



**REGULAR BOARD MEETING AGENDA**  
**BOARD OF DIRECTORS MEETING**  
**MALAGA COUNTY WATER DISTRICT**  
**3580 SOUTH FRANK STREET**  
**FRESNO, CALIFORNIA 93725**  
**Tuesday, January 24, 2023 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. 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 January 10, 2023.

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

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

**5. Old Business:** None for this meeting.

**6. New Business:**

- a. **Charges to Developments.** The district engineer created a spreadsheet that lists the charges to the different developments.

Recommended action: for information and discussion.

- b. **EPA Notification Letter.** The district's water system has been selected to participate in the collection of drinking water samples for 29 per- and polyfluoroalkyl substances (PFAS) and lithium during a 12-month period between 2023 and 2025. As the district serves less than 10,000 people, the EPA will pay for the cost of shipping samples and the cost of the analysis.

Recommended action: for information.

**7. Incorporation Reports:**

**8. Recreation Reports:**

- a. Center rental for April 29.

**9. Engineer