeting established service levels.

### **Related District Ordinances and Policies**

This action complies with:

- Ordinance 23-02 – District Participation Charges
- Policy No. 3350 – Deferral of Participation Charges

### **Fiscal Impact**

Denying the appeal will allow for the collection of the Local and Regional Participation Charge of \$29,238.66; \$9,731.70 to District Fund 300, and \$19,506.96 to the City of Roseville to cover debt service to the South Placer Wastewater Authority.

Granting of the appeal will void those charges.

Attachments:

1. The Rising Zone Photo Log (April 10, 2024)
2. Rising Zone Tenant Improvement Drawings
3. Rising Zone EDU Tabulation
4. Rising Zone UDPATED Fee Letter, April 22, 2024

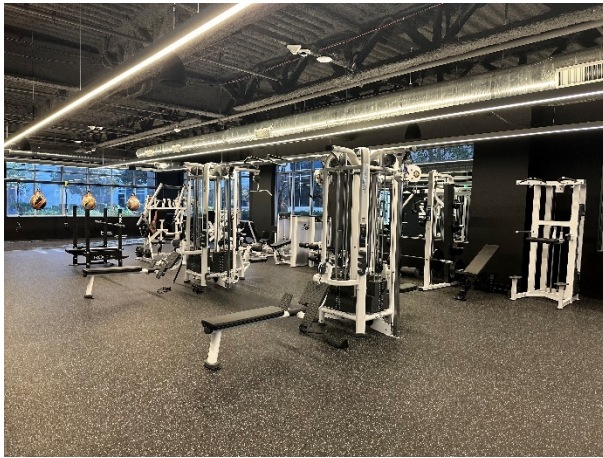
**Photo Log**



The Rising Zone Strength (Room 110).



The Rising Zone Strength (Room 110).



The Rising Zone Strength (Room 110).



The Rising Zone Strength (Room 110).



The Rising Zone Cold Plunge (Room 117).

**Photo Log**



The Rising Zone Nutrition (Room 107).



The Rising Zone Yoga (Room 119).



The Rising Zone Energy Enhancement System (Room 123). Room removed from high density designation.

### Photo Log



Anytime Fitness – 3226 Boyington Road. Entire facility classified as High-Density User.



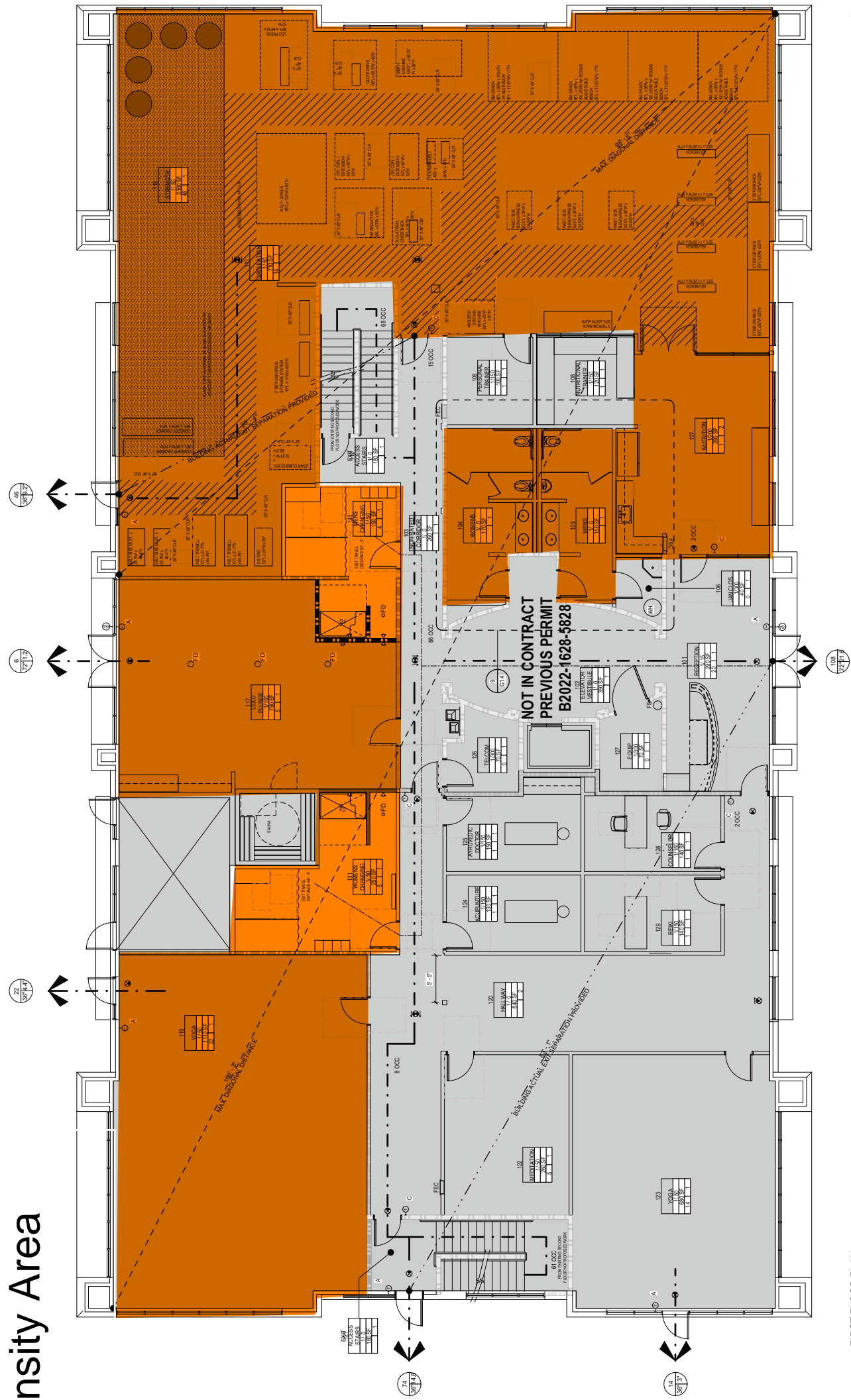
Anytime Fitness – 3226 Boyington Road. Entire facility classified as High-Density User.

# High Density Area

RAW  
Architectural  
Interiors  
1715 9th Street  
Suite 301  
Sacramento  
California 95811  
Office  
916-449-1400  
Fax  
415-449-1414  
rww.com

THE RISING ZONE  
(TRZ)  
5828 LONETREE BOULEVARD  
ROCKLIN, CA 95765

ISSUE: \_\_\_\_\_  
REVISIONS: \_\_\_\_\_  
DATE: 10/17/2023  
DESCRIPTION: FIRE PLAN CHECK  
PREPARED BY: \_\_\_\_\_



FIRST FLOOR PLAN  
3/8" = 1'-0"

①

LEGEND

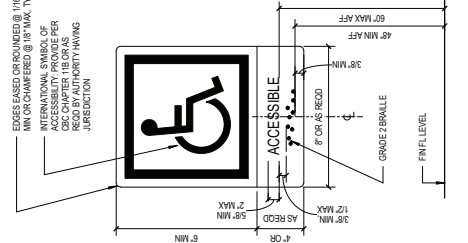
OCUPANT LOAD SCHEDULE

EXIT DATA

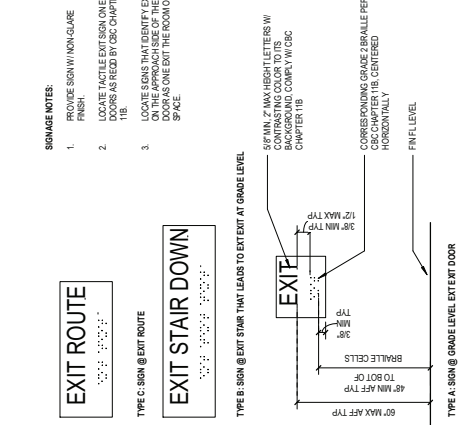
LEGEND

②

③



SIGNAGE - ACCESSIBLE BLDG ENTRANCE WALL MTD  
3" = 1'-0"



SIGNAGE - TACTILE EXIT SIGNS WALL MTD  
6" = 1'-0"

EXIT DATA

FLOOR 1

LOWEST DIAGONAL: 18' 7"  
EXIT SEPARATION PROVIDED: 56' 4"  
EXIT SEPARATION REQUIRED: 81' 3"

EXITS PROVIDED: 2

EXIT ACCESS TRAIL DISTANCE PER TABLE #112: 2'

EXIT ACCESS TRAIL DISTANCE PER TABLE #112: 2'

MAXIMUM DISTANCE ALLOWED: 20'

ACTUAL DISTANCE: 18'11"

A OCCUPANCY WITH SPRINKLER SYSTEM

MAXIMUM DISTANCE ALLOWED: 20'

ACTUAL DISTANCE: 19' 4"

NO CHANGES IN THE PROJECT ARE CLASSIFIED AS EXIT ACCESS STAIRS PER CBC 1013.0 CONDTION #1

NO CHANGES IN THE EXISTING SECOND FLOOR

CORRIDORS PER RESERVATION RATING PER TABLE 1001.1.0-8

THIS BUILDING IS EQUIPPED THROUGHOUT WITH AN AUTOMATIC FIRE SPRINKLER SYSTEM

STAR: 4 DOORS CORRIDOR

EXIT WIDTH PROVIDED: 47' 2"

EXIT WIDTH REQUIRED: 97' 2"

PER TABLE 1003.1 EGRESS WIDTH PER OCCUPANT SERVED

CORRIDORS & DOORS: 0.2'

PER CBC 301.2 ROOMS 023, 001, 007, 002 ARE CATEGORIZED AS A & B OCCUPANCY.

