

### REGULAR BOARD MEETING AGENDA

### BOARD OF DIRECTORS MEETING MALAGA COUNTY WATER DISTRICT 3580 SOUTH FRANK STREET FRESNO, CALIFORNIA 93725

Tuesday, September 8, 2020 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.

Special Notice: Pursuant to the Executive Order of the Governor of California this meeting will be accessible via teleconference. All members of the public are encouraged to participate in this meeting by calling 1(952) 222-1750, Conference ID: 633-1248. All staff and board members are also encouraged to attend via teleconference. Those who do attend the meeting in person will be asked to follow the safety guidelines set forth by the California Department of Health and the Fresno County Department of Public Health as directed by District Employees. Notice is further given that this meeting be conducted entirely via teleconference. If the meeting is conducted entirely via teleconference, then notice will be posted at the District office and on the District web page.

- 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:
- 5. New Business:
  - a. Auditor RFP. A request for proposals for an annual audit RFP is submitted for approval.
     Recommended action: To authorize publication of the Annual Audit RFP.

	•	
Motion by:	, Second by:	

b. **4642 S. Chestnut Ave.** Tentative Parcel Map No. 8220 along with a letter of proposed improvements has been submitted for Board of Director review.

Recommended action: For review and potential action.

	C.		itted a proposal for \$26,755.50 to provide Samsara III sites no. 6, 7 and 8. A budgetary estimate is
		Recommended action: to approve profor the upgrades to well sites 6, 7 and	oposal provided by ICAD Automation of \$26,755.50 8.
		Motion by:	, Second by:
	d.	Resolution 09-08-2020. A Resolution	opposing Proposition 15.
		Recommended action: to approve res	solution 09-08-2020 as presented or amended.
		Motion by:	, Second by:
6.	Staff	Reports: None for this meeting.	
7.	Engir	eer Reports:	
	a.	District Engineer Report. None for th	s meeting.
	b.	CDBG Engineer Report: None for this	meeting.
8.		ral Manager's Report: Clarifier #3.	
9.	Presi	dent's Report:	
10	.Vice I	President's Report:	
11	.Direc	tor's Reports:	
12	. Legal	Counsel Report:	
13	.Comr	nunications:	
	a.		lic Hearing Notice. A public hearing on County nent No. 559 as part of its SB 244 Analysis of I (Legacy) Communities.
	inte	erest within the jurisdiction of the Board, not a	dress the Malaga County Water District Board on item(s) of appearing on the agenda. The Board will listen to comments on 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.

- 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 August 25, 2020.
  - b. Financial Statements and Accounts Payable Reports.

Recomm	nended action:	To approve the Consent Agenda as presented or amended.
Motion b	y:	; Second by:
	otential Litigatio	on (Government Code Section 54956.9); one case. ent pursuant to Government Code Section 54957(b)(1).
16. Adjourn	ment:	
Motion b	y:	, 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 September 8, 2020 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 09/04/2020.

Norma Melendez
Norma Melendez, District Clerk

### I. Introduction and Background.

The Malaga County Water District is situated in the unincorporated community of Malaga which is South of the District of Fresno along State Highway 99. The District covers an area of approximately 2.25 square miles and provides water, wastewater, community recreation services, and residential solid waste collection services. The District is governed by a five-member Board of Directors which are elected to four year terms.

The District is required by Water Code §30540(b)(2) to appoint an Auditor as an independent contractor to conduct an annual audit of the District's books, records, and financial affairs.

The Malaga County Water District seeks proposals for an Auditor, as an independent contractor, for the fiscal years ending June 30, 2020, 2021, and 2022, to provide all auditing functions as required by law.

### II. Scope of Services.

A. Conduct an Audit of District Financial Statements.

For the fiscal years ending June 30, 2020, 2021 and 2022 in accordance with Government Auditing Standards issued by the Comptroller General of the United States, and the US Office of Management and Budget, the California State Controller, and all other applicable federal, state, or local accounting standards.

- B. Annual Independent Auditor's Report.
  - 1.) Report on audit of annual financial statements.
  - 2.) Report on internal accounting and controls.
  - 3.) Report on accounting system required by Water Code §30582.
  - 4.) Report on any other auditing/accounting matter required by any federal or state regulation.
  - 5.) Prepare and file all necessary reports as required to the State Controller's Office and the Fresno County Auditor-Controller that conform to the requirements of California Government Code Section 26909 or any other applicable statute.
  - 6.) Make recommendations for improvements in the District's accounting systems or controls.

### III. Submission of Response to RFP.

Responses to the RFP ( also referred to herein as "Response(s)" or "Proposal(s)") must submit with seven (7) hardcopies and one (1) electronic copy (in PDF or Word format on a CD, thumb drive, or via email) no later than 3:00 p.m. on \_\_\_\_\_\_. The District will not accept any proposals after the deadline date and time. If RFP's are submitted by mail, the consultant should mail the proposal in enough time to ensure delivery prior to this deadline. Anyone who chooses to submit a proposal via mail or courier service does so that their own risk.

All Proposals shall be delivered to the District General Manager at the District's Office as follows:

Malaga County Water District Attention General Manager 3580 S. Frank Street Fresno, CA 93725-2511

Submittals shall be delivered marked:

# Response to Request for Proposals for: Malaga County Water District CONTRACT AUDITOR

### IV. Content and Organization.

### A. General.

Proposals should be limited to specific discussion of the elements outlined in this RFP. It is the intent of the District that the Proposals will give the District an understanding of each consultant's experience and qualifications related to appointment as District Contract Independent Auditor.

