



**REGULAR AGENDA  
BOARD OF DIRECTORS MEETING  
MALAGA COUNTY WATER DISTRICT  
3580 SOUTH FRANK STREET  
FRESNO, CALIFORNIA 93725  
TUESDAY, SEPTEMBER 12, 2006, 7:00 P.M.**

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in a District Board meeting, please contact the District Office (559) 485-7353 at least 48 hours prior to the meeting to ensure that reasonable arrangements can be made to provide accessibility to the meeting.

**PLEASE SUBMIT ALL CORRESPONDENCE FOR THE DISTRICT BOARD OF DIRECTORS MEETING PRIOR TO THE MEETING WITH A COPY TO THE DISTRICT OFFICE**

1. **CALL TO ORDER:**

2. **ROLL CALL:**

President Charles Garabedian, Jr., Vice President John Leyva, Director Irma Castaneda, Director Salvador Cerrillo, Director Frank Soto

3. **CERTIFICATION:**

Certification is made that the agenda was posted 72 hours before the meeting.

4. **PUBLIC COMMUNICATIONS:**

Any member of the public may address the Malaga County Water District Board on any item(s) of interest within the jurisdiction of the Board, not appearing on the Agenda. The Board will listen to all communications, however in compliance with the Brown Act; the Board cannot take action on items that are not on the agenda. Public may also address the Board on agenda items at the time they are addressed by the Board. Anyone wishing to speak is requested to wait until recognized by the Board President.

5. **PUBLIC HEARING:**

Hear public comments from the community for the Community Development Block Grant (CDBG) for various Park Projects that include the following:

**PUBLIC HEARING CONTINUED:**

1. California Department of Forestry Tree Grant: California Consulting wrote the grant on behalf of Malaga County Water District to fund the cost of trees, planting material and labor. The grant award will be approximately \$25,000 to cover the cost of 240 trees and planting materials. The trees are to be planted throughout the residential area, businesses and in the park. The trees to be planted are Red Maple, Chinese Pistache, Trident Maple, Valley Oak, Scarlet Oak and Gingko Biloba. California Consulting will meet with CDF to urge approval of application.
2. Tire Derived Grant: Administered by the CIWMB, the Tire Derived grant funds a project that uses 100% California recyclable tires. California Consulting just recently completed the application on behalf of Malaga for a jogging path that will go around the entire park which will remove 13,333 tires from the California Waste Stream. The jogging path will be approximately 16,000 sq. ft. The grant application requests \$75,332 for Malaga Water District. We should know results on October 12. The Board will approve funding on Nov. 14 and grant agreements will be sent on Nov. 15. Those selected will be able to start on their projects once the notice to proceed is received. Awardees will have until March 31, 2009 for completion of projects.
3. CDBG: Administered by the County of Fresno, California Consulting is preparing an application which will fund two restrooms for the park. We are asking for approximately \$120,000 (\$60,000 each). In the application, I do give the option of accepting partial funding. If that does occur, we will apply for the remaining funding in the next fiscal round.

**(Recommended Action:** Approve the submission of CDBG Grants.)

Motion by \_\_\_\_\_, seconded by \_\_\_\_\_

6. **CORRESPONDENCE:**

7. **MINUTES:**

**Minutes of the Regular Board Meeting of August 22, 2006.**

Approved \_\_\_\_\_ with additions and/or corrections \_\_\_\_\_

Motion by \_\_\_\_\_, seconded by \_\_\_\_\_

8. **CONSENT AGENDA:**

9. **BILL PAYABLE/FINANCIAL STATEMENT:**

Bills Period from August 1 to 31, 2006

Motion by \_\_\_\_\_, seconded by \_\_\_\_\_

10. **REGULAR BUSINESS:**

10A. **California Consulting Contract Renewal:** 3 options for consideration to continue contract.

1. Extend the current contract with the same terms and same compensation structure for an additional 60 days.
2. Sign a one year contract with an increase to \$1,250 per month and the same 5% of all grants funded clause.
3. Sign a two year agreement at \$2,000 per month with no percentage of grants funded clause.

**(Recommended Action:** Approve best option for District)

Motion by \_\_\_\_\_, seconded by \_\_\_\_\_.

11. **ENGINEER'S REPORT:**

11A. **North Avenue Water Main:**

Design is proceeding for the water main project. It is recommended that the District adopt the CEQA Notice of Exemption for the North Avenue Water Main Improvements Project.

**Recommended Action:** Adopt the Notices of Exemption, Submit documents for noticing and recordation.

Motion by \_\_\_\_\_, seconded by \_\_\_\_\_.

11B. **Small Community Grant UV Disinfection Project:**

Planning documents are being prepared; these include CEQA compliance and Report of Waste Discharge. It is recommended that the District approve the CEQA Notice of Completion for the UV Disinfection Project and initiate a Negative Declaration.

**Recommended Action:** Approve the Notice of Completion; authorize submittal of documents to the State Clearinghouse and County of Fresno. Authorize Notice of Intent to adopt a Negative Declaration.

Motion by \_\_\_\_\_, seconded by \_\_\_\_\_.

11C. **CDBG Funding Applications:**

It is recommended that the District review the proposed 2007-08 CDBG Applications for the proposed projects: 1) Sludge Bed Improvements, 2) New Well 8 Test Well, and 3) Tertiary Filter and Treatment Plant. The applications are due September 15, 2006.

**Recommended Action:** Approve CDBG funding assistance applications for submittal to the County of Fresno. Authorize advertisement for selection of an Engineer for the CDBG projects.

Motion by \_\_\_\_\_, seconded by \_\_\_\_\_.

11. **ENGINEER'S REPORT CONTINUED:**

11D. **SPR 7506:**

The applicant for proposed development along Malaga Avenue west of Chestnut has requested consideration of alternatives to connection to the community sewer due to the relative elevation of the sewer. Considerations include a) Construction of a District lift station, b) Construction of sewer in Maple Avenue and Malaga Avenue, c) Utilization of an on-site lift station, and d) Utilization of an on-site leach field. It is recommended that either alternatives c or d be required, with an agreement to defer sewer construction in Maple Avenue.

**Recommended Action:** Authorize staff to proceed with negotiation of an agreement with developer for either alternative C or D.

Motion by \_\_\_\_\_, seconded by \_\_\_\_\_

11E. **MISCELLANEOUS DEVELOPMENT:**

1. **Kroeker:**

Staff is preparing documents for consideration of a sewer deferral agreement and annexation to the District. In addition, a draft location, for proposed Well No. 8, is to be identified.

**Recommended Action:** No action required at this time.

2. **Heppner Iron & Metal:**

The District has been contacted for the potential of an additional water service to Heppner Iron & Metal. The location and conditions for the service are being coordinated with the applicant

**Recommended Action:** No action required at this time.

3. **Calpine**

Staff is reviewing the water and sewer information submitted by Calpine for the proposed facility at 3366 E. Muscat.

**Recommended Action:** No action required at this time

12. **GENERAL MANAGER'S REPORT:**

12A. **Meeting with Fresno County – Enterprise Zone:**

12B. **District Projects Update:**

13. **PRESIDENT'S REPORT:**

14. **DIRECTOR'S REPORT(S):**

**Recreation Report:** Liz Tovar & Lupe Rios

14. **LEGAL COUNSEL'S REPORT:**

15. **CLOSED SESSION:**

16. **ADJOURNMENT:**