PER TABLE 1001.0 AND 1001.0 AND 1001.0 AS OCCUPANCY WHICH IS SEPARATED BOTH VERTICALLY AND HORIZONTALLY BY A 1HR RATING

EGRESS PATH IS UNDER PREVIOUS PERMIT B2022-1628-5828

OCUPANT LOAD SCHEDULE

ROOM NUMBER	ROOM NAME	AREA (SF)	Occupancy Type	OCCUPANT	NO. OF OCCUPANTS
Level 1	RECEPTION	2501.7 SF ASSEMBLY (UNCONCENTRATED)		15	20
102	ELEVATOR VESTIBULE	361.4 SF ASSEMBLY		0	0
103	UNBARRICADED CORRIDOR	297.16 SF ASSEMBLY		0	0
104	STAIRS	173.14 SF ASSEMBLY		0	0
105	HALLWAYS	36.0 SF ASSEMBLY		0	0
106	HALLWAYS	36.0 SF ASSEMBLY		0	0
107	MECHANICAL ROOM	29.44 SF MECHANICAL (ELECTRICAL)		200	1
108	MECHANICAL ROOM	29.44 SF MECHANICAL (ELECTRICAL)		200	1
109	PERSONAL TRAINER	982.2 SF BUSINESS ROOMS		150	1
110	STRENGTH	2340.9 SF BUSINESS ROOMS		50	46
111	PERSONAL TRAINER	713.3 SF BUSINESS ROOMS		50	14
112	PERSONAL TRAINER	713.3 SF BUSINESS ROOMS		50	14
113	PERSONAL TRAINER	713.3 SF BUSINESS ROOMS		50	14
114	PERSONAL TRAINER	713.3 SF BUSINESS ROOMS		50	14
115	PERSONAL TRAINER	713.3 SF BUSINESS ROOMS		50	14
116	PERSONAL TRAINER	713.3 SF BUSINESS ROOMS		50	14
117	PERSONAL TRAINER	713.3 SF BUSINESS ROOMS		50	14
118	PERSONAL TRAINER	713.3 SF BUSINESS ROOMS		50	14
119	PERSONAL TRAINER	713.3 SF BUSINESS ROOMS		50	14
120	PERSONAL TRAINER	713.3 SF BUSINESS ROOMS		50	14
121	PERSONAL TRAINER	713.3 SF BUSINESS ROOMS		50	14
122	PERSONAL TRAINER	713.3 SF BUSINESS ROOMS		50	14
123	PERSONAL TRAINER	713.3 SF BUSINESS ROOMS		50	14
124	PERSONAL TRAINER	713.3 SF BUSINESS ROOMS		50	14
125	PERSONAL TRAINER	713.3 SF BUSINESS ROOMS		50	14
126	PERSONAL TRAINER	713.3 SF BUSINESS ROOMS		50	14
127	EQUIP	66.56 SF MECHANICAL (ELECTRICAL)		300	0
128	PERSONAL TRAINER	136.34 SF BUSINESS ROOMS		150	1
129	PERSONAL TRAINER	136.34 SF BUSINESS ROOMS		150	1
130	PERSONAL TRAINER	136.34 SF BUSINESS ROOMS		150	1
131	PERSONAL TRAINER	136.34 SF BUSINESS ROOMS		150	1
132	PERSONAL TRAINER	136.34 SF BUSINESS ROOMS		150	1
133	PERSONAL TRAINER	136.34 SF BUSINESS ROOMS		150	1
134	PERSONAL TRAINER	136.34 SF BUSINESS ROOMS		150	1
135	PERSONAL TRAINER	136.34 SF BUSINESS ROOMS		150	1
136	PERSONAL TRAINER	136.34 SF BUSINESS ROOMS		150	1
137	PERSONAL TRAINER	136.34 SF BUSINESS ROOMS		150	1
138	PERSONAL TRAINER	136.34 SF BUSINESS ROOMS		150	1
139	PERSONAL TRAINER	136.34 SF BUSINESS ROOMS		150	1
140	PERSONAL TRAINER	136.34 SF BUSINESS ROOMS		150	1
141	PERSONAL TRAINER	136.34 SF BUSINESS ROOMS		150	1
142	PERSONAL TRAINER	136.34 SF BUSINESS ROOMS		150	1
143	PERSONAL TRAINER	136.34 SF BUSINESS ROOMS		150	1
144	PERSONAL TRAINER	136.34 SF BUSINESS ROOMS		150	1
145	PERSONAL TRAINER	136.34 SF BUSINESS ROOMS		150	1
146	PERSONAL TRAINER	136.34 SF BUSINESS ROOMS		150	1
147	PERSONAL TRAINER	136.34 SF BUSINESS ROOMS		150	1
148	PERSONAL TRAINER	136.34 SF BUSINESS ROOMS		150	1
149	PERSONAL TRAINER	136.34 SF BUSINESS ROOMS		150	1
150	PERSONAL TRAINER	136.34 SF BUSINESS ROOMS		150	1

FIRST FLOOR  
OCCUPANCY AND  
EXIT PLAN

SHEET NUMBER:  
G1.2

NOT IN CONTRACT, NC

EXISTING CONSTRUCTION TO REMAIN

NEW TENANT IMPROVEMENT CONSTRUCTION (ITAG: SEE SHEET #A1)  
EXISTING TENANT IMPROVEMENT CONSTRUCTION (ITAG: SEE SHEET #A1)  
EXISTING STRUCTURE (ITAG: SEE SHEET #A1)  
EXISTING SIGNAGE (ITAG: SEE SHEET #A1)  
EXISTING MECHANICAL SYSTEMS (ITAG: SEE SHEET #A1)  
EXISTING ELECTRICAL SYSTEMS (ITAG: SEE SHEET #A1)  
EXISTING PLUMBING SYSTEMS (ITAG: SEE SHEET #A1)

1/14/2023 2:10:34 PM

**Level 1      11,164 square feet**

Room Number	Room Name	Area (SF)	Occupancy Type	Sewer Code Use Designation	EDU
104	WOMENS	173.14	ANCILLARY	2/3	0.12
105	MENS	145.29	ANCILLARY	2/3	0.10
107	NUTRITION	290.44	KITCHENS (COMMERCIAL)	2/3	0.19
110	STRENGTH	2304.06	EXERCISE ROOMS	2/3	1.54
111	CIRCULATION	713.3	EXERCISE ROOMS	2/3	0.48
113	MENS CHANGING	188.35	LOCKER ROOMS	2/3	0.13
117	COLD PLUNGE	789.84	BUSINESS AREAS	2/3	0.53
119	YOGA	1109.34	EXERCISE ROOMS	2/3	0.74
131	WOMENS CHANGING	247.49	LOCKER ROOMS	2/3	0.16
<b>Subtotal</b>		<b>5,961</b>			<b>3.97</b>





# SOUTH PLACER MUNICIPAL UTILITY DISTRICT

April 22, 2024

YDK Investments, LLC  
3705 Villa Serena Circle  
Rocklin, CA 95765

Subject: The Rising Zone (5828 Lonetree Boulevard)  
APNs: 380-010-008, -009, -010, -011, -012, -013, -014, -015, -016, -017, -018,  
-019, and -021  
Additional Sewer Participation Fee

To Whom it May Concern:

**Please note that this additional participation fee letter supersedes the additional participation fee letter dated March 12, 2024.**

It has come to South Placer Municipal Utility District's (the District) attention that changes/alterations **will be/have been** made to 5828 Lonetree Boulevard, Rocklin, California, to accommodate The Rising Zone. Please be advised that the participation fees originally paid on the building are not sufficient to fully cover this change/alteration in usage. Accordingly, an additional sewer participation fee is due. Based on the Declaration of Density Form, plans, and other information the sewer participation fee for the above project has been determined by the District to be as follows:

**CLASSIFICATION:** Mixed Density / Multiple Use – Composite Charge  
(Various Equivalent Dwelling Units (EDU) / 1,000 square feet (sq. ft.) per District Sewer Code)

The Rising Zone (22,328 sq. ft.)

