



SUMMARY ACTION MINUTES
MALAGA COUNTY WATER DISTRICT
3580 SOUTH FRANK STREET
FRESNO, CALIFORNIA 93725
TUESDAY, OCTOBER 13, 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 Contanzo, Michael Taylor, William Washburn, Dia Biegi, John Brelsford, Will Ketler, Sally Medina, Marcus Pignotti, Michael Sigala, Allen Weaver, and Veronica Calderon.
3. **CERTIFICATION:** Certification is made that the agenda was posted 72 hours before the meeting.
4. **PUBLIC HEARING – Resolution No. 10-13-09:** A proposed resolution of the Board of Directors of the Malaga County Water District imposing a Moratorium on the establishment of new connections for water and sewer connections, for water and sewer service, within the boundaries of the Malaga County Water District.
(Recommended Action: Approve the proposed resolution imposing a Moratorium on the establishment of new connections for water and sewer connections, for water and sewer service, within the boundaries of the Malaga County Water District, as Submitted or Modified)

It was suggested that the Board would postpone the adoption of the Resolution No. 10-13-09 for 30 days, to allow more notifications to be sent to residents and neighboring properties. Item was tabled for the November 10, 2009 Regular Board Meeting. Brief Discussion Followed.

MOTION BY DIRECTOR SOTO, SECONDED BY DIRECTOR CERRILLO AND BY A 5-0 VOTE RESOLUTION NO 10-13-09 WAS POSPONED FOR THE REGULAR BOARD MEEING OF NOVEMBER 10, 2009 AS MODIFIED.

5. **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.

Victor Vargas: Reported that he was the treasurer of a local AA group that holds there annual anniversary at the Arriaga Community Center. Mr. Vargas asked the board if he can rent the Arriaga Community Center at the old rate. General Manager to follow up with Request. Brief Discussion Followed.

Sally Medina: Asked why the Rental Price on the Picnic Shelter had increased. Brief Discussion Followed.

6. **CORRESPONDENCE:**

No Correspondence for this Meeting.

7. **REGULAR BUSINESS:**

7A. **Minutes:**

Minutes of the Regular Board Meeting of September 22, 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 MINUTES OF THE REGULAR BOARD MEETING OF SEPTEMBER 22, 2009, AS SUBMITTED.

7B. **Bills Payable/Financial Statement:**

Bills Payable/Financial Statement for the period of 09/01/09 – 09/30/09

(Recommended Action: Approve the Bills Payable/Financial Statement for the period of 09/01/09 – 09/30/09, as Submitted or Modified)

CCSGC 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 09/01/09-09/30-09, AS SUBMITTED.

7C. **MCWD Policy & Procedures Manual – Updated & Revised:** The District Policy and Procedure Manual is being updated & revised. A draft of the updated & revised material was delivered at the 08/11/09 Regular Board Meeting for comments and changes. Upon receipt of all comments and/or changes, a completely (Revised) District Policy & Procedures Manual will be presented for Board approval.
(Recommend Action: Provide comments and/or revisions for Sections 1000 & 2000 of the MCWD Policy & Procedures Manual during the 10/13/09 Regular Board Meeting)

8. **ENGINEER'S REPORT:**

8A. **Developments:**

1. **3363 S. Golden State Blvd. – Mark Graham Property:** Staff has prepared the appropriate Resolution and Sewer Deferral Agreement necessary for submittal to LAFCO. Staff is awaiting submittal of deposit to prepare necessary Legal Description and Operational Plan for submittal to LAFCO.

2. **4244 S. Bagley Ave. – Tom Pistacchio Property:** Staff has returned comments to the proposed equipment storage facility.
(Recommended Action: Informational – No Action Required)

3. **3164 S. Peach – CFX Truck Yard & Dispatch Office:** The project consists of changing a legal non-conforming parcel into a conforming parcel by rezoning the property to its current use as an M-1 zone. Staff is preparing a response letter to the County. The property is located within District's sphere of influence, but is not annexed. A water line is located along frontage of property, but applicant is not requesting connection to the existing facility. It is recommended to notify the owner that annexation and connection to the community water and sewer systems will be required upon failure of either

on-site system, or any expansion to the existing site or sewer and water facilities.

(Recommended Action: Staff requests direction as to whether or not to require annexation and connection to the community water and sewer systems at this time or to allow a deferral.)