### B. Submittal Layout.

The organization of the Proposal shall following the general outline below:

- 1. Transmittal Letter;
- 2. Introduction:
- Qualifications;
- 4. Consultant(s) and Sub-consultant(s) Staff;
- 5. Consultant(s) and Sub-consultant(s) Qualifications and References;

- 6. Fee Schedule;
- 7. Proposal;
- 8. Schedule.
- C. Description of Submittal Layout.
  - Transmittal Letter.
- a. Contact Information. The Transmittal Letter should identify the Proposer(s) and include the name, title, address, phone number and email address of each individual who may be contacted during the Proposal evaluation period.
- b. The Transmittal Letter should also include the name, title, contact information and signature of each person with the authority to negotiate on behalf of and to contractually bind the proposer.
  - c. Page Limitation. The Transmittal Letter may be up to two pages.
  - 2. Introduction.
- a. The Proposer should demonstrate an overview of their qualifications and experience of the type or potential types of work that may be performed and provide an understanding of the roll of Contract Independent Auditor.
  - b. The Introduction may not exceed two pages.
  - 3. Qualifications.
- a. This section may include a brief statement to show the Proposer's experience and understanding of the services to be performed as the District's Independent Contract Auditor.
  - b. Not to exceed four pages.
  - 4. Contractor, Sub-contractor, and/or Staff.
- a. This section should describe the qualifications and experience of each professional who will have input or participate in performing audit functions. Proposer should include, where applicable, the identification of the project manager(s) along with each person who will manage the various tasks to be performed. An organizational chart may be helpful but is not required.
  - b. This section not to exceed four pages.

- 5. Qualifications and References.
- a. This section should describe the nature and outcomes of previous projects completed by the contractor, sub-contractor, or team related to the work described in the RFP, herein. Description should include contact names, contact information, and a description of the type of work performed and approximate dates when the work was conducted/completed. The description may also include the name(s) of staff or team members who performed the work.
- b. Proposer may attach an exhibit or exhibits showing a sample of the Proposer's work as an Attachment "A" to the Proposal. The attachment shall not exceed 20 pages.
  - c. This section may not exceed four pages.
  - 6. Resumes.
- a. The Proposal may include resumes of each key member of Proposer's staff.
  - b. Maximum of one (1) page per staff or team member.
  - 7. Fee Schedule.
- a. Include a current billing rate schedule for the contractor(s), sub-contractor(s).
  - b. Maximum of four pages.
  - 8. Proposed Fee.

Include a fee summary indicating the hourly rate and the amount of time projected for each category of personnel used on the project, the total cost for each task or other division of work, and a total cost for completing the tasks described in Section II of this RFP. Proposer may organize and structure the fee schedule in any manner as long as there is sufficient detail to show that all of the tasks in Section II are included.

9. Schedule.

Include a schedule with work and completion dates for each task.

- V. Proposal Evaluation and Selection.
  - A. Initial Evaluation.

- 1. Upon receipt of Proposals, District Staff will conduct a technical evaluation and scoring of each Proposal. District Staff will use the following criterion:
  - a. Recent relevant experience (15%);
  - b. Understanding of the requirements of the RFP (40%);
  - c. Qualifications and experience (15%);
  - d. References (5%);
  - e. Allocation of time to tasks (10%); and
  - f. Proposal cost (15%).

### 2. Selection.

In the event that District Staff judges multiple Proposals to be of equal value, oral presentations of the Proposals may be requested. Once District Staff has selected a Proposal, District Staff will enter into negotiations with the Proposer to develop an agreement for consulting services. Final approval of any agreement must be made the Board of Directors and the District may also determine that the projects require services based on unique qualifications and may enter into an agreement with any person or firm, whether or not that person or firm submitted a Proposal, to provide such services based on qualifications.

### VI. General Conditions.

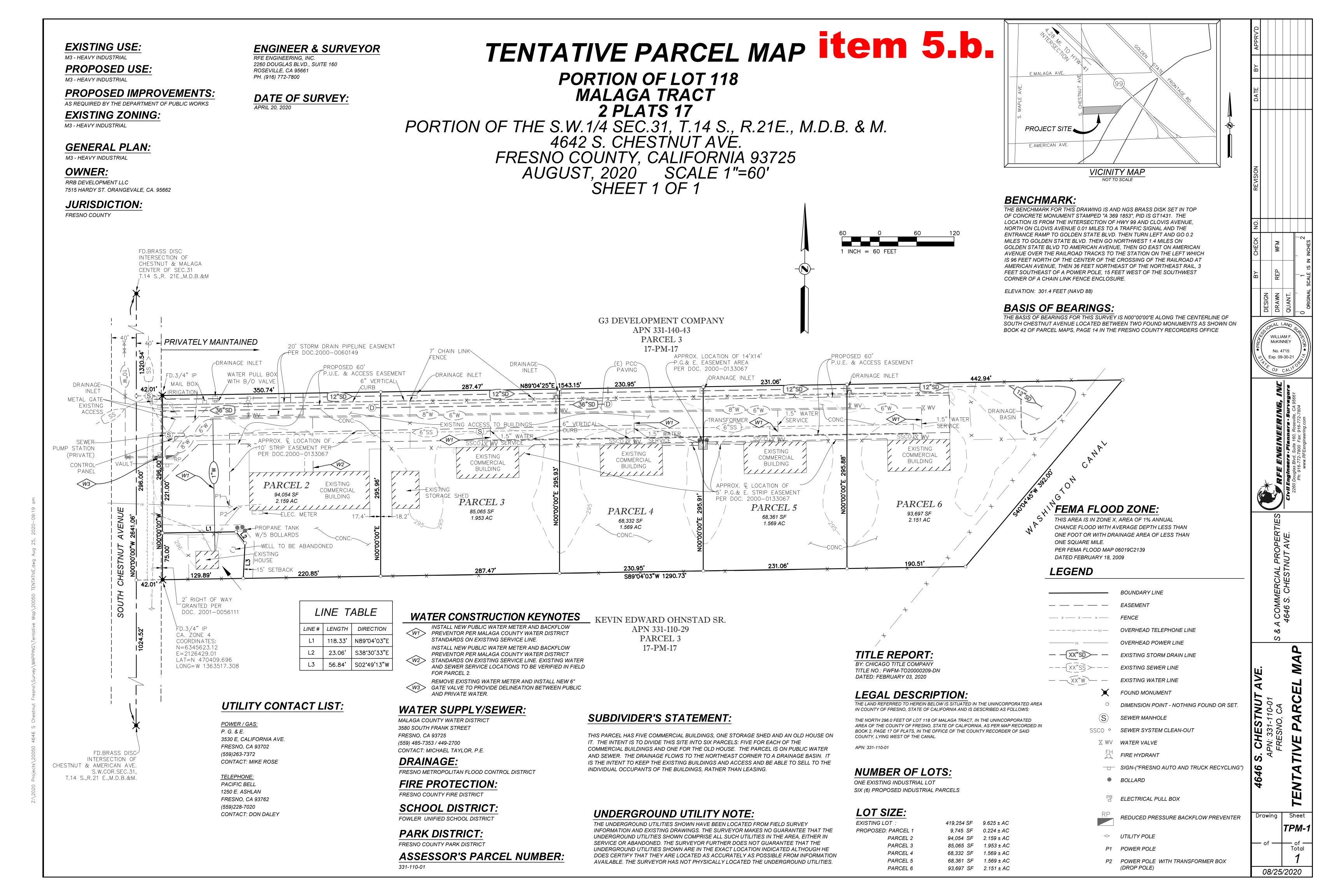
- A. RFP- Not a Contract or Offer. The Request for Proposals is not a contract or offer for an award of a contract and does not commit the District to award a contract or to procure or contract for consulting services.
- B. Rejection. The District reserves the right to reject any and all Proposals or to waive any irregularity or information in any Proposal or in the RFP procedure and to be the sole judge of the suitability of any Proposer to perform the services to be rendered pursuant to this RFP. The District further reserves the right to withdraw this RFP at any time without prior notice and reserves the right to modify the RFP or the schedule described therein at any time without any further notice.
- C. Consideration/Award. As described above, the District may ask finalist to present oral briefings of their Proposals. Finalists may also be required to participate in negotiations and to submit such price, technical, or other revisions to their Proposals as may result from said negotiations. The District further reserves the right to award the contract to any person or firm based on said person or firms unique qualifications to perform the services of preparing the projects described herein. The District further reserves the right to amend this RFP, in writing, and said amendment shall be considered

