



REGULAR BOARD MEETING AGENDA
BOARD OF DIRECTORS MEETING
MALAGA COUNTY WATER DISTRICT
3580 SOUTH FRANK STREET
FRESNO, CALIFORNIA 93725
Tuesday, August 8, 2017 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 written correspondence for the Board of Directors by 12:00 pm the Friday prior to the meeting. Please deliver or mail to the District Clerk.
- ❖ Public comments are limited to three (3) minutes or less per individual per item, with a fifteen (15) minute maximum per group per item and will be heard during the communication portion of the agenda.

1. Call to Order:

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 2018-2019.** Review and discussion of the proposed Malaga Park improvements for CDBG 2018-2019 funding. For discussion and review.

5. New Business:

- a. **Water Slides at Malaga Park.** A discussion concerning the use of water slides at Malaga Park. For discussion and potential action.
- b. **Resolution 08-08-2017.** A resolution adopting policies required by the California Department of Justice to submit and receive Live Scan information for the purpose of pre-employment screening.

Recommended action: To adopt resolution 08-08-2017 as presented or amended.

Motion by: _____; **Second by:** _____.

- c. **Resolution 08-08-2017-A.** A resolution authorizing designated officials to sign the CHSRA acquisition agreement.

Recommended action: To adopt Resolution 08-08-2017-A as presented or amended.

Motion by: _____; **Second by:** _____.

- d. **Resolution 08-08-2017-B.** A resolution authorizing an expenditure of \$12,358 from the groundwater sustainability fund for the 2017 Fiesta Day program.

Recommended action: To adopt Resolution 08-08-2017-B as presented or amended.

Motion by: _____; **Second by:** _____.

6. Recreation Reports: To be submitted at the meeting.

7. Engineer Reports:

- a. District Engineer Report: No new reports for this meeting.
- b. CDBG Engineer Report: No new reports for this meeting.

8. General Manager's Report:

- a. A discussion to implement consolidated solid waste roll-off service in Malaga.
- b. Department reports
- c. Other reports

9. President's Report:

10. Vice President's Report:

11. Director's Reports:

12. Legal Counsel Report:

13. 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 25, 2017.
- b. Financial report and accounts payable report.

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

Motion by: _____; **Second by:** _____

14. Communications:

- a. Written Communications: No new written communications.

15. Closed Session: No closed session items for this meeting.

16. Adjournment:

Motion by: _____, **Second by:** _____

Certification of Posting

I, Norma Melendez, District Clerk of the Malaga County Water District, do hereby certify that the foregoing agenda for the Regular Meeting of the Board of Directors of August 8, 2017 was posted for public view on the front window of the MCWD office at 3580 S. Frank Street, Fresno Ca 93725, at 5:00P.M. On 08/04/2017.


Norma Melendez, District Clerk

item 4.a.

Malaga County Water District
CDBG 2018-2019
Project Proposal

Malaga Park Improvements

1. Trench, border, and resurface walking path (suitable for walk, run, strollers)
2. Install work-out stations along walking path
3. Replace drinking fountains along walking path
4. Re-roof BBQ area cover
5. Replace Gazebo lighting
6. Install electrical outlets for park rental use
7. Repair playground surface
8. Resurface parking lot
9. Replace front gate with automatic gate and lock
10. Repaint small Tot-lot and surface.
11. Remove old slide south side.
12. Reroof shelter area #6
13. Repaint gazebo roof.
14. Repaint red caboose areas.
15. Upgrade Pool Sign "John Leyva Community Pool"
16. Replace damage pool matting Interlock
17. Replace damage door from pool area to chemical room area.
18. Removal of dead trees by caboose and gazebo and along fence.
19. Add dirt to level baseball areas.
20. Security System Surveillance System throughout park.
21. Remove old rock fence wall and replace with chain-link fence.
22. Raise chain-link fence on north side of baseball field or install netting.
23. Upgrade and level surface around shelter areas to gazebo.
24. Upgrade outside shower pool area.

RESOLUTION NO. 08-08-2017

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE MALAGA COUNTY
WATER DISTRICT ADOPTING POLICIES REQUIRED BY THE STATE OF
CALIFORNIA DEPARTMENT OF JUSTICE TO SUBMIT AND RECEIVE LIVE SCAN
INFORMATION FOR THE PURPOSE OF PRE-EMPLOYMENT SCREENING**

WHEREAS, Penal Code Sections 11105(b)(11) and 13300(b)(11) authorize cities, counties, districts and joint powers authorities to access state and local summary criminal history information for employment, licensing or certification purposes; and

WHEREAS, Penal Code Sections 11105(b)(11) and 13300(b)(11) require that there be a requirement or exclusion from employment, licensing, or certification based on specific criminal conduct on the part of the subject of the record; and