First floor (11,164 sq. ft):

Sports/Fitness Center (w/ Showers) = 5,671 sq. ft  
High Density User – 2/3 EDU per 1,000 sq. ft. per the District's Sewer Code  
5,961 sq. ft. @ 2/3 EDU / 1,000 sq. ft. = 3.97 EDU

Sports/Fitness Center (w/o Showers) and Office/Chiropractic Office = 5,493 sq. ft  
Medium Density User – 1/3 EDU per 1,000 sq. ft. per the District's Sewer Code  
5,203 sq. ft. @ 1/3 EDU / 1,000 sq. ft. = 1.73 EDU

Second floor (11,164 sq. ft):

Office (11,164 sq. ft)  
Medium Density User – Office other than Medical/Dental  
(1/3 EDU per 1,000 sq. ft. per the District’s Sewer Code)  
11,164 sq. ft. @ 1/3 EDU / 1,000 sq. ft. = 3.72 EDU

Total EDU Assessment	9.42 EDU
(Less credits, previously paid)	7.44 EDU)
<hr/>	
	Balance = 1.98 EDU

Total = 1.98 EDU × \$14,767\* = \$29,238.66

**Total Due = \$29,238.66** \*(rate currently in effect)

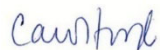
The additional fee has been figured on the size and usage of the space and the determination is consistent with the District’s Sewer Code and similar projects within the District. Under the District’s Sewer Code, the fee is due and payable immediately upon the completion of the change / alteration and must be paid prior to occupancy. The fee may be paid earlier if so desired. Please be advised that all fees are the responsibility of the record owner of the real property.

Please be aware that all fees are subject to change and the amount due will be based on the rates and ordinances then in effect when payment for the application to connect to the sewer is made, or when/if any subsequent changes occur in the EDU density that result in additional fees being due. There is an increase in the basic rate that is regularly scheduled to occur effective July 1<sup>st</sup> of each year. The amount due, if paid on or after the effective date, will be required to be paid at the new rate. Please feel free to call the District prior to payment for current rate information or check the District website: <https://spmud.ca.gov/tenant-improvement-plan-check-process>.

The subject matter contained in this letter is material to the real property and project, and should be disclosed to any/all prospective buyer(s) and/or future property owner(s).

If there are any questions, please do not hesitate to contact the District. The District’s Sewer Code can be viewed at the District’s website: <https://spmud.ca.gov/specifications-and-ordinances>.

Sincerely,



Carie Huff, P.E.  
District Engineer

**GENERAL MANAGER REPORT**

To: Board of Directors  
From: Herb Niederberger, GM  
Date: May 2, 2024  
Subject: General Manager Monthly Staff Report – April 2024

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**1) DEPARTMENT REPORTS**

Attached are the monthly status reports for the Board’s information:

- A. Administrative Services Department,
- B. Field Services Department, and
- C. Technical Services Department.

The Department Managers are prepared to answer any questions from the Board.

**2) INFORMATION ITEMS**

- A. On April 3, 2024, the General Manager met with the Rocklin City Manager, Aly Zimmerman and PCWA General Manager, Andy Fecko, to discuss Initiative 1935, capacity fees, and other utility concerns in the City.
- B. On April 4, 2024, the General Manager joined the District Engineer, Carie Huff, and District Superintendent, Eric Nielsen, in a Microsoft Teams meeting of the staff of the South Placer Wastewater Authority (SPWA) partner agencies to discuss development and growth projections within the agencies’ boundaries.
- C. On April 5, 2024, the General Manager and Administrative Services Manager, Emilie Costan, participated in a Zoom Meeting with Sage Advisors to discuss options for the District’s IRS 457 Deferred Compensation Plan and IRS 401a) Supplemental Retirement Plan. It was concluded that because of certain plan restrictions, not to pursue an RFP for additional services.
- D. On April 18, 2024, the General Manager and the Administrative Services Manager met with representatives from Sierra College to discuss a new services agreement for monthly service and capacity charge payments in accordance with the District Sewer Code. Additional information from the College is needed before an agreement in concept can be reached.
- E. On April 19, 2024, the General Manager and District Engineer, Carie Huff, met the representatives of the South Placer Wastewater Authority to discuss the agenda and materials for the meeting of the Board of Directors scheduled for April 22, 2024. This meeting was canceled.

- F. Also on April 19, 2024, the General Manager and District Engineer, Carie Huff, met via Microsoft Teams with District General Counsel to discuss the following: 1) Taylor vs. SPMUD interrogatories; 2) NOVs at Bone Shakers and Lucille's; 3) PCWA information sharing agreement; 4) Sierra College Partners Service Agreement; 5) Castle City MHP Consolidation State Board Funding Request; and 6) Snack Bars at City Parks/Placer County Health inspections and the possible requirement for grease control at these premises.
- G. On April 22, 2024, the General Manager, District Engineer, Carie Huff, and District Superintendent, Eric Nielsen, participated in a Microsoft Teams meeting with representatives of the City of Roseville and Placer County to discuss preliminary findings and next steps in the SPWA efforts to conduct a study of Equivalent Dwelling Units.
- H. On April 23, 2024, the General Manager had a phone conversation with the City of Roseville Environmental Utilities Director to discuss the next steps in the SPWA's ongoing efforts to conduct a study of Equivalent Dwelling Units.
- I. Also on April 23, 2024, the General Manager and the Administrative Services Manager met with representatives from Placer Union High School District to discuss a new services agreement for monthly service and capacity charge payments in accordance with the District Sewer Code. The meeting concluded with an agreement on concept.
- J. On April 25, 2024, the General Manager participated in the District All-hands meeting. Employees were provided with information regarding the various CalPERS retirement tiers, an update on the progress of the Supervisory Control and Data Acquisition (SCADA) project, and the upcoming Employee Engagement Committee teambuilding event.
- K. Advisory Committee Meetings:
  - i. The Personnel Advisory Committee met on April 3, 2024, to discuss 1) the GM recruitment materials; 2) restructuring of the Administrative Services Department and job descriptions for an ASA I/II and Management Analyst I/II; and 3) CPS HR.

There were no other advisory committee meetings in April.

### 3) **PURCHASE ORDERS/CONTRACTS INITIATED UNDER GENERAL MANAGER AUTHORITY**

There were no purchase orders or contracts initiated in April under the General Manager's authority.

### 4) **LONG RANGE AGENDA**

#### **June 2024**

- Award Janitorial Services Contract
- FY 2024/25 Budget Workshop

- Delinquent Account Assignment
- SDRMA Ballot

**July 2024 (rescheduled to June 27, 2024)**

- Adopt FY 2024/25 Fee Schedule
- Adopt FY 2024/25 Budget
- Report on SPWA Board Meeting
- Award CIPP Liner Contract

**August 2024**

- Quarterly Investment Report
- OPEB Funding Update
- Workplace Violence Protection Plan

**September 2024 (Regular)**

- Strategic Plan 2023-27, Annual Report

**September 2024 (Special)**

- GM Interviews

**October 2024**

- TBD

**November 2024**

- Quarterly Investment Report

**December 2024**

- GM Employee Evaluation and 401a) award
- Final Audit and Consolidated Annual Financial Report
- Participation Charge Report for FY2023/24

**January 2025**

- Swearing in of new Directors
- Selection of Officers
- Presidential Appointments to Advisory Committees
- Approve GM 2024 Goals

ITEM VIII. ASD REPORT

To: Board of Directors

From: Emilie Costan, Administrative Services Manager

cc: Herb Niederberger, General Manager

Subject: Administrative Services Department Monthly Report

Board Date: May 2, 2024

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**Personnel Advisory Committee**

On April 3<sup>rd</sup>, the Administrative Services Manager and General Manager meet with the Personnel Advisory Committee to discuss the GM recruitment, a new Management Analyst job description which will be presented to the full board at the June board meeting, and an update on other personnel matters.

**Sierra College & Del Oro Billings**

On April 18<sup>th</sup>, the Administrative Services Manager and General Manager met with representatives from Sierra College to further discuss transitioning to standard billing for their monthly service charges, capacity charges pertaining to the College's Facilities Master Plan, and the acquisition of easements for future elimination of the Sierra College Lift Station. On April 23<sup>rd</sup>, the Administrative Services Manager and General Manager met with representatives from Placer Union High School District to discuss transitioning to standard billing for their monthly service charges. Both partner meetings discussed the shared goal of adding the accounts to standard billing as of July 1, 2024.

