



SUMMARY ACTION MINUTES
MALAGA COUNTY WATER DISTRICT
3580 SOUTH FRANK STREET
FRESNO, CALIFORNIA 93725
TUESDAY, SEPTEMBER 09, 2008, 7:00 PM

1. **CALL TO ORDER:** Meeting called to order by President Garabedian at 7:00 pm
 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, Michael Slater, Michael Taylor, Sally Medina and Veronica Calderon
 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 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:**

Law Offices of Costanzo & Associates: Letter to Lance E. Armo, esq., regarding George & Diana Chilingerian's outstanding balance for services owed to the District.
 6. **REGULAR BUSINESS:**
 - 6A **Minutes:**
Minutes of the Regular Board Meeting of August 26, 2008
(Recommended Action: Approve Board Minutes as Submitted or Modified)
- CSGCC MOTION BY VICE PRESIDENT CERRILLO, SECONDED BY DIRECTOR SOTO, AND BY A 5-0 VOTE, APPROVED THE BOARD MINUTES OF AUGUST 26, 2008, AS SUBMITTED**

6. **REGULAR BUSINESS – CONTINUED:**

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

Bills Payable/Financial Statement for the period: 08/01/08 – 08/31/08

(Recommended Action: Approve Bills Payable/Financial Statement as Submitted or Modified)

CCGSC **MOTION BY VICE PRESIDENT CERRILLO, SECONDED BY DIRECTOR CERRILLO, AND BY A 5-0 VOTE, APPROVED THE BILLS PAYABLE/FINANCIAL STATEMENT FOR THE PERIOD OF 08/01/08 – 08/31/08 AS SUBMITTED OR MODIFIED**

7. **ENGINEER’S REPORT:**

7A. **Development Update:**

1. **Community Development Block Grant 2009-2010 Applications:** The District prepared and submitted two (2) applications for improvements at the wastewater treatment plant.

(Recommended Action: Informational – No Action Required)

2. **Community Development Block Grant 2008-2009 Applications:** The County of Fresno is expected to provide the contract for property acquisition and construction of the test well for Well #8 by November. The County notified the District that the second project submitted last year will be funded to \$197,000 of improvements at the wastewater treatment plant headworks and clarifiers. This will result in a need to reconcile the differences between the 2008-2009 application and 2009-2010 application.

(Recommended Action: Informational – No Action Required)

7B. **Wastewater:**

1. **SSO Update:** The District is required to comply with Sanitary Sewer Overflow requirements mandated by the SWRCB. Initial steps were identified in previous correspondence and the District is proceeding with the compliance actions. The primary item of work remaining is an outline of the Management Plan and a schedule for completion of the various tasks.

(Recommended Action: Informational – No Action Required)

2. **Wastewater Treatment Facilities – Electroconductivity Compliance:** As directed, language is being prepared for the District to consider as a revision to the Sewer Ordinance with the following provisions:

- Restriction of the use of automatic regenerating water softeners, and
- Reducing the Electroconductivity limit for dischargers from 1,000 to 950 micromhos/cm.

(Recommended Action: Review Draft Language of the Revisions to the Sewer Ordinance for Action at a Subsequent Meeting).

The Sewer Ordinance will be presented for approval at the 09/24/08 Board meeting.

7B. **Wastewater – Continued:**

3. **Wastewater Treatment Facilities – Civil Liability Complaint No. R5-2005-0510:** The RWQCB notified the District that pursuant to the terms of the civil liability order, the State was preparing to issue fines against the District in excess of \$100,000 for not being able to complete the ultraviolet light disinfection system prior to October 1, 2008. It is noted that the District has proceeded with the intent to construct the facilities through the assistance of a Small Community Grant from the SWRCB and that delays to complete the construction are not due to the lack of effort by the District. It is recommended that the District submit a request that the fines be deferred and that a new deadline for completion of the UV facilities is requested.

(Recommended Action: Authorize preparation of a letter requesting deferral of the impending fine in light of the pending construction of the required facilities)

It was the consensus of the Board to authorize preparation of the letter requesting deferral, as recommended.

8. **GENERAL MANAGER’S REPORT:**

8A. **Water:**

1. **Delinquent Accounts:** Continuing Follow-Up. Next round of shut-offs soon.
2. **Special Assessments:** Adjustments being made on accounts as needed.

8B. **Sewer: Public Hearing – Rate Increase Review:** Wednesday, 09/24/08, 7:00 pm

8C. **Solid Waste: Public Hearing – Rate Increase Review:** Wednesday, 09/24/08, 7:00 pm.

8D. **Recreation:**

1. **Jogging Track Repairs/Additions:** Track repairs will be completed this week. Curbs were added to the entrance to the Fiesta Days Car Show, N/W corner on Muscat. Steel ramps will be placed over curbs during the 2-day event.
2. **Pedestrian Gate – Malaga Community Park:** Corrections were made on 09/29/08.
3. **Banners, Lights & Restrooms:** Banners have been placed on Victoria & Muscat for Fiesta Days & the Car Show. Lights are being repaired/replaced Wednesday. Restroom repairs, electrical, doors, etc. will be completed Wednesday & Thursday.
4. **Recreation Report:** Updates from Liz Tovar – Highlights listed below:
 - **Fiesta Days & Car Show:** Saturday & Sunday – 09/13/04 & 09/14/04: 11 am – Midnight & 11 am – 7 pm, Respectively (See Program)
 - **Back to School Teen Dance:** Saturday, 09/19/08: 7 pm – 11 pm (See Flyer)

8E. **Office:**

1. **Poly Turf – Consideration:** Western Ag Turf visited on Friday, 09/12/08 at 1:30 pm for review of office areas and other considerations. Referred by Director Soto.
2. **Exterior Painting – Consideration:** Would like to paint the exterior of the office white in areas that are currently painted green. White shade would match the eaves.

8F. **Other:**

1. **District Property – 3410 S. Chestnut:** Fresno County Demolition Permit obtained. PG&E: Awaiting Gas Line Removal. Demolition to begin on/after 09/15/08.
2. **SJVAQCB:** See letter written regarding dust control issues at two area locations.

9. **PRESIDENT’S REPORT:**

President Garabedian mentioned the effort to Recall the Governor for the State Budget impasse. Also, requested a follow-up with California Consulting on the meeting with Costa.

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

10A. **Director Frank Cerrillo:** Reported that the park was looking good and clean with all the preparations being done for Fiesta Days. He complemented the staff for their effort. Brief discussion held.

10B. **Vice President Cerrillo:**

1. **Park Restrooms:** Vice President Cerrillo asked if the District could invest a sum of about \$1500.00 for new restrooms in the park. Manager reported that it has been discussed in the past, and that he would like to start plans and layout after Fiesta Days. Brief Discussion held.
2. **Konkel School:** Vice President Cerrillo asked if there was any activity with the Konkel School Site. Michael Slater stated there was no new activity to report. Brief Discussion held.

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

No Legal Counsel's Report for this Meeting

12. **CLOSED SESSION:**

No Closed Session for this Meeting

13. **ADJOURNMENT:**

Meeting Adjourned at 7:50 pm