WHEREAS, Penal Code Sections 11105(b)(11) and 13300(b)(11) require the city council, board of supervisors, or governing body of a city, county, district or joint powers authorities to specifically authorize access to summary criminal history information for employment, licensing, or certification purposes; and

WHEREAS, the Board of Directors of the Malaga County Water District hereby finds and declares that access to State and County criminal history information (Penal Code Sections 11105 and 13300) is necessary and will be required as part of the employment process of the District and finds that said access is necessary because each District employees, including volunteer positions requires one or more of the following: supervision and/or interaction with minors, seniors, or at-risk populations; care, maintenance, or supervision of use of public facilities; entry into the property or homes of residents and businesses within the District related to the provision of District services; handling and protection of public funds; maintenance, use, and/or supervision of use of heavy machinery or other dangerous equipment; employment in safety sensitive positions; positions requiring licensing and certifications and positions related to the delivery of safe and reliable potable water, treatment and disposal of wastewater, and other services related to the health, safety, and welfare of the community and protection of the environment.

NOW THEREFORE, BE IT RESOLVED, that the Board of Directors of the Malaga County Water District as follows:

1. That the foregoing recitals are true and correct and are incorporated by this reference herein as though fully set forth at this point.

2. That the District is hereby authorized pursuant to Penal Code Sections 11105(b)(11) and 13300(b)(11) to access State and local summary criminal history information for employment, licensing or certification purposes.

3. That the General Manager, who serves as the custodian of records for the District, is authorized to prepare and submit any and all necessary applications, forms, requests, or any other document or fulfill any other requirements on behalf of the District to access such information and that the provisions of this Resolution be incorporated into the District's Policies and Procedures.

* * * * *

Passed and adopted by the Board of Directors of the Malaga County Water District at their meeting held on this 8th day of August 2017, by the following vote:

AYES:

NOES:

ABSENT:

Charles Garabedian, Jr., President
Malaga County Water District

ATTEST:

James D. Anderson, General Manager-
Secretary of the Board of Directors
Malaga County Water District

RESOLUTION NO. 08-08-2017-A

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE MALAGA COUNTY WATER DISTRICT DESIGNATING AUTHORIZED OFFICIALS TO SIGN A RIGHT OF WAY CONTRACT WITH THE CALIFORNIA HIGH SPEED RAIL AUTHORITY (CHSRA)

WHEREAS, the Malaga County Water District ("District") reviewed and approved a the Right of Way Contract from CHSRA to acquire specific real property owned by the District; and

WHEREAS, the District desires to execute the Right of Way Contract with CHSRA; and

WHEREAS, the District must authorize specific individuals to sign the Right of Way Contract.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE MALAGA COUNTY WATER DISTRICT ADOPT AS FOLLOWS:

1. That the foregoing recitals are true and correct and are incorporated herein by this reference herein as though fully set forth at this point.

2. That Charles Garabedian, Jr. as President of the Board of Directors and/or James D. Anderson as General Manager shall be authorized to sign the Right of Way Contract and any other necessary paperwork as required to complete the contract.

* * * * *

Passed and adopted by the Board of Directors of the Malaga County Water District at their meeting held on this 8th day of August 2017, by the following vote:

AYES:

NOES:

ABSENT:

Charles Garabedian, Jr., President
Malaga County Water District

ATTEST:

James D. Anderson, General Manager-
Secretary of the Board of Directors
Malaga County Water District

RESOLUTION NO. 08-08-2017-B

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE MALAGA COUNTY
WATER DISTRICT APPROVING AN EXPENDITURE FROM THE GROUNDWATER
SUSTAINABILITY FUND TO SPONSER AN EVENT TO PROMOTE WATER
CONSERVATION**

WHEREAS, on January 12, 2016, the Board of Directors of the Malaga County Water District, following a duly noticed Public Hearing adopted Ordinance #2016-1 creating, among other things, a Groundwater Sustainability surcharge and Groundwater Sustainability Fund; and

WHEREAS, funds in the Groundwater Sustainability Fund may be used for any purpose related to the management and protection of the quality and quantity of the groundwater supplies within the District including the development of a 'new' source of water; and

WHEREAS, water conservation is considered by the State of California to be a new source of water because it reduces the burden on groundwater supplies; and

WHEREAS, the Board of Directors of the Malaga County Water District desires to enhance its community outreach and engagement program to promote and increase water conservation within the Malaga County Water District ;and

WHEREAS, the Board of Directors of the Malaga County Water District has identified an opportunity to reach a large number of community members to engage and educate members of the community on water conservation practices and programs available within the community by sponsoring an event at the District's annual Fiesta Days program

NOW, THEREFORE, be it resolved by the Board of Directors of the Malaga County Water District as follows:

1. That the foregoing recitals are true and correct and incorporated by this reference as though fully set forth at this point.

