



**ACTION SUMMARY MINUTES
MALAGA COUNTY WATER DISTRICT
3580 SOUTH FRANK STREET
FRESNO, CALIFORNIA 93725
TUESDAY, SEPTEMBER 11, 2007, 7:00 P.M.**

1. **CALL TO ORDER:** Meeting called to order by President Garabedian at 7:00 p.m.

2. **ROLL CALL:**

2A. **Directors Present:** President Charles Garabedian, Jr., Vice President Salvador Cerrillo, Director Irma Castaneda, Director Frank Cerrillo, Jr., Director Frank Soto

2B. **Others Present:** Russ Holcomb, Neal Costanzo, Matt Kemp, Elaine Montoya, Patricia Padilla, Lupe Rios, Elizabeth Tovar and Clara Miranda.

3. **CERTIFICATION:**

Certification was 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.

CSO Elaine Montoya reported on the stats report for the Malaga area for the period of August 13 to September 9, 2007. Brief discussion followed.

5. **CORRESPONDENCE:**

President Garabedian presented a letter from ACWA on committee members appointments. Any board member wishing to set on these committees can submit their names. President Garabedian reported he served on the Local Government Committee and Groundwater Committee and former Board member Henry Murrieta served on another committee. Brief discussion followed. This can be submitted by the next Board meeting so any board member wishing to sit on a committee's can decide which committee they would like to get appointed to.

6. **REGULAR BUSINESS:**

6A. **MINUTES:**

Minutes of the Regular Board Meeting of August 28, 2007

CSGCC **MOTION BY VICE PRESIDENT CERRILLO, SECONDED BY
DIRECTOR SOTO AND BY A 5-0 VOTE APPROVED THE MINUTES
OF AUGUST 28, 2007 AS PRESENTED.**

6. **REGULAR BUSINESS CONTINUED:**

6B. **BILLS PAYABLE/FINANCIAL STATEMENT:**

Period of August 1-August 31, 2007.

CSGCC **MOTION BY VICE PRESIDENT CERRILLO, SECONDED BY DIRECTOR SOTO AND BY A 5-0 VOTE APPROVED THE BILLS PAYABLE/FINANCIAL STATEMENT.**

6C. **Moore Twining Associates Inc.:** Agreement with Twining as there is a name change and new agreement needs to be authorized with the name change. Brief discussion followed.

CSGCC **MOTION BY VICE PRESIDENT CERRILLO, SECONDED BY DIRECTOR SOTO AND BY A 5-0 VOTE APPROVED THE REVISED AGREEMENT TO REFLECT THE NEW NAME OF MOORE TWINING ASSOCIATES INC. CONTINGENT ON ANY MODIFICATIONS.**

7. **ENGINEER'S REPORT:**

7. **CAPITAL IMPROVEMENT PROJECTS:**

7A. **DAF Clarifier & Sludge Bed Improvement Projects:** The District received one (1) bid for construction of DAF and Sludge Bed Improvements. The total base bid is \$243,900.00. Total WFH Grant that has been allocated by the County toward construction of the projects is \$106,000.00. As previously discussed, the District may choose to move forward with the projects with the balance from its own funds or may choose to reject all bids and return the grant funds. It is recommended that the District consider accepting the bid, contingent upon County approval and move forward with construction. Additional grant funds are available from the County of Fresno; a total of \$5,565 is available for the DAF Clarifier Project and \$37,764 is available for the Sludge Bed Project. The District will need to prepare a letter of request to be eligible for the additional funds. A summary of the various capital improvement projects and the potential participation of grant funds is included in the attached document. It is noted that grant funds were determined several years ago and were based upon information obtained from Contractors at that time. Matt Kemp gave a report on the additional funds available from the County for the sludge bed improvements.

SCGCC **MOTION BY DIRECTOR SOTO, SECONDED BY VICE PRESIDENT CERRILLO AND BY A 5-0 VOTE AUTHORIZED PREPARATION OF NOTICE OF AWARD OF THE PROJECT CONTINGENT UPON APPROVAL FROM THE COUNTY OF FRESNO AND AUTHORIZE PREPARATION OF LETTER TO THE COUNTY OF FRESNO REQUESTING THE ADDITIONAL GRANT FUNDS.**

7B. **Well No. 1 and 6 Improvements:** Progress Payment Estimate No. 1 has been submitted for review and approval in the amount of \$7,200. The total construction contract is \$25,686.00. Brief discussion held.