Board directed Staff to require connection of the water, defer sewer, require annexation unless LAFCO determined annexation would affect other properties. Brief Discussion Followed.

8B. **CDBG Projects:**

1. **Water System – Test Well #8:** The District has received authorization to advertise the project for construction. Bid opening is scheduled for November 10, 2009.

(Recommended Action: Informational – No Action Required)

2. **WWTP – Sludge Drying Bed & Monitoring:** Design of the project is proceeding. It is anticipated to be submitted to the County for approval in November, 2009.

(Recommended Action: Informational – No Action Required)

8C. **Water System – DoPH Inspection:** The District has received communication from the Department of Public Health (DoPH) regarding an inspection of the water system and its operation. A written response is due to the State by October 16, 2009. The District needs to perform specific tasks and needs to improve its ability to stay up to date regarding testing and reporting.

It is understood that the Board directed staff to request that Well No. 3 is changed from Standby to Inactive, that Well No. 4 is changed from Active to Standby and that Well No. 5 is maintained as a Standby water supply source.

(Recommended Action: Authorize the Manager and Engineer to respond to the California Department of Public Health inspection letter dated September 23, 2009)

Board directed the Manager and Engineer to respond to the California Department of Public Health inspection letter dated September 23, 2009. Brief Discussion Followed.

8D. **Wastewater:**

1. **WWTP – RWQCB Special Study Requirement:** The District received a letter regarding Special Studies required of the District. Staff is preparing the response to the State. It is noted that the RWQCB is concerned about the condition of the plant and that the District is not demonstrating the dedication of resources to adequately operate and maintain the WWTP. The District is being directed to perform an analysis for continued operations that need to include the alternative of consolidation with the Fresno-Clovis WWTP.

(Recommended Action: Boards Pleasure)

2. **WWTP – UV Project:** The UV Disinfection project has placed the UV facilities into operation. A punch list to finalize the improvements is in the process of being prepared. The remaining facilities are expected to be complete in October, 2009.

The District has received a request to update the Revenue Program for the SWRCB; staff has requested clarification from the State. It is anticipated that

a Construction Agreement will be routed to the District soon in the amount of \$376,983.

(Recommended Action: Information – No Action Required)

8D. **Wastewater – Continued:**

3. **WWTP – SSO Update:** The District is required to comply with Sanitary Sewer Overflow requirements mandated by the SWRCB. The SWRCB mandates that public agencies that own or operate a sanitary sewer system develop and implement a sewer system management plan. A letter was sent to the District with an attached outline of the required elements of the Sewer System Management Plan that included a schedule for completion of the various tasks. An SSMP Development Plan and Schedule was completed as required by the SWRCB and sent to the District under separate cover for approval. Provost & Prichard is proceeding with the preparation of the Sewer System Management Plan for the District. Chapter 8 of the Plan has been completed and has been submitted separately for review and approval.

(Recommended Action: Approve SSMP Chapter 8 of the SSMP)

CSGCC MOTION BY VICE PRESIDENT CERRILLO, SECONDED BY DIRECTOR SOTO, AND BY A 5-0 VOTE APPROVED THE SSMP CHAPTER 8, AS SUBMITTED.

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

9A. **Events Coordinator's Report:**

1. **Recreation Committee Bingo & Dinner:** Wednesday, 11/04/09 at 5:30 PM – Pozole Dinners will be sold
2. **Movie Night:** Held the 2nd Wednesday at 5:30 PM – Popcorn, Sodas, and Ice Cream Cones are sold
3. **Up-Coming Events:**
 - a. **Recreation Meeting:** Monday, 11/02/09 at 5:30 PM – Center
 - b. **Haunted House:** Tue – Thu, 10/20/09 – 10/22/09 – Malaga Park/Center
 - c. **Halloween Dance:** Saturday, 10/24/09 – Center
 - d. **Pumpkin Patch:** Wednesday, 10/28/09 – Malaga Park/Center
4. **Other Activities:**
 - a. **Senior Bingo:** Wednesdays at 10:00 AM – Center
 - b. **Food Commodities:** 3rd Wednesday at 9:00 AM – 2:00 PM – Center
 - c. **Adult Ceramics:** Wednesdays & Thursdays at 9:00 AM – Center
 - d. **Recreation Committee Meetings:** 1st Wednesday at 5:30 PM – Center
 - e. **Center Rentals:** Friday – Set-Up; Saturday – Rental; Sunday – Clean-Up

9B. **Youth Sports Coordinator's Report:**

1. **Soccer – Players/Teams/Coaches:** Coaches have been doing a great job at practices and games. This was a bye-week due to softball tournaments at Malaga Park. Games will resume Saturday 10/17/09. We will be starting games earlier at 8:30 am, so that we will be finished with all games by 1:00 pm. There was a minor mix up with the T-shirt order and I have had to purchase numbers and iron them on myself which was very easy and parents

were happy with the outcome.

