



RANCHO MURIETA COMMUNITY SERVICES DISTRICT

15160 JACKSON ROAD
RANCHO MURIETA, CALIFORNIA 95683
916-354-3700
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AGENDA

*“Your Independent Local Government Agency Providing
Water, Wastewater, Drainage, Security, and Solid Waste Services”*

REGULAR BOARD MEETING

October 19, 2022

4:00 p.m. Closed Session/Open Session 5:00 p.m.
Rancho Murieta, CA 95683

BOARD MEMBERS

Tim Maybee	President
Randy Jenco	Vice President
Linda Butler	Director
John Merchant	Director
Martin Pohll	Director

STAFF

Tom Hennig	General Manager
Paula O’Keefe	Director of Administration
Richard Shanahan	District General Counsel
Amelia Wilder	District Secretary
Kelly Benitez	Security Supervisor
Michael Fritschi	Director of Operations

RANCHO MURIETA COMMUNITY SERVICES DISTRICT

October 19, 2022

REGULAR BOARD MEETING

Call to Order

Closed Session 4:00 p.m./Open Session 5:00 p.m.

Note that this meeting will be held in-person at the address set forth above, and not via videoconference. In order to comply with the State's COVID-related Guidance for the use of face coverings, it is strongly recommended that all persons, regardless of vaccination status, continue to mask while in indoor public settings and businesses.

All persons present at District meetings will place their cellular devices in silent and/or vibrate mode (no ringing of any kind). During meetings, these devices will be used only for emergency purposes and, if used, the party called/calling will exit the meeting room for conversation. Other electronic and internet enabled devices are to be used in the "silent" mode. Under no circumstances will recording devices or problems associated with them be permitted to interrupt or delay District meetings.

AGENDA

ESTIMATED RUNNING TIME 5:00

1. CALL TO ORDER - Determination of Quorum –President Maybee **(Roll Call)**

2. CONSIDER ADOPTION OF AGENDA **(Motion)**

The Board will discuss items on this agenda, and may take action on those items, including informational items and continued items. No action or discussion will be undertaken on any item not appearing on the agenda, except that (1) directors or staff may briefly respond to statements made or questions posed during public comments on non-agenda items, (2) directors or staff may ask a question for clarification, make a brief announcement, or make a brief report on his or her own activities, (3) a director may request staff to report back to the Board at a subsequent meeting concerning any matter or request staff to place a matter on a future Board meeting agenda, and (4) the Board may add an item to the agenda by a two-thirds vote determining that there is a need to take immediate action and that the need for action came to the District's attention after posting the agenda.

*The running times listed on this agenda are only estimates and may be discussed earlier or later than shown. At the discretion of the Board, an item may be moved on the agenda and or taken out of order. **TIMED ITEMS** as specifically noted, such as Hearings or Formal Presentations of community-wide interest, will not be taken up earlier than listed.*

3. CLOSED SESSION

- A. Closed session for public employee discipline/dismissal/release.
- B. Closed session for public employee appointment of Interim General Manager.
- C. Conference with Legal Counsel - Anticipated Litigation (Gov. Code, § 54956.9(d)(2)) – Significant Exposure to Litigation: 1 case, claim by Rick Tompkins

4. OPEN SESSION/REPORT ACTION FROM CLOSED SESSION

5. CONSIDER APPOINTMENT OF INTERIM GENERAL MANAGER (Discussion/Action) (Motion) (Roll Call Vote)

6. CONSIDER ENGAGING VANESSA BURKE (ACCOUNTANT WITH THE PUN GROUP, LLP) AS OUTSIDE FINANCE STAFF UNDER BOARD OF DIRECTORS AND AD HOC COMMITTEE (Discussion/Action) (Motion) (Roll Call Vote)

7. CONSIDER APPROVAL OF AN AD HOC TRANSITION COMMITTEE TO AID, WORK WITH, AND OVERSEE THE WORK OF THE INTERIM GENERAL MANAGER, PUN GROUP, AND OTHER STAFF REGARDING THE GENERAL MANAGER TRANSITION AND FINANCIAL-RELATED ISSUES (Discussion/Action) (Motion) (Roll Call Vote)

8. CONSENT CALENDAR (Motion) (Roll Call Vote) (5 min.) *All items in this agenda item will be approved as one motion if they are not excluded from the motion adopting the consent calendar.*

A. Approval of Board Meeting and Committee Meeting Minutes

1. *September 21, 2022 Regular Board Meeting Minutes*
 - a. *Handout from John Sullivan at 9/21/2022 Board Meeting*
2. *October 6, 2022 Communications and Technology Committee Meeting*
3. *October 6, 2022 Security Committee Meeting Minutes*
4. *October 4, 2022 Improvements Committee Meeting Minutes*
5. *October 4, 2022 Finance Committee Meeting Minutes*

B. Approval of Bills Paid Listing September, 2022

9. STAFF REPORTS (Receive and File)

- A. General Manager's Report
- B. Administration/Financial Report
- C. Security Report
- D. Utilities Report

10. REVIEW DISTRICT MEETING DATES/TIMES FOR NOVEMBER 2022

- A. Personnel – November 1, 2022 at 7:30 a.m.
- B. Improvements – November 1, 2022 at 8:00 a.m.
- C. Finance – November 1, 2022 at 10:00 a.m.
- D. Communications – November 3, 2022 at 8:30 a.m.
- E. Security – November 3, 2022 at 10:00 a.m.
- F. Regular Board Meeting – November 16, 2022 - Open Session at 5:00 p.m.