part of the RFP.

- D. Written Agreement Required. Once the District has completed evaluation of the Proposals and negotiated with the selected consultant, the product of said negotiations shall be rendered to a written agreement which must be approved by the Board of Directors of the Malaga County Water District. Any modifications of said agreement must also be in writing and approved by the Board of Directors of the Malaga County Water District. No prior, current, or post award, verbal conversations or agreement(s) with any officer, agent, or employee or other representative of the District will serve as a modification of any terms or obligations of the RFP or any contract resulting from the RFP unless set forth in writing and approved by the Malaga County Water District Board.
- E. Pre-contractual Expense. The District shall not be liable for any pre-contractual expenses incurred by any Proposer or selected consultant. Those expenses include, but are not limited to, costs of preparing Proposals in response to this RFP; negotiations with the District on any matter related to the RFP; costs of negotiating or preparing a contract related to the RFP, or any other expenses incurred by consultant or Proposer prior to the effective date of any agreement approved by the Board of Directors of the Malaga County Water District. No per-contractual expenses will be included in the Contract.

By submitting an RFP, Proposer certifies that neither Proposer, nor any subcontractors or other persons working on the projects described in the RFP on behalf of the Proposer, appear on the Controller General's list of ineligible contractors for federally assisted projects.

F. Confidentiality. Until the award of the contract, the District will hold all Proposals received in response to this RFP in confidence and unavailable for public review. Upon award of a contract to the successful Proposer, the District will consider all Proposals public records. No Proposal will be returned after the date and time set for the opening thereof.



# item 5.b.

August 24, 2020

Mr. Moises Ortiz General Manager Malaga County Water District 3580 South Frank Street Fresno, CA 93725

Re. Tentative Parcel Map No. 8220 4642 S. Chestnut Avenue, Fresno, CA 93725

Dear Mr. Ortiz

Pursuant to discussions with yourself, Michael Taylor of Provost & Pritchard and our engineer, Bob Eynck of RFE Engineering, we would like to propose the following for you and your Boards review and consideration.

The project is currently composed of 6 existing buildings on one single parcel. The plan is to subdivide the property in accordance with County standards into 6 individual parcels-one for each building. The existing site is served by a single 6" domestic water service, a separate 8" fire service and a 6" sanitary sewer. The sewer is collected in a private lift station and pumped to the existing public sewer in South Chestnut Avenue. Parcel 1, which is a residence is currently served by a well.

A Tentative Parcel Map was submitted to Fresno County and Malaga County Water District for review in June 2020. Subsequently comments were received from Malaga County Water District. To address the districts concerns and as the property owner, we propose the following:

### Domestic Water

- Abandon existing well on Parcel 1.
- Install water meters with backflow preventors per MCWD standards for each building (6 locations)
- Create a 60-foot-wide public utility easement for access of public meters on site.

· Owner will be responsible for maintenance of domestic water

line onsite.

• A division between public and private maintenance for domestic water will be an installation of a 6" water valve at the South Chestnut right of way.

### Fire Water

- Owner will maintain onsite fire water line and fire hydrants.
- Create a 60-foot-wide public utility easement for access across all parcels.
- A division between public and private responsibility will be at the existing back flow preventor at the Chestnut Avenue right of way.
- Owner would create an HOA for maintenance of onsite utilities, pavement, etc.
- MCWD would enter into an agreement with the newly formed Homeowners Association (HOA) for fire fees.

### Sanitary Sewer

- Create a 60-foot-wide public utility easement for onsite sanitary sewer and lift station.
- Owner will maintain onsite sanitary sewer and lift station.
- MCWD would initiate individual accounts for each parcel for billing purposes. Billings are based on use and is a flat rate.

Please see revised the attached tentative map showing the proposed improvements and delineation between private and public utility improvements.

Let me know if you have any questions. We are eager to move forward on this project.

Sincerely

Shahen Seyranyan

Applicant



Scope #6907A 8/20/2020

Mr. Moises Ortiz Malaga County Water District 3580 S. Frank Ave. Fresno, CA 93725

Dear Mr. Ortiz:

At this time Industrial Control and Design, Inc. is pleased to submit for your review its budgetary estimate to provide Samsara Industrial Controller upgrades to (3) separate well sites.