**Laddered Investments**

The Administrative Services Manager worked with Wells Fargo Investment Securities to fund the new laddered investment account. When initially requesting the funds from the Placer County Treasury (PCT), the ASM was notified that it could take up to thirty days to complete the transfer. The ASM then initiated a same-day transfer from the Local Agency Investment Fund (LAIF). PCT ended up being able to transfer funds in forty-eight hours and once those funds were received the money that was moved out of LAIF was transferred back to the LAIF account.

**Insurance Premiums**

The Administrative Services Manager is working with the District's current insurance provider, SDRMA, to look at alternate insurance structures including an umbrella policy to reduce escalating premiums. The ASM is also working with an insurance broker to understand if there are other more favorable options currently available to meet the insurance needs of the District.

### **CalPERS Credits**

At the beginning of April, Administrative Services staff completed the final entries of the payroll adjustments for Employer-Paid Member Contributions that previously over-reported the pensionable compensation for classic employees. These adjustments resulted in a credit of \$64,889 that was applied to the District's Tier I Unfunded Accrued Liability (UAL).

### **CalPERS Funding Risk Mitigation Policy**

In 2015, CalPERS adopted a Funding Risk Mitigation Policy to help balance pension plan risks, funding, and costs. The policy embraced pension fund prudence by lowering the expected investment return and the discount rate in years of unanticipated market strength, reduced investment volatility, and provided additional certainty on employer contribution rates. On April 16, 2024, the CalPERS board approved a revised Funding Risk Mitigation Policy. The revision removes the automatic change to the discount rate in years of unanticipated market strength and instead will trigger a board discussion if CalPERS exceeds its assumed rate of return by 2%.

### **Online Training/Webinars**

The Administrative Services Manager completed the following online trainings/webinars in April: Demystifying Net Asset Value Considerations hosted by CalTRUST, Introducing CentralSquare Utility Billing hosted by Lucity, Do's & Don'ts of Payroll, Taxes, and CalPERS hosted by the California Special District's Association.

### **Rocklin Civic Celebration**

On April 27<sup>th</sup>, the District participated in the Rocklin Civic Celebration at Johnson-Springview Park to provide community outreach and inform customers about Fats, Oils, and Greases and what to flush.

### **April Monthly Investment Transactions per GC §53607**

#### **DEPOSITS, TRANSFERS, OR WITHDRAWALS**

CalTRUST:	None
CA CLASS:	None
LAIF:	\$15 million to Checking and then back to LAIF
Placer County:	\$15 million to Wells Fargo Investment Securities
Wells Fargo:	\$15 million from Placer County Treasury
Five Star MM:	None

ITEM VII. FSD REPORT

**To:** Board of Directors  
**From:** Eric Nielsen, Superintendent  
**Cc:** Herb Niederberger, General Manager  
**Subject:** Field Services Department Monthly Report  
**Meeting Date:** May 2, 2024

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**Department Overview**

This section provides the Board an update on the news and major tasks from the Field Services Department (FSD).

**1. Supervisory Control and Data Acquisition (SCADA) Replacement**

- a. District staff finished commenting on the 60% project specifications and provided comments to the consultant.
- b. The consultant plans to deliver the 90% design package (i.e., plans and specifications) on May 9<sup>th</sup>.
- c. Construction/implementation of the identified SCADA improvements is targeted to start in the summer of 2024. The upcoming FY2025 budget will include cost estimates to complete this work. All work will be brought to the Board for approval and authorization prior to commencing.

**2. Taylor Road Lift Station Damage Repair**

- a. District staff sent the final invoice for reimbursement to the Caltrans contractor which damaged the District's power pole, conduit, and wiring and is awaiting payment.
- b. The District has not yet received payment and is in contact with Caltrans regarding the matter.

**3. Vehicles Out of Service**

- a. Two of the District's vehicles have been placed out of service indefinitely until they can receive a smog inspection and a certificate of compliance. Elected officials assisted with connecting the District with the Bureau of Automotive Repair (BAR). Staff from the District, with the assistance from our local legislators, Senator Roger Niello and Assemblyman Joe Patterson, are working with the BAR to resolve the issue.

**4. Advanced Clean Fleets Regulation**

- a. The California Air Resources Board (CARB) approved the Advanced Clean Fleets Regulation (ACF) in April 2023 as part of its strategy to accelerate a large-scale transition to zero-emissions medium- and heavy-duty vehicles.



- b. Staff intends to present additional information regarding the requirements of the ACF to the Board at the May meeting.

**5. Professional Development**

- a. The District Superintendent completed the year-long study group and passed the examination to become a certified special district manager (CSDM) through the California Special Districts Association (CSDA).

**Reporting**

This section provides the Board an overview of the Field Services Department operations and maintenance activities through 3/31/2024. The work listed is not all inclusive.

**1. Lost Time Accidents/Injuries (OSHA 300)**

- a. Zero (0)
  - i. 2770 days (7.6 years) without a Lost Time Accident/Injury

**2. Safety/Training/Professional Development**

- a. Field Services employees participated in training for the following:
  - i. Pesticide / Hazard Communication / Chemical Labeling
  - ii. Fire Extinguisher / Emergency Action Plan
  - iii. Confined Space Refresher
  - iv. Fatigue Prevention

**3. Customer Service Calls**

- a. Response Time Goals over the Last 12 Months

	Goal	Average	Success Rate
During Business Hours	< 30 minutes	20 min	97%
During Non-Business Hours	< 60 minutes	45 min	

**Service Calls - March**

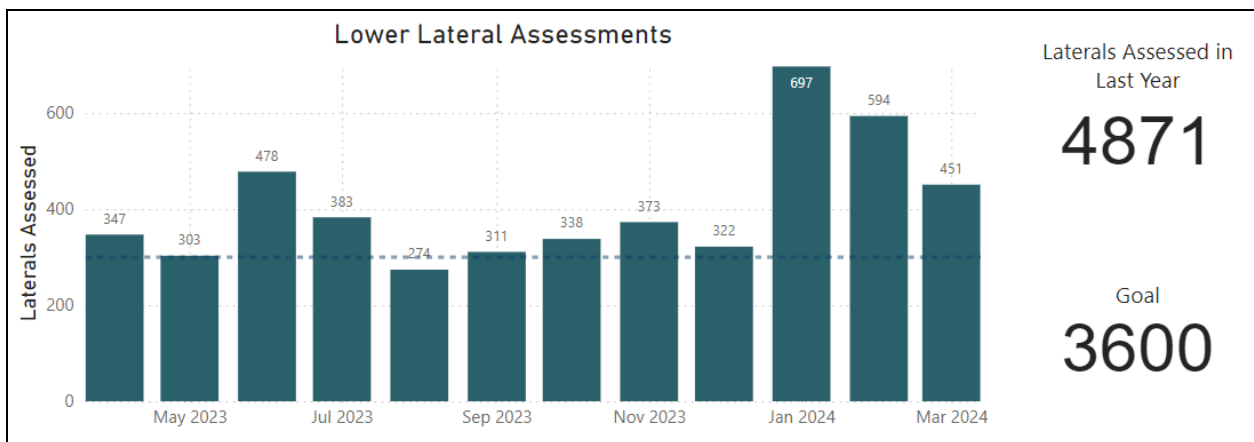
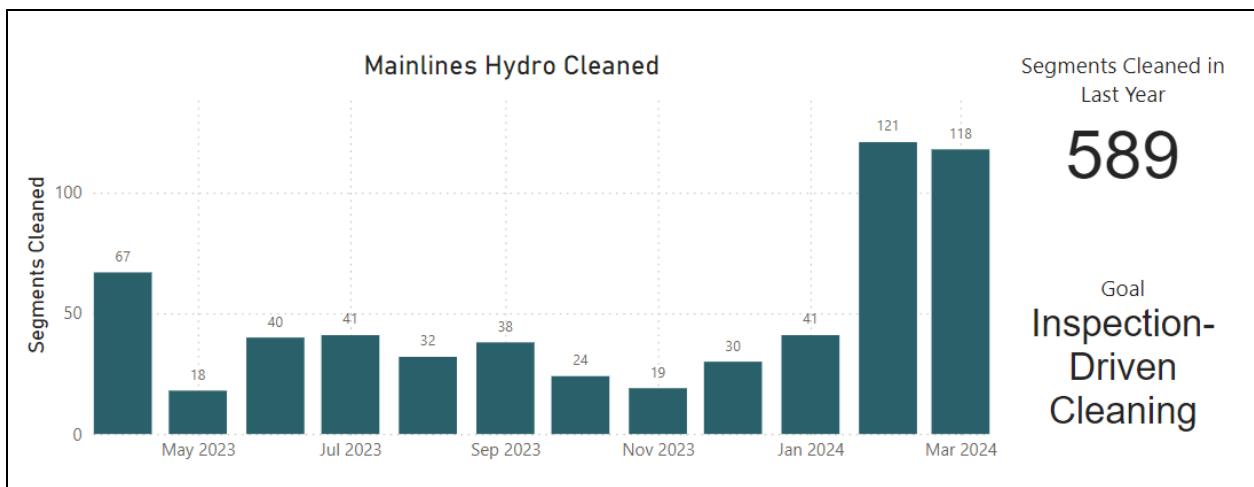
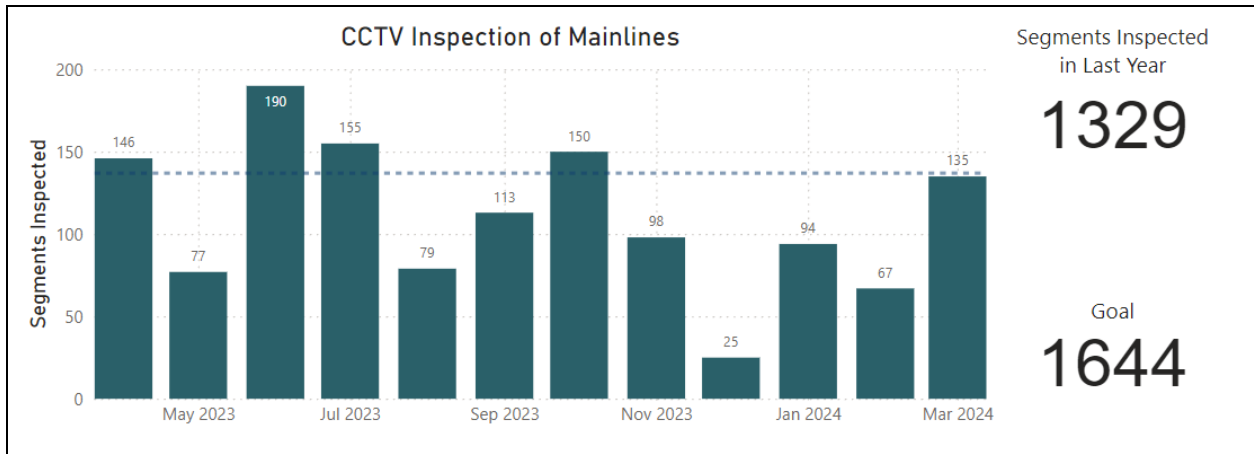
Responsibility	Spill	Stoppage	Odor	Alarm	PLSD	Vermin	Misc
SPMUD Responsibility	1			1			
PCWA							1
Owner Responsibility		2	1	1	4		1
<b>Total</b>	<b>1</b>	<b>2</b>	<b>1</b>	<b>2</b>	<b>4</b>		<b>2</b>