2. That the Board of Directors of the Malaga County Water District hereby authorizes the General Manager an expenditure of twelve thousand one three hundred fifty-eight dollars (\$12,358) from the Groundwater Sustainability Fund to sponsor events at the District's annual Fiesta Days program for the purpose of reaching out to, engaging,

and educating the Malaga Community on water conservation practices and programs available within the District to promote conservation and reduce groundwater pumping.

* * * * *

Passed and adopted by the Board of Directors of the Malaga County Water District at their meeting held on this 8th day of August 2017, by the following vote:

AYES:

NOES:

ABSENT:

Charles Garabedian, Jr., President
Malaga County Water District

ATTEST:

James D. Anderson, General Manager-
Secretary of the Board of Directors
Malaga County Water District

Fiesta Day 2017

item 5.d.1

Projected Expenses

Item	Cost
CCAT	\$ -
DJ	\$ 300
Mariachi Band	\$ 450
Latin Connection Band	\$ 1,300
Raffle Prizes	\$ 653
Soccer Tournament	\$ -
Margarita Booth Liquor	\$ 250
Sodas and Water	\$ 600
Beer	\$ 500
Ice	\$ 400
Car Show Trophies	\$ 400
Sanitary Units	\$ 360
Fresno County Sheriff	\$ 1,500
Roberta's Security	\$ 1,200
Youth Assistants	\$ 500
Rec Committee Supplies	\$ 500
Trappings/Prep/Décor	\$ 500
Liquor License	\$ 25
Water Conservation Devices	\$ 1,000
FD T-Shirts	\$ 925
MCWD Staff O/T	\$ 810
Raffle tickets numbered	\$ 185
Total	\$ 12,358



REGULAR BOARD MEETING MINUTES
BOARD OF DIRECTORS MEETING
MALAGA COUNTY WATER DISTRICT
3580 SOUTH FRANK STREET
FRESNO, CALIFORNIA 93725
Tuesday, July 25, 2017 at 6:00PM

item 13.

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- ❖ Public comments are limited to three (3) minutes or less per individual per item, with a fifteen (15) minute maximum per group per item and will be heard during the communication portion of the agenda.

1. Call to Order:

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

Also present: Jim Anderson, Romana Campos, Neal Costanzo, Eric Dawson.

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

4. 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 11, 2017.

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

Motion by Vice President Cerrillo; Second by Director Cerrillo, Jr. and by a unanimous vote to approve the Consent Agenda as presented.

5. Old Business:

- a. **CDBG 2018-2019.** To review, discuss, and select a community project for a CDBG funding application for FY 2018-2019. The CDBG engineer is required to submit a project by 31 August 2017. A list of potential projects is attached.

Recommended action: To review, discuss, and select a project for CDBG funding in FY 2018-2019.

No motion made. Direction was given to the General Manager to gather project ideas for the park.

6. New Business:

- a. **Resolution 07-25-2017B.** A resolution authorizing a 2% rate increase effective 1 September 2017 per the recommendation of the District's rate study consultant Bartles and Wells Associates.

Recommended action: To adopt Resolution 07-25-2017B authorizing a 2% rate increase effective 1 September 2017.

Motion by Vice President Cerrillo; Second by Director Castaneda and by a unanimous vote to adopt Resolution 07-25-2017B authorizing a 2% rate increase effective 1 September 2017.

- b. **Introduction of new staff member.** Introduction of Mr. Eric Dawson (Coach Dawson) as the new Sports Coordinator in the Recreation Department.
The new Sports Coordinator, Eric Dawson, is ready to bring more sport programs to the park, along with free basketball camps. He would like to bring structure to the sports program, along with bringing the children of our community through sportsmanship.

7. **Recreation Reports:** a report on the Fiesta Day program.
The Recreation Center Director presented a draft for Fiesta Day Program schedule for review.

8. Engineer Reports:

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

9. General Manager's Report:

- a. A report on the meeting with GSI on 18 July 2017.
- b. A report of the meeting with ACWA President Katy Tieggs on 20 July 2017.
- c. Department reports.
- d. Other reports.
 1. **It was reported that the dangerous white husky that was roaming around the community has been captured by Fresno Humane Society along with other small dogs.**

10. President's Report:

President Garabedian reported he received a resident complaint via e-mail regarding noise from a home that is being remodeled.

11. Vice President's Report:

None for this meeting.

12. Director's Reports:

Director Castaneda reported that she attended a recreation meeting where they discussed Fiesta Day.

13. Legal Counsel Report:

For closed session.

14. Communications:

a. Written Communications:

1. ACWA letter of opposition dated 21 July 2017.

15. Closed Session:

- a. **High Speed Rail: Right of Way Contract. Conference with real property negotiators (Gov't Code Section 54956.8).**
- b. **General Manager's performance review (Gov't Code Section 54957(b)).**

No reportable action on both items.

16. Adjournment:

Motion by Vice President Cerrillo, Second by Director Tovar, Jr. to adjourn the meeting at 8:56p.m.