



ACTION SUMMARY MINUTES
BOARD OF DIRECTORS MEETING
MALAGA COUNTY WATER DISTRICT
3580 SOUTH FRANK STREET
FRESNO, CALIFORNIA 93725
TUESDAY, APRIL 8, 2008, 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, Lupe Cerrillo, Sally Medina, Elaine Montoya, Patricia Padilla, Eleno Rodriguez, Joe Roman 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.
Public Speaker Limitations: Public speakers will be limited to five (5) minutes or less per individual/group per item per meeting.

CSO Elaine Montoya gave the stats report for the Malaga area for the period of March 10, 2008 to April 6, 2008. Discussion followed. Elaine reported the Sheriff's Department will be sponsoring the SAL Program again this year, Monday-Thursday from 9-3 p.m. Brief discussion followed on the SAL Program.

5. **CORRESPONDENCE:**
 - 5A. **County of Fresno Grand Jury Report – Notification Letter:** Information and Statutes pertaining to Grand Jury Report Response Requirements.
 - 5B. **County of Fresno Grand Jury Report – Response:** Consideration of Response to Grand Jury Report and Adoption of Resolution Authorizing Response. Legal Counsel gave a report on the definition of litigation as it pertains to the District's Grand Jury Report. Legal Counsel recommended the District adopt a Resolution directing preparation of a response and authorizing closed session consideration of response. Lengthy report and discussion followed on this item. This item would be added to the Agenda as a Closed Session item.

5. **CORRESPONDENCE CONTINUED:**

5B. **County of Fresno Grand Jury Report – Response-Continued:**

CSGCC **MOTION BY VICE PRESIDENT CERRILLO, SECONDED BY DIRECTOR SOTO, AND BY A 5-0 VOTE, ADOPTED A RESOLUTION IN CONSIDERATION OF DIRECTING PREPARATION OF A RESPONSE AND TO AUTHORIZE THIS ITEM TO BE ADDED TO THE AGENDA AS A CLOSED SESSION ITEM, IN CONSIDERATION OF A RESPONSE TO THE 2007-2008 FRESNO COUNTY GRAND JURY FINAL REPORT NO. 3**

6. **REGULAR BUSINESS:**

6A. **Minutes:**

Minutes of the Regular Board Meeting of March 11, 2008

CSGCC **MOTION BY VICE PRESIDENT CERRILLO, SECONDED BY DIRECTOR SOTO, AND BY A 5-0 VOTE, APPROVED THE MINUTES OF MARCH 11, 2008, AS PRESENTED**

6B. **Bills Payable/Financial Statement: (Presented at Board Meeting)**
Period of March 1 to 31, 2008

SCGCC **MOTION BY DIRECTOR SOTO, SECONDED BY DIRECTOR CERRILLO JR, AND BY A 5-0 VOTE, APPROVED THE BILLS PAYABLE/FINANCIAL STATEMENT, AS PRESENTED**

7. **ENGINEER'S REPORT:**

7A. **DAF Improvements Project 04-WFH-075:** Contractor has completed coating of the DAF. The County has also been informed of the construction progress. The leak test has been initiated. The District would be in a position to approve a Notice of Completion at the first meeting of April. Manager reported on the Progress Payment #4 and further reported there is a leak and Kaweah is not sure where it is coming from. Discussion followed. Manager recommended that the Progress Payment be approved subject to the verification if it is the Contractors responsibility or District's responsibility. The leak was there before and it does have to be corrected. Notice of Completion will not be approved until such a time that the project is completed.

CSGCC **MOTION BY VICE PRESIDENT CERRILLO, SECONDED BY DIRECTOR SOTO, AND BY A 5-0 VOTE, APPROVED PROGRESS PAYMENT #4 IN THE AMOUNT OF \$81,596.70**

7B. **UV DISINFECTION PROJECT SCG 1002-010:** Thirty percent (30%) of the Plans and Specifications have been submitted to the State Water Resources Control Board for review and comment. Informational Item – No Action Required.

8. **RECREATION REPORT:** Recreation Report – Under General Manager's Report

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

9A. **District Updates:**

1. **Water Meter Installation/Repair:** A Water Meter Progress Report was submitted by Richard Ochoa, District Water Manager. Installations/Repairs are continuing.
2. **Automated Sprinkler System:** Sprinkler system & water fountains have been installed. A final walk-through system review is scheduled for tomorrow.
3. **Driveway/Entrance, Parking Lot Curbed Dividers, Jogging Track:** The new driveway/entrance was completed last week. New entrance use began Monday, 04/07/08. Entrance speed bump will be adjusted Friday, 04/11/08. Parking lot curb dividers will be completed this week. A jogging track site review will be conducted during the week of 04/15/08. Jogging track installation is to begin on 05/10/08. Lengthy discussion followed on this item.
4. **Parking Lot Survey:** Survey has been completed and addresses: maximum parking, traffic flow, drainage, mapping, and transition to and from park to former driveway.

9B. **Recreation – Upcoming Events:**

Liz Tovar, District Event Coordinator submitted a written report:

1. **Movie Night**, April 10, 2008
2. **Spanish Movie Night**, April 17, 2008
3. **Indoor Yard Sale**, April 19, 2008
4. **Cinco de Mayo Dance**, May 3, 2008
5. **Mothers Day Program**, May 10, 2008

10. **PRESIDENT'S REPORT:**

President Garabedian:

1. Asked on the response of the recreation surveys sent out. In response, a total of 3 surveys have been returned. Brief discussion followed.
2. Presented a CSDA e-News item on the travel expenses the president of the Upper San Gabriel Valley Municipal Water District. Brief discussion held.

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

11A. **Vice President Cerrillo:**

1. Reported on the T-Ball Program which the program will last about 8 weeks. Manager reported they will be using the school for practice since the districts baseball facility is being used for games and he did contact Ms. Stepp on using the school grounds. Brief discussion held.
2. Invited the residents and Board members to the Cinco de Mayo Dance.
3. Asked regarding the property the District purchased. Manager stated nothing can be done until it clears escrow which should be in about 45 days. Brief discussion held.

11B. **Director Cerrillo Jr:**

1. Felt the Manager should contact the owner of the apartments on the graffiti on the fence.
2. He also reported the owner of Central Car Wash was asking about a street sweeper. Brief discussion followed.
3. Russell Mendez, who owns property on Calvin, asked if a water faucet could be installed at the empty corner lot, so he can maintain it, and put grass on there as well. Brief discussion followed and no action was taken on request.

12. **LEGAL COUNSEL'S REPORT:**
No Legal Counsel's Report for this Meeting
13. **CLOSED SESSION:** Board went into Closed Session at 8:45 p.m.
- 13A. **Personnel:** Agency – Temporary Staffing
- 13B. **County of Fresno Grand Jury Report – Response:** Review/Discussion

Board Returned from Closed Session at 10:14 p.m.

President Garabedian reported that No Reportable Action was taken by the Board during Closed Session

14. **ADJOURNMENT:** Meeting Adjourned at 10:15 p.m.