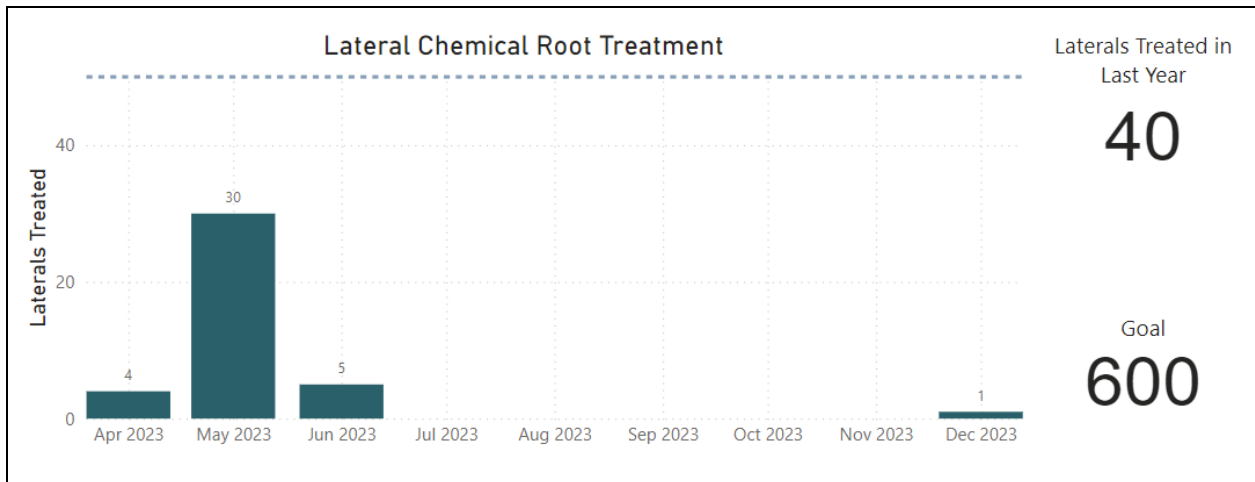
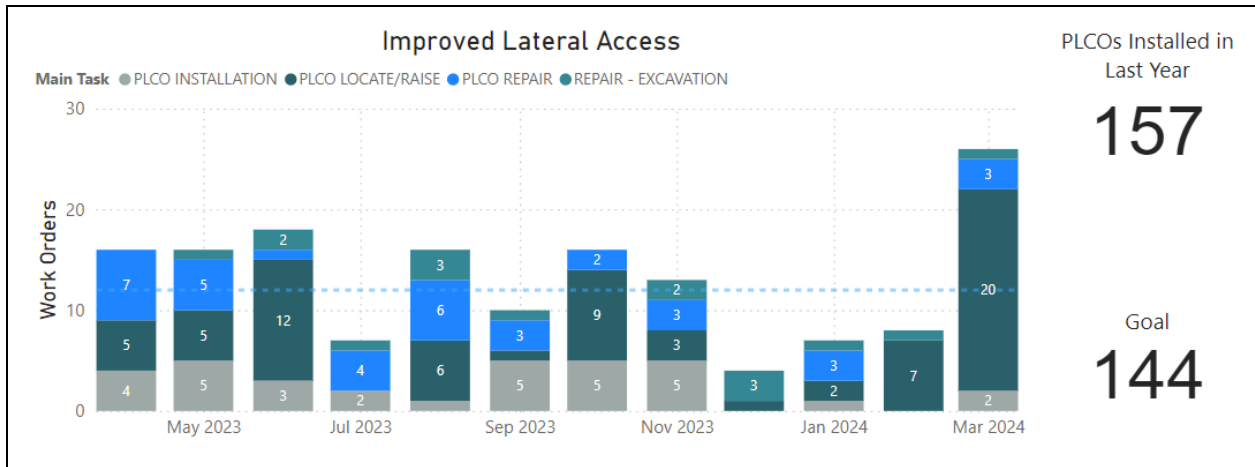
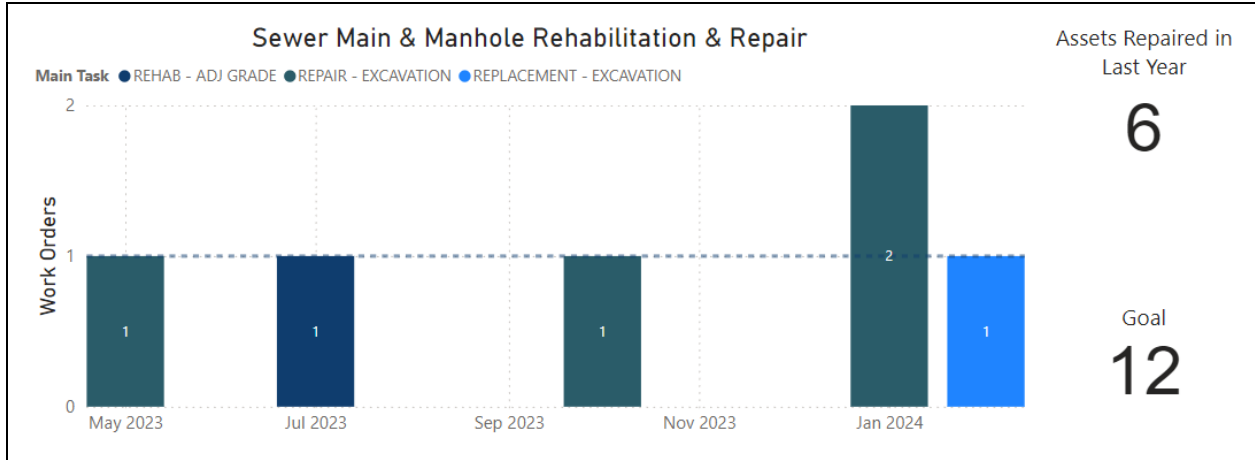
Total Service Calls

