



**REGULAR BOARD MEETING AGENDA**  
**BOARD OF DIRECTORS MEETING**  
**MALAGA COUNTY WATER DISTRICT**  
**3580 SOUTH FRANK STREET**  
**FRESNO, CALIFORNIA 93725**  
**Tuesday, October 25, 2022 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. 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 October 11, 2022.

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

**Motion by:** \_\_\_\_\_; **Second by:** \_\_\_\_\_

**5. Old Business:**

**6. New Business:**

a. **Healthcare Plan Renewal.** Diane Terrell will provide information regarding the renewal of the United Health Care Plan.

Recommended action: To accept and approve renewal of health care plan under United Health Care.

**Motion by:** \_\_\_\_\_; **Second by:** \_\_\_\_\_

**7. Sherriff Report:** Presented by CSO, Elaine Montoya.

**8. Incorporation Reports:**

**9. Recreation Reports:**

**10. Engineer Reports:**

- a. District Engineer Report. None for this meeting.
- b. CDBG Engineer Report: None for this meeting.

**11. General Manager's Report:**

- a. Malaga Park walking path.

**12. President's Report:**

**13. Vice President's Report:**

**14. Director's Reports:**

**15. Legal Counsel Report:**

**16. Communications:**

- a. Written Communications:
  - 1. Notice from San Joaquin Valley Air Pollution Control District of new requirements under AB 2588, the Air Toxics "Hot Spots" Information and Assessment Act of 1987.
- b. Public Comment: *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 comments presented; however, in compliance with the Brown Act, the Board cannot take action on items that are not on the agenda. The public should address the Board on agenda items at the time they are addressed by the Board. All speakers are requested to wait until recognized by the Board President. All Comments will be limited to three **(3)** minutes or less per individual/group per item per meeting, with a fifteen **(15)** minutes maximum.*

**17. Closed Session:**

- a. Conference with real property negotiators (Government Code section 54956.8)  
District Negotiator: Moises Ortiz; Neal E. Costanzo  
Property: Easement across a portion of WWTF  
Other negotiating party: California High Speed Rail Authority
- b. Pending Litigation (Government Code Section 54956.9) Malaga County Water District v. Fresno Unified School District; Fresno County Superior Court case no. 21CECG02198.
- c. Personnel. General Manager contract (Government Code Section 54957).
- d. Personnel: Position Chief Plant Operator

**18. 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 October 25, 2022 was posted for public view on the front window of the MCWD office at 3580 S. Frank Street, Fresno Ca 93725, at 3:00P.M. On 10/21/2022.

**Norma Melendez**

Norma Melendez, District Clerk



**REGULAR BOARD MEETING MINUTES**  
**BOARD OF DIRECTORS MEETING**  
**MALAGA COUNTY WATER DISTRICT**  
**3580 SOUTH FRANK STREET**  
**FRESNO, CALIFORNIA 93725**  
**Tuesday, October 11, 2022 at 6:00PM**

**item 4.a.**

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: 6:02pm**

- 2. Roll Call:** President Charles Garabedian, Jr.; Vice President Salvador Cerrillo; Director Irma Castaneda; Director Frank Cerrillo, Jr.; Director Carlos Tovar, Jr.  
**Not present: Director Cerrillo, Jr.**  
**Also present: Norma Melendez, Moises Ortiz, Michael Slater.**

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

- 4. Old Business:** None for this meeting.

**5. New Business:**

- a. **Resolution 10-11-2022.** A resolution for the authorization of a temporary bridge loan from Rural Community Assistance Corporation for the construction of a new water well (Well. No. 3A) and water storage tank. This loan will cover the costs for construction of the project until such time as these costs will be reimbursed under the agreement.

Recommended action: to approve Resolution 10-11-2022 as presented or amended.

**Motion by Vice President Cerrillo; Second by Director Tovar, Jr. and by a 4-0 vote to approve Resolution 10-11-2022 as presented.**

**6. Incorporation Reports:**

**Incorporation meeting has been scheduled for December.**

**7. Recreation Reports:**

**Preparations underway for the haunted house and Halloween program for this weekend. Board Members are unaware of how many volunteers will be presented at the haunted house. The General Manager suggests reaching out to the President of the Recreation Committee as staff is here to support the committee. Finally, discussion of potentially changing the Halloween dance occurred. Final decision will be made at the rec. comm. Meeting of Oct 12.**

## 8. Engineer Reports:

- a. District Engineer Report. None for this meeting.
- b. CDBG Engineer Report: None for this meeting.