### I. Referenced Information

A. (Exhibit 1) Customer provided pictures of (3) existing PLC's.

### II. Scope of Proposal

- A. Provide installation and programming of (1) Samsara unit with the required hardware into an existing control panel at each of the following sites:
  - 1. Well 6 (CompactLogix PLC)
  - 2. Well 7 (Schneider PLC)
  - 3. Well 8 (GE Fanuc PLC)

### III.Materials Provided

- A. Well 6
  - 1. (1) Industrial IoT Gateway (HW-IG21)
  - 2. (1) IG Array Antenna (ACC-ARR-ANT)
  - 3. (1) IG license for 50 data inputs (LIC-IG-50-ENT)
- B. Well 7
  - 1. (1) Industrial IoT Gateway (HW-IG21)
  - 2. (1) IG Array Antenna (ACC-ARR-ANT)
  - 3. (1) IG license for 50 data inputs (LIC-IG-50-ENT)
- C. Well 8
  - 1. (1) Industrial IoT Gateway (HW-IG21)
  - 2. (1) IG Array Antenna (ACC-ARR-ANT)
  - 3. (1) IG license for 50 data inputs (LIC-IG-50-ENT)

### **IV. Services Provided**

- A. Controller Programming consisting of:
  - 1. Program Samsara Industrial Controllers as necessary for the following capabilities:

- a) Monitor motor status.
- b) Monitor flow rate.
- c) Monitor pressure and provide a high-pressure alarm.

### B. Installation consisting of:

- 1. Install components into existing control panels as defined in "Section III. Materials Provided".
- 2. All components will be installed in accordance with the National Electrical Code (NEC) standard and sound engineering principals.

### C. Onsite Startup Services:

- 1. The cost allowance for an onsite startup, debug and training of the programming provided by ICAD has been budgeted into this proposal at 5 man-hours per site. This does not include any overtime or off schedule hours. Any additional time beyond the budgeted man-hours will be charged at \$155 per hour, port-to-port plus travel expenses at 15% margin.
- 2. The cost for any delays in startup due to equipment malfunctions, installation delays, project scheduling, delays in production, instrumentation by others, etc. will be in addition to this quotation.

### V. Project Assumptions & Clarifications

- A. Prior to startup, it will be the responsibility of the customer to test and confirm all I/O wiring, and all communication networks to ensure their compliance to design and/or manufactures specifications.
- B. Due to different requirements between PLC manufacturers, programming time will not be the same for each.
- C. Any I/O requirement not identified within the scope of this proposal will be considered a change order.
- D. It is assumed there will be adequate enclosure space for the addition of the specified components within the scope of this proposal at each site.
- E. It is assumed that there is an available ethernet communication port in each (E) control panel for communication with the new controller. If additional ethernet hardware is needed, then a change order will be required.
- F. It is assumed that there is available power in each (E) control panel to energize the new controller. If a power supply is needed, then a change order will be required.
- G. It is customer's responsibility to perform a risk assessment on any machinery controlled by this system. The controls provided as part of this package are not certified to any specific safety level or category.
- H. It is the customer's responsibility to calculate the available fault current of system feeding ICAD provided equipment and verify the fault current rating of devices provided by ICAD are acceptable. If requested, these services can be provided by ICAD as a change order.
- I. All programming submitted to the customer for approval will be limited to the initial revision. Additional revisions will be considered a change order.

### VI. Not Provided

- A. Operations and Maintenance Manual(s).
- B. Any additional system control functionality.

- C. Any field mounted sensors, switches, encoders, or other devices unless specifically listed within this quotation.
- D. Control or communication to any additional devices or controllers.
- E. Overtime.
- F. Outbound freight, freight insurance, and/or packaging for shipment.
- G. Sales tax.

### VII. Benefits of an ICAD provided System

A. ICAD is an authorized:

Rockwell Automation "Recognized Systems Integrator"



Wonderware "System Integrator"



Inductive Automation "Certified Integrator"



GE Intelligent Platforms "Solution Provider"



Automation Direct "SI Direct System Integrator"



Certified UL 508A panel shop



- B. All design and programming are non-proprietary with copies given to the customer.
- C. ICAD has technical staff available 24/7 for your emergency needs.

This document and the information contained within are considered the intellectual property of Industrial Control and Design, Inc. and issued in strict confidence. It shall not be copied, reproduced, or distributed without the express written permission of Industrial Control and Design, Inc.

We appreciate your interest in our organization and its abilities and look forward to working with you on this project. If you should have any questions or require any additional information, please do not hesitate to call.

Regards,

Stephen Redman



# **BUDGETARY ESTIMATE**

BUDGETARY ESTIMATE # 6907A 8/20/2020

Bill:	Malaga County Water District	Ship:	Malaga County Water District
	3580 S. Frank Ave.		3580 S. Frank Ave.
	Fresno, CA 93725		Fresno, CA 93725

Qty	Description	Unit Cost	Amount
	Estimate for providing materials and services in accordance with Industrial		
	Control and Design Scope 6907.		
1	Well Site 6		\$8,296.70
1	Well Site 7		\$9,229.40
1	Well Site 8		\$9,229.40
	* Tax and freight are not included in the sub-total shown below and will be added to the total cost if applicable.		
Payment	Terms: ot an offer to sell, budgetary estimate only	Sub-Total	\$26,755.50
INOITE - III	of all offer to sell, budgetary estimate offig	Tax	
		Freight	
		Total	

#### **Conditions:**

- This estimate shall expire 30 days from date of proposal.
- Any standby time due to equipment malfunction, project scheduling, equipment or materials provided by others, etc. will be in addition to this
  quotation.
- All work to be performed during ICAD's standard working hours. Buyer requested overtime will be an additional cost.
- The existing system is expected to be correct and operable. Troubleshooting of existing system will be in addition to this proposal.
- Any additional hardware or services will be in addition to this proposal. This includes but is not limited to control or communication to any other
  devices not listed here.
- If a formal contract is required, its conditions must not deviate from this proposal without ICAD's written permission.

