



SUMMARY ACTION MINUTES
MALAGA COUNTY WATER DISTRICT
3580 SOUTH FRANK STREET
FRESNO, CALIFORNIA 93725
TUESDAY, APRIL 14, 2009, 7:00 PM

1. **CALL TO ORDER:** Meeting was called to order by President Garabedian 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, Michael Slayter, Michael Taylor, and Verónica Calderón
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:** Costanzo & Associates' Letter to Kaweah Construction Company
6. **REGULAR BUSINESS:**
 - 6A. **Minutes:**
Minutes of the Regular Board Meeting of March 24, 2009.
(Recommended Action: Approve Meetings Minutes as Submitted or Modified)
CCGCS **MOTION BY VICE PRESIDENT CERRILLO, SECONDED BY DIRECTOR CERRILLO, AND BY A 5-0 VOTE, APPROVED THE MINUTES OF THE REGULAR BOARD MEETING OF MARCH 24, 2009, AS SUBMITTED**
 - 6B. **Bills Payable/Financial Statement:**
Bills Payable/Financial Statement for period of 03/01/09-03/31/09.
(Recommended Action: Approve Bills/Payable for period 03/01/09-03/31/09 as Submitted)
CCGCS **MOTION BY VICE PRESIDENT CERRILLO, SECONDED BY DIRECTOR CERRILLO, AND BY A 5-0 VOTE, APPROVED THE BILLS PAYABLE/FINANCIAL STATEMENT FOR THE PERIOD OF 03/01/09 – 03/31/09, AS SUBMITTED**
 - 6C. **Resolution No. 04-14-09 – Amending Policies & Procedures Nos. 2020 & 2040:** A Resolution of the MCWD Board of Directors Amending Policies & Procedures Nos. 2020 Paid Time Off (PTO) & 2040 Sick Leave for the Malaga County Water District.
(Recommendation Action: Approve/Adopt Resolution No. 04-14-09 – Amending MCWD Policies & Procedures Nos. 2020 & 2040, as submitted or modified).
SCGCC **MOTION BY DIRECTOR SOTO, SECONDED BY DIRECTOR CERRILLO, AND BY A 5-0 VOTE ADOPTED RESOLUTION NO. 04-14-09, AS SUBMITTED**

6. **REGULAR BUSINESS – CONTINUED:**

6D. **Public Hearing Notice for Delinquent/Late Charge Increase:** The delinquent/late charge rate for all accounts will now be enforced and will increase from \$2.00 per month to \$10.00 per month or 10% of the amount then due; whichever is greater, per single family residence or per equivalent unit for commercial/industrial accounts.

(Recommended Action: Authorize/Approve the Public Hearing Notice for the proposed delinquent/late charge rate increase for publication and distribution, as submitted or modified.

CSGCC MOTION BY VICE PRESIDENT CERRILLO, SECONDED BY DIRECTOR SOTO, AND BY A 5-0 VOTE, APPROVED THE PUBLIC HEARING NOTICE FOR DELINQUENT/LATE CHARGE INCREASE, WITH THE MODIFICATION OF THE HEARING DATE TO BE HELD ON 04-12-09

7. **ENGINEER'S REPORT:**

7A. **Wastewater:**

1. **Wastewater Treatment Facilities:** The Notice to Proceed and Preconstruction conference for Kaweah Construction for the Secondary Clarifier and Dissolved Air Flotation (DAF) Clarifier Improvements project are being scheduled for the near future.

(Recommended Action: Informational – No Action Required)

2. **Wastewater Treatment Facilities:** The UV Disinfection project is proceeding. The monthly progress payment through the end of March is \$3,752.00, less retention in the amount of \$375.20. Progress Payment Request No. 2 is in the amount of \$3,376.80.

(Recommended Action: Consider approval of Progress Payment Request No. 2 in the amount of \$3,376.80)

SCGCC MOTION BY DIRECTOR SOTO, SECONDED BY DIRECTOR CERRILLO, AND BY A 5-0 VOTE, APPROVED THE PROGRESS PAYMENT REQUEST NO. 2 IN THE AMOUNT OF \$3,376.80, AS SUBMITTED

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)

8. **RECREATION REPORT:**

8A. **Recreation Committee Bingo & Dinner:** Held the 1st Wednesday at 5:30 pm – 7:30 pm. Spaghetti and Root Beer Floats were Served at the Last Event.

8B. **Recreation Movie Night:** Held the 2nd, 3rd, and 4th Wednesdays at 5:30 -7:30pm. Popcorn, Sodas, and Ice Cream Cones were Sold.

