



REGULAR BOARD MEETING MINUTES
BOARD OF DIRECTORS MEETING
MALAGA COUNTY WATER DISTRICT
3580 SOUTH FRANK STREET
FRESNO, CALIFORNIA 93725
Tuesday, August 9th, 2016 at 6:00PM

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in a District Board Meeting, please contact the District Office at 559-485-7353 at least 48 hours prior to the meeting, to ensure that reasonable arrangements can be made to provide accessibility to the meeting.

PLEASE SUBMIT ALL CORRESPONDENCE FOR THE DISTRICT BOARD OF DIRECTORS MEETING PRIOR TO THE MEETING, WITH A COPY TO THE DISTRICT OFFICE, (DEADLINE: 12:00PM FRIDAY PRIOR TO NEXT MEETING).

1. Call to Order: 6:00pm

2. Roll Call: President Charles Garabedian, Jr.; Vice President Salvador Cerrillo; Director Irma Castaneda; Director Frank Cerrillo, Jr.; Director Carlos Tovar, Jr.

3. Certification: Certification was made that the Board Meeting Agenda was posted 72 hours in advance of the meeting.

4. Old Business:

- a. **CDBG 13451 Invoice.** An invoice for \$66,500 was received from Johnson Drilling for test well #5. Minus retention funds, the amount due is \$63,175. A payment reimbursement request has already been submitted to the Fresno County Department of Public Works and Planning for \$63,175.

Recommended action: To authorize the payment of \$63,175 to Johnson Drilling.

Motion by Vice President Cerrillo; Second by Director Tovar, Jr. and by a 5-0 vote to authorize payment of \$63,175 to Johnson Drilling.

- b. **Resolution No. 07-26-2016.** Continued from the last meeting. A Resolution to submit delinquent utility service charges to the Fresno County tax assessor for placement on property tax rolls. A list of delinquent accounts is attached.

Recommended action: To approve Resolution 07-26-2016 to authorize staff to submit delinquent utility service charges as presented or amended to the Fresno County tax assessor for placement on property tax rolls.

Motion by Vice President Cerrillo; Second by Director Cerrillo, and by a 5-0 vote to approve resolution 07-26-2016 to authorize staff to submit delinquent utility service charges as presented to the Fresno County tax assessor for placement on property tax rolls.

- c. **Shut-Off Notices.** An update to the 48-Hour water shut-off notices issued in July.

For Discussion.

- d. **Groundwater Study.** The District received three proposals for a groundwater study. GSI submitted a three-phase proposal that identifies a cost of \$36,365 for Phase 1. The Phase 2 and Phase 3 costs are to be determined as the study develops, but at a planning meeting GSI stated the total cost of the study would be less than \$100,000. Stetson Engineering submitted a six-task proposal for a total of \$301,800. Mortonpitalo Engineering submitted a fourteen-task proposal for \$491,000

Recommended action. That GSI be selected as the engineer firm for the groundwater study, and that the General Manager be authorized to negotiate a contract with GSI for a groundwater study necessary for compliance with the SGMA.

Motion by Director Tovar, Jr.; Second by Vice President Cerrillo, and by a 5-0 vote to select GSI as the engineer firm for the groundwater study. The General Manager is authorized to negotiate a contract with GSI.

- e. **High Speed Rail.** A meeting with the HSR acquisition manager and two HSR engineers, two members of the Central Valley WRQCB, and a District Engineer representative from P&P was held at the WWTF on 4 August. The HSR acquisition manager requested the District draft a proposal for services from an engineer/hydrogeologist for studies the District identified in the HSR Memorandum submitted to HSR in March 2016 for approval.

Recommended action. That the General Manager be authorized a maximum expenditure of \$5000 to develop a contract proposal for engineer/hydrogeologist services to be submitted to HSR for approval. The HSR proposal will include this cost as well as District Engineer HSR services to date.

Motion by Vice President Cerrillo; Second by Director Tovar, Jr. to authorize the General Manager a maximum expenditure of \$5000 to develop a contract proposal for engineer/hydrologist services to be submitted to HSR for approval.