### **RESOLUTION 09-08-2020**

### A RESOLUTION OF THE BOARD OF DIRECTORS OF THE MALAGA COUNTY WATER DISTRICT OPPOSING PROPOSITION 15

WHEREAS, in 1978, California voters overwhelmingly approved Proposition 13 which added Article XIIIA to the California Constitution limiting the amount of advelorum tax on real property to one percent of the property's assessed value, restricted annual increases of assessed value of property to an inflation factor and required a two-thirds majority vote for future increases in many advelorum or special taxes in the State of California; and

**WHEREAS**, the primary arguments in favor of Proposition 13 were to protect retired and low to middle income homeowners and small business owners from losing their homes/businesses due to excessive property tax burdens; and

WHEREAS, this year, the California Legislature has placed Proposition 15 on the ballot which would create a split tax roll and allow most commercial properties in the State of California to be reassessed and taxed at current market value which would generate, according to the Proposition proponents, an additional 6.5 billion to 11.5 billion dollars each year in property taxes; and

WHEREAS, the Board of Directors of the Malaga County Water District hereby finds that while the proposed Proposition 15 would initially generate increased property tax revenue, the burden of higher property taxes over time would lead to the closure of many businesses, particularly small family-owned businesses and due to the increased tax burden on all businesses lead to stagnant or negative economic development, the loss of tens of thousands of jobs, and ultimately a reduction in overall tax revenue which would frustrate the stated purpose of Proposition 15.

# NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE MALAGA COUNTY WATER DISTRICT, as follows:

1. The Board of Directors of the Malaga County Water District hereby finds that while Proposition 15 would result in substantial new revenue for the

State of California in the short term, the long term impacts of the ballot initiative would be detrimental to the economy, job growth, lead to closures of many businesses, particularly small businesses, and would ultimately result in reduced overall tax revenue to the State of California and as such opposing Proposition 15.

\*\*\*\*\*\*

Passed and adopted by the Board of Directors of the Malaga County Water District at their meeting held on this \_\_\_\_ day of \_\_\_\_\_ 2020, by the following vote:

AYES:

NOES:

ABSENT:

Charles Garabedian, Jr., President
Malaga County Water District

ATTEST:

Moises Ortiz, Secretary

**Board of Directors** 

Malaga County Water District

# item 13.a.1.



# County of Fresno

DEPARTMENT OF PUBLIC WORKS AND PLANNING STEVEN E. WHITE, DIRECTOR

#### NOTICE OF PUBLIC HEARING FRESNO COUNTY PLANNING COMMISSION

A public hearing will be held on COUNTY-INITIATED GENERAL PLAN AMENDMENT NO. 559 as part of its SENATE BILL (SB) 244 ANALYSIS of Disadvantaged Unincorporated (Legacy) Communities pursuant to the requirements of the State of California.

SB 244 requires, on or before the next due date for the next adoption of its housing element, that counties include in their general plan land use elements identification and analysis of underserved disadvantaged unincorporated communities (DUC) within their unincorporated areas and outside city spheres of influence (SOI). A DUC is defined as an inhabited and unincorporated community that includes 10 or more dwelling units in proximity or where 12 or more registered voters reside and has an annual median household income that is 80 percent or less of the statewide median housing income. In unincorporated county areas outside of SOIs, the only type of DUC is a legacy community which is at least 50 years old.

For identified communities, the general plan must include a description of the community; a map designating its location; an analysis of water, wastewater, stormwater drainage, and structural fire protection needs or deficiencies; and an analysis of benefit assessment districts or other financing alternatives that could make the extension of services financially feasible. It also requires that on or before the due date for each subsequent revision of its housing element, each city and county review, and amend if necessary, its general plan to update this analysis.

Staff has determined this effort to be Categorically Exempt from the California Environmental Quality Act.

SB 244 documents may be viewed at: <a href="https://www.co.fresno.ca.us/generalplan">https://www.co.fresno.ca.us/generalplan</a>

#### \* SPECIAL NOTICE REGARDING PUBLIC PARTICIPATION DUE TO COVID-19 \*

Due to the current Shelter-in-Place Order covering the State of California and Social Distance Guidelines issued by Federal, State, and Local Authorities, the County is implementing the following changes for attendance and public comment at all Planning Commission meetings until notified otherwise. The Board chambers will be open to the public. Any member of the Planning Commission may participate from a remote location by teleconference pursuant to Governor Gavin Newsom's executive Order N-25-20. Instructions about how to participate in the meeting will be posted to: https://www.co.fresno.ca.us/planningcommission 72 hours prior to the meeting date.

The Planning Commission hearing will be at 8:45 a.m. on Thursday, September 10, 2020 (or as soon thereafter as possible) in Room 301, Hall of Records, 2281 Tulare Street (Tulare & "M" Streets), Fresno, CA.

> The Agenda and Staff Reports will be on the Fresno County web site http://www.co.fresno.ca.us/PlanningCommission by Saturday, September 5, 2020, 6:00 a.m.

For more information contact Chris Motta, Department of Public Works and Planning, 2220 Tulare Street (corner of Tulare & "M" Streets, Suite A), Fresno, CA 93721, telephone (559) 600-4227, email cmotta@fresnocountyca.gov. The front desk is not open to the public due to Covid-19.

> STEVEN E. WHITE, DIRECTOR Department of Public Works and Planning Secretary - Fresno County Planning Commission

### NOTES:

- Anyone may testify; please share this notice with your neighbors or anyone you feel may be interested.
- The Planning Commission will also accept written testimony such as letters, petitions, and statements. In order to provide adequate review time for the Planning Commission, please submit these documents to the Department prior to the hearing date.
- If at some later date you challenge the final action on this matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice or in written correspondence delivered to the Planning Commission at, or prior to, the public hearing.

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# REGULAR BOARD MEETING MINUTES BOARD OF DIRECTORS MEETING MALAGA COUNTY WATER DISTRICT 3580 SOUTH FRANK STREET FRESNO, CALIFORNIA 93725

item 14.a.

Tuesday August 25, 2020 at 6:00PM

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- •:• 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.

Special Notice: Pursuant to the Executive Order of the Governor of California this meeting will be accessible via teleconference. All members of the public are encouraged to participate in this meeting by calling 1(952) 222-1750, Conference ID: 633-1248. All staff and board members are also encouraged to attend via teleconference. Those who do attend the meeting in person will be asked to follow the safety guidelines set forth by the California Department of Health and the Fresno County Department of Public Health as directed by District Employees. Notice is further given that this meeting be conducted entirely via teleconference. If the meeting is conducted entirely via teleconference, then notice will be posted at the District office and on the District web page.

