

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

Meeting	Location	Date	Time
Regular	Zoom Meeting	December 1, 2022	4:30 p.m.

I. CALL MEETING TO ORDER: The Regular Meeting of the South Placer Municipal Utility District Board of Directors was called to order with President Mitchell presiding at 4:30 p.m. using Zoom Meeting.

II. ROLL CALL OF DIRECTORS:

Present: President Jerry Mitchell, Director John Murdock, Director James Durfee, Director Will Dickinson, Vice President Jim Williams

Absent: None

Vacant: None

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

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

IV. PUBLIC COMMENTS:

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

V. CONSENT ITEMS:

1. MINUTES from the November 3, 2022 Regular Meeting.
2. MINUTES from the November 17, 2022 Special Meeting.
3. ACCOUNTS PAYABLE in the amount of \$1,092,522 through November 21, 2022.
4. BILL OF SALE Acceptance of the Bill of Sale for onsite Sewer Improvements at 3240 Taylor Road with an estimated value of \$45,496.

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

VI. BOARD BUSINESS

1. PUBLIC HEARING: INTRODUCTION OF ORDINANCE 22-03 REVISING DISTRICT SEWER CODE CHAPTERS TWO AND THREE

DE Huff gave an overview of the proposed revisions to chapters two and three of the District Sewer Code. She shared that chapter two of the Sewer Code outlines the District's sewer use parameters. The

proposed revisions provide conformance with newly adopted legislation pertaining to accessory dwelling units and expand the District's ability to correct public nuisances and impose civil and criminal penalties. Chapter three of the Sewer Code establishes the rules and regulations for the prevention of sewer line blockages resulting from Fats, Oils, and Greases (FOG) and establishes discharge requirements for food service establishments. DE Huff shared that the proposed revisions are primarily to codify the Adaptive FOG Management Program and address best practice management.

Director Dickinson asked if staff has conducted outreach to any of the business organizations regarding these proposed changes. DE Huff shared that the revisions were circulated to the City of Rocklin and the Town of Loomis. She commented that staff can circulate the changes to the restaurant community. GM Niederberger shared that the modifications to chapter 3 perfect more flexible adaptive management practices for restaurants versus the "one-size fits all" approach in the current code language. Director Dickinson commented that there is still value in engaging the community in updates to our standards and sharing knowledge with each other. Vice President Williams commented that he reviewed the changes and received input from a restaurant owner and the proposed revisions appear to provide clarity and increase compliance options. President Mitchell asked which organizations the code revisions should be circulated to. Vice President Williams commented that there is a California Restaurant Association. Director Dickinson stated that he believes that the District should regularly engage the chamber associations. GM Niederberger commented that staff will reach out to the California Restaurant Association and the local chambers. He added that the Ordinance was circulated for two consecutive weeks in the public newspaper.

The Public Hearing was opened to receive comments from the public on this item. No public comments were received.

Vice President Williams made a motion to (1) Waive the full reading of the proposed Ordinance #22-03, (2) Introduce Ordinance No. 22-03 – An Ordinance Revising District Sewer Code Chapters 2 and 3, (3) Conduct a Public Hearing for the proposed Ordinance, and (4) Schedule the 2nd reading and adoption for the next regularly scheduled meeting of the Board of Directors on January 12, 2023; a second was made by Director Durfee; a roll call vote was taken, and the motion carried 5-0.

2. RESOLUTION 22-45 REVISING POLICIES #2030, #3120 AND #4041

GM Niederberger provided an overview of the proposed revisions to the Substance Abuse Policy, the Policy on the Investment of District Funds, and the Policy on Delegation to the General Manager. He shared that the Substance Abuse Policy was revised to clarify pre-employment testing requirements, and the Investment Policy was revised as a result of a peer review by the California Special District Association (CSDA) Fiscal and Administration Director who recommended that instead of listing specific investment criteria in the policy that the District simply reference California Government Code §53601. The policy on Delegation to the General Manager was revised to add the authority to enter into Temporary Sewer Connection and Use Agreements and cast ballots for the Placer County Local Agency Formation Commission (LAFCO) and CSDA representatives. GM Niederberger shared that the proposed revisions were reviewed by the District's Policy and Ordinance Advisory Committee who recommended forwarding them to the Board for review and approval.

Vice President Williams asked that the General Manager still share the list of candidates for LAFCO and CSDA representatives to allow for Board comment and input. Vice President Williams asked if the changes to the substance abuse policy will impact current employees and if so if they have had a chance to review the policy changes and provide comments. ASM Costan commented that the proposed revisions only pertain to clarifying testing requirements for new hires.

Director Dickinson made a motion to adopt Resolution 22-45 revising Board Policies #2030, #3120, and #4041; a second was made by Director Murdock; a roll call vote was taken, and the motion carried 5-0.

3. RESOLUTION 22-46 COMMENDING JOHN MURDOCK, WARD 3 BOARD DIRECTOR FOR HIS YEARS OF SERVICE TO THE DISTRICT

President Mitchell read the Ceremonial Resolution commending Director Murdock for his years of service to the District.

Director-Elect Christy Jewell gave heartfelt thanks to Director Murdock for his service to the District and commented that she looks forward to continuing his great tradition.

Vice President Williams commented that he will greatly miss his longest board companion. He shared that he has always appreciated Director Murdock's insight and perspective and has truly enjoyed serving with him. Director Dickinson commented that he enjoyed working with Director Murdock on the Personnel Advisory Committee, sharing that the Board will miss his perspective.

President Mitchell commented that Director Murdock was instrumental in the implementation of Tyler Incode and the adoption of other technology advancement initiatives at the District. Director Durfee also thanked Director Murdock. GC Brown shared that he recalls Director Murdock's first day on the Board and commented that it has been a pleasure working with him all these years.

Director Murdock shared that he would miss everyone. He commented that through the good times and the bad times, he learned to listen and analyze options to find the best solutions and thanked staff for their work in laying out options for the Board. He commented that it has been an honor to serve with the other members of the Board.

Field Services Supervisor Chad Stites provided an eComment thanking Director Murdock from him and the staff for his service to the District.

Vice President Williams made a motion to adopt Resolution 22-46 commending John Murdock, Ward 3 Board Director for his years of service to the District; a second was made by Director Durfee; a roll call vote was taken, and the motion carried 5-0.

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 commented that the January board meeting will be held on the 12th and will include a virtual presentation from the Rate and Cost of Service Study Consultant.

B. Information Items: No additional items.

3. Director's Comments:

The Directors had no additional comments for this meeting.

VIII. CLOSED SESSION READOUT

The Board met in Closed Session at 5:05 p.m. separately and then together with the General Manager for the purpose of performing an employee evaluation. No formal action was taken.

The Board adjourned the closed session at 6:41 p.m.

GM Niederberger thanked Director Murdock for his support and all the work that he has done for the District.

IX. ADJOURNMENT

The President adjourned the meeting at 6:44 p.m. to a special meeting to be held on January 12, 2023, at 4:30 p.m.



Emilie Costan, Board Secretary