



**SUMMARY ACTION MINUTES**  
**MALAGA COUNTY WATER DISTRICT**  
**3580 SOUTH FRANK STREET**  
**FRESNO, CALIFORNIA 93725**  
**TUESDAY, JANUARY 13, 2009, 7:00 PM**

1. **CALL TO ORDER:** President Garabedian called the meeting to order 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, Michael Taylor, and Veronica Calderon
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. No Public Communications for this meeting
5. **CORRESPONDENCE:**
  - 5A. **Garabedian Foundation:** Letter/Check from the Garabedian Foundation in the amount of \$1,000.00 payable to Malaga County Water District – Park Grant.
  - 5B. **Paragon Partners, LLC:** Letter thanking the MCWD representatives for stopping by the company’s exhibit at the 2008 ACWA Conference in Long Beach.
  - 5C. **Human Resources Consortium:** Letter thanking the general manager for meeting with the President/CEO of the company regarding HR services offered by their company.
  - 5D. **Fresno Pacific University – Softball:** Email from Coach Nancy Marthedal thanking the MCWD for the improvements made to the facilities in anticipation of the arrival of the FPU Softball Team and contact info for the Athletic Director.
  - 5E. **Stimulus Package:** Email from Steve Samuelian of CA Consulting, stating, that he would like to meet with the Manager & President Garabedian to discuss the Stimulus Package and how it would benefit Malaga County Water District.
6. **REGULAR BUSINESS:**
  - 6A. **Minutes:** Minutes of the Regular Board Meeting of 12/09/08, Malaga Economic Services Corporation Meeting of 12/09/08 & Special Board Meeting of 12/16/08  
**(Recommended Action: Approve Meetings Minutes as Submitted or Modified)**

**SCGCC      MOTION BY DIRECTOR SOTO, SECONDED BY VICE PRESIDENT CERRILLO, AND BY A 5-0 VOTE, APPROVED THE MINUTES OF THE REGULAR BOARD MEETING OF 12/09/08, THE MALAGA ECONOMIC SERVICES CORPORATION MEETING OF 12/09/08 & THE SPECIAL BOARD MEETING OF 12/16/08, AS SUBMITTED**

6. **REGULAR BUSINESS – CONTINUED:**

- 6B. **Bills Payable/Financial Statement:** Bills Payable/Financial Statements for the following periods: 11/01/08 – 11/30/08 & 12/01/08 – 12/31/08 (Presented at Meeting)  
(**Recommended Action:** Approve Bills Payable/Financial Statement as Submitted or Modified)

CSGCC **MOTION BY VICE PRESIDENT CERRILLO, SECONDED BY DIRECTOR SOTO, AND BY A 5-0 VOTE, APPROVED THE BILLS PAYABLE/FINANCIAL STATEMENTS FOR THE PERIODS OF 11/01/08 – 11/30/08 & 12/01/08 – 12/31/08, AS SUBMITTED.**

7. **ENGINEER’S REPORT:**

7A. **Wastewater:**

**Wastewater Treatment Facilities:** Design of secondary clarifier and dissolved air flotation (DAF) clarifier improvements are complete. It is recommended that the District authorize advertisement of the project for construction as the improvements are necessary to bring existing components of the wastewater treatment plant back into operation. However, the project does not receive any specific grant or loan funding assistance. It is recommended that the District identify the necessary funding for the construction.

(**Recommended Action:** Upon determination of the necessary funding from District funds or other assistance, authorize advertisement of the project)

**No Action Taken.** The Board directed staff to advertise to obtain bids prior to determination of the necessary funding for this project.

7B. **Wastewater:**

**Wastewater Treatment Facilities:** The UV disinfection project has been awarded. A Notice to Proceed is pending. The State notified all recipients of Proposition 50 funding (Small Community Grant) that new contracts and reimbursements are suspended until the State budget is resolved. The impact to the District is that we are still waiting for the Construction Grant contract from the SWRCB and will need to proceed with District funds until the State budget is resolved such that reimbursement may be received. It is recommended that the project proceed with District funds since there are liabilities from the RWQCB if the District does not complete the project. It is anticipated that the District will receive the Construction Grant Contract and be in a position to receive reimbursements immediately after the State budget is resolved, however the project may be complete by that time. It is recommended that the District send written correspondence to its State and Federal representatives notifying them of a) the impact of the suspension of funds that had been allocated to the District, and b) the list of capital improvements that may be considered with any Economic Stimulus program.

(**Recommended Action:** Continue with construction of the UV project. Notify State and Federal representative of the impact of the State budget actions to the District. Notify the State and Federal representatives of capital projects for consideration with any Economic Stimulus program)

**No Action taken.** The Board directed staff to continue with the construction of the UV project and business as usual.

8. **RECREATION REPORT:**

- 8A. **Bingo Night:** Bingo was held on January 8, 2009 from 5:00-8:00pm. There was 50+ in attendance and Pozole and Desert was sold for \$5.00. It will be held every first Tuesday of the month.

- 8B. **Movie Night:** Will be held every Wednesday. One week there will be an English Movie showing and the following week a Spanish Movie. President Garabedian suggested that the name of the movie playing for that week be printed in the newsletter.