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.

All present.

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

### 4. Old Business:

a. SDRMA Cushman Cart. Based on the replacement comps provided Comp (1) \$10,299, Comp (2) \$11,369, and Comp (3) \$12,869. The settlement for the Recreation Park Cushman Cart is \$7,031.33. The comp is less than the District's deductible and SDRMA is requesting the District's acceptance of the settlement amount.

<u>Recommended Action.</u> Approval of the settlement amount from SDRMA of \$7,031.33 for replacement of Recreation Center Cushman Cart.

Motion by Vice President Cerrillo, Second by Director Tovar and a 5-0 vote to approve settlement amount from SDRMA of \$7,031.33 for the replacement of Recreation Center Cushman Cart.

b. **Resolution NO. 08-11-2020.** Consideration and Necessary action on Resolution 8-11- 2020 A resolution of The Board of Directors of the Malaga County Water District Approving a reimbursement agreement with TPZP for work related to the high-speed rail project.

Recommended Action: Approve Resolution 8-11-2020 as is or amended by the Board.

Motion by Vice President Cerrillo, Second by Director Cerrillo, Jr. and by a 5-0 vote to approve Resolution 8-11-2020 as presented.

- b. California High Speed Rail deposit and reimbursement agreement.
- c. Capital Improvement Plan.
- 5. New Business: None for this meeting.
- 6. Staff Reports: None for this meeting.
- 7. Recreation Reports: None for this meeting.
- 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. CSJ Construction.
- b. Picnic Roof Update.
- c. A/C Fencing.
- d. Sludge Removal.
- e. Generator Repair Quote.

### 10. President's Report:

President Garabedian, Jr. reported that election ballots have been mailed out. He will also be voting no to Proposition 15, 19 and 21.

### 11. Vice President's Report:

Vice President Cerrillo would like to thank the alley clean-up employees for their hard work. A fire hydrant by the school is in need of repair and suggests to surround the hydrant with barricades.

- 12. Director's Reports: None for this meeting.
- 13.Legal Counsel Report:

None for this meeting.

### 14. Communications:

- Written Communications: none.
  - b. Public Comment: This is the time for any person to address the Board of Directors on any issue within the jurisdiction of the District but not on the agenda. The time allowed to speak is three minutes unless an extension is granted by the Board of Directors through the President of the Board.
- 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 August 11, 2020.

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

Motion by Vice President Cerrillo, Second by Director Tovar, Jr. and by a 5-0 vote to approve the Consent Agenda as presented.

### 16. Closed Session:

- a. Public employment pursuant to Government Code Section 54957(b)(1).
- b. Potential Litigation pursuant to Government Code Section 54956.9.

### 17. Adjournment:

Motion by Vice President Cerrillo, Second by Director Tovar, Jr. and by a 5-0 vote to adjourn the meeting at 8:15p.m.

### **Certification of Posting**

I, Norma Melendez, do hereby certify that the foregoing minutes for the Regular Meeting of the Board of Directors of August 25, 2020 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 09/09/2020.

Norma Melendez
Malaga County Water District, Clerk

# Malaga County Water District Check Disubursed August-2020

Num	Name	Memo	Amount
EFT Pmt	Internal Revenue Service	EFT Payment	-10,274.04
ACH Pmt	Employment Development Department	2nd Qtrly Reports-2020	-0.25
ACH Pmt	Employment Development Department	2nd Qtrly Reports-2020-Disability	-0.02
ACH Pmt	Employment Development Department	CA/SUI Withholdings	-1,467.01
ACH Pmt	Employment Development Department	Disability Withholdings	-421.52
41268	ACWA/JPIA	September 2020 Dental/Vision	-2,834.71
41269	Advanced Flow Measurement	Equipment Maintenance-WWTF	-2,108.18
41270	Alert-O-Lite	Maintenance Supplies-Alley Workers	-2,100.16
41271	Allied Rodent Control	WWTF Rodent Control	-350.00
41271			
	Asphalt Design By Juan Gomez	WWTF Materials	-360.00
41273	Badger Meter	Beacon Online Service-July-20	-436.99
41274	Cintas Corporation #621	July-2020 Uniforms/Supplies	-593.26
41275	Clark Pest Control	July-2020-Service District Office/Center	-125.00
41276	Costanzo & Associates	June-2020 Legal Services	-7,348.41
41277	Culligan	July-2020 Water Service-District Office	-34.22
41278	Culligan	July-2020 Water Service-WWTF	-45.00
41279	Department of Toxic Substances Control	Annual EPA Verification Fee-2020-WWTF	-7.50
41280	Ernest Packaging	WWTF Lab	-20.52
41281	Ferguson Enterprises Inc.	WWTF Rep/Maint	-51.14
41282	Fresno Bee	Subscription Renewal -Jul20-Sept20	-307.51
41283	Fresno Oxygen	July-2020 Cylinder Rental	-31.69
41284	Gordon Saito & Co., CPA's LLP	July-2020 Accounting Services	-1,220.00
41285	GTA Advisors, LLC	Retirement Plan Mgmnt Fees-1st Qtr 06/30/2020	-332.67
41286	Haven's For Total Security	Districst Office Keys	-42.11
41287	Home Depot	July-2020 District Maintenance Supplies	-829.64
41288	Industrial Waste & Salvage	June-2020 Solid Waste- Buisness	-30,341.16
41289	Integrity Networks	August-20 WWTF Service	-275.95
41290	Jolt	VOID: Administative Software Program for District	0.00
41291	Kings Basin Water Authority	Interested Party Voluntary Admin Fee-2020	-250.00
41292	Lupe's Auto Repair	Maintenance Pre-Treatment Vehicle	-146.68
41293	Moore Twining Associates,Inc	July-2020 Testing	-1,321.00
41294	New England Sheet Metal And Mechanical CO	WWTF Rep/Maintenance	-301.00
41295	P G & E	July-2020 Utilities	-42,605.44
41296	PC Solutions	August-2020 Service Maintenance	-1,678.75
41297	Powerstride Battery Co.	Battery for Golf Cart	-886.75
41298	Provost & Pritchard	June-2020 Engineering Service	-9,547.50
41299	Rewind Technology	Repairs WWTF Pump	-1,351.84
41300	RG Equipment	Maint Supplies WWTF	-83.00
41301	Robert V. Jensen Inc.	July-2020 District Fuel	-582.95
41302	San Francisco Floral	Purchased Arraigment for Board Memeber	-68.01
41303	Streamline	July-20 Website Service	-200.00
41304	Underground Service Alert	Annual Service-2020	-1,642.40
41305	Univar Solutions USA Inc.	Chlorine for Pool	-682.46
41306	Wex Bank	July-2020 District Mgr Fuel	-246.93
41307	Zee Medical Services	WWTF Medical Supplies	-151.81
41308	AFLAC	Employee Withholdings	-32.76
41309	California State Disbursement Unit	Employee Wage Assignment	-471.69
41310	Noble Credit Union	Employee Withholdings	-100.00
41311	Valley First Credit Union	Employee Withholdings	-250.00
Direct Deposit	QuickBooks Payroll Service	Created by Payroll Service on 08/12/2020	-20,271.93
41312-41340			
	Employee Payroll	(1st) Payroll	-18,987.36
EFT Pmt	Internal Revenue Service	EFT Payment	-17,351.88
ACH Pmt	Employment Development Department	CA/SUI Withholdings	-2,965.33
ACH Pmt	Employment Development Department	Disability Withholdings	-573.44
41341	Charles Garabedian Jr.	August-2020 (10) @\$143.50	-1,435.00
41342	Charles Garabedian Jr.	In Lieu of Medical 09/20	-2,707.18

