



SUMMARY ACTION MINUTES
MALAGA COUNTY WATER DISTRICT
3580 SOUTH FRANK STREET
FRESNO, CALIFORNIA 93725
TUESDAY, FEBRUARY 10, 2009, 7:00 PM

1. **CALL TO ORDER:**
 2. **ROLL CALL:**
 - 2A. **Directors Present:** President Charles Garabedian., Vice President Salvador Cerillo, 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 were made at this Meeting.
 5. **CORRESPONDENCE:**
 - 5A. **LAFCO – Municipal Service Review:** A Follow-Up Action Letter to be prepared by Legal Counsel.
 - 5B. **Notice of Initial Perchlorate Monitoring Requirements:** Notice sent out by the District regarding the Initial Perchlorate Monitoring requirements not met for Malaga County Water District. (These are New Monitoring Requirements that started in 2008).
 - 5C. **Fidelity Investments:** Investment Report of Employee Retirement Fund was presented for review.
 - 5D. **United States Bankruptcy Court Notice:** Notice of Chapter 11 Bankruptcy filing for reorganization by Smurfit-Stone Container Corporation, Parent Company of Calpine Corrugated, LLC.
 6. **REGULAR BUSINESS:**
 - 6A. **Minutes:**
Minutes of the Regular Board Meeting of January 27, 2009.
(Recommended Action: Approve Meetings Minutes as Submitted or Modified)
- CCGSC MOTION BY VICE PRESIDENT CERRILLO, SECONDED BY DIRECTOR FRANK CERRILLO, AND BY A 5-0 VOTE, APPROVED THE MINUTES OF THE REGULAR BOARD MEETING OF 01/27/09, AS SUBMITTED.**
- 6B. **Bills Payable/Financial Statement:** Bills Payable/Financial Statement for the following period:
01/01/09 – 01/31/09
(Recommended Action: Approve Bills Payable/Financial Statement as Submitted or Modified)
- CSGCC MOTION BY DIRECTOR CERRILLO, SECONDED BY DIRECTOR SOTO, AND BY A 5-0 VOTE, APPROVED THE BILLS PAYABLE/FINANCIAL STATEMENT OF 01/0/09 – 01/31/09, AS SUBMITTED.**

6. **REGULAR BUSINESS – CONTINUED:**
- 6C. **Well Site #8 – CDBG Property Acquisition Requirements:** Below are three items for review and approval in the acquisition of the property for Well Site #8.
1. **Well Site #8 Grant Deed – Mr. & Ms. Kroeker to MCWD:**
(Recommended Action: Approve/Authorize Grant Deed as presented or modified)
- SCGCC **MOTION BY DIRECTOR SOTO, SECONDED BY VICE PRESIDENT CERRILLO, AND BY A 5-0 VOTE, APPROVED/AUTHORIZED THE GRANT DEED, AS PRESENTED.**
2. **Resolution No. 02-08 – Accepting Transfer of Real Property & Certificate of Acceptance:**
(Recommended Action: Approve/Authorize Resolution #02-08 & Certificate of Acceptance as presented or modified)
- SCGCC **MOTION BY DIRECTOR SOTO, SECONDED BY VICE PRESIDENT CERRILLO, AND BY A 5-0 VOTE, APPROVED/AUTHORIZED THE TRANSFER OF REAL PROPERTY & CERTIFICATE OF ACCEPTANCE, AS PRESENTED.**
3. **Well Site #8 Property Acquisition Agreement:** (Presented at the Meeting)
(Recommended Action: Approve/Authorize Well Site #8 Property Acquisition Agreement as presented or modified)
- SCGCC **MOTION BY DIRECTOR SOTO, SECONDED BY VICE PRESIDENT CERILLO, AND BY A 5-0 VOTE, APPROVED/AUTHORIZED THE WELL SITE #8 PROPERTY ACQUISITION AGREEMENT, AS PRESENTED.**
7. **ENGINEER’S REPORT:** No Report for this Meeting – Updates at next Board Meeting.
8. **RECREATION REPORT:** Included in the General Manager’s Report
9. **GENERAL MANAGER’S REPORT:**
- 9A. **Water:**
1. **Well #7:** Automatic Air Compressor stolen Saturday, 01/31/09. Replacement Cost estimate was included in Board packets. Replacement Cost: \$13,683 – Smith Construction – 6 weeks.
2. **Repairs – Water Leaks at Gould/Harding, Frank/Grand & Other Pot Holes:** Repair Work Continuing until Completed.
- 9B. **Sewer:**
- eSMR2 Training:** Tuesday, 02/24/09, 9:00 AM – 11:00 AM, Regional Water Board, 1685 “E” Street, Fresno, CA (Attendees: Tony, Frank C, Russ, Clara & P/P Rep.)
- 9C. **Solid Waste:**
No Report for this Meeting.
- 9D. **Recreation Updates – Activities & Events:**
1. **After School Program:** Monday – Thursday, 4:00 PM - 6:00 pm, Senior Room, Arriaga Community Center, (Homework & Computer Help)
2. **Arts & Crafts:** Monday - Thursday, 6:00 PM - 7:00 pm, Arriaga Community Center, (Craft Materials have been Ordered)
3. **Movie Night:** Every Wednesday, Arriaga Community Center, (Movies: English One Week, Spanish the Next) Popcorn, Sodas & Ice Cream 50 cents each
4. **Youth Basketball Practice:** Tuesdays & Thursdays, 6:30 PM - 7:30 PM, Arriaga Community Center. Fundraising Candy Sales in Progress.
5. **Valentine's Dance:** Saturday, 02/14/09, 7:00 PM - 12:30 AM, Arriaga Community Center, (Tickets are being sold at the District Office, Recreation Center, and by Recreation Committee Members.
6. **Next Rec. Committee Bingo:** Wednesday, 03/04/09, 5:30 PM, (Malaga Community Bingo: 1st Wednesday of the Month), Arriaga Community Center
7. **Next Rec. Committee Meeting:** Thursday, 03/05/09, 5:30 PM, Arriaga Community Center