- f. **Resolution 07-26-2016C.** Continued from the last meeting. A Resolution to approve an agreement with IWS to provide solid waste service to the District. Exhibit 4 of the Agreement, Proposed Costs, is attached for information.

Recommended action: To continue until the next meeting pending further review of the agreement and preparation of the Prop 218 notice for publication.

Resolution 07-26-2016C has been tabled for next meeting to finalize the agreement and to prepare the Prop 218 notice.

5. New Business:

- a. **Community Clean-Up Report.** IWS sent a report for the community clean-up on 21 May 2016. The report contains statistics comparing November 2015 clean-up to May 2016 clean-up day.

For information and discussion.

In discussion of the community clean up report, statistics showed that less materials was collected in May 2016 in comparison to November 2015. IWS notes that the residents did an excellent job of not putting prohibited materials in the collection piles, and by not parking their vehicles in the path of the clean-up crew.

- b. **Resolution No. 08-09-2016.** A resolution of the Board of Directors of the Malaga County Water District withdrawing from the NKGSA MOU previously adopted.

Recommended Action: To approve Resolution No. 08-09-2016.

Motion by Vice President Cerrillo; Second by Director Cerrillo, Jr. and a vote of 5-0 to approve Resolution No. 08-09-2016.

- 6. **Recreation Report:** To be submitted at the meeting.

Recreation Center Director, Romana Campos, is proposing to use more volunteers for Fiesta Day to reduce staff cost from \$3,191.71 to \$580. There is currently 5 vendor sign ups. The goal is to reach 20 paying vendors. The vendor special has been extended until the end of August to promote increase in vendor sign-ups for Fiesta Day. A new partnership has been created with Bimbo Bakeries USA for community improvements. The pedestrian gate on Muscat will be open for recreation walking during lunch breaks.

- 7. **Engineer Reports:**

- a. District Engineer Report. No new report for this meeting.
- b. CDBG Engineer Report: No new report for this meeting.
- c. Compliance Engineer Report: No new report for this meeting.

- 8. **Townsend Public Affairs July 2016 report:** Attached for discussion.

The General Manager stated he would talk with TPA to discuss the necessity of TPA services and make a recommendation at the next meeting.

- 9. **General Manager's Report:**

- a. Department reports.

- 10. **President's Report:** Reported that Rosemary Vargas passed away on Sunday.

- 11. **Vice President's Report:** Vice President Cerrillo suggested that flyers for Car Show Toy Drive be created.

- 12. **Director's Reports:** Director Castaneda stresses that the park rental areas be cleaned thoroughly before and after rentals.

- 13. **Legal Counsel Report:**

- 14. **Communications:**

- a. Written Communications: None for this meeting.

On Monday, August 8th the district received correspondence:

- 1. **FID. Response letter regarding assessments.**
- 2. **SA Recycling. Work Notice.**

Public Comment Limitations. All Comments will be limited to three (3) minutes or less per individual per item, with a fifteen (15) minutes maximum per group per item.

15. Consent Agenda. The items listed below in the Consent Agenda are routine in nature and are usually approved by a single vote. Prior to any action by the Board of Directors, any Board member may remove an item from the consent agenda for further discussion. Items removed from the Consent Agenda may be heard immediately following approval of the Consent Agenda or set aside for discussion and action after Regular Business.

- a. Minutes of the Regular Board Meeting of July 26th, 2016.
- b. Accounts payable report;
- c. Financial Statement.

Recommended action: To approve the Consent Agenda as presented or amended.

Motion by Director Cerrillo, Jr.; Second by Director Tovar, Jr. to approve Consent Agenda as presented. Vice President Cerrillo abstained from the vote due to his absence in the regular board meeting of July 26th, 2016.

16. Closed Session:

- a. Pending litigation, conference with legal counsel (Government Code Section 54956.9(d)(4)).

17. Adjournment:

Motion by Vice President Cerrillo, Second by Director Tovar, Jr. to adjourn the meeting at 8:45pm. Unanimous.