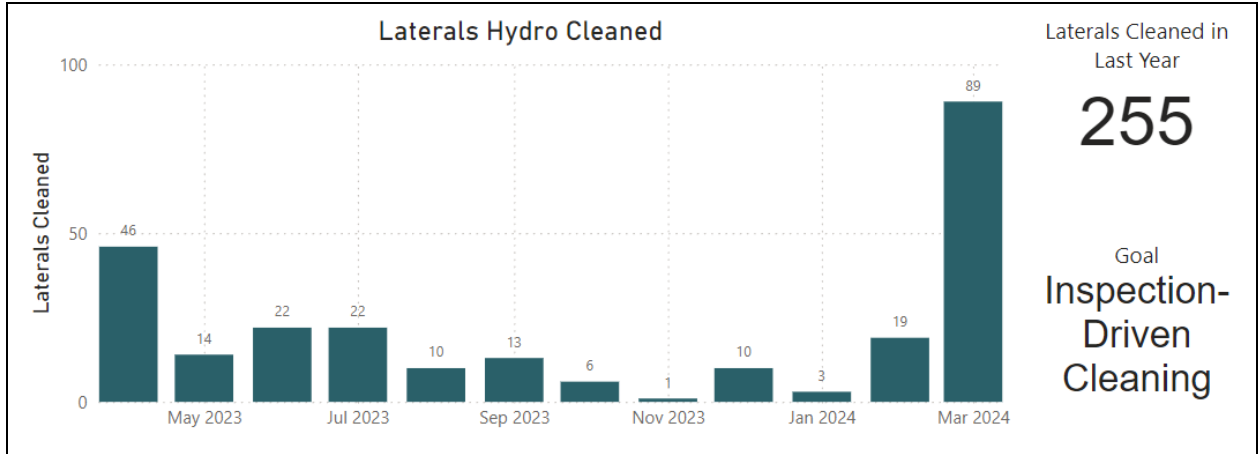
**12**

#### 4. Production

- a. The information provided below shows the work performed in key areas of focus. It does not represent all the work completed in the department.







ITEM VII. TSD REPORT

To: Board of Directors  
From: Carie Huff, District Engineer  
Cc: Herb Niederberger, General Manager  
Subject: Technical Services Department Monthly Report  
Board Date: May 2, 2024

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**TSD Updates:**

- ❖ The Lead Inspector presented annual USA Training for District inspectors on April 3<sup>rd</sup>.
- ❖ The General Manager, Superintendent and District Engineer participated in a meeting with the City of Roseville and Placer County regarding development projects within the partner service area.
- ❖ TSD staff participated in the Employee Engagement Committee (EEC) meetings on April 9<sup>th</sup> and April 23<sup>rd</sup>. The EEC is planning a family picnic at Whitney Park on June 1<sup>st</sup>.
- ❖ The District Engineer participated in a meeting with the City of Rocklin’s design engineer for the Monument Springs Bridge project on April 15<sup>th</sup>.
- ❖ TSD staff hosted the virtual utility coordination meeting with partner agencies and stakeholders on April 17<sup>th</sup>.
- ❖ The General Manager and District Engineer met with Directors Williams and Dickinson on April 19<sup>th</sup> regarding the upcoming SPWA agenda scheduled for April 22<sup>nd</sup>.
- ❖ The General Manager and District Engineer participated in the legal affairs briefing on April 19<sup>th</sup>.
- ❖ The third quarter commercial audit of FY2023/24 is complete, and staff is working through the fourth quarter.
- ❖ TSD staff is working on updates to the District’s Standard Specifications and Improvement Standards for Sanitary Sewer to align with the Sewer Code updates and to Chapter 4 – Wastewater Pump Stations. Comments on the first submittal to the Wastewater Pump Station standards have been returned to WaterWorks Engineers following a review by FSD and TSD.

**Northwest Rocklin Sewer Annexation Construction Project (formerly known as Atherton Trunk)**

The City notified the District on March 12<sup>th</sup> that the property owner accepted their offer to purchase the easement. The City is preparing the appropriate documents to finalize the purchase and will reach out once again to update the District on the schedule. There has been no update since March 12<sup>th</sup>.

There are multiple development applications for projects upstream of the Northwest Rocklin Sewer Annexation Construction Project that propose to connect to the District's sewer system. The District has noted in responses to the City of Rocklin that connections will be approved on a case-by-case basis pending acceptance of the Northwest Rocklin Sewer Annexation Project.

#### **Sierra College Trunk and Lift Station Abandonment, Rocklin**

Efforts to coordinate access with property owners to complete a preliminary survey have stalled. The site walk is intended to identify elevation information and indication of surface obstacles (large rock outcropping, etc.). Test pits and/or ground disturbing activities are not proposed with the site walk. Staff anticipates meeting with the design team and the District's legal counsel in the coming weeks to determine next steps.

#### **Cameo Court Trunk and Lift Station Abandonment, Rocklin**

WaterWorks Engineers is working with the City of Roseville to analyze their hydraulic model to determine downstream improvements required to accommodate the District's connection. This analysis is anticipated to be completed in late April.

#### **PCWA / Newcastle Construction Cooperation Project**

The potholing efforts are complete and GHD is finalizing the design. The District Engineer and PCWA are coordinating with property owners as the design is finalized.

#### **Jack in the Box Sewer Replacement Project**

The District provided comments on the design to Uhora, the engineer. District staff is coordinating pothole efforts to confirm utility locations and if rock is present in locations where the new sewer alignment will be deeper than the existing pipe. The design will be refined once this information is available.

#### **Del Rio Court and Delmar Sewer Extension Project**

Staff is working on the specifications and anticipates that the project will go to bid in May with an award in July of 2024.

#### **Johnson Springview Park Creek Crossing, Rocklin**

As indicated in previous TSD reports, WaterWorks Engineers and their subconsultant, Helix Environmental Planning, completed preliminary biological and cultural resource field surveys and records searches for the project. The preliminary results indicate close proximity to sensitive tribal resources and that this segment of Antelope Creek is identified as essential fish habitat for listed salmonids. In addition, the preliminary cost estimate for the project is significantly higher than anticipated due to the complexity of the design. Staff presented these findings in detail at the Infrastructure Advisory Committee in February and will present them to the full board once the City of Rocklin indicates whether they will pursue the project.

#### **Taylor Road Crossing, Newcastle**

The final design is complete, and staff is working on the specifications to go to bid in May.

#### **Main Street, Newcastle**

District staff conducted additional site reconnaissance to assist with the design alternatives for the Main Street project. Based on the information gathered, Coastland will refine the design and move forward with the potholing plan.

#### **Farron Street Sewer Trunk Replacement**

TSD staff is currently working on the contract documents to release for bidding.

### **Proposed Annexation of the Castle City Mobile Home Park in Newcastle**

A representative of Caritas, the owner of Castle City Mobile Home Park, provided an update to staff regarding the District's role in the consolidation process. The District is required to submit the funding application to the state and essentially manage all aspects of the project. Staff intends to schedule a meeting with the state in the coming weeks to better understand the process and commitment required. Additional information will be provided to the board in the coming months.

### **Local Agency Formation Commission (LAFCO)**

There are no updates on the District's Municipal Services Review and Sphere of Influence Study.

### **FOG Program**

The District's FOG Inspector conducted six core sample inspections of grease control devices (GCD) in March (Penryn 76 Station at 3142 Boyington Road, Country House Memory Care at 8485 Barton Road, Jersey Mikes at 5130 Commons Drive, Target at 5104 Commons Drive, Panera Bread at 5100 Commons Drive, and The Brass Tap at 5150 Commons Drive).

Additionally, as part of the next phase of the District's FOG Program, the FOG Inspector has been conducting site visits at Food Service Establishments (FSE) to gather information regarding indoor GCD. This process enables staff to develop a more accurate and detailed inventory of indoor GCD within the District. These visits have also resulted in new contact from FSE owners about the District's updated Sewer Code, specifically the GCD pumping/maintenance requirements.

Furthermore, two warnings of non-compliance have been resolved after the successful completion of GCD repairs. These repairs occurred at 5198 Commons Drive and at Safeway on Sunset Boulevard.

District staff also collaborated with Placer County Environmental Health to arrange a meeting involving the management and field personnel of both agencies. The purpose was to enhance communication and collaboration between the District's FOG Program and the objectives of Environmental Health as it relates to FSE.

Finally, as reported in April's FOG report, a failing GCD at Denny's in Newcastle led to the issuance of a Notice of Violation (NOV). District staff worked closely with the restaurant ownership group in charge of Denny's. Consequently, the existing GCD has been removed, and a new hydromechanical GCD has been installed.