9. **GENERAL MANAGER’S REPORT – CONTINUED:**

9E. **Other:**

Work Shops:

1. **Salary/Income Survey & Benefit – Staffing/Operations/Procedures/Schedules:** Wednesday, 02/18/09 @ 5:30 PM at the District Office Board Room – Report will be included in Board packets being delivered Tuesday, 02/17/09.
2. **Recreation Center – Operating Hours – Program/Events/Activities:** Date/Time of this Workshop to be Determined upon completion of First Workshop Topics.
 - **Recreation Center – Dance Room Rentals:** Director Castaneda asked the General Manager if the Dance Room at the Recreation Center was being rented? General Manager stated No! Not unless it is an add-on for a large Center Rental. Discussion Followed.

10. **PRESIDENT’S REPORT:**

President Garabedian:

- **Caretaker’s Residence:** Stated that the design plans for the new Caretaker’s Residence have been initiated. Brief Discussion Followed.
- **Turner’s Wrecking Yard:** Stated that Jerry Turner will be closing Turner’s Wrecking Yard on Golden State Blvd. due to owner’s deteriorating health. Brief Discussion Followed.
- **Stimulus Package:** Reported that he, Vice President Cerrillo, and General Manager Holcomb met with Steve Samuelian @ California Consulting to discuss the Stimulus Package and MCWD’s projects that could benefit from the package incentives.
- **LAFCO Project:** Reported that he and General Manager Holcomb met with Legal Counsel on Thursday to discuss the strategy for the LAFCO Project. Brief Discussion Followed.

11. **DIRECTOR’S REPORT(S):**

Vice President Cerrillo:

- **“Dancing Bear:”** Reported that Lupe “Dancing Bear” passed away on Friday, 02/16/09. “Dancing Bear” participated in our 2008 Annual Fiesta Days. Brief Discussion Followed.
- **Florkloric Dancing:** Asked Director Cerrillo if he had anymore information on the Florkloric Dance Instructor that Mrs. Garcia wanted to sponsor. Director Cerillo stated that he had no new information to report. Brief Discussion followed.
- **Youth Basketball:** Reported that Basketball is going well, and they would be picking teams on Thursday. Brief Discussion Followed.
- **District Calendars:** Stated that the MCWD Calendars were ordered. Brief Discussion Followed.

12. **LEGAL COUNSEL’S REPORT:**

Legal Counsel Costanzo:

- **LAFCO Project:** Reported that he met with President Garabedian and General Manager Holcomb to discuss/develop a strategy for the LAFCO Project. Brief Discussion Followed.
- **Konkel School:** Director Frank Cerrillo asked Legal Counsel if the Konkel School property could be sold, by the Fresno Unified School District, to another party? Legal Counsel stated “No!” Brief Discussion Followed.

13. **CLOSED SESSION:**

Board went into Closed Session at 8:15 PM

Board Returned from Closed Session at 8:45 PM

No Reportable Action was taken by the Board during Closed Session.

14. **ADJOURNMENT:**

Board Meeting Adjourned at 8:46 PM