



**(CORRECTED)**  
**SUMMARY ACTION MINUTES**  
**MALAGA COUNTY WATER DISTRICT**  
**3580 SOUTH FRANK STREET**  
**FRESNO, CALIFORNIA 93725**  
**TUESDAY, JULY 28, 2009, 7:00 PM**

1. **CALL TO ORDER:** President Garabedian Called the Meeting to Order 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:** Neal Costanzo, Russ Holcomb, Michael Taylor, William Washburn, Mark Graham, 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.  
No Public Communications for this Meeting
5. **CORRESPONDENCE:** No Correspondence for this Meeting
6. **REGULAR BUSINESS:**
  - 6A. **Minutes:**  
**Minutes of the Regular Board Meeting of July 14, 2009**  
**(Recommended Action: Approve Meeting Minutes, as Submitted or Modified)**
  - CCGSC **MOTION BY VICE PRESIDENT CERRILLO, SECONDED BY DIRECTOR CERRILLO, AND BY A 5-0 VOTE, APPROVED THE REGULAR BOARD MINUTES OF JULY 14, 2009, AS SUBMITTED**
  - 6B. **Bills Payable/Financial Statement:** No Bills Payable/Financial Statement for this Meeting
  - 6C. **California Consulting – Notification Letter:** Attached for your review and approval is a 30-Day Notification Letter to end contracted services with California Consulting.  
**(Recommended Action: Approve Notification Letter, as Submitted or Modified)**
  - CSGCC **MOTION BY DIRECTOR CERRILLO, SECONDED BY DIRECTOR SOTO, AND BY A 5-0 VOTE, APPROVED THE CALIFORNIA CONSULTING NOTIFICATION LETTER, AS SUBMITTED**

7. **ENGINEER'S REPORT:**

7A. **Community Development Block Grant 2010-11 Applications:** The County of Fresno Community Development Division is accepting 2010/2011 Community Development Block Grant Applications. Complete applications are due August 31, 2009. Public input is requested for consideration of projects. A maximum of two project applications may be submitted. The cost of the projects should be between \$150, 000 to \$400,000. Potential projects include:

**Project No. 1:**

- Equipment and joint sealing for Clarifier No. 1 (approximately \$120, 000)
- Installation of a new Groundwater Monitoring Well (approximately \$50, 000)
- Installation of Nitrification/Denitrification equipment at the WWTP (approximately \$120,000)

**Project No. 2:**

- Installation of water meters for residential connections (\$250, 000)

**Project No. 3:**

- Loop the water main in Maple Ave, American Ave, Chestnut Ave. (approximately \$500,000)
- Other projects to be determined

**(Recommended Action:** Determine what projects should be considered for the 2010/2011 application year)

**SCGCC        MOTION BY DIRECTOR SOTO, SECONDED BY DIRECTOR CERRILLO, AND BY A 5-0 VOTE, APPROVED PROJECTS NO. 1 AND NO. 2 AS FOR THE 2010/2011 APPLICATION YEAR, AS MODIFIED**

A requirement of the application is to provide the current approved financial statement or trial balance sheet. The District must also designate an authorized representative authorizing that individual to sign the Agreement and necessary supporting documents.

**(Recommended Action:** Authorize the General Manger as the designated representative and authorize the designated representative to approve the trial balance sheet for inclusion in the CDBG Application)

7B. **Community Development Block Grant (CDBG) Engineer Selection Compliance:** As a requirement of Fresno County and HUD for CDBG projects, the District must conduct an Engineer Selection process every three years. The District must advertise an invitation for a Statement of Qualifications (SOQ) from engineering consultants. The Board must review the SOQ's and select the most qualified firm at a District Board Meeting in which the minutes and board action will be provided to the County. The District must submit a written description of the process and a cost or price analysis to the County for review and approval.