Special Event: We had a B-B-Q on Columbus Day! Parents were asked to bring a side dish, or dessert, or volunteer their time to help cook and set up. This went very well. We had a great turnout! There was at least 90% participation for this event. 120 Hamburger patties & a grill were donated by VP Sal Cerrillo. 50 Hot Dogs and the hamburger buns & additional patties were donated by the Youth Sports Coordinator. The parent really went all out with the side dishes and desserts. Music was provided by Nathan Rodriguez at no charge. The kids played football on the field and parents relaxed & enjoyed the cool weather until about 8:00 pm.

2. **Soccer – Practice:** Practices are Monday, Wednesdays, Thursdays, & Fridays. The practices start at 5:30 pm – 8:00 pm. I am present and available at all practices to assist coaches and parents with training or questions.
3. **Soccer – Games:** Our third game is this Saturday, and we will start with the (4-7) age group, at 8:30 am; they will have two games. The (8-11) age group will start at approximately 9:30 am, and the (12-17) age groups. in turn, will begin at approximately 10:30 am.
4. **Soccer – Snack Stand:** The snack stand has only had two donations from parents and was not doing very well. Most of the items were provided by the Youth Sports Coordinator. I have put two teams per week in charge of the donations and running of the snack stand. This should cut down on confusion; and hopefully, we will see more parent participation.

10. **GENERAL MANAGER’S REPORT:**

10A. **Water:**

1. **Billing:** Still working with Laurie on all accounts with the new delinquent rate fees. Response continues to be good! Currently working on eight (8) Special Assessment Accounts and Resolution on eight (8) other Special Assessments Accounts.
2. **District Water Infrastructure Loan – Well #8:** I-Bank Preliminary Loan Application is being processed. All Additional info requested has been submitted. (See attached message).
3. **Grants/District Water Projects:** Attached is the updated report for the Grants/District Water Projects progress and disbursements. (No Report – No Change)

10B. **Sewer:**

1. **District WWTP Infrastructure Loan – UV & DAF:** The I-Bank Preliminary Loan Application is being processed. Additional info requested has been submitted. (See attached message).
2. **Grants/District WWTP Projects:** Attached is the updated report for the Grants/District WWTP Projects progress and disbursements. (No Report – No Change)

10C. **Solid Waste:** Fall Clean-Up is scheduled for Saturday, 11/21/09.

10D. **Other:**

1. **Meeting with Alan Weaver, Director of Public Works:** President Garabedian and I met with Alan Weaver & staff, at his office on Monday, 10/12/09, to discuss the Public Hearing scheduled for 7:00 PM tonight. (See attached projects list)
2. **California Consulting – Revised Contract:** Revised contract not received. Meeting scheduled for Wednesday, 10/14/09 at 11:30 am, with Steve Samuelian.

11. **PRESIDENT'S REPORT:**

No Presidents Report for this Meeting.

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

Vice President Cerrillo:

1. **Moga Tire and Repair:** Reported that Moga Tire and Repair on Front Street has a sign outside of building announcing a new truck wash. Brief Discussion Followed.
2. **Youth Soccer:** Reported that Youth Soccer went well on Monday night. Had about 100 people in attendance. Brief Discussion Followed.
3. **DJ Midnight Sounds:** Wanted to thank DJ Midnight sounds in advance for providing his services for the upcoming Halloween Dance. Brief Discussion Followed.
4. **Board Meeting in December:** Asked if the last Board Meeting in December was cancelled. General Manager Confirmed that it is cancelled. Brief Discussion Followed.

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

14. **CLOSED SESSION:**

No Closed Session for this Meeting.

15. **ADJOURNMENT:**

Board Meeting adjourned at