



REGULAR BOARD MEETING AGENDA
BOARD OF DIRECTORS MEETING
MALAGA COUNTY WATER DISTRICT
3580 SOUTH FRANK AVENUE
FRESNO, CALIFORNIA 93725
Tuesday, March 11, 2025 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.

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. **Solar Bridge Loan.** Project update and authorizing the board President or Vice-President to submit a request for an extension and related documents.

Recommended action: board's pleasure.

b. **SPR 8257 – Trillium 4642 S. Chestnut Ave.** An Agreement for new water, sewer, and fire service for change of use is attached. Final plans are provided. The County of Fresno is requiring MCWD signature on the final plans.

Recommended Action: Approve execution of service agreement and approval of final plans. Provide direction regarding who will sign the plans on behalf of MCWD.

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

c. **Groundwater Sustainability Charges.** A summary of recommended groundwater sustainability charges for 2025 was prepared. The information is based on actual water use from the commercial/industrial accounts in 2024. The Board approved the methodology for calculating sewer use charges at the February 11, 2025 meeting. The fees are dependent on the status of Rio Bravo (see SGMA Groundwater Sustainability Charges memo). The information received from Rio Bravo indicates that the facility is closed, with the exception of minor maintenance. It is recommended that the Board approve the recommended groundwater sustainability charges for 2025 scenario that does not include an operating Rio Bravo facility.

Recommended Action: Approval of recommended groundwater sustainability charges for 2025.

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

- d. **Sewer Use Charges.** At the January 28, 2025 meeting, the Board approved sewer charge procedure memos, which were subsequently sent to the users. Documents have been signed by several of the commercial/industrial users.

Recommended Action: Consent to execution of the sewer charge procedure memos.

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

5. New Business:

- a. **Amendment Application 3875 – Proposed Rezone of 3185 S Minnewawa Ave.** Amendment Application Review requested by Fresno County. This project includes a proposed rezone from Limited Agricultural to Heavy Industrial Zone District. A draft response is attached.

Recommended Action: Provide any edits to the comment letter. Direct staff to either send the comment letter to the County or transfer the comments to MCWD letterhead and send to the County.

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

- b. **Comunidad Nuevo Lago (formerly Shady Lakes MHP) Sewer Consolidation.** A preliminary engineering report was prepared and submitted to Self-Help Enterprises for distribution to Malaga CWD and Comunidad Nuevo Lago. Self-Help has requested that P&P move forward with preliminary design and CEQA for the recommended sewer consolidation project. The proposed project includes a new lift station at the MHP (to be owned by the MHP), sewer force main to the MCWD boundary, and gravity sewer main to the WWTF. The project also includes improvements at the MCWD WWTF. Self-Help Enterprises is preparing a construction funding application. MCWD would be the applicant. It is requested that the following funding application documents (also attached) are reviewed and signed by MCWD:

- T2a – General Plan Compliance Certification
- T2b – Certification for Compliance with Water Metering
- T6 – Certification for Water Conservation and Management

Recommended Action: Review and approve execution of funding application documents.

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

- c. **PC Solutions Firewall Protection.** The district's three XG135 Firewalls will reach end-of-life on March 31, 2025. Firewall protection monitors and controls network traffic, acting as a barrier to prevent unauthorized access to a computer or network, essentially protecting it from malicious threats like hackers and malware by analyzing and blocking anything that may be considered suspicious or dangerous. The cost to replace the current system is \$4,004.34. The typical lifecycle of the new series is of 6-7 years, depending on firmware updates and evolving security advancements as well as performance demands.

Recommended action: To approve quote of \$4,004.34 to update to the firewall system.

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

6. Recreation Reports:

7. Engineer Reports:

- a. District Engineer Report.
- b. CDBG Engineer Report:

8. General Manager's Report:

- a. Safety training Request for Proposals. The District has, in the past, contracted with a third party to provide workplace and equipment safety training and certification. This includes, but is not limited to: OSHA 10 cards, tractor and backhoe certification, proper use of PPE, emergency response plan implementation, confined space training, lock-out tag-out procedures, and other applicable workplace/work site training. The District would now like to request proposals to conduct such training for District employees.

Recommended Action: to authorize the acting GM to solicit proposals to provide ongoing workplace safety training and certification.

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

- b. Teen Room Computer Review: The GM is requesting approval to have the District IT provider conduct a review of the computers at the Teen Room to make sure all of the computers are working properly, the computers and WiFi network have filters appropriate for use by school age children, and that the printer other equipment at the Teen Center are functioning properly.

Recommended Action: To authorize the acting GM to have PC Solutions review the Teen Center computers, software and related equipment and provide a proposal for any needed upgrades.

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

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 February 25, 2025.
- b. Accounts Payable Report.

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

Motion by: _____; Second by: _____

14. Communications:

a. Written Communications:

1. The district office received notification from PG&E that the gas meter requires protection due to the proximity of the driveway. PG&E's MPP will install 4-inch-wide posts at no cost to the district. Installation may take place within a month.

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.*

15. Closed Session:

- a. Pending Litigation: Two Cases: Malaga v CSJ Construction Fresno County Superior Court Case No.: 23CECG03436 (Government Code 54956.9(d)(1).); Malaga v. CVRWQCB Madera Superior Court Case MCV071280
- b. Potential Litigation: One Case (Government Code §54957(d)(2).)
- c. Personnel Evaluation: All Positions (Government Code 54957(b).)

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 March 11, 2025 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 03/07/2025.

Norma Melendez, District Clerk

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

Malaga County Water District
3580 W. Frank Street
Fresno, California 93725
APN: 331-110-01

**NO RECORDING FEE REQUIRED - RECORDING
REQUESTED BY GOVERNMENT AGENCY
Government Code Section 27383**

(Above space for Recorder's Use)

**AGREEMENT FOR NEW WATER, SEWER AND FIRE SERVICE FOR CHANGE OF
USE**

THIS AGREEMENT is made and entered into this 11th day of March 2025, (the "Effective Date") by and between the Malaga County Water District, a California county water district, located in the County of Fresno, State of California (hereinafter referred to as "District" or "MCWD") and Trillium USA Company, LLC, an Oklahoma limited liability company (hereinafter referred to as "Applicant").

RECITALS

1. Applicant or its affiliate is the owner of the real property commonly known as 4642 S. Chestnut Avenue, Fresno, California, 93725 Fresno County Assessor Parcel No. 331-110-01 (the "Property").
2. The Property is Zoned M-3 Heavy Industrial, by the County of Fresno and the previous use of the Property required an eight (8) inch fire line, four (4) inch potable water connection, and a sewer connection that required an on-site lift station.
3. Applicant's proposed use on the Property will be less intensive, in terms of water and sewer demand/discharge and will require a three-fourths (3/4) to one (1) inch water connection and meter, a sewer connection equivalent to a residential sewer connection, and an eight-inch fire line connection.

COVENANTS AND CONDITIONS

IS IT MUTUALLY AGREED AS FOLLOWS:

1. That the foregoing Recitals are true and correct and incorporated by this reference herein as though fully set forth at this point.
2. Applicant shall be charged for the water service at the rate associated with a three-fourths (3/4) inch to one (1) inch water connection, shall be charged for the sewer connection equivalent to a residential sewer connection, and shall be charged for the

existing eight-inch fire line. Applicant shall reimburse the District for the District's engineering and other costs related to Applicant's Connection to the District's Utilities. Applicant shall make a deposit with the District in an amount determined by the General Manager to pay the District for costs incurred by the District related to this Agreement and pay a service application fee and other applicable fees as set forth in the District's Master Schedule of Fees, Charges, Penalties and Recovered Costs (*Appendix A*). If any portion of the deposit is unused by the District, said remainder of the deposit will be returned to the Applicant.

