



REGULAR MEETING AGENDA
MALAGA COUNTY WATER DISTRICT
3580 SOUTH FRANK STREET
FRESNO, CALIFORNIA 93725
TUESDAY, SEPTEMBER 22, 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 September 08, 2009
(Recommended Action: Approve Meeting Minutes, as Submitted or Modified)

Motion by _____, Seconded by _____
 - 6B. **Bills Payable/Financial Statement:**
No Bills Payable/Financial Statement for this Meeting

6. **REGULAR BUSINESS – CONTINUED:**

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 delivered at the 08/11/09 Regular Board Meeting for comments and changes. Upon receipt of all comments and/or changes, a completely (Revised) District Policy & Procedures Manual will be presented for Board approval. Are there any comments and/or revisions for the first section of the MCWD Policy & Procedures Manual?

(Recommend Action: Provide your comments and/or revisions during the meeting)

6D. **Fresno County Economic Opportunities Commission Board of Commissioners Nomination Authorization – Resolution No. 09-22-09:** A Resolution of the Board of Directors of the Malaga County Water District Authorizing Submission of Nomination of Charles Garabedian, Jr. to the Board of Commissioners of the Fresno County Economic Opportunities Commission (FCEEOC).

(Recommended Action: Adopt Resolution No. 09-22-09 Authorizing Submission of Nomination of Charles Garabedian, Jr. to the Board of Commissioners of the FCEEOC, as Submitted or Modified)

Motion by _____, Seconded by _____

7. **ENGINEER’S REPORT:**

7A. **Developments:**

Mark Graham Property: Staff has prepared the appropriate Resolution and Sewer Deferral Agreement necessary for submittal to LAFCO.

(Recommended Action: Adopt the Resolution and Sewer Deferral Agreement (contingent upon execution by Mr. Graham) as attached. Authorize completion of the necessary Legal Description and Operation Plan for submittal to LAFCO. The Board may also consider a minimum deposit amount from Mr. Graham prior to proceeding.

Motion by _____, Seconded by _____

7B. **Water:** The District has received communication from the Department of Public Health (DoPH) requesting that is submit a formal request to define Well #3 & Well #5 as inactive wells. The District received subsequent communication from the DoPH notifying the District that changing the status of the wells to “inactive” will require the completion of a plan for the ultimate destruction of the wells. The District also received communication from the DoPH stating that it could maintain the status of Well #3 and % as Standby, however, if the nitrate level in Well #3 increased again above 45mg/l, it would not be allowed for use.

The Status of Well #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.

7B. **Water – Continued:**

(Recommended Action: It is recommended that the District request a formal change of operational status for Well #3 from Standby to Inactive. Dependent upon the ability to obtain compensation for the loss of Well #3, it is also recommended to prepare a plan for the ultimate destruction of Well #3.

It is recommended that the District request a formal change of operational status for Well #4 from Active to Standby. It is further recommended the District prepare to disinfect the media in one of the GAC vessels as soon as possible.

It is recommended that the District maintain Well #5 as a Standby source.

It is recommended that the potential for additional compensation for the loss of Well #3 & #5 be determined.

Motion by _____, Seconded by _____

- 7C. **Wastewater – Notice of Violation:** The District received a Notice of Violation from the RWQCB based on an inspection of the facilities conducted in March. A response and 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. (The Response & Action Plan copies will be delivered at the Board Meeting)
(Recommended Action: Informational – No Action Required)

- 7D. **Wastewater Treatment Facilities – UV Project:** The UV disinfection project has placed the UV facilities into operation. The remaining facilities are expected to be complete in September, 2009.

The District received an Approval to Award letter from the State Water Resources Control Board. The terms of the letter have been approved by the District and SWRCB is proceeding with the preparation of the Construction Grant Agreement in the amount of \$376,983.

(Recommended Action: Information – 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:**

13. **CLOSED SESSION:**

14. **ADJOURNMENT:**