### **Industrial Pretreatment**

District staff, in collaboration with the City of Roseville's Industrial Waste Analyst, conducted four inspections of manufacturing facilities within the District's boundaries. During an inspection at a glass manufacturing facility, several violations were identified, prompting the implementation of several corrective actions. The District and the City of Roseville are working with the facility to develop a plan for the proper disposal of accumulated waste from the production line and to prevent future issues by the development of a logged management plan.

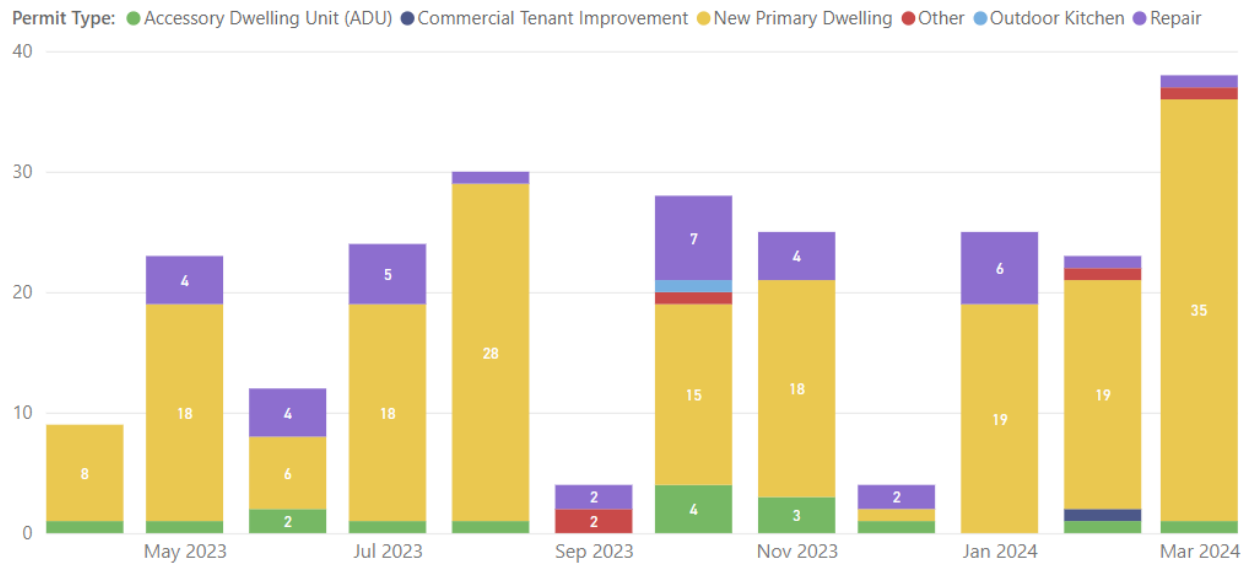
Additionally, District staff met with the City of Roseville to discuss comments on the brewery study. The brewery study will be finalized once the District outlines enforcement actions and the study will be presented to the board in August.

### **Department Performance Indicators**

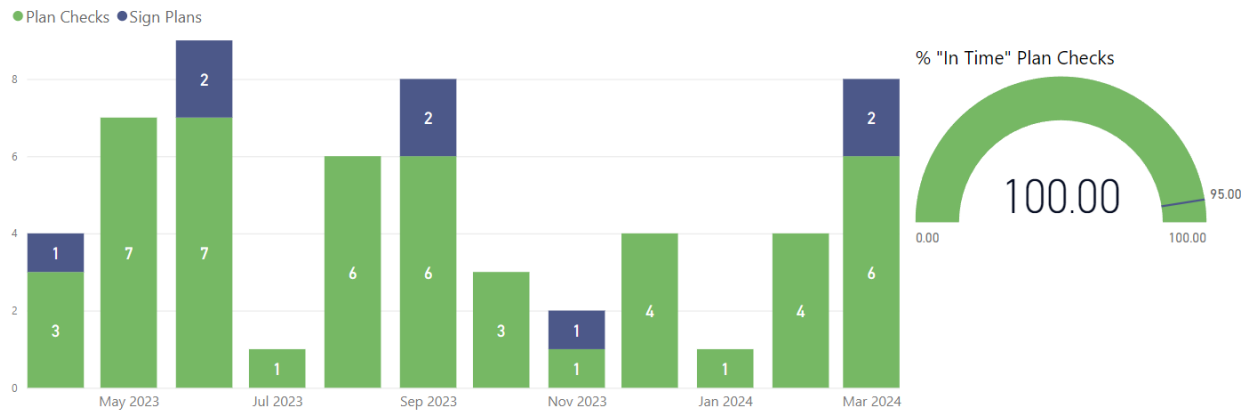
The following charts depict the efforts and performance of the department in the following areas of work as of March 31, 2024. The charts are being created in a new reporting tool that directly connects to the District's data, improving the timeliness of reporting efforts and leveraging the

District's investment in technology. Additional charts may be added in the future for other areas of work in the department.

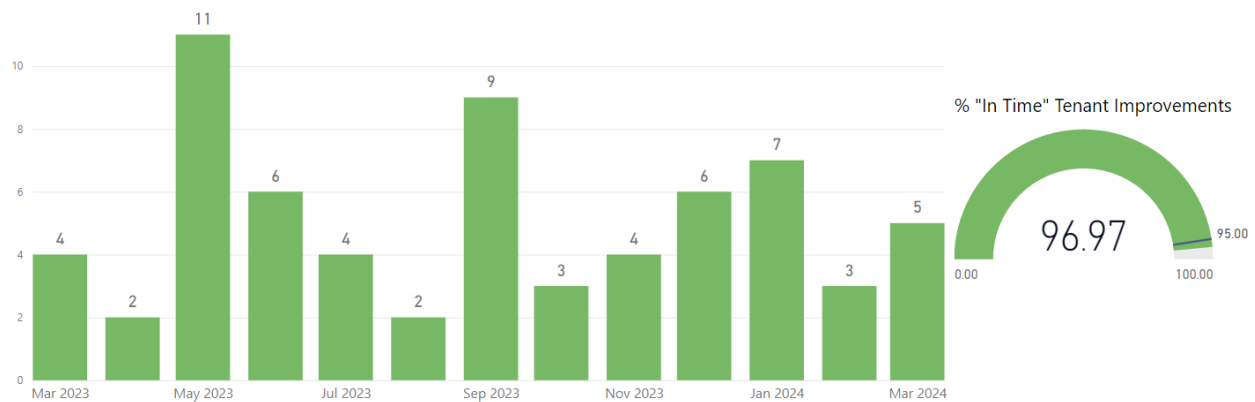
### Sewer Permits - Completed - Monthly Totals