## 9. General Manager's Report:

- a. WWTF. **The GM presented a package with pictures and descriptions of equipment that will need to be replaced. Walkthrough meeting has been scheduled for Saturday, October 29 at 10:00am at the WWTF meeting room.**
- b. **Community Mental Health Outreach. The GM wishes to give the community information about mental health issues and programs.**

## 10. President's Report: None for this meeting.

## 11. Vice President's Report:

**Vice President Cerrillo reported that Primos Car Club won 2<sup>nd</sup> place trophy at the Fowler parade. Had a great time and would like to thank Maria Castaneda for making burritos for the team.**

## 12. Director's Reports:

**None for this meeting.**

## 13. Legal Counsel Report: Reserved for closed session.

**14. 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 September 27, 2022.
- b. Financial Statements & Accounts Payable reports.

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

**Motion by Vice President Cerrillo; Second by Director Tovar, Jr. and by a 4-0 vote to approve the consent agenda as presented.**

## 15. Communications:

### a. Written Communications:

- 1. **ACWA.** There will be a General Session Membership Meeting at the ACWA 2022 Fall Conference on Wednesday, November 30, 2022, at 12:30 p.m. The purpose of the meeting is to conduct a vote by the membership on proposed Amended and Restated Bylaws of the Association of California Water Agencies.

b. Public Comment: *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 comments presented; however, in compliance with the Brown Act, the Board cannot take action on items that are not on the agenda. The public should address the Board on agenda items at the time they are addressed by the Board. All speakers are requested to*

*wait until recognized by the Board President. All Comments will be limited to three **(3)** minutes or less per individual/group per item per meeting, with a fifteen **(15)** minutes maximum.*

**Director Castaneda left the meeting before CS initiated due to personal matters.**

**16. Closed Session: 7:00pm**

- a. Conference with real property negotiators (Government Code section 54956.8)  
District Negotiator: Moises Ortiz  
Property: Easement across a portion of WWTF  
Other negotiating party: California High Speed Rail Authority  
**No reportable action.**

**17. Adjournment:**

**Motion by Vice President Cerrillo, Second by Director Tovar, Jr. and by a 3-0 vote to adjourn the meeting at 8:00pm.**

**Certification of Posting**

I, Norma Melendez, District Clerk of the Malaga County Water District, do hereby certify that the foregoing minutes for the Regular Meeting of the Board of Directors of October 11, 2022, was posted for public view on the front window of the MCWD office at 3580 S. Frank Street, Fresno Ca 93725, on 10/26/2022.

**Norma Melendez**

Norma Melendez, District Clerk



**Item 11.a.**







**San Joaquin Valley**  
AIR POLLUTION CONTROL DISTRICT



## item 16.a.1.

October 17, 2022

MALAGA COUNTY WATER DISTRICT  
3580 S FRANK ST  
FRESNO, CA 93725

**RE: Notice of New Requirements under AB 2588, the Air Toxics “Hot Spots” Information and Assessment Act of 1987**  
**Classification: Industrywide/Small Single Source**  
**District Facility ID: C-2875**

As a result of recent changes by the state Office of Environmental Health Hazard Assessment (OEHHA) to its Risk Assessment Guidelines, and the corresponding potential increases in calculated health risk, all facilities that emit air toxics must now be re-evaluated under the AB 2588 Air Toxics “Hot Spots” Program. This letter is to notify you that your facility is subject to the state’s air toxics emission inventory reporting law and associated fees.

In an effort to assist facilities with the reassessment process, the District has taken numerous steps toward streamlining this process by creating templates and tools. Your facility’s annual emissions inventory will be utilized to satisfy the new requirements under the AB 2588 Air Toxics “Hot Spots” Program, thus drastically expediting the process and reducing the cost of compliance with this state law.

It is important to note, no action is required at this time. District staff will be in contact with you during the coming year regarding the reassessment process, if needed. Should you have any questions, please contact the Hot Spots Team at (559) 230-6000 or via e-mail at [hotspots@valleyair.org](mailto:hotspots@valleyair.org).



**Samir Sheikh**  
Executive Director/Air Pollution Control Officer

**Northern Region**  
4800 Enterprise Way  
Modesto, CA 95356-8718  
Tel: (209) 557-6400 FAX: (209) 557-6475

**Central Region (Main Office)**  
1990 E. Gettysburg Avenue  
Fresno, CA 93726-0244  
Tel: (559) 230-6000 FAX: (559) 230-6061

**Southern Region**  
34946 Flyover Court  
Bakersfield, CA 93308-9725  
Tel: (661) 392-5500 FAX: (661) 392-5585