7C. **Well No. 7 Standby Power:** Progress Payment Estimate No. 1 has been submitted for review and approval. The total construction contract is \$99,567.00. Brief discussion held.

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

SCGCC **MOTION BY DIRECTOR SOTO, SECONDED BY DIRECTOR CERRILLO JR. AND BY A 5-0 VOTE APPROVED ITEMS 7B & 7C: PROGRESS PAYMENT NO. 1 IN THE AMOUNT OF \$7,200 FOR WELL NO. 1 AND 6 IMPROVEMENTS AND TO APPROVE PROGRESS PAYMENT NO. 1 IN THE AMOUNT OF \$18,225. FOR WELL NO. 7 STANDBY POWER AND FORWARD BOTH PROGRESS PAYMENTS TO THE COUNTY OF FRESNO FOR REIMBURSEMENT.**

8. **RECREATION REPORT:**

Liz Tovar gave a report on the Fiesta Days Festival held on Saturday, September 8th and on Sunday, September 9th. The festival was a huge success. Report then followed on the Bingo game that will be held on Saturday, September 22 from 1-4 p.m. and immediately following, the District will sponsor the Back to School Dance in the evening from 7-11 p.m. Lengthy discussion followed on the teen dance. Flyers will be sent out and this will be for students from grades 5-12th. Discussion then followed on the age limit.

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

9A. **District Updates:**

1. **Kroeker Letter – CDBG Applications:** A copy of the letter sent to Rodney Ainsworth, General Manager of Kroeker, Inc., for his or Mr. Kroeker's signature, was included for review/discussion.
2. **Albright Electric – Park Lighting Project:** Work on Phase II of the Park Lighting Project was completed on 09/08/07. Lights & electrical outlets were installed in 15 trees in the area surrounding the Picnic Shelter & Gazebo. Many favorable comments received regarding the park lighting. A wedding booking is in the works!

9B. **Other:**

1. **2007 Fiesta Days & Car Show – Fresno County Health Department:** This event grew substantially this year, including a total of 33 vendors, with 20 of them being food vendors. The Car show had more than 100 entries. And, as what usually happens when an event grows so quickly, there are usually growing pains. This show was no exception. On Thursday morning 09/06/07, Richard Heinrichs of the Fresno County Health Department called to inquire about the Car Show having 19 food vendors. His comments were as follows: This event has not applied for or been permitted by the Health Department and no applications have been received from the food vendors, which also requires permitting for this event. There was an indication that if the applications the permitting process were not received, the event would be shut down! Or, at least the food vendors! This 11th hours issue was resolved by the District filing all of the applications required by Thursday afternoon. (Copies of the e-mails and other documentation were included for review/discussion). Discussion followed on this. Manager reported the deadline was met ahead of time.
2. **Patricia Padilla, Executive Director of MPACS:** Communications Received: Attached for review/discussion was the communications received from Ms. Padilla. It has been requested that these items be sent to our business customers. Ms. Padilla again reported on the programs she is proposing for the Malaga community.
3. **Recreation Committee Meetings:** The Next Meeting will be Thursday 09/20/07 at 5:30pm at the Rec. Center

10. **PRESIDENT'S REPORT:**

President Garabedian gave a report on the plans he redesigned for the new proposed restrooms for the park. Lengthy discussion followed.

President Garabedian had already presented the ACWA nominations subject under correspondence.

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

Vice President Cerrillo reported Andy Garcia thanked the Board for allowing the Valley Center for the Blind pass out flyers this past weekend during Fiesta Days for the Halloween Dance. Vice President Cerrillo asked on the following: are blowers fixed at the sewer treatment plant? Has Richard Blancas given a report on the status of the program; Well #1, is it on line yet; Any more vandalisms done in the District? Discussion followed on the questions asked. Bid for new Sprinkler system will be put on the next agenda for board action.

Director Frank Cerrillo asked the Manager if he could contact anyone for the graffiti on the Chestnut overpass. Manager will check on this and report back by the next board meeting.

Vice President Cerrillo asked regarding the computers. Manager stated he was proposing to take the existing computers and replace them with new ones and have the current ones installed at the center to be used for homework. Brief discussion followed. Manager was directed to do as he was proposing to do.

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

Neal Costanzo, Legal Counsel, reported he is submitting a second request to be served to Fresno Unified School District regarding the Konkel School site. Fresno Unified has not responded to any of his correspondence. Brief discussion followed.

13. **CLOSED SESSION:**

There was no closed session.

14. **ADJOURNMENT:** Meeting adjourned at 8:45 p.m.