3. If the use of the property changes from the Operation Plan dated January 11, 2024, attached hereto and incorporated herein by this reference as Exhibit A, the MCWD shall be provided with an updated Operation Plan and any proposed improvements to water and sewer facilities will be subject to MCWD review and approval. If the proposed water and sewer demands are determined to be in excess of a residential connection, the charges for water and sewer will be updated in accordance with the District's Master Schedule of Rates, Fees, and Recovered Costs in effect at that time.

4. Indemnity. Except to the extent of District's gross negligence or willful misconduct, and to the fullest extent permitted by law, Applicant agrees to indemnify, hold harmless, protect, and defend District and District's Employees, Board of Directors, District Engineer, agent(s), representatives, and contractors from any and all claims, causes of action, liability, losses, costs, and damages, for the foreseeable or unforeseeable, arising out of or related to any act, omissions, or neglect of Applicant or Applicant's agent(s), employees, representatives, or contractors, or arising from or related to Applicant's use of or activities on or about the Property of the District, including, without limitation to, any claims related to any liens or encumbrances related to or resulting from this Agreement. The provisions of this section shall survive the termination, cancellation, or expiration of this Agreement.

5. Applicant agrees that Applicant, and their heirs, beneficiaries, successors, and assigns, shall be subject to all laws, ordinances, policies and procedures of the District relating to Utility services provided by District to Applicant, including, but not limited to, billing rates and procedures, and all laws and ordinances related to meters, back-flow prevention devices. The District's Pretreatment Program, and other health and safety requirements.

6. Applicant understands and agrees that any change in the use of the Property or the intensity of the use of the Property may require that new connection be made to the Districts water and wastewater facilities, including but not limited to the installation of an onsite lift station or other facilities either on-site or off-site, as determined by the District, and agree to make such new connections or install such facilities as required by the District.

7. General.

a. Choice of Law and Venue. This Agreement shall be construed and enforced in accordance with the laws of the State of California. In the event of litigation between the parties, venue in state trial court shall lie exclusively in the County of Fresno. In the event that either Party brings an action to enforce any provision of this Agreement, the prevailing Party in such action shall be entitled to and shall have its Attorney's fees and costs.

b. Amendment. This Agreement may only be amended or modified upon the written agreement between the parties hereto.

c. Severability. If any of the provisions contained in this Agreement shall for any reason be held to be invalid, illegal, or unenforceable, in any respect, such invalidity, illegalities, or unenforceability shall not affect any other provision of this Agreement and this Agreement shall be construed as if such invalid, illegal, or unenforceable provision had not been contained in this Agreement.

d. Entire Agreement. This Agreement is the entire Agreement between the parties, and supersedes and prior agreement, representation, negotiations, or correspondence between the parties except as expressed in this Agreement or as otherwise provided for in this Agreement, and no subsequent change or addition to this Agreement shall be binding unless in writing and signed by both parties to this Agreement.

e. Waiver. The waiver by either party of any breach or violation of any provision of this Agreement shall not be deemed to be a waiver of any breach or violation of any other provision nor of any subsequent breach or violation of the same or any other provisions. The acceptance of any monies that become due hereunder shall not be deemed to be a waiver of any pre-existing or concurrent breach or violation by the parties of any provisions to this Agreement.

f. Time is of the essence in this Agreement.

g. Term. The term of this Agreement shall be for thirty (30) years from the effective date of this Agreement set forth above. Applicant may terminate this Agreement upon thirty (30) days written notice to District.

h. Maintenance. Applicant shall be responsible for the maintenance of all facilities installed on the Property.

8. The provisions of this Agreement shall bind and inure to the benefit of the heirs, beneficiaries, successors, and assigns of the parties hereto and to any interest or ownership in the Agreement or to the aforesaid Property.

9. Notices. All notices required or permitted by this Agreement shall be in writing and shall either be personally delivered or sent by United States mail, first-class postage prepaid, addressed as follows:

To the District: Malaga County Water District
3580 S. Frank Street
Fresno, CA 93725
Attn: General Manager

To the Applicant: Trillium USA Company, LLC
2929 Allen Pkwy, Suite 4100
Houston, TX 77019

10. Authority.

A. Each person signing below represents and warrants that he or she is duly authorized to sign and enter into this Agreement.

B. this Agreement may be executed in counterparts or by facsimile, each of which shall be an original and all of which shall constitute one and the same Agreement.

IN WITNESS WHEREOF, the parties have entered into this Agreement as of the last day and year set forth below.

APPLICANT:

DISTRICT:

Trillium USA Company, LLC

MALAGA COUNTY WATER DISTRICT

By: _____
Ryan Erickson

By: _____
Charles Garabedian, Jr., President

Title: _____

Dated: _____

Dated: _____



2929 Allen Parkway, Suite 4100
Houston, TX 77019
Phone: (346) 397-7099
[Trillium \(trilliumenergy.com\)](http://Trillium(trilliumenergy.com))

Fresno CNG Fueling Station Project Description/Operational Statement

The proposed project is to build a Compressed Natural Gas (CNG) retail cardlock fuel station that supports the local trucking fleets of Fresno, CA in their transition to cleaner burning fuels. A cardlock fuel station is one that which is unmanned and is specifically made for businesses as opposed to the general public. Trillium is a nationally recognized leader in sustainable transportation solutions. Over the past 25 years Trillium has built over 200 CNG stations for companies like UPS, Frito-Lay, Orange County Transit, and New York City Transit. Locally Trillium operates the UPS CNG station in Fresno, City of Visalia Corp Yard, Visalia Unified School District, and in Tulare at the Roche Oil Mobil station off Paige Ave. Trillium has 65 public retail stations throughout the US with a goal of 8 new stations in California by the end of 2024.

The project will provide Renewable Natural Gas (RNG) that is derived by capturing methane from Dairies, Landfills, and Wastewater Treatment Plants. This Carbon Negative fuel supports the initiatives to reduce transportation GHG emissions in the San Joaquin Valley and the SJV Air District. The property is strategically located in a growing Industrial area with trucking fleet operations less than 1 mile away. Large trucking fleets like ESTES Trucking, CRST, R&L Transport, and Reddaway are all looking to transition a portion of their fleet to Near-Zero Emission Vehicles that run on RNG and are already located on the same street and passing by the proposed facility daily.

Specifically on the western third of the property, the project will consist of a CNG fueling area under a canopy, which will have three fueling dispensers. In addition, the natural gas compression equipment will be installed onsite on an open-air concrete pad. Adjacent to this pad will be a CMU block wall enclosure to house electrical switchboards and ancillary equipment including an air compressor and air dryer. The equipment and enclosure will be secured behind a fence & rolling gate on the most eastern 2/3 of the property. It is expected that the remaining property may be leased to a third-party trucking business for use and therefore may have restricted access.

The proposed project will be open and operational 24/7 without the need for an attendant or employee. This station will be fuel card or credit card actuated. Most trucks anticipated to visit the site are locally based and support the large number of Distribution Centers in the area. Many of the trucking fleets anticipated to fuel at this location have truck yards located on S. Chestnut Ave and pass by the proposed station daily. Typical fueling times for these fleets are between 5am and 10am and then evenings between 3pm and 8 pm. Number of trucks per day will likely be between 20-30 and up to 40 on a busy day.

Fuel to the station (natural gas pipeline) is provided through a connection to the local gas utility (PG&E) on Chestnut Ave without the need for any underground storage.

To: Malaga County Water District

From: Michael Taylor, Maija Madec

Subject: SGMA Groundwater Sustainability Charges

Date: February 20, 2025

The approved methodology for calculating SGMA Groundwater Sustainability Charges was described in the memorandum dated February 4, 2025.

