



**SUMMARY ACTION MINUTES
MALAGA COUNTY WATER DISTRICT
3580 SOUTH FRANK STREET
FRESNO, CALIFORNIA 93725
TUESDAY, MARCH 24, 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:** Russ Holcomb, Neal Costanzo, Michael Taylor, 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:**
Provost and Prichard: Memorandum from Provost and Prichard to the District regarding Waste Discharge Permits and Requirements for Wholesale Equipment of Fresno Inc.
6. **REGULAR BUSINESS:**
 - 6A. **Minutes:**
Minutes of the Regular Board Meeting of March 10, 2009. and the Minutes of the Special Board Meeting of March 12, 2009.
(Recommended Action: Approve Meetings 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 MEETING MINUTES OF MARCH 10, 2009, AND THE MINUTES OF THE SPECIAL BOARD MEETING OF MARCH 12, 2009, AS SUBMITTED
 - 6B. **Bills Payable/Financial Statement:**
No Bills Payable/Financial Statement for this Meeting

6. **REGULAR BUSINESS – CONTINUED:**

- 6C. **District CPA Randy Nickel – Memo of Engagement:** Presented for Board consideration of approval for 07/01/08 – 06/30/09.
(**Recommendation Action:** Approve Memo of Engagement as Presented or Modified)

CCGSC **MOTION BY VICE PRESIDENT CERRILLO, SECONDED BY DIRECTOR CERRILLO, AND BY A 5-0 VOTE, APPROVED THE MEMO OF ENGAGEMENT, AS PRESENTED**

- 6D. **Resolution No. 03-24-09 – Application for State Disability Coverage (SDI):** A Resolution of the MCWD Board of Directors approving the filing of an application for elective SDI coverage under Section 710.4 and/or 710.5 of the Unemployment Insurance Code for the Malaga County Water District.

(**Recommendation Action:** Approve/Adopt Resolution No. 03-24-09 – Application for State Disability Insurance Coverage (SDI))

SCGCC **MOTION BY DIRECTOR SOTO, SECONDED BY DIRECTOR CERRILLO, AND BY A 5-0 VOTE, APPROVED RESOLUTION NO. 3-24-09 (SDI), AS SUBMITTED**

7. **ENGINEER’S REPORT:**

7A. **Wastewater:**

1. **Wastewater Treatment Facilities:** The Notice of Award has been accepted by Kaweah Construction for the Secondary Clarifier and Dissolved Air Flotation (DAF) Clarifier Improvements project. The Contractor has posed several questions regarding Indemnification and Guarantee Clauses.

(**Recommended Action:** Authorize Notice to Proceed to Kaweah Construction)

CSGCC **MOTION BY DIRECTOR CERRILO, SECONDED BY DIRECTOR SOTO, AND BY A 5-0 VOTE, AUTHORIZED NOTICE TO PROCEED TO KAWEAH CONSTRUCTION, AS PRESENTED**

2. **Wastewater Treatment Facilities:** The UV Disinfection project is proceeding. Construction is progressing per the anticipated schedule.

(**Recommended Action:** Informational – No Action Required)

3. **Wastewater Treatment Facilities:** The District continues to proceed with the various studies and reports for the RWQCB in accordance with the Waste Discharge Requirements.

(**Recommended Action:** Informational – No Action Required)

- 7B. **Developments - 4556 S. Chestnut:** The District has received a request for annexation and service to the subject property. Improvement plans have been received and comments returned to the developer. It is noted that disposal capacity limitations and the request by Fresno Irrigation District for the District to find alternatives for effluent disposal may impact annexation proceedings in LAFCo. The Board may wish to consider a Resolution similar to previous annexation requests to be submitted to LAFCo. Applicant has been advised of fees and procedures.

(**Recommended Action:** Informational – No Action Required)

8. **RECREATION REPORT:**

- 8A. **Recreation Committee Bingo & Dinner:** First Wednesday of the month at 5:30pm-7:30pm. Reported that approximately 70 plus in attendance last event.

- 8B. **Recreation Movie Night:** Held every Second, Third, and Fourth Wednesday of the month at 5:30-7:30pm. Popcorn, Sodas, and Ice Cream Sold.

- 8C. **50’s Dance:** It was held on Saturday, March 21, 2009 at the Community Center. Reported that more than 150 people in attendance.

8. **RECREATION REPORT – CONTINUED:**

8D. **Upcoming Events:**

1. **Bingo Dinner** – Wednesday, April 1, 2009 at 5:30pm – Center
2. **Easter Program** – Saturday, April 4, 2009 at 12:00pm – Center and Park.
3. **Seniors Bingo** – Every Wednesday at 10:00am at the Center
4. **Food Commodities** – Every Third Wednesday of the Month – Center
5. **Ceramics** – Wednesdays and Thursdays at 9:00am – Center
6. **Recreation Committee Meetings** – First Thursday of the Month at 5:30pm
7. **Adult Basketball** - Monday – Thursdays at 3:00pm – Center
8. **Youth Basketball** - Tuesday and Thursdays at 5:30pm – Center
9. **Adult Softball** - Monday – Thursday at 6:00pm – Ball fields

9. **GENERAL MANAGER’S REPORT:**

9A. **Water:**

1. Paving at Gould/Harding Complete
2. New Leak Detected at Penske – Following-up to Resolve Leak Issue
3. Late Charge Fee Increase: \$10 or 10% of Payment Due – Whichever is Greater

9B. **Sewer:** Crankcase Oil being Dumped into District Sewer System – Appears to be Central Car Wash. Letters will be issued to all automotive customers.

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

9D. **Other:**

1. **Finalizing Salary Survey:** CSDA Complete – ACWA in Process
2. **Recreation Liaison Committee:** Being Organized – First Meeting – 02/24/09
3. **Finalizing Baseball First Grant:** with California Consulting.
4. **Trees to be Obtained for Tree Grant:** Park/Residences.
5. **Tree Removal:** Around Ball Field #1/Muscat
6. **Park Fence Replacement:** Along Railroad Track
7. **Center Wall Replacement:** Back Wall of Main Hall

10. **PRESIDENT’S REPORT:** President Garabedian had nothing new to report.

11. **DIRECTOR’S REPORT(S):**

11A. **Vice President Cerrillo:**

1. **Recreation Liaison Committee** – Reported that the Committee met earlier today and went very well. Brief Discussion Followed.
2. **Easter Program** – Reported that the Easter Program will be held on Saturday, April 5, 2009. Brief Discussion Followed.
3. **Water Meters** – Reported that he is seeing an increase interest in Water Meters, and Water Conservation. Brief Discussion Followed.

11B. **Director Frank Cerrillo:** Asked the Manager if there will be portable toilets rented for the park for Easter. Manger stated that portable toilets are rented for all major holidays and for all 3-day weekends. Brief Discussion Followed.

12. **LEGAL COUNSEL’S REPORT:**

LAFCO- Legal Counsel Reported that he received four favorable offers from four different Districts regarding LAFCO. Brief Discussion Followed.

13. **CLOSED SESSION:**

Board went into Closed Session at 7:50 PM

Board Returned from Closed Session at 9:35 PM with No Reportable Action Taken

14. **ADJOURNMENT:**

Board Meeting Adjourned at 9:36 PM