



REGULAR BOARD MEETING MINUTES
BOARD OF DIRECTORS MEETING
MALAGA COUNTY WATER DISTRICT
3580 SOUTH FRANK STREET
FRESNO, CALIFORNIA 93725
Tuesday, November 22, 2022 at 6:00PM

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

- ❖ Please submit all written correspondence for the Board of Directors by 12:00 pm the Friday prior to the meeting. Please deliver or mail to the District Clerk.
- ❖ Public comments are limited to three (3) minutes or less per individual per item, with a fifteen (15) minute maximum per group per item and will be heard during the communication portion of the agenda.

1. Call to Order: 6:00 p.m.

- 2. Roll Call:** President Charles Garabedian, Jr.; Vice President Salvador Cerrillo; Director Irma Castaneda; Director Frank Cerrillo, Jr.; Director Carlos Tovar, Jr.
All present. Vice President Cerrillo arrived at 6:02pm.
Also present: Neal Costanzo, Norma Melendez, and Moises Ortiz.

- 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 Recreation Workshop Meeting of November 1, 2022.
- b. Minutes of the Regular Board Meeting of November 8, 2022.

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

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

Request to add on item 6.c. under new business was made. Motion by Director Tovar, Jr.; Second by Director Cerrillo, Jr. and by a 4-0 vote to add item 6.c. under new business.

5. Old Business:

- a. **Resolution No. 11-08-2022.** Continued discussion from the last meeting for consideration and necessary action on a resolution to approve the adoption of an agreement with Yamabe and Horn for engineering services related to the CDBG WWTP Nitrogen Reduction project.

Recommended action: Approve and adopt Resolution No. 11-08-2022, as amended

or presented.

Motion by Vice President Cerrillo; Second by Director Tovar, Jr. and by a 5-0 vote to approve resolution 11-08-2022 to approve agreement with Yamabe and Horn for engineering services for the CDBG WWTP Nitrogen Reduction project.

6. New Business:

- a. **KYA Services.** An invoice of \$60,398.47 was submitted for the completion of the walking path at the park.

Recommended action: to approve payment of \$60,398.47 to KYA Services, LLC.

Item tabled due to unfinished portions of the walking path at the park.

- b. **Per Diem.** Adjustment to directors per diem.

Recommended action: boards pleasure.

Vice President Cerrillo suggested that this adjustment is not necessary at this time and can be up for reevaluation before the fiscal year ends. No action taken.

- c. **Resolution 11-22-2022.** A resolution finding that MCWD domestic water main replacements/ drought resiliency project exempt from the California Environmental Quality Act.

Recommended action: to approve resolution 11-22-2022 as presented or amended.

Motion by Vice President Cerrillo, Second by Director Tovar, Jr. and by a 5-0 vote to approve Resolution 11-22-2022 as presented.

7. Incorporation Reports:

- a. Discussion for potential town hall meeting.

Meeting to be held January 11, 2023 at the recreation center. President Garabedian, Jr. presented a map of what the Konkol property would look like. With the help of Fresno Housing Authority, homes can be built in this property along with a new park.

8. Recreation Reports:

Discussion of events coming in December.

Maria Castaneda, treasurer of the recreation committee, reported a great turn out to the Thanksgiving luncheon. Around 100 people showed up and they had enough food for everyone.

9. Engineer Reports:

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

10. General Manager's Report:

- a. Tree Fresno flyer.
- b. Letter to SJVAPCD
- c. Lone operator request.

11. President's Report:

Vice President Garabedian, Jr. would like to wish everyone a Happy Thanksgiving and Happy New Year as he will not be here in the upcoming board meeting in December.

12. Vice President's Report:

Vice President Cerrillo has a lot to be thankful for. Christmas tree lighting will be November 26 and his car club will be holding a toy drive December 10.

13. Director's Reports:

Director Cerrillo, Jr., Tovar, Jr. And Castaneda wishes everyone a happy thanksgiving. Director Castaneda congratulates the three re-elected board members.

14. Legal Counsel Report:

Neal is thankful to be working with the board of directors of MCWD.

15. 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.*

Maria Castaneda, Carmen Armenta and Elvira Aldana would like to congratulate the three board members on their re-election. They are excited to see what the next few years will bring with dedication and hard work for the district. They also thanked Moises for being a great role model and influence for the recreation committee.

MCWD Staff, Gabino Gomez, Robert Herrero and Anthony Anaya are also grateful for the support the General Manager, Moises, brings to the district. They are hopeful that they can work alongside him for years to come.

16. Closed Session: 7:10 p.m.

a. Personnel. General Manager contract (Government Code Section 54957).

Came out of closed session at 7:37 p.m. to approve 2-year contract for the General Manager.

Motion by Vice President Cerrillo, Second by Director Castaneda and by a 5-0 vote to approve General Manager contract.

17. Adjournment:

Motion by Vice President Cerrillo, Second by Director Castaneda and a 5-0 vote to adjourn the meeting at 7:37 p.m.

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 November 22, 2022 was posted for public view on the front window of the MCWD office at 3580 S. Frank Street, Fresno Ca 93725, on 12/14/2022.

Norma Melendez

Norma Melendez, District Clerk