Groundwater Sustainability Charges:

The current annual Groundwater Sustainability Charges have been calculated based on the approved methodology. Calculations are based on the previous year (2024) pumping and flow data. However, with the potentially significant reduction in water usage from Rio Bravo, the calculation is presented in two ways: with 2024 flows from Rio Bravo; and 2) reducing Rio Bravo to zero.

A comparison table of rates is included on the following page. Those businesses with no SGMA charge for the current year have been removed from the table.

Acct#	Business	Groundwater Sustainability Charge w/ Rio Bravo	Groundwater Sustainability Charge w/o Rio Bravo	Difference	% Difference
002--		\$136.34	\$178.21	\$41.87	31%
003-1.01		\$0.43	\$0.56	\$0.13	31%
004--		\$117.34	\$153.37	\$36.03	31%
4.01		\$201.33	\$263.15	\$61.82	31%
005--		\$9,854.19	\$0.00	\$9,854.19	-100%
006-1		\$202.46	\$264.63	\$62.17	31%
007-1.01		\$0.43	\$0.56	\$0.13	31%
007-1.02		\$2.08	\$2.72	\$0.64	31%
007-10		\$200.94	\$262.64	\$61.70	31%
007-13		\$36.34	\$47.50	\$11.16	31%
007-14		\$82.20	\$107.43	\$25.24	31%
007-15		\$5.04	\$6.59	\$1.55	31%
007-16		\$77.55	\$101.36	\$23.81	31%
007-2		\$119.31	\$155.95	\$36.64	31%
007-3		\$16.39	\$21.42	\$5.03	31%
007-3-A		\$337.26	\$440.82	\$103.56	31%
007-3-B		\$39.00	\$50.98	\$11.98	31%
007-3-C		\$0.02	\$0.02	\$0.01	31%
007-4		\$2.44	\$3.18	\$0.75	31%
007-5		\$446.86	\$584.08	\$137.22	31%
007-6		\$2.06	\$2.69	\$0.63	31%
007-7		\$168.99	\$220.88	\$51.89	31%
007-A		\$3.15	\$4.12	\$0.97	31%
007-B		\$269.23	\$351.91	\$82.67	31%
007-C		\$0.43	\$0.56	\$0.13	31%
008--		\$12,302.25	\$16,079.80	\$3,777.56	31%
008.01		\$0.43	\$0.56	\$0.13	31%
008-0		\$5.25	\$6.86	\$1.61	31%
008-0.1		\$401.44	\$524.71	\$123.27	31%
008-00		\$15.74	\$20.57	\$4.83	31%
008-0-B		\$120.26	\$157.19	\$36.93	31%
008-1		\$0.43	\$0.56	\$0.13	31%
008-2		\$87.00	\$113.71	\$26.71	31%
008-A		\$1.04	\$1.36	\$0.32	31%
008-B		\$444.84	\$581.44	\$136.59	31%
008-C,D		\$83.20	\$108.74	\$25.55	31%
008-E		\$662.69	\$866.18	\$203.49	31%
008-F		\$179.33	\$234.40	\$55.07	31%
008-G,H		\$22.50	\$29.41	\$6.91	31%
008-K		\$14.73	\$19.26	\$4.52	31%
008-K-10		\$3.48	\$4.56	\$1.07	31%

Acct#	Business	Groundwater Sustainability Charge w/ Rio Bravo	Groundwater Sustainability Charge w/o Rio Bravo	Difference	% Difference
008-K-13		\$164.85	\$215.47	\$50.62	31%
008-K-17		\$5.56	\$7.27	\$1.71	31%
008-K-18		\$14.28	\$18.67	\$4.39	31%
008-K-19		\$0.03	\$0.03	\$0.01	31%
008-K-20		\$13.50	\$17.65	\$4.15	31%
008-K-21		\$13.87	\$18.13	\$4.26	31%
010-0		\$129.33	\$169.04	\$39.71	31%
010-1		\$167.53	\$218.97	\$51.44	31%
010-2		\$209.43	\$273.74	\$64.31	31%
011		\$204.09	\$266.76	\$62.67	31%
011.4		\$120.85	\$157.96	\$37.11	31%
011-1		\$209.11	\$273.32	\$64.21	31%
011-3		\$118.62	\$155.04	\$36.42	31%
011-4		\$108.30	\$141.55	\$33.25	31%
011-4A.01		\$0.43	\$0.56	\$0.13	31%
011-5		\$65.27	\$85.31	\$20.04	31%
011-6		\$425.05	\$555.57	\$130.52	31%
012--		\$188.38	\$246.23	\$57.85	31%
014-1,2		\$119.11	\$155.68	\$36.57	31%
019-1		\$124.84	\$163.17	\$38.33	31%
020--		\$1,469.58	\$1,920.83	\$451.25	31%
022-1		\$238.04	\$311.13	\$73.09	31%
022-2		\$11.10	\$14.50	\$3.41	31%
022-3&3A		\$364.30	\$476.16	\$111.86	31%
022-3&3A		\$0.43	\$0.56	\$0.13	31%
023-----		\$71.37	\$93.29	\$21.92	31%
023-1		\$39.52	\$51.66	\$12.14	31%
024--		\$344.22	\$449.92	\$105.70	31%
024-2		\$73.10	\$95.55	\$22.45	31%
25.01		\$19.88	\$25.98	\$6.10	31%
026-1		\$1,494.58	\$1,953.51	\$458.93	31%
027--		\$112.24	\$146.71	\$34.47	31%
027-1		\$10.10	\$13.20	\$3.10	31%
027-2		\$18.34	\$23.97	\$5.63	31%
029		\$0.24	\$0.31	\$0.07	31%
030--		\$3.28	\$4.29	\$1.01	31%
032--		\$34.29	\$44.82	\$10.53	31%
032-2		\$31.14	\$40.70	\$9.56	31%
032-3		\$674.47	\$881.57	\$207.10	31%
032-4		\$8.11	\$10.60	\$2.49	31%
034		\$10.66	\$13.93	\$3.27	31%

Acct#	Business	Groundwater Sustainability Charge w/ Rio Bravo	Groundwater Sustainability Charge w/o Rio Bravo	Difference	% Difference
035-2		\$290.10	\$379.18	\$89.08	31%
036		\$291.11	\$380.50	\$89.39	31%
040-1		\$179.85	\$235.08	\$55.23	31%
042-3		\$10.90	\$14.25	\$3.35	31%
044-3		\$5.96	\$7.79	\$1.83	31%
046--		\$166.98	\$218.25	\$51.27	31%
046-1		\$97.02	\$126.82	\$29.79	31%
056		\$11.08	\$14.49	\$3.40	31%
060-1		\$135.96	\$177.71	\$41.75	31%
061.01		\$8.59	\$11.23	\$2.64	31%
063,64		\$277.87	\$363.19	\$85.32	31%
067		\$7.65	\$10.00	\$2.35	31%
073--		\$4.15	\$5.42	\$1.27	31%
074-1		\$42.35	\$55.35	\$13.00	31%
076-1		\$156.41	\$204.44	\$48.03	31%
076-2		\$2.49	\$3.26	\$0.76	31%
076-3.01		\$5.62	\$7.35	\$1.73	31%
076-5,6		\$1,500.60	\$1,961.38	\$460.78	31%
077		\$6.41	\$8.37	\$1.97	31%
079		\$16.65	\$21.76	\$5.11	31%
081		\$9.39	\$12.28	\$2.88	31%
082		\$7.12	\$9.30	\$2.19	31%
083		\$32.32	\$42.25	\$9.92	31%
084--		\$5.31	\$6.94	\$1.63	31%
084-1.01		\$31.78	\$41.54	\$9.76	31%
085-087		\$53.45	\$69.86	\$16.41	31%
086.01		\$51.66	\$67.52	\$15.86	31%
087		\$64.55	\$84.37	\$19.82	31%
088		\$86.09	\$112.53	\$26.44	31%
089		\$20.98	\$27.42	\$6.44	31%
091,091-1		\$12.04	\$15.74	\$3.70	31%
093		\$80.82	\$105.64	\$24.82	31%
094-2		\$284.40	\$371.73	\$87.33	31%
094-3		\$3.98	\$5.20	\$1.22	31%
095--		\$24.38	\$31.87	\$7.49	31%
096		\$4.72	\$6.17	\$1.45	31%
098		\$101.83	\$133.10	\$31.27	31%
099-A		\$91.09	\$119.06	\$27.97	31%
099-C		\$0.43	\$0.56	\$0.13	31%
104&105		\$865.91	\$1,131.80	\$265.89	31%
106A		\$51.34	\$67.10	\$15.76	31%