**(Recommended Action:** Authorize Advertising for a Statement of Qualifications from engineering consultants)

**CCGCS        MOTION BY DIRECTOR SOTO, SECONDED BY DIRECTOR CERRILLO, AND BY A 5-0 VOTE, AUTHORIZED ADVERTISING FOR A STATEMENT OF QUALIFICATIONS FROM ENGINEERING CONSULTANTS, AS SUBMITTED**

7. **ENGINEER'S REPORT – CONTINUED:**

7C. **Developments:**

1. **Mark Graham – Connection Request:** Has Requested Water Service for an Existing Parcel. It has been determined that the sewer is not connected to the community system.  
(**Recommended Action:** It is recommended that the District consider waiving annexation fees for the site. An estimate of District costs and an updated Water Connection Fee are attached. It is recommended that a deferral agreement for the sewer be considered)

**CSGCC MOTION BY VICE PRESIDENT CERRILLO, SECONDED BY DIRECTOR SOTO, AND BY A 5-0 VOTE APPROVED THE DISTRICT TO WAIVE THE ANNEXATION FEES FOR THE SITE, AS SUBMITTED**

2. **Tom Pistacchio – Connection Request:** Mr. Tom Pistacchio has requested water and sewer connection at 4244 S. Bagley Ave. This property is within District boundaries. A response has been forwarded to the County with comments associated with the Site Plan Review.  
(**Recommended Action:** No Action Required – Informational)
3. **Wanda Coulter – Connection Request:** Ms. Wanda Coulter has requested water service for an existing parcel at 3196 E. North Avenue. This property is north of North Avenue and therefore outside of the District boundaries and sphere of influence. Information has been forwarded to Ms. Coulter. No further request has been received.  
(**Recommended Action:** Pending a response from Ms. Coulter regarding her desired action)  
Engineer reported that Ms. Coulter's reported that her well was working fine and there was no need to connect to the district. Brief Discussion Followed.
4. **Samuel Rodriguez – Connection Request:** Mr. Samuel Rodriguez has requested water service for an existing parcel at 3167 E. North Avenue. This property is south of North Avenue and therefore within District boundaries and sphere of influence. Information has been forwarded to Mr. Rodriguez. No further request has been received.  
(**Recommended Action:** Pending a response from Mr. Rodriguez regarding his desired action)
5. **Future Development Moratorium:** It is suggested that the District consider a moratorium on future development until additional disposal facilities are acquired and constructed. The District disposal ponds do not provide sufficient disposal capacity for the existing flowrate received at the WWTP. The FID needs to have access to the canal system for maintenance and operation purposes. Until alternative disposal facilities are obtained, the District is dependent upon continuous discharge to the Central Canal.  
(**Recommended Action:** Board's Pleasure) A Resolution will be prepared by Legal Counsel and then a Public Meeting will be scheduled.

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

8A. **Liz Tovar, Events Coordinator:**

1. **Recreation Committee Bingo & Dinner:** Held the 1<sup>st</sup> Wednesday at 5:30 pm – 7:30 pm
2. **Recreation Movie Night:** Held the 2<sup>nd</sup>, 3<sup>rd</sup>, and 4<sup>th</sup> Wednesdays at 5:30 pm – 7:30 pm  
Popcorn, Sodas, and Ice Cream Cones were sold. The movie we will show on Wednesday 7/29/2009 is Kung Fu Panda
3. **Up-Coming Events:**
  - a. **Bingo and Dinner:** Wednesday, August 5, 2009 at 5:30 pm – Center
  - b. **Wild Water Adventure Trip:** August 13, 2009 from 10am-5:30 pm
  - c. **Back to school Teen Dance:** August 21, 2009 at 7:00 pm-11:00pm – Center
  - d. **Fiesta Days:** September 12 and 13, 2009 – Malaga Park