- 8C. **After School Programs:** Will be held Monday through Thursday from 4:00pm – 6:00 pm to help the kids with their home work, and from 6:00 – 7:00pm arts and Crafts will be held.

- 8D. **Aerobics/Dance Classes:** These classes and their scheduled dates and times to be announced at a later time.

8. **RECREATION REPORT – CONINTUED:**
- 8E. **Valentines Dance:** The Annual Valentines Dance will be held on Saturday, February 14, 2009. Entertainment will be provided by D.J Midnight Sounds. Tickets are being sold.
9. **GENERAL MANAGER’S REPORT:**
- 9A. **Water:**
1. **New Well #8 – CDBG Additional Requirements:** Ownership of the parcel must occur prior to the reimbursement of CDBG funds. Copy of the recorded deed must accompany first request for reimbursement. Contract must be signed by the property owners of title: Mr. & Mrs. Kroeker. District must adopt a resolution naming the signer(s) authorized to sign the contract for the District. All contract signatures must be notarized.
  2. **Special Assessments Adjustments:** All Special Assessment adjustments were completed and sent to Fresno County on 12/10/08. Property owners adjusted were given until 02/10/09 to pay their property taxes.
  3. **Repairs – Water Leaks at Gould/Harding & Frank/Grand:** Scheduled for next week. Asphalt repairs and additions will take place at both locations.
- 9B. **Sewer:**
1. **Pond Rehab – Update:** Construction has been completed.
  2. **Administrative Civil Liability Complaint:** The California Regional Quality Control Board accepted MCWD’s signed 90-Day Waiver, and the WWTP Compliance Project submitted, to be completed within 5-years in lieu of paying the \$9,000 penalty.
- 9C. **Solid Waste:** Nothing to Report.
- 9D. **Recreation Updates – Events/Activities:**
1. **Children’s Christmas Program & Toys for Tots:** was held on Saturday, 12/20/08; 12:00 Noon – 3:00 pm. More than 400 presents were given out. See pictures in the January District Newsletter.
  2. **Home Decorating Contest:** Awards were presented during the Children’s Christmas Program. Winners were announced: 1<sup>st</sup> – 4<sup>th</sup> receiving \$400, \$300, \$200, & \$100 respectively. Ten Honorable Mentions were recognized on 12/23/08 with a \$25 gift card. See pictures of the 1<sup>st</sup> four winners and the list of Honorable Mentions in the January District Newsletter.
  3. **Recreation Committee Meeting:** Held on Wednesday, 01/07/09 at 5:30 pm. Election of 2009 Officers took place. The Officers from 2008 were re-elected for 2009 and they are: Chair – Carmen Armenta; Vice Chair – Maria Florez; Secretary/Treasurer – Maria Castaneda & Sergeant at Arms – Jerry Roman
- 9E. **Office:**
- Wrought Iron Fence & Poly Turf:** Installations were completed last week.
- 9F. **Other:**
- Salary Survey – Benefits Policy & Procedures:** The ACWA Survey information was received last this afternoon. CSDA should also arrive this week. A review will be prepared with final report submitted at a February Board Meeting.
10. **PRESIDENT’S REPORT:**
- 10A. **President Garabedian** suggested that he would like to have workshops for the employees and contractors to review policies and procedures outside of the board meetings. Brief Discussion followed.
- 10B. Reminded the Members of the Board that no Board Member is to direct an employee or contractor directly. All petitions need to be submitted through the General Manager. Brief Discussion followed.
- 10C. Asked Legal Counsel if a game plan for LAFCO can be put into motion? Brief discussion followed.
- 10D. Stated that the District is pushing for the Stimulus Package for construction/improvement projects for the Water & WWTP. Brief discussion followed.
- 10E. Expressed that he was disappointed with the District’s Employees and Contractors with their lack of attendance at the Christmas Dinner. Brief discussion followed.

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

11A. **Vice President Cerrillo:**

1. Reported that the Youth Basketball Program will start on Thursday, January 15, 2009 at 5:30 pm. **Vice President Cerrillo** will be helping start the program.
2. Stated he would like to see new activities and better participation from the residents.
3. Asked if we were going to dedicate the pool at the start of the swim season? Manager stated that the dedication would take place during the Grand Opening of the pool, Memorial Day Weekend.
4. Asked if we had looked into building the Welcome to Malaga Sign? Manager stated that no recommendations were received from the community. Manager to follow up with request.

11B. **Director Frank Cerrillo:**

1. Asked if the Coke Cola Company continued to request the District to pay for the repairs caused by the blockage in the sewer line? Manager stated that the Company had not pursued the matter any further. Brief discussion followed.
2. Reported that the Car/Bike Show held on January 1, 2009 had a great turnout. He stated there were plenty of people in attendance even if the weather was not great. Brief discussion followed.

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

No Legal Counsel's Report for this meeting

13. **CLOSED SESSION:**

Board went into Closed Session at 8:47 PM.

Board Returned from Closes Session at 9:14 PM.

**No Reportable Action Taken** by the Board during Closed Session.

14. **ADJOURNMENT:** 9:15 PM