Acct#	Business	Groundwater Sustainability Charge w/ Rio Bravo	Groundwater Sustainability Charge w/o Rio Bravo	Difference	% Difference
113--		\$196.41	\$256.72	\$60.31	31%
118.02		\$73.99	\$96.70	\$22.72	31%
119-1.01		\$108.46	\$141.76	\$33.30	31%
119-2		\$130.19	\$170.16	\$39.98	31%
119-3		\$0.43	\$0.56	\$0.13	31%
121&-1		\$2,194.00	\$2,867.69	\$673.69	31%
128		\$0.43	\$0.56	\$0.13	31%
129--		\$42.89	\$56.06	\$13.17	31%
Total		\$41,946.00	\$41,946.00	\$0.00	

MALAGA COUNTY WATER DISTRICT

MASTER SCHEDULE OF FEES, CHARGES, PENALTIES AND RECOVERED COSTS

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MALAGA COUNTY WATER DISTRICT

MASTER SCHEDULE OF FEES, CHARGES AND RECOVERED COSTS

CHAPTER ONE

SEWER

1. **SEWER RATES**

**effective August 1, 2024*

- A. **Residential Equivalent Sewer Unit (“ESU”)** \$ 65.60

An ESU is equivalent to sewer service to a residential unit (single family dwelling)

The basic formula* used to calculate an ESU:

$$\text{ESU} = \frac{\text{Flow (gpd)}}{150} \times [0.4 + \frac{0.3(\text{BOD mg/1})}{175} + \frac{0.3(\text{TSS mg/1})}{185}]$$

*The formula is subject to change as deemed necessary by the District based on user classification or otherwise and does not apply to users who have requested and/or been assigned a minimum ESU based on connection size, capacity requirement, or reservation, or to accommodate special situations and for commercial and industrial sewer use calculations.

- B. **Industrial User Equivalent Sewer Unit (“ESU”)** \$ 65.60

Commercial/industrial users are assigned ESUs by the District based on water use, wastewater flow, and characterization.

The Industrial User ESUs assigned may be reviewed and recalculated at any time by the District or at the request of the applicant and the approval of the General Manager.

- C. **Collection System Surcharge (All users)** \$ 5.55/ESU

A surcharge per ESU for collection system inspection, maintenance, and repairs.

- D. **Compliance/Ground Water Quality Surcharge (All users)** \$ 5.12/ESU

A surcharge for the costs of compliance with state and federal regulations for groundwater quality and conservation.

- E. **Residential Pretreatment Surcharge** \$ 0.15/ESU

A surcharge for pretreatment costs of residential sewer service.

F.	<u>Industrial User Pretreatment Surcharge</u>	\$.97/ESU
	A surcharge for pretreatment costs of commercial and industrial sewer service.	
G.	<u>Industrial User Capacity Expansion Surcharge</u>	\$ 5.96/ESU
	A surcharge for capacity expansion costs of commercial and industrial sewer service.	
H.	<u>Total Residential Sewer Rate per ESU</u>	\$ 65.75/ESU
I.	<u>Total Industrial/Commercial Sewer Rate per ESU</u>	\$ 72.53/ESU
J.	<u>New sewer connection fee</u>	\$ 1,918.65/ESU
	Connection fee for new sewer service per ESU.	

2. PERMITS

A.	Sewer Permit Fee (All users) (Applications are made with an application for water service. Separate fee required.)	\$ 46.51 per connection
B.	Non-Residential: Industrial User Wastewater Discharge Permit (new user)	
	Class 1 - SIU (MC §3.06.010 (A).)	\$1,923.20
	Class 2 - Categorical User (MC §3.06.010 (B).)	\$2,394.93
	Class 3 - Potential Discharging Categorical User (MC §3.06.010 (C).)	\$1,161.32
	Class 4 – FSE (MC §3.06.010 (D).)	\$ 636.31
	Class 5 – Industrial User (MC §3.06.010 (E).)	\$ 204.50

¹ *New User shall include a permit issued to an existing customer who is required to change Permit Classification as determined by the District*

² *Fee does not include costs of sampling and testing, review of pretreatment plan, review of SLUG control plan, review of FOG control plan, compliance/enforcement inspections, compliance orders, enforcement actions, or any other costs to the District not directly related to the issuance of a permit, all of which are billed at actual costs to the District.*

C.	Permit Renewal / Annual Permit Fee ³ .	
	1) Class 1 - SIU	\$2,791.64
	2) Class 2 - Categorical User Permit	\$2,791.64
	3) Class 3 - Potential Discharging Categorical User	\$ 270.16
	4) Class 4 - FSE	\$ 918.54
	5) Class 5 - Industrial User Permit	\$ 297.17

3. Fee does not include costs of sampling and testing, review of pretreatment plan, review of SLUG control plan, review of FOG control plan, compliance/enforcement inspections, compliance orders, enforcement actions, or any other costs to the District not directly related to the issuance of a permit, all of which are billed at actual costs to the District.

D. Additional Charges:

- 1) Class 1 through 3 Permit
 - a. Required Permit Inspection(s)⁴
\$ No Charge
 - b. Compliance Schedule/Order Inspection⁵ \$ 144.17
 - c. Compliance Schedule/Order Inspection,
Requiring Sampling and Testing \$ 144.17
(plus actual costs of sampling, monitoring and testing.)
 - d. Enforcement Inspection⁶ \$ 144.17
 - e. Enforcement Inspection,
Requiring Sampling and Testing \$ 144.17
(plus actual costs of sampling, monitoring and testing.)

- 2) Class 4 Permit
 - a. Requires Permit Inspection(s)⁴ \$ No Charge
 - b. Compliance Schedule / Order Inspection⁵ \$ 98.94
 - c. Compliance Schedule / Order Inspection,
Requiring Sampling and Testing \$ 98.94
(plus actual costs of sampling, monitoring and testing.)
 - d. Enforcement Inspection⁶ \$ 98.94
 - e. Enforcement Inspection Requiring Sampling and Testing \$ 98.94
(plus actual costs of sampling, monitoring and testing.)

- 3) Class 5 Permit
 - a. Required Permit Inspection(s)⁴ \$ No Charge
 - b. Compliance Schedule / Order Inspection⁵ \$ 50.88
 - c. Compliance Schedule / Order Inspection,
Requiring Sampling and Testing \$ 50.88 (plus actual costs of
sampling, monitoring and testing.)
 - d. Enforcement Inspection⁶ \$ 50.88
 - e. Enforcement Inspection,
Requiring Sampling and Testing \$ 50.88 (plus actual costs of
sampling, monitoring and testing.)