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

8A. **Liz Tovar, Events Coordinator – Continued:**

4. **Other Activities:**

- a. **Senior Bingo:** Wednesdays at 10:00 am – Center
- b. **Food Commodities:** 3<sup>rd</sup> Wednesday at 9:00 am – Center
- c. **Adult Ceramics:** Wednesdays & Thursdays at 9:00 am – Center
- d. **Recreation Committee Meetings:** 1<sup>st</sup> Wednesday at 5:30 pm – Center
- e. **Center Rentals:** Friday – Set-Up; Saturday – Rental; Sunday – Clean Up
- f. **Youth & Adult Basketball:** Monday – Thursday 3:00pm-8:00pm  
**Other:** We have been using the basketball timer for the basketball players, since we have 25+ players participating per day. This system works easier for us and results in less arguing for them. Games are 11 minutes. Once the timer goes off, the next team begins play. It works out real good and the players really like it!
- g. **District BBQ:** We had a great turn out the food was delicious, thanks to the cooks and recreation committee also the community that brought side dishes. The kids had fun swimming as well as the adults they loved the music some even danced the night away. Most importantly the community got together and had a wonderful time. There were activities for the kids and a beer garden for the adults all in all everything turned out good. Special thanks go out to the board members for donating all the carne asada and Russ for doing all the running around.

8B. **Rosie Flores: Youth Sports Coordinator:**

1. **Baseball & T-Ball:**

The Baseball and T-Ball season has come to an end with a Banquet that was held Sunday July 26, 2009 at the Malaga Park under the covered picnic area. Pizza, drinks, the pool and cake was provided by the Malaga County Water District; music was brought by DJ Nathan Rodriguez and was played in the pool while the families enjoyed the pool. We started the afternoon at 3pm with swimming mainly for T-ball; however no one was turned away who came early. Then, we started the Banquet promptly at 4pm the trophy ceremony started after families were finished eating. We had Mr. Sal Cerrillo and Mr. Frank Cerrillo Giving thanks and appreciation to all the parents who volunteered and to the coaches for their dedication to our community. Each Coach was presented with a gift certificate to Tahoe Joe's. Couples received \$50 and the one single coach received \$25. The coaches then presented their teams with trophies and the coaches also received trophies. The night finished off with cake and lots of swimming and music, we got a lot of positive feedback that evening and everyone is eager to start the next sport. I am now coordinating Soccer for Aug 4<sup>th</sup> as sign-up week and to start shortly after.

2. **Car Wash Fundraiser:** Took place July 18<sup>th</sup> from 10 am to 2pm and \$229.00 was earned the lifeguards and volunteers from both the swim team and Base-ball and T-ball were present to help. For this fundraiser everyone was asked if they would like to help or donate but I also made it clear that no one was obligated to do so and any help would be appreciated. T-ball did want to do their own banquet and end of the season party by having the parents each donate \$20 towards the event, I immediately told them they could not do so and that we as a league were having an end of the season Banquet all together and that they could not make it mandatory for parents to donate or take donations themselves and then take those funds and spend them. I told them any funds received must be turned in to the Malaga County Water District and then I would make a list of what was needed for the event and we would ask parents for a side dish, also making it clear that no one would be obligated to do anything, the main food and drink items would be provided by the District.

8B. **Rosie Flores: Youth Sports Coordinator – Continued:**

3. **Fowler Sea Dragons:** Has also come to an end and I am in the process of coordinating a Swim Meet here at Malaga still have not been able to confirm a day and time with Coach Mark Hurst. If not we are going to have an end of the season party and let the kids take their ribbons home. Picture day at the pool will be held before we let the kids take ribbons so that we may have a nice picture to display for the community. I would like to recognize the following parents for their extra help and support with transportation on the weekends:

**Adrian & Elsa Sanchez; Marisol & Pedro Ayala; Martha Aleman; Mercedes Tovar; Benito Lucio; Adam & Monique Estrada; and, Joe Flores (Lifeguard).**

These persons helped with food, snacks, & drinks as well as transportation to weekend swim meets. They also helped with chaperoning and were present for most of the meets.