# Malaga County Water District Check Disubursed August-2020

Num	Name	Memo	Amount
41343	Salvador Cerrillo	August-20 Mtgs (10) @\$100	-1,000.00
41344	Salvador Cerrillo	In Lieu of Mdical 09/20	-3,220.36
41345	Irma Castaneda	August-2020 Mtgs (4) @\$143.50	-480.06
41346	Irma Castaneda	In Lieu of Medical 09/20	-2,611.24
41347	Frank Cerrillo Jr.	August-20 Mtgs (4) @\$100	-400.00
41348	Frank Cerrillo Jr.	In Lieu of Medical 09/20	-2,708.94
41349	Carlos Tovar Jr.	August-20 Mtgs (4) @\$143.50	-574.00
Direct Deposit	QuickBooks Payroll Service	Created by Payroll Service on 08/26/2020	-21,948.80
41350	AFLAC	Employee Withholdings	-32.76
41351	California State Disbursement Unit	Employee Wage Assignment	-471.69
41352	Noble Credit Union	Employee Wage Assignment Employee Withholdings	-100.00
41353	Valley First Credit Union	Employee Withholdings	-250.00
41354	A T & T	July-20 Phone Service-District Office	-421.81
41355	AT&T	July-2020 Telephone Service-Center	-401.35
41356	Ability Answering/Paging Services	August-2020 Answering Service	-119.13
41357	Citi Cards	Payroll Updates August-2020	-24.95
41358	Comcast	August-2020 Service	-270.85
41359	CWEA	Mechanical Technologist G2-Renewal Fees	-96.00
41360	Dearborn Life Insurance Co.	Sept-2020 Premium	-293.82
41361	Hach Company	WWTF Rep/Maint.	-2,693.58
41362	Leaf	August-2020 Copier Service	-370.42
41363	Moises Ortiz.	Reimb Water Work Boots/Phone Case	-604.84
41364	Quadient Finance USA, Inc.	Postage Machine Refill-June-2020	-300.00
41365	R. J. Berry Jr., Inc.	Temp Hydrant Deposit Refund	-1,012.82
41366	TPX Communications	WWTF Phone Service-August20	-512.47
41367	United HealthCare	September-20 Health Premium	-20,395.14
41368-41384	Employee Payroll	(2nd) Payroll	-6,569.53
11000 41004	Employ 500 F dyron	TOTAL:	-254,915.51

# MALAGA COUNTY WATER DISTRICT STATEMENT OF CASH RECEIPTS AND DISBURSEMENTS

AUGUST-2020 FINAL

Beginning Balance-July 31, 2020:	\$ 361,952.40
Cash Receipts-July20:	297,214.53
Bank Interest-Aug20:	3.40
Transfer Maintenance Fund:	382,812.64
Bank Fees-Aug20:	(103.50)
Credit Card Fees-Aug20:	(672.02)

 Credit Card Charges-Aug20:
 (1,188.25)

 Disbursements-June20:
 (273,069.12)

 Ending Balance-August 31, 2020
 \$ 766,950.08

### County of Fresno

Maintenance Fund:

Wells Fargo Bank - Checking

 Beginning Balance-July 31, 2020:
 \$ 383,312.64

 Disbursement-Aug2020
 (382,812.64)

 Interest-Aug-20
 \$ 431.07

 Ending Balance-August 31, 2020
 \$ 931.07

### **LAIF Account:**

Ending Balance-August 31, 2020	\$ 500,069.74
Interest-Aug-20-N/A	\$ -
Beginning Balance-July 31, 2020:	\$ 500,069.74

# Self-Help Credit Union Beginning Balance-July 31, 2020:

beginning balance-outy 51, 2020.	Ψ	31,030.20
	\$	-
Ending Balance-August 31, 2020	\$	51,690.20
Zions Bank		
Beginning Balance-July 31, 2020:	\$	540,859.00
Interest-Aug-20-N/A		-
Ending Balance-August 31, 2020	\$	540.859.00

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51 600 20

### Total Cash In Bank Accounts-August 31, 2020

\$ 1,860,500.09

<sup>\*\*\*\*</sup>All bank accounts are subject to change when bank statements come in.

