



**REGULAR AGENDA**  
**MALAGA COUNTY WATER DISTRICT**  
**3580 SOUTH FRANK STREET**  
**FRESNO, CALIFORNIA 93725**  
**TUESDAY, SEPTEMBER 08, 2009, 7:00 PM**

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 Salvador Cerrillo, Director Irma Castaneda, Director Frank Cerrillo, Jr., 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 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.  
**Public Speaker Limitations:** Public speakers will be limited to five (5) minutes or less per individual/group per item per meeting.
  
5. **CORRESPONDENCE:**
  
6. **REGULAR BUSINESS:**
  
- 6A. **Minutes:**  
**Minutes of the Regular Board Meeting of August 25, 2009**  
**(Recommended Action: Approve Meeting Minutes, as Submitted or Modified)**

Motion by \_\_\_\_\_, Seconded by \_\_\_\_\_

6. **REGULAR BUSINESS – CONTINUED:**

6B. **Bills Payable/Financial Statement:**

**Bills Payable/Financial Statement for the period of 08/01/09-08/31/09**

**(Recommended Action:** Approve Bills Payable/Financial Statement for the period of 08/01/09-08/31/09, as Submitted or Modified)

- 6C. **MCWD Policy & Procedures Manual – Updated & Revised:** The District Policy and Procedure Manual is being updated & revised. A draft of the updated & revised material was presented at the last regular Board Meeting of August 11, 2009 for comments and changes. Upon receipt of your comments and/or changes, a completely (Revised) District Policy & Procedures Manual will be presented for Board approval. Are there any additional comments and/or changes for the revision materials given?  
**(Recommend Action:** Provide your comments and/or revision for updating purposes)

7. **ENGINEER’S REPORT:**

- 7A. **CDBG Applications:** A condition of receiving funding from CDBG sources is a formal Operation and Maintenance Manual for the facilities. A brief O&M Manual for the water distribution system has been prepared and submitted to the District for review and approval. If approved, the information will be forwarded to the County of Fresno.  
**(Recommended Action:** Approve the O&M Manual for the Water Distribution System.)

Motion by \_\_\_\_\_, Seconded by \_\_\_\_\_

7B. **Developments:**

**Mark Graham Property:** Staff is preparing the appropriate Resolution, Sewer Deferral Agreement, Operation Plan and other documents necessary for submittal to LAFCO. The documents will be presented to the Board for action prior to submittal to LAFCO.  
**(Recommended Action:** Informational – No Action Required)

- 7C. **Water:** The District has received communication from the Department of Public Health requesting that is submit a formal request to define Well No. 3 and Well No. 5 as inactive wells. The required monitoring for the wells is reduced with this status. Implications of planning the wells in an Inactive Status include a determination of whether to destroy the well entirely. The status of Well No. 4 is also something to consider. The use of the well is limited. The District may consider requesting that the status of the well be changed to Standby. There are restrictions as to the number of days a Standby well may be operated. A follow up memorandum will be presented to the District to assist with the determination.  
**(Recommended Action:** It is recommended that the District consider requesting a formal change of operational status to Well no. 3, 4, and 5. it is recommended that the issue is an action item for the second meeting in September. It is recommended that the potential for additional compensation for the loss of Well No. 3 and No. 5 is determined prior to the second meeting in September. It is recommended that DBCP monitoring of Well No. 1 is renewed quarterly)

Motion by \_\_\_\_\_, Seconded by \_\_\_\_\_

7. **ENGINEER'S REPORT – CONTINUED:**

7D. **Wastewater – Notice of Violation:** District received a Notice of Violation from the RWQCB based on an inspection of the facilities conducted in March. The Response & Plan of Action is being prepared for submittal to the RWQCB by the required deadline of September 21, 2009. The Plan of Action may have impacts on the District Budget.

**(Recommended Action:** Authorize Staff to complete the Response & Plan of Action for submittal to the RWQCB by September 21, 2009. (Copies of submitted the Response & Action Plan will be presented for your review at the September 22, 2009 Board Meeting).

Motion by \_\_\_\_\_, Seconded by \_\_\_\_\_

7E. **Wastewater Treatment Facilities – UV Project:** The UV disinfection project is proceeding. The monthly progress payment through the end of August is \$209,560.40 less retention in the amount of \$20,956.04. Progress Payment Request No. 7 is in the amount of \$188,604.36.

**(Recommended Action:** Consider for approval the Progress Payment Request No. 7 in the amount of \$188,604.363

Motion by \_\_\_\_\_, Seconded by \_\_\_\_\_

7F. **Wastewater Treatment Facilities – Clarifier Project:** Clarifier equipment has been delivered to the WWTP site. As a point of information the value of the work and materials to date is \$56,152.80.

**(Recommended Action:** Informational – No Action Required)

8. **RECREATION REPORT(S):**

8A. **Events Coordinator's Report:**

8B. **Youth Sports Coordinator's Report:**

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

10. **PRESIDENT'S REPORT:**

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

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

(Revised) Moratorium Resolution & Letter (Presented at the Board Meeting)

13. **CLOSED SESSION:**

14. **ADJOURNMENT:**