- 4) Class 1 through 5 Permits
 - a. Review of Pretreatment Plan actual cost*
 - b. Review of Slug Control Plan actual cost*
 - c. Review of Fog Control Plan actual cost**
 - d. Compliance Order/Schedule actual cost**

*Requires \$2,500.00 Deposit

**Requires \$1,500.00 Deposit

4. *Required Permit Inspection(s) are those inspections required by the permit which includes 1 inspection for class 1,2,3, and 5 permits and 3 inspections for a class 4 permit.*
5. *Compliance Schedule /Order Inspection(s) are inspections required to confirm compliance with a compliance schedule or compliance order issued by the District.*
6. *Enforcement inspections are inspections deemed necessary by the District to ensure compliance with the users permit*

3. LOADING SURCHARGES

- 1) Biochemical Oxygen Demand (BOD) in excess of 300 milligrams per liter (mg/L) shall be charged a loading surcharge of \$6.56 per 100 pounds of BOD in excess of 300 mg/L. Loading surcharges are not a monetary exchange to dilute or pollute. Loading surcharges pay the cost to treat excess loading. Industrial Users are subject to penalties to be charged by the District or incurred by the District as a result of excessive BOD loadings or violation of the Malaga Code.
- 2) Total Suspended Solids (TSS) in excess of 300 milligrams per liter (mg/L) shall be charged a loading surcharge of \$ 7.81 per 100 pounds of TSS in excess of 300 mg/L. Loading surcharges are not a monetary exchange to dilute or pollute. Loading surcharges pay the cost to treat excess loading. Industrial Users are subject to penalties to be charged by the District or incurred by the District as a result of excessive TSS loadings or violation of the Malaga Code.
- 3) Electrical Conductivity (EC) in excess of 800 micro-ohms per centimeter at 25 C (u-ohm/cm @ 25 C) shall be charged a loading surcharge of the cost of water at current rates required to maintain 800 u-ohm/cm @ 25 C. The EC surcharge is not a monetary exchange to dilute or pollute. Loading surcharges pay the cost to treat excess loading. Industrial Users are subject to penalties to be charged by the District or incurred by the District as a result of excessive EC loadings or violation of the Malaga Code.

4. SANITARY SEWER OVERFLOW.

Sanitary Sewer Overflow (SSO) clean-up costs and penalties due to an SSO caused by any sewer user (residential, commercial, or industrial) shall be charged to the responsible party, and are also subject to additional citations, penalties, and other enforcement actions in accordance with the District's Sewer System Management Plan and the Malaga Code.

5. SEWER COLLECTION SYSTEM.

Sewer collection system cleaning or maintenance costs caused by any sewer user (residential, commercial, or industrial) shall be charged to the responsible party, and are also subject to additional citations, penalties, and other enforcement actions in accordance with the District's Sewer System Management Plan and the Malaga Code.

6. SEWER PIPELINE REPLACEMENT AND REPAIR.

Any sewer user or any other person who causes damage to the District's sewer collection system that requires replacement or repair of any infrastructure shall be charged all costs, plus 30% for administration and overhead if replacement or repairs are done by the District. Additional citations, fines, or penalties may also apply in accordance with state and county laws, and the Malaga Code.

7. COLLECTION SYSTEM INSTALLATION- DISTRICT

Installation cost if by District, plus 30% (administration and overhead).

MALAGA COUNTY WATER DISTRICT

MASTER SCHEDULE OF FEES, CHARGES, PENALTIES AND RECOVERED COSTS

CHAPTER TWO

WATER

1. **RESIDENTIAL (METERED)**

**Effective August 1, 2024*

TIER 1 BASE RATE

CF = cubic foot = 7.48 gallons; HCF = hundred cubic feet = 748 gallons

<u>Meter Size</u>	<u>Allocation CF</u>	<u>Allocation HCF</u>	<u>Monthly Cost</u>
1”- 1 ¼ “	1200 =	12.0	\$13.38

TIER 2 QUANTITY CHARGE

The monthly charge (in addition to the Tier 1 Base Rate above) per HCF water usage greater than the base rate allocation.

<u>Meter Size</u>	<u>Allocation HCF</u>	<u>Cost per HCF</u>
1”- 1 ¼ “	12.1- 33.0	\$1.11

TIER 3 QUANTITY CHARGE

The monthly charge (in addition to the Base Rate and the Tier 2 Rate) per HCF water usage greater than the Tier 1 allocation.

The Tier 2 charge equals the Tier 1 charge plus the Groundwater Sustainability Surcharge as defined in the Malaga Code. The Groundwater Sustainability Surcharge is\$ 0.59/HCF.

<u>Meter Size</u>	<u>Allocation HCF</u>	<u>Cost per HCF</u>
1”- 1 ¼ “	> 33.0	\$1.70

2. **TIER 1 BASE RATE (METERED)**

The monthly cost of water service based on meter size.

CF = cubic foot = 7.48 gallons; HCF = hundred cubic feet = 748 gallons

<u>Meter Size</u>	<u>Allocation CF</u>	<u>Allocation HCF</u>	<u>Monthly Cost</u>
¾”	700 =	7.0	\$ 8.03
1” – 1 ¼”	1200 =	12.0	\$13.38
1 ½”	2300 =	23.0	\$26.76

2"	3700	=	37.0	\$ 42.82
3"	7000	=	70.0	\$ 80.20
4"	11,700	=	117.0	\$133.80
6"	23,300	=	233.0	\$267.59
8"	37,300	=	373.0	\$428.15
10"	53,700	=	537.0	\$615.47

3. **TIER 2 QUANTITY CHARGE**

The monthly charge (in addition to the Tier 1 Base Rate above) per HCF water usage greater than the base rate allocation.

<u>Meter Size</u>	<u>Allocation HCF</u>	<u>Cost per HCF</u>
¾"	7.1 – 20.0	\$ 1.74
1" – 1 ¼"	12.1 – 33.0	1.74
1 ½"	23.1 – 67.0	1.74
2"	37.1 – 107.0	1.74
3"	70.1 – 200.0	1.74
4"	117.1 – 333.0	1.74

4. **TIER 3 QUANTITY CHARGE**

The monthly charge (in addition to the Base Rate and the Tier 2 Rate) per HCF water usage greater than the Tier 1 allocation.

The Tier 2 charge equals the Tier 1 charge plus the Groundwater Sustainability Surcharge as defined in the Malaga Code. The Groundwater Sustainability Surcharge is \$ 0.59/HCF.

<u>Meter Size</u>	<u>Allocation HCF</u>	<u>Cost per HCF</u>
¾"	> 20.0	\$ 1.70
1" – 1 ¼"	> 33.0	1.70
<u>Meter Size</u>	<u>Allocation HCF</u>	<u>Cost per HCF</u>
1 ½"	> 67.0	\$ 1.70
2"	> 107.0	1.70
3"	> 200.0	1.70
4"	> 333.0	1.70

5. **PRIVATE FIRELINE SERVICES - Base Rate**

The monthly rate per area in square feet of the building being serviced.

<u>Meter Size</u>	<u>Area Allocation (sq ft)</u>	<u>Monthly Cost</u>
2" Meter	8,000	\$ 25.17
3" Meter	15,000	47.20
4" Meter	25,000	78.66
6" Meter	40,000	157.31
8" Meter	64,000	251.69
10" Meter	92,000	361.81

Additional charge per thousand square feet of building over allowance: \$ 3.05

6. NON-RESIDENTIAL USER SURCHARGE- METER DEBIT SERVICE

<u>Meter Size</u>		<u>Fee</u>
¾"	\$	1.19
1"	\$	1.98
1 ½ "	\$	3.95
2"	\$	6.33
3"	\$	11.86
4"	\$	19.77
6"	\$	39.55
8"	\$	63.27
10"	\$	90.96

7. CONNECTION FEE: WATER SERVICE

The fee to install a new water service connection.