4. **Thank You:** I would like to thank the Malaga County Water District Board members for their continued support and dedication to the Malaga Community. It is easy to see the Love for our Community!

8C. **Recreation Topics Preliminary Meeting:** Meeting Date & Time to be Determined – (08/11/09)

9. **GENERAL MANAGER’S REPORT:**

9A. **Water:**

1. **Billing:** Working with Laurie on all accounts with the new delinquent rate fees. Good Response! Beginning this month 07/25/09 will be the new cut-off date for delinquent accounts. It has been 20 days from the date the accounts were billed. This will provide a more consistent time frame for all accounts.
2. **District Water Infrastructure Loan – Well #8:** I-Bank Preliminary Loan Application is being processed. Additional info has been requested. (See Attached)
3. **Grants/District Water Projects:** Beginning next month a report will be generated and updated at each Board Meeting to show the progress and disbursements on all current Grants/District Water Projects. (See Attached Draft)
4. **07/21/09 Meeting with Kroeker – Test Well No. 8 Process:** District Engineer, Michael Taylor & I met with Mr. & Ms. Kroker, Kroker Owners, & Mr. Ainsworth, Kroeker General Manager, to discuss/review the details of the Test Well No. 8 process on Maple Avenue (formerly Kroeker property)
5. **07/27/09 Meeting with Mark Graham – Water Service Request:** District Engineer, Michael Taylor & I met with Mark Graham to discuss/review details on his water connection request for finalization at the 07/28/09 Board Meeting.

9B. **Sewer:**

1. **District WWTP Infrastructure Loan – UV & DAF:** The I-Bank Preliminary Loan Application is being processed. Additional info has been requested. (See Attached)
2. **Grants/District WWTP Projects:** Beginning next month a report will be generated and updated for each Board Meeting showing the progress and disbursements on all current Grants/District WWTP Projects. (See Attached Draft)
3. **07/17/09 Meeting with County of Fresno – Special Districts:** President Garabedian & I attended a meeting regarding Special Districts Challenges & Constraints and the County’s Community Plan Update. (See Attached)

9C. **Solid Waste:** Nothing to Report

9D. **Other:**

**Park Improvement – Concrete Slab Addition:** The area around the Bar-B-Q Grill was completed on Thursday, 07/16/09; just prior to the Annual Community Bar-B-Q. This project was completed using Reimbursed Grant Funds.

10. **PRESIDENT'S REPORT:**
- 10A. **State Budget:** Reported that the California State Budget was signed and Proposition 1A was passed. Brief Discussion Followed.
- 10B. **Fresno County – Special Districts Meeting:** Reported that he and the General Manager attended a meeting held by Fresno County on July 17, 2009 regarding Special Districts Challenges & Constraints and the County's Community Plan Update. Brief Discussion Followed.
  
11. **DIRECTOR'S REPORT(S):**
- 11A. **Vice President Cerrillo:**
  1. **Fresno County – Public Meeting:** Reported that he attended a meeting held by Fresno County to receive public input and recommendations for use of Community Development Block Grant funds on July 27, 2009. Brief Discussion Followed.
  2. **Baseball/T-ball:** Reported that the Baseball/T-ball had their end of the season party. Brief Discussion Followed.
  3. **Leyva Community Pool:** Suggested that the community pool stay open until 9:00 pm instead of 8:00 pm. General Manager to follow up with request. Brief Discussion Followed.
- 11B. **Director Cerrillo:** Reported that he, as well, attended the Public Meeting held by Fresno County on July 27, 2009. Brief Discussion Followed.
  
12. **LEGAL COUNSEL'S REPORT:** Reported that proposition 1A was passed by the State of California. Brief Discussion Followed.
  
13. **CLOSED SESSION:**  
No Closed Session for this Meeting
  
14. **ADJOURNMENT:**  
The Board Meeting Adjourned at 8:25 PM