### Special Projects

Meter Project			
Vulcan Constrution 1st Pmt-11/01/18	\$	260,568.97	
Vulcan Constrution 2nd Pmt-12/06/18	\$	137,426.99	
Vulcan Construction 3rd Pmt-01/09/19	\$	123,973.71	
Vulcan Constrution 4th Pmt-01/25/19	\$	152,571.35	
Vulcan Construction 5th Pmt-03/05/19	\$	126,109.55	
Vulcan Construction 6th Pmt-03/28/19	\$	295,326.12	
Vulcan Construction 7th Pmt-05/15/19	\$	10,053.14	
Vulcan Construction 8th Pmt-08/29/19	\$	1,225.50	
Vulcan Construction Pmt #9-08/15/19	\$	58,276.60	
Ending Balance-August 31, 2020	\$	1,165,531.93	-
			<b>=</b>
Well Project #CDBG #16451			
Lighthouse Electric 1st Pmt-03/13/19	\$	149,671.45	
Lighthouse Electric 2nd Pmt-08/22/19	\$	63,371.26	
Ending Balance-August 31, 2020	\$	213,042.71	-
			<b>=</b>
Recreation Restroom Project			
CSJ-1st Draw Payment-10/04/18	\$	69,296.75	X-Transferred
CSJ-2nd Draw Payment-11/26/18	\$	55,437.40	X-Transferred
CSJ-3rd Draw Payment-12/06/18	\$	55,437.40	X-Transferred
CSJ-4th Draw Payment-12/27/18	\$	50,437.40	X-Transferred-July20
CSJ-5th Draw Payment-03/13/19	\$		X-Transferred-July20
CSJ-1st Draw Pmt Completion 08/13/19	\$		X-Transferred-July20
CSJ-Addendum-Restroom 09/04/19	\$		X-Transferred-July20
CSJ-2nd Draw Pmt Completion 09/11/19	\$		X-Transferred-July20
CSJ-3rd Draw Pmt Completion 10/10/19	\$		X-Transferred-July20
Final Draw-Completion Restroom/Storage	\$		X-Transferred-July20
Ending Balance-August 31, 2020	\$	461,177.00	•
			=
Recreation A/C Roof Project			
Davis Moreno Construction 1st Pmt- 06/13/19	\$	25,646.95	
Davis Moreno Construction 2nd Pmt-07/09/19	\$	306,852.00	
Davis Moreno Construction 3rd Pmt-07/26/19	\$	83,788.96	
Davis Moreno Construction 4th Pmt-01/09/20	\$	38,688.65	
Davis Moreno Construction Retention-12/19/19	\$	23,946.14	
Ending Balance-August 31, 2020	\$	478,922.70	_
Prop 68 Project-Park/Center			
Broussard Associates Landscape-06/11/19	\$	6,000.00	
Broussard Associates Landscape-07/09/19	\$	6,000.00	_
Ending Balance-August 31, 2020	\$	12,000.00	_
			-
District Office Project			
Mike De Alba-Architect-Pmt-01/18/19	\$	4,500.00	_
Ending Balnce-August 31, 2020	\$	4,500.00	_
	-		-

## Malaga County Water District Account Payables August-2020

Num	Name	Memo	Amount
1	A T & T Mobility	July-2020 Mobile Service	-487.77
2	Alert-O-Lite	Maintenance Supplies	-105.60
3	Allied Rodent Control	WWTF Rodent Control	-350.00
4	Allied Rodent Control	WWTF Rodent Control	-350.00
5	Badger Meter	Beacon Online Service-Aug-20	-436.99
6	California Business Machines	Aug20-Nov20 Copier Service	-792.49
7	California CAD Solutions	Update GIS Website-WWTF	-900.00
8	Central valley Clean Water Association	2020 Membership Renewal	-2,000.00
9	Cintas Corporation #621	August-2020 Uniforms/Supplies	-575.73
10	Clark Pest Control	August-2020 Service-Distdrict Office/Center	-125.00
11	Clark Pest Control	August-20 Service WWTF	-125.00
12	Costanzo & Associates	July-2020 Legal Service	-7,162.95
13	Culligan	August-2020 Water Service-District Office	-17.25
14	Culligan	August-2020 Water Service-WWTF	-75.25
15	Eriks North America Inc.	Maintenance Supplies-WWTF	-182.37
16	Ernest Packaging	WWTF Maint Supplies	-239.74
17	Fresno Bee	Subscription Renewal Sep-Nov-20	-307.51
18	Fresno Equipment Company	New Lawn Mower/Maintenance	-3,716.10
19	Fresno Oxygen	August-2020 Cylinder Rental	-32.64
20	Fresno Oxygen	Maintenance Supplies	-17.91
21	Fresno Pipe & Supply, Inc.	Maintenance WWTF	-144.44
22	Goodyear Commercial Tire	Repair Flat Tire/Maint	-39.98
23	Gordon Saito & Co., CPA's LLP	August-2020 Accounting Services	-925.00
24	Haven's For Total Security	Keys for Center	-48.59
25	Home Depot	Maintenance Suppies	-634.19
26	Industrial Waste & Salvage	July-2020 Solid Waste Business	-44,836.80
27	Mid Valley Distributors	WWTF Maintenance	-5.40
28	Moore Twining Associates,Inc	August-2020 Testing	-847.00
29	National Domains, LLC	Annual Domain Name Listing-2020	-224.00
30	New England Sheet Metal And Mechanical (	CO A/C Maintenance WWTF	-2,075.09
31	Newport Group, Inc.	3rd -Qtr 2020 Record Keeping	-489.14
32	PG&E	August-2020 Utilities	-52,567.71
33	PC Solutions	September-2020 Service Maintenance	-1,678.75
34	Provost & Pritchard	July-2020 Engineering Fees	-4,117.60
35	R & B Company	WWTF Rep/Maint.	-2,371.50
36	Rent A Toilet	Portables for Alley Cleanup	-330.00
37	Robert V. Jensen Inc.	August-2020 District Fuel	-981.49
38	Streamline	August-20 Website Service	-200.00
39	Univar Solutions USA Inc.	Chemicals for Pool	-908.62
40	USA Bluebook	WWTF Materials	-125.65
41	Wex Bank	August-2020 Mgr Fuel	-75.00
42	Yamabe & Horn Engineering	20-274 MALAGA CDBG APPLICATION 21-22-WWTF Nitrate	-1,970.00
		TOTAL:	-133,596.25