8C. **Easter Program:** Held Saturday, 04/14/09 at the Center. A Good Turnout was Reported.

8D. **Up-Coming Events:**

1. **Bingo and Dinner:** Wednesday, May 6, 2009 at 5:30 pm – Center

2. **Mother's Day Program:** Saturday, May 9, 2009 at 12 pm – Center

3. **School's Out Teen Dance:** Friday, May 29, 2009 at 7:00 pm – Center

4. **Father's Day Program:** Saturday, June 13, 2009 at 9:00 am – Center

5. **Camp Out:** Friday & Saturday, June 26 & 27, 2009 at 4 pm – Park

8E. **Other Activities:**

1. **Senior Bingo:** Wednesdays at 10:00 am – Center

2. **Food Commodities:** 3rd Wednesday at 9:00 am – Center

3. **Adult Ceramics:** Wednesdays & Thursdays at 9:00 am – Center

4. **Recreation Committee Meetings:** 1st Wednesday at 5:30 pm – Center

5. **Center Rentals:** Friday – Set-Up; Saturday – Rental; Sunday – Clean-Up

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

9A. **Water:**

1. **CDBG – Well #8 Update:** Approved – Please see Message from Margie McHenry, County of Fresno, Regarding the Board of Supervisor Approval of MCWD New Well #8 Agreement.
2. **Late Charge Fee Increase Notice:** \$10 or 10% of Amount Then Due – Whichever is Greater – Submitted for Approval and Publication at the 04/14/09 BOD Meeting.
3. **Messages – Lab Work Samples & Proper Reporting:** Please see Messages from Maria Wiczorek, CDPH; Russ Holcomb, MCWD; & Ron Boquist, MTL Regarding Proper Electronic Reporting of Lab Samples to the State.

9B. **Sewer:**

Crankcase Oil: Working with District Engineer to Notify all Automotive Customers

9C. **Solid Waste:**

Malaga Community – Spring Clean-Up: Saturday, April 25, 2009 – Please See Flyer

9D. **Other:**

1. **Recreation Liaison Committee:** Organized – Please See 03/24/09 Minutes
2. **Baseball Now Grant:** Submitted on 04/01/09
3. **Tree Grant:** Working with CA Consulting to obtain Trees for Park & Residences.

9D. **Other Continued:**

1. **Tree Removal – Around Ball Field #1:** Completed (3 Pepper Trees)
2. **Park Fence Replacement – Along Railroad Track:** Initial Prep Work Completed – Installation in Progress – Should be Completed this Friday, 04/10/09
3. **Center Wall Replacement:** Back Wall of Main Hall – Need to Meet with Contractor.

10. **PRESIDENT'S REPORT:** Stimulus – 1st 120 Days; Costa & Cardoza Ear Marked Funds; Letters to be Sent Out LAFCO; and Budget Draft for 1st Meeting in May

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

11A. **Vice President Cerrillo:**

1. **Water March:** Reported on the Water March, taking place from Mendota to protest the Valley's water shortage. Brief Discussion Followed.
2. **Grand Jury:** Reported that he read in article in the Newspaper about the Grand Jury's newest investigation. Brief Discussion Followed.
3. **Baseball Trophy Ceremony:** Asked the General Manager if he could find out from the Sports Youth Coordinator when the Baseball Trophy Ceremony will be held. General Manager to follow up with request. Brief Discussion Followed.

11B. **Director Castaneda:**

1. **Recreation Liaison Committee:** Reported that she met with the Committee and stated that they had a couple of request, like a new vacuum cleaner for the center. Brief Discussion Followed.
2. **Pool Table:** Asked Director Cerrillo if he can contact the person selling the pool table. It would be used for the Center. Director Cerrillo to follow up on request. Brief Discussion Followed.

11C. **Director Cerrillo:**

1. **Empty Lot Clean-Up:** Reported that he was approached by a resident regarding the empty lot on Frank St & Grand. Reported that the weeds on the lot were very high, and there is a bus stop at that corner. Could the District have someone clean up the lot? General Manger to follow up with Request. Brief Discussion Followed.
2. **Donated Kiln:** Reported that a Resident from Fresno donated a used Kiln to the District, to be used as a back up for the districts ceramics program. Brief Discussion Followed.

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

No Legal Counsel Report for this Meeting

13. **CLOSED SESSION:**

The Board went into Closed Session at 7:56 PM

Board Returned from Closed Session at 8:31 PM – Announced No Reportable Action Taken

14. **ADJOURNMENT:**

Board Meeting Adjourned at 8:32 PM