<u>Meter Size</u>		<u>Fee</u>
Single Family Dwelling	\$	1,307.75 each
¾"	\$	1,867.45 each
1"	\$	3,175.20 each
1 ¼"	\$	4,482.96 each
1 ½"	\$	6,165.88 each
2"	\$	9,902.35 each
3"	\$	18,681.85 each
4"	\$	31,199.74 each
6" and greater		Determined at time of application

8. CONNECTION FEE: FIRE SERVICE

The fee to install a new water connection for fire suppression service.

<u>Size</u>		<u>Fee</u>
2"	\$	742.61 each
3"	\$	1,111.02 each
4"	\$	1,460.20 each
6"	\$	2,547.48 each
8"	\$	3,822.82 each
10"	\$	4,159.06 each
12"	\$	4,390.86 each

9. WATER METER FEE

The cost of a water meter supplied by the District. Only approved water meters are permitted. If the District provides the water meter, the cost is the same as the District's cost.

10. MISCELLANEOUS WATER FEES, PERMITS, AND DEPOSITS

The cost of miscellaneous fees, permits, and deposits. All new water service accounts require a water use permit fee and a deposit in addition to the rates and fees listed above in items 1, 2, 5, 6, and 7.

Temporary hydrant use requires the use of a District approved backflow prevention device (BPD) and meter. A deposit is required for a District supplied meter with BPD.

<u>Item</u>	<u>Cost</u>
Water Permit	\$ 33.90 each
Deposit: New Residential Account	\$ 19.50 each
Deposit: New Commercial Account	\$ one month's base rate per meter size
Connection Inspection	\$ 33.90 each
Temporary Hydrant Use	\$ 173.30 each
Deposit: District hydrant meter with BPD	\$ 1,637.60 each
Temporary Hydrant Minimum Charge	\$ 235.90 each

11. METER TEST DEPOSIT

Upon a customer's request, the fee to test a water meter. The deposit shall be refunded if the meter registers more than two percent (2.0%) higher than it should. The deposit for the meter test is \$133.50 per meter tested.

12. WATER SERVICE RECONNECTION FEE

The fee to resume water service that has been terminated. Water service can be terminated for failure to pay the water bill, or misuse of water as described in the Malaga Code. Other penalties and fines related to misuse of water contained in the Malaga Code may also apply. The water service reconnection penalty is \$ 66.75.

13. LATE PENALTY FEE

The fee for paying the District water/sewer/trash utility bill after the due date is \$10.

14. PRIVATE FIRE PROTECTION INSTALLATION CHARGE- DISTRICT

Installation cost if by District , plus 30% (administration and overhead).

15. PIPELINE INSTALLATION CHARGE - DISTRICT

Installation cost if by District, plus 30% (administration and overhead).

16. TEMPORARY WATER SERVICE FEES

Temporary water service may be provided at the discretion of the General Manager for water service that has been terminated or for other reasons. For water service that has been terminated, the following fees are in addition to the water service reconnection fee in item 11 above.

A. Application

A non-refundable application fee is required at the time the application is submitted. The application for temporary water service will not be processed without payment of the application fee. The application fee for processing an application for temporary water service is twenty-five dollars (\$25.00).

B. Deposit

A deposit of four hundred dollars (\$400) or an amount determined by the Manager must be paid before a permit for temporary water service may be issued.

C. Rate

The rate for temporary water service is \$16.58 for the first HCF and \$ 1.15 per HCF > 1.0 HCF.

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www.provostandpritchard.com

item 4.d.

To: Malaga County Water District, [REDACTED]

From: Michael Taylor

Subject: MCWD Sewer Charge Procedure

Date: February 11, 2025

This memorandum is sent to [REDACTED] as an update to information associated with sewer charges and sewer allocations, communicated at various dates in 2024.

The current sewer unit assignment to [REDACTED] (multiple locations) is 41 sewer units.

Each month the initial sewer service charge for [REDACTED] will be generated as per the sewer units identified above. MCWD will receive information associated with actual water use. Based on discussions with [REDACTED] the estimate of wastewater volume is all water delivered through [REDACTED] and [REDACTED] and 15% of the water used at [REDACTED]

The following month, the information associated with actual volumes of water and estimated wastewater used will be incorporated to the standard sewer unit formula included in the MCWD Fee Schedule. If warranted by the information entered, an adjusted sewer invoice will be generated for the previous month. The calculations for said adjustment, if warranted, will be included so that all parties are able to review the same information.

Examples of such charges and adjustments are attached for reference. Please contact me if you have any questions or if you require additional information.

The method of charging for minimum sewer units will commence in February 2025 as associated with January 2025 flowrates.

It is requested that [REDACTED] signify its acceptance of the sewer charge methodology by executing this letter below.

MCWD:

Acceptance:

By (Printed name and Signature):

By (Printed name and Signature): [REDACTED]

Title:

Title: [REDACTED] *Manager*

Date:

Date: *2/27/25*

[https://us-partner-integrations.egnyte.com/msoffice/wopi/files/09522715-2389-41fa-b7e5-26fc0a282049/WOPIServiceld_TP_EGNYTE_PLUS/WOPIUserId_29_ppeng.egnyte.com/2025_0123_draft_\[REDACTED\]sewer_charges.docx](https://us-partner-integrations.egnyte.com/msoffice/wopi/files/09522715-2389-41fa-b7e5-26fc0a282049/WOPIServiceld_TP_EGNYTE_PLUS/WOPIUserId_29_ppeng.egnyte.com/2025_0123_draft_[REDACTED]sewer_charges.docx)

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To: Malaga County Water District, [REDACTED]
From: Michael Taylor
Subject: MCWD Sewer Charge Procedure
Date: February 11, 2025

This memorandum is sent to [REDACTED] as an update to information associated with sewer charges and sewer allocations, communicated at various dates in 2024.

The current sewer unit assignment to [REDACTED] is 26 sewer units.

Each month the initial sewer service charge for [REDACTED] will be generated as per the sewer units identified above. MCWD will receive information associated with actual water use. The estimate of wastewater volume is 90% of water used at the site. Wastewater characteristics may be obtained periodically and incorporated into the standard sewer unit formula.

The following month, the information associated with actual volumes of water and estimated wastewater used and characterization of the wastewater will be incorporated to the standard sewer unit formula included in the MCWD Fee Schedule. If warranted by the information entered, an adjusted sewer invoice will be generated for the previous month. The calculations for said adjustment, if warranted, will be included so that all parties are able to review the same information.

Examples of such charges and adjustments are attached for reference. Please contact me if you have any questions or if you require additional information.

The method of charging for minimum sewer units will commence in February 2025 as associated with January 2025 flowrates.

It is requested that [REDACTED] signify its acceptance of the sewer charge methodology by executing this letter below.

MCWD:

By (Printed name and Signature):

Title:

Date:

te:

Acceptance:

By (Printed name and Signature):

Title: CFO

Date: 2/25/25

[https://us-partner-integrations.egnyte.com/msoffice/wopi/files/151b96fe-ca1a-49b5-803e-4ec1e2b59b65/WOPIServiceld_TP_EGNYTE_PLUS/WOPIUserld_29.ppeng.egnyte.com/2025 0123 draft \[REDACTED\] sewer charges.docx](https://us-partner-integrations.egnyte.com/msoffice/wopi/files/151b96fe-ca1a-49b5-803e-4ec1e2b59b65/WOPIServiceld_TP_EGNYTE_PLUS/WOPIUserld_29.ppeng.egnyte.com/2025 0123 draft [REDACTED] sewer charges.docx)

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To: Malaga County Water District, [REDACTED]

From: Michael Taylor

Subject: MCWD Minimum Charge Estimate

Date: February 10, 2025

This memorandum is sent to [REDACTED] as an update to information associated with minimum sewer charges and sewer allocations, communicated on April 8, 2024.