11. CORRESPONDENCE

- A. Email from Richard Gehrs 9/30/2022
- B. Email from Richard Gehrs 10/7/2022

- C. Email from Richard Gehrs 10/10/2022
- D. Email from Richard Gehrs 10/13/2022

12. COMMENTS FROM THE PUBLIC

Members of the public may comment on any item of interest within the subject matter jurisdiction of the District and any item specifically agendized. Members of the public wishing to address a specific agendized item are encouraged to offer their public comment during consideration of that item. With certain exceptions, the Board may not discuss or take action on items that are not on the agenda. If you wish to address the Board at this time or at the time of an agendized item, as a courtesy, please state your name and address. Speakers presenting individual opinions shall have 3 minutes to speak. Speakers presenting opinions of groups or organizations shall have 5 minutes per group.

13. RECEIVE UPDATE ON RIEC AD HOC COMMITTEE (Discussion/Action) (Motion)(Roll Call Vote)

14. CONSIDER ADOPTION OF ORDINANCE O2022-05 AMENDING CHAPTER 31 SOLID WASTE CODE RELATING TO ORGANIC WASTE DISPOSAL REDUCTION (Discussion/Action) (Motion) (Roll Call Vote)

15. CONSIDER ADOPTION OF O2022-04 UPDATING DISTRICT CODE CHAPTER 3 CONFLICT OF INTEREST CODE (Discussion/Action) (Motion) (Roll Call Vote)

16. INTRODUCE ORDINANCE O2022-06 ADDING CHAPTER 9 TO DISTRICT CODE - ADMINISTRATIVE CITATIONS AND FINES (Discussion/Action) (Motion) (Roll Call Vote)

17. ADOPT RESOLUTION R2022-23 FINDING THAT AN EMERGENCY EXISTS IN CONNECTION WITH THE RIO OSO PRESSURE STATION AND AUTHORIZE THE GENERAL MANAGER TO APPROVE CONTRACTS INCLUDING REPLACEMENT OF PUMP BY KIRBY PUMP AND PROCUREMENT AND REPLACEMENT OF VARIABLE FREQUENCY DRIVES (VFD'S) BY PRODIGY ELECTRIC IN THE AMOUNT OF \$104,588 (CIP# 23-06-01)(Discussion/Action) (Motion) (Roll Call Vote)

18. CONSIDER ACTION ON CLAIM FOR DAMAGES BY RICK TOMPKINS (Discussion/Action) (Motion) (Roll Call Vote)

19. CONSIDER OPTIONS FOR PURCHASING TREASURY BOND(S) WITH \$540,000 PLUS INTEREST, IN FUNDING FROM THE CFD 2014-1 WATER TREATMENT PLANT PHASE II (Discussion/Action) (Motion) (Roll Call Vote)

20. RECEIVE UPDATE ON REPAIRS TO LAKE 11 AND CONSIDER ACTION TO CONTINUE THE CONTRACTING EMERGENCY DECLARATION BY A 4/5ths VOTE (Discussion/Action)(Motion) (Roll Call Vote)

21. DIRECTOR COMMENTS/SUGGESTIONS

In accordance with Government Code 54954.2(a), directors and staff may make brief announcements or brief reports of their own 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.

22. ADJOURNMENT (Motion)

In accordance with California Government Code Section 54957.5, any writing or document that is a public record, relates to an open session agenda item and is distributed less than 24 hours prior to a special meeting, will be made available for public inspection in the District offices during normal business hours. If, however, the document is not distributed until the regular meeting to which it relates, then the document or writing will be made available to the public at the location of the meeting.

In compliance with federal and state laws concerning disabilities, if you are an individual with a disability and you need a disability-related modification or accommodation to participate in this meeting or need assistance to participate in this meeting, please contact the District Office at 916-354-3700 or awilder@rmcsd.com. Requests must be made as soon as possible.

Note: This agenda is posted pursuant to the provisions of the Government Code commencing at Section 54950. The date of this posting is October 13, 2022. Posting locations are: 1) District Office; 2) Rancho Murieta Post Office; 3) Rancho Murieta Association; 4) Murieta Village Association.