### Plan Checks Completed - Monthly Totals

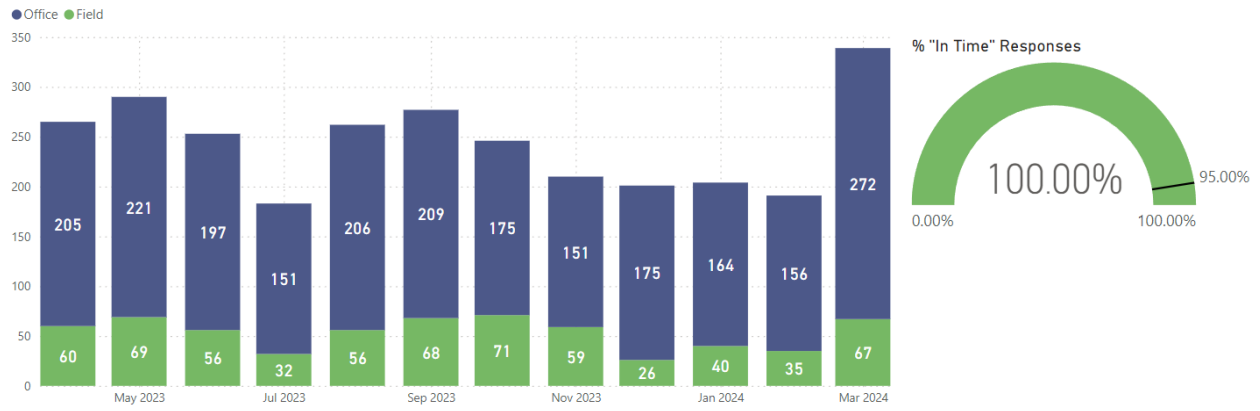


### Tenant Improvement Reviews Completed - Monthly Totals

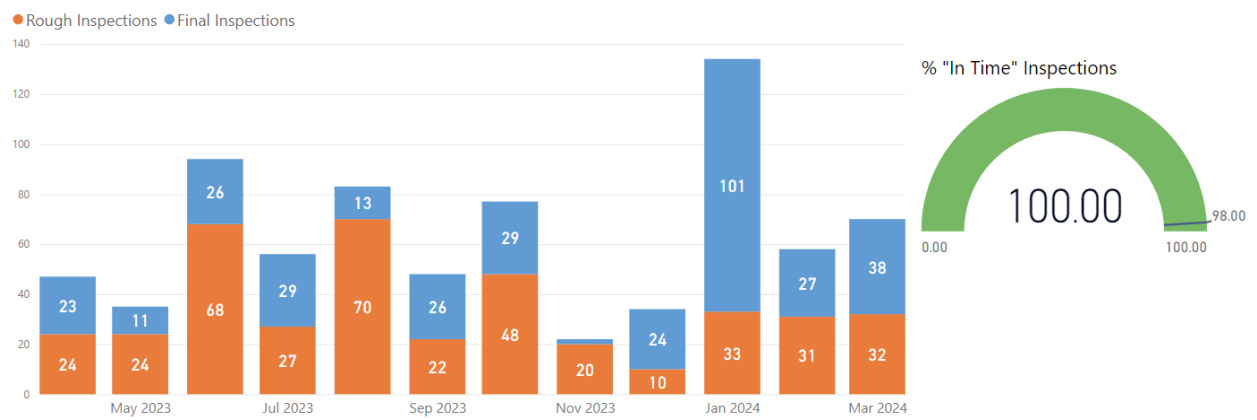




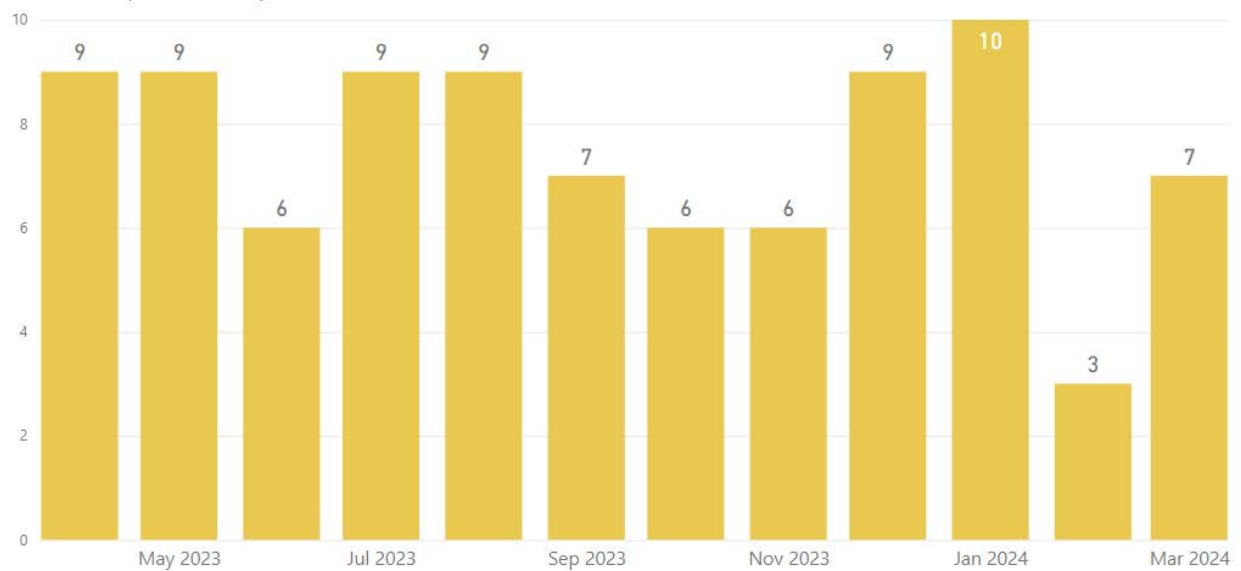
### 811 Responses



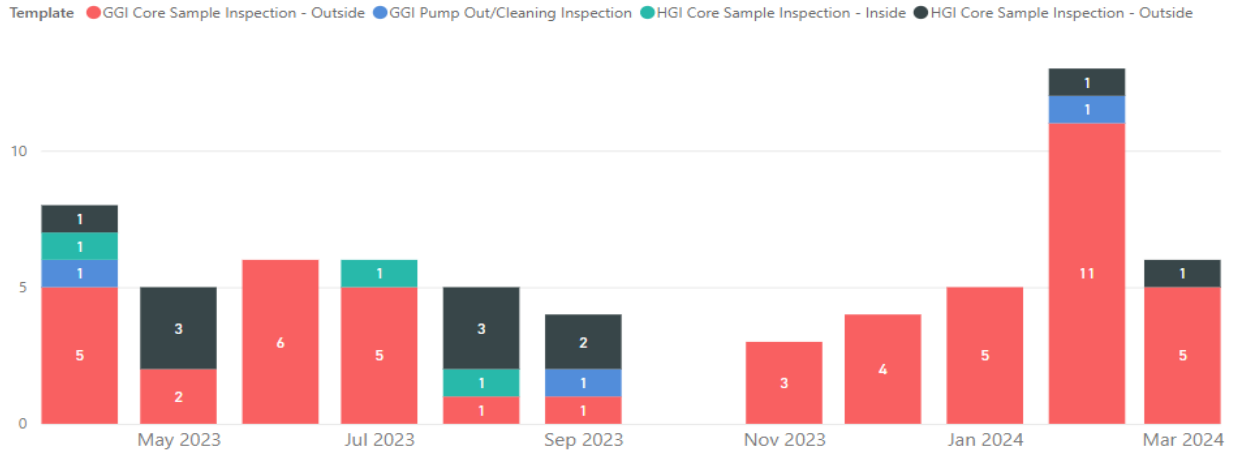
### Building Sewer Inspections - Monthly Totals



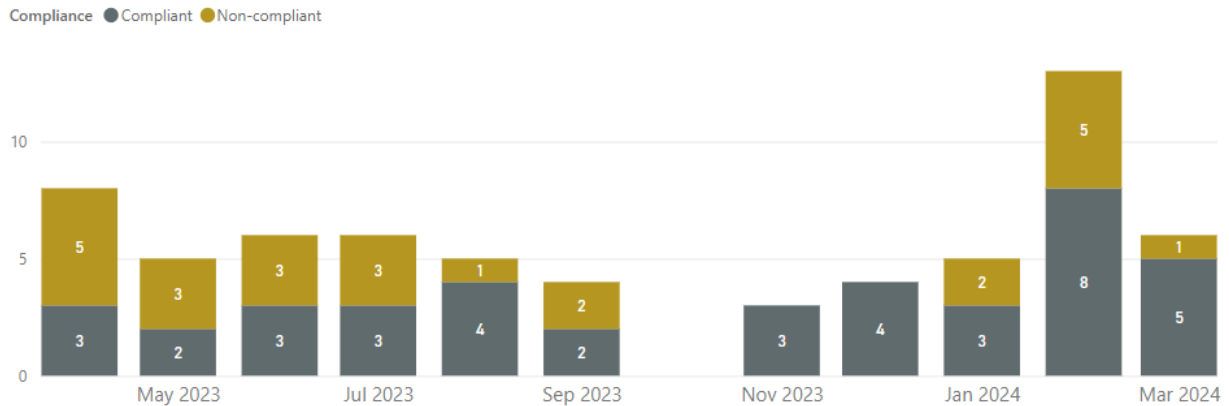
### FOG Pickups - Monthly Totals



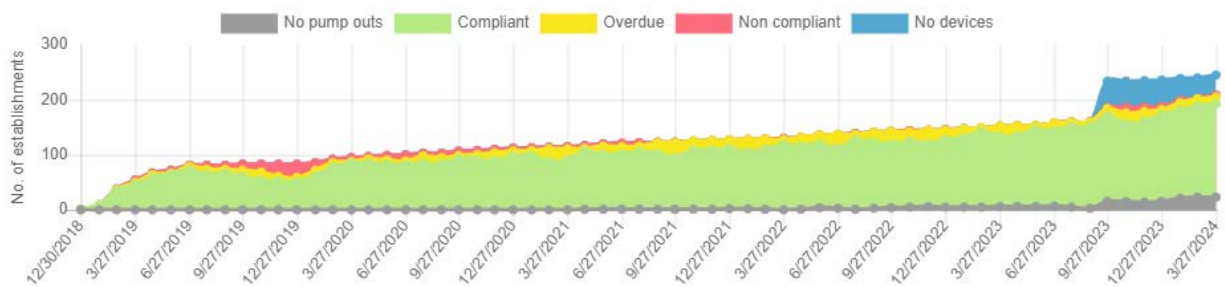
### Grease Interceptor Inspections



### Interceptor Inspection Results



### FOG Compliance History



SwiftComply updated the program to include facilities that do not have a grease control device. This blue area indicates food service establishments that either have no devices or have not been investigated or inspected yet.