Previous Sewer Unit Allocation	Most Recent Fixed Charge per month
743	\$ 7,457.94 (126 sewer units)

[REDACTED] has communicated to MCWD that it wishes to reserve 52 sewer units for the site.

The resulting minimum sewer charge will be based on 50 percent of the sewer reservation above. At such time that actual sewer discharge volumes and characteristics are known ([REDACTED] reports sewer discharges and characterization quarterly), the sewer charges will be amended by MCWD to correlate to the greater of either a) minimum sewer charge, or b) actual sewer charge based on actual discharge.

Examples of such charges and adjustments are attached for reference. Please contact me if you have any questions or if you require additional information.

The method of charging for minimum sewer units will commence in February 2025 as associated with January 2025 flowrates.

It is requested that [REDACTED] signify its acceptance of the sewer charge methodology by executing this letter below.

MCWD:

Acceptance: [REDACTED]

By (Printed name and Signature):

By (Printed name and Signature): [REDACTED]

Title:

Title: [REDACTED] *MANAGER*

Date:

Date: *2-11-25*

G:\Malaga CWD - 1057\1057OG01_Ongoing\400\Significant Dischargers\Minimum Charges\2025\ [REDACTED] 2025 0210 draft [REDACTED] minimum charges.docx

March 5, 2025

Charles Garabedian, Board President
Malaga County Water District
3580 S. Frank St.
Fresno, CA 93725

RE: Amendment Application No. 3875
Proposed Rezone
APN 331-080-09
Malaga County Water District

The following are suggested comments to the County of Fresno as they consider the potential rezone:

1. The Malaga County Water District (MCWD) was asked for comment on February 28, 2025 regarding a proposed rezone of a 19.7 acre parcel from the A-L (Limited Agricultural) Zone District to the M-3 (Heavy Industrial) Zone District.
2. The subject parcel is within the MCWD Sphere of Influence, but outside of the current service area boundary.
3. The review should consider the impacts of potential annexation to the MCWD. This would involve the modification of the boundary of the MCWD. The potential annexation of property may result in requirements imposed by Fresno County LAFCo, which might impact nearby properties.
4. Water supply is a topic that requires evaluation. SGMA requirements, which would include costs of acquiring and delivering surface water to the area, should be evaluated and defined as the potential water demands of the property would change significantly with the contemplated rezone. The area is within the existing Sphere of Influence of the MCWD and the existing water distribution system, water supply wells, and water storage facilities would require augmentation to accommodate the potential demands. The evaluation would also include impacts to any existing well in the area.
5. Sanitary sewer impacts require evaluation. The evaluation would need to define the potential hydraulic loading and the potential requirements associated with organic loading. The MCWD has a Pretreatment Ordinance that would impose requirements for any commercial/industrial development. The area is within the existing Sphere of Influence of the MCWD and the existing collection system and wastewater treatment and disposal facilities would require augmentation to accommodate the potential demands.
6. The MCWD water distribution system does not yet extend to the subject property. The property would be required to construct a water main across the entire frontage.

7. The sanitary sewer collection system does not yet extend to the subject property. The property would be required to construct sanitary sewer facilities across the entire frontage.

Sincerely,

Maija Madec, P.E.
District Engineer

GENERAL PLAN COMPLIANCE CERTIFICATION

PROJECT NO.

APPLICANT: (“the Entity”)

*Check **first** box below if the applicant is responsible for adopting the General Plan (typical of cities and counties).*

*Check **second** box if the applicant is not responsible for adopting the General Plan (typical for special districts).*

I certify that the Entity has adopted the land use and housing elements of its General Plan and that the proposed project is consistent with the adopted General Plan.

I certify on behalf of the Entity that at least seventy-five (75) percent of the area affected by the project includes cities and counties with adopted land use and housing elements. I have attached documentation that the Entity has notified the cities and/or counties responsible for adopting the applicable plan(s) and provided a reasonable opportunity to comment on the project’s consistency with the plan(s). I certify that the Entity considered those comments during development of the project.

Name of Authorized Representative
(Please print)

Title

Signature of Authorized Representative

Date

CERTIFICATION FOR COMPLIANCE WITH WATER METERING REQUIREMENTS FOR FUNDING APPLICATIONS



Funding Agency Name: State Water Resources Control Board

Funding Program Name: Clean Water State Revolving Fund

Applicant:

Please check one of the boxes below and sign and date this form.

- As the authorized representative for the applicant, I certify under penalty of perjury that the applicant is not an agricultural or urban water supplier, as that term is understood pursuant to the provisions of section 529.5 of the Water Code.
- As the authorized representative for the applicant, I certify under penalty of perjury that the applicant has fully complied with the provisions of Division 1, Chapter 8, Article 3.5 of the California Water Code (sections 525 through 529.7 inclusive) and that the ordinances, rules, or regulations submitted with this certification as listed below have been duly adopted and are in effect as of this date.

I understand that the Funding Agency will rely on this signed certification in order to approve funding and that false and/or inaccurate representations in this Certification Statement may result in loss of all funds awarded to the applicant for its project.

Additionally, for the aforementioned reasons, the Funding Agency may withhold disbursement of project funds, and/or pursue any other applicable legal remedy.

Name of Authorized Representative
(Please print)

Title

Signature of Authorized Representative

Date

**WATER CONSERVATION & WATER MANAGEMENT CERTIFICATION FORM
FOR COMPLIANCE WITH DIVISION 6 OF THE CALIFORNIA WATER CODE**

REQUIRED FOR ALL CWSRF FUNDING APPLICATIONS



Funding Agency Name: State Water Resources Control Board

Funding Program Name: Clean Water State Revolving Fund

Applicant:

Please check one of the boxes below and sign and date this form.

As the authorized representative for the applicant, I certify under penalty of perjury that the applicant is a water supplier, as that term is understood pursuant to the provisions of the California Water Code and has complied with all applicable provisions of Division 6 of the Water Code.

As the authorized representative for the applicant, I certify under penalty of perjury that applicant is not a water supplier, and the applicant certifies that the water suppliers in its service or project area have complied with all applicable provisions of Division 6 of the Water Code.

I understand that the Funding Agency will rely on this signed certification in order to approve funding and that false and/or inaccurate representations in this Certification may result in loss of all funds awarded to the applicant for its project. Additionally, for the aforementioned reasons, the Funding Agency may withhold disbursement of project funds, and/or pursue any other applicable legal remedy.

Name of Authorized Representative
(Please print)

Title

Signature of Authorized Representative

Date

Malaga - Replace EOL Firewall XG135

Quote #AM000632 v1



Prepared For:

Malaga County Water District

Norma Melendez
3580 S Frank Ave
Fresno, CA 93725

P: (559) 485-7353

E: nmelendez@malagacwd.org

Prepared by:

PC Solutions

Angel Morales
550 N Bush Avenue
Suite 101
Clovis, CA 93611

P: 559-825-3216

E: angel.morales@gopcsolutions.com

Date Issued:

03.06.2025

Expires:

03.20.2025

Hardware

Product Details	List Price	Price	Qty	Ext. Price
XGS 128 Security/Firewall Appliance	\$1,250.00	\$875.00	3	\$2,625.00
Subtotal:				\$2,625.00

Professional Services

Description	Price	Qty	Ext. Price
Firewall Configuration (Installation) Scope of Work <ul style="list-style-type: none"> • Unbox and prepare firewall for bench-configuration; remove existing configuration and load existing Malaga County Water District appliance configuration • Adopt appliance to Malaga County Water District network, tag asset and set user credentials • Add remote monitoring and security license • Coordinate and perform On-Site Installation 	\$390.00	3	\$1,170.00
Subtotal:			\$1,170.00

Quote Summary	Amount
Hardware	\$2,625.00
Professional Services	\$1,170.00
Subtotal:	\$3,795.00
Estimated Tax:	\$209.34
Total:	\$4,004.34

Taxes, shipping, handling and other fees may apply. We reserve the right to cancel orders arising from pricing or other errors.



REGULAR BOARD MEETING MINUTES
BOARD OF DIRECTORS MEETING
MALAGA COUNTY WATER DISTRICT
3580 SOUTH FRANK AVENUE
FRESNO, CALIFORNIA 93725
Tuesday, February 25, 2025 at 6:00PM

item 13.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.

1. Call to Order: 6:01pm

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

All present.

Also Present: Neal Costanzo and Norma Melendez.

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 February 11, 2025.

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

Motion by Vice President Cerrillo; Second by Director Castaneda and by a 4-0 vote to approve the consent agenda as presented. President Garabedian, Jr. abstained his vote as he was not present at the previous board meeting.

5. Old Business:

a. **Fowler High Scholarship Criteria. A continued conversation from the previous board meeting.** The deadline to update the criteria of award is due February 26. The following criteria was used last year: "Scholarship to be awarded to students who is a Malaga resident, meets a minimum 2.0 GPA, and plans on attending college or university. Applicants will submit a typed essay titled "Social Tolerance" that consists of two to four double spaced, typewritten pages in traditional 12-point font."

Recommended action: to continue with the current criteria or to update.

The boards unanimously decided the new criteria will include details about how living in Malaga has shaped their life, a favorite memory from a program held at the community center and how do their educational goals reflect their hopes for the future. Correct verbiage will be sent to the district clerk for a submission to Fowler High School.

6. New Business:

- a. **Resolution 2-25-2025.** A resolution amending the Park and Recreation Facilities: Fees, Rentals and Deposits to include a surcharge of \$200 to rent round tables and padded chairs for the use during center rentals. This surcharge will help maintain and cover expenses related to utilities, cleaning, and wear-and-tear.

Recommended action: to approve Resolution No. 2-25-2025 as presented or amended.

Motion by Vice President Cerrillo; Second by Director Cerrillo, Jr. and by a 5-0 vote to approve Resolution No. 2-25-2025 as presented.

- b. **SPR 8417 Estes Terminals of California.** The County requested comments on this proposed project for tenant improvements, dock expansion, new office and fuel island installation at 4575 S. Chestnut Avenue.

Recommended action: Provide any edits to the comment letter. Direct staff to either send the comment letter to the County or transfer the comments to MCWD letterhead and send to the County.

No motion as no changes needs to be made. Letter can be submitted as is.

7. Recreation Reports:

Director Castaneda reported that Rec Bingo has been changed to March 6 as March 5 is Ash Wednesday. Recreation staff is currently in the process of cleaning up the Teen Room. There is hopes an event can be held in this room for teens. At the upcoming recreation meeting in March they will discuss preparations for the Easter Program in April.

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. **CALOSHA complaint.** The District received a notice from CALOSHA dated February 11, 2025, alleging a number of safety conditions or violations at the Community Center and the WWTF. Because workplace and facility safety are the District's top priority, staff has begun an investigation as required by CALOSHA and is using the notice as an opportunity to review the District's safety Policies and Procedures to ensure that all or the District's work area's are safe for the employees and anyone using or working on District property and facilities. After an initial inspection and review, it is apparent that the alleged violations/conditions do not exist, however, staff will continue the investigation and where appropriate, update or supplement existing Policy and Procedures, conduct further investigation, consult with the District engineer or other workplace safety consultant or other actions to ensure the District's workplace and public facilities remain safe for employees and the public.
- b. **President Garabedian, Jr. reported on a meeting with CSDA's Public Affairs Field Coordinator. The meeting was productive, with valuable insights shared on how to**

enhance the district's effectiveness. Discussion on staff and board member educational development, presenting programs CSDA provides.

- c. Vice President Cerrillo reported that the summer season is fast approaching and the job posting for lifeguards will need to be reviewed. He also suggested that personnel files be reviewed to ensure all adequate documentation is on file. The Vice President also contacted SitelogIQ to receive an update on the solar project. As of today, no response has been received.

10. President's Report: during GM Report.

11. Vice President's Report: during GM Report.

12. Director's Reports:

Director Cerrillo, Jr. reminded the board that it's time to submit the 700 form to Fresno County.

13. Legal Counsel Report: None for this meeting.

14. Communications:

a. Written Communications: **None for this meeting.**

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.*

15. Closed Session:

- a. Pending Litigation: Two Cases: Malaga v CSJ Construction Fresno County Superior Court Case No.: 23CECG03436 (Government Code 54956.9(d)(1).); Malaga v. CVRWQCB Madera Superior Court Case MCV071280
- b. Personnel Evaluation: All Positions (Government Code 54957(b).)
The board reconvened in open session at 7:35. No reportable action.

16. Adjournment:

Motion by Vice President Cerrillo, Second by Director Cerrillo, Jr. and by a 5-0 vote to adjourn the meeting at 7:35pm

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 February 25, 2025, 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 03/12/2025.

Norma Melendez, District Clerk

Your gas meter requires protection.

Installing protective posts soon.

Meter Protection Program (MPP)

Your gas meter could be hit by vehicles due to its proximity to a driveway or parking space location. Our MPP helps to ensure safe and reliable gas service by reducing the risk of accidental damage to gas meters, which may cause gas leaks.

Program benefits

- Ensuring a safe community
- No cost to you if we install the meter posts
- No interruption to your gas service

Protecting your gas meter

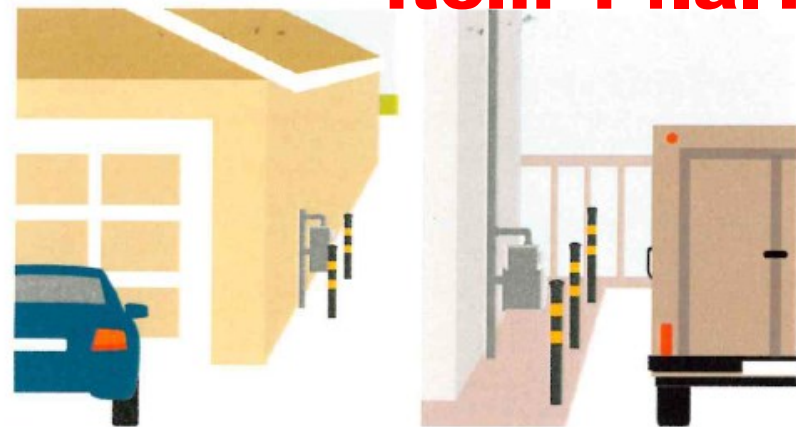
Protecting gas meters that are vulnerable to accidental damage is required by federal and state gas pipeline safety regulations. To continue providing gas service, we need to protect your gas meter. We will install protective gas meter posts to comply with these safety regulations at **no cost to you**.

PG&E Approved Contractor:

Vulcan Construction & Maintenance, Inc.
559-265-4711
Jeremie@vulcan-construction.com



item 14.a.1.



Gas meters must be protected if they are within 3 feet of a residential driveway or parking area, or 8 feet from a commercial driveway or parking area.

*These pictures are for illustrative purposes only and meant to provide general guidelines.

Safety post installations

To perform this meter protection work, we will install:

- 2-inch-wide posts in residential areas
- 4-inch-wide posts in commercial locations

Posts are installed in the most convenient location possible and may be painted after installation.

Para ayuda en español, por favor llame al **559-265-4711**

PM#

Thank you for your cooperation as we work to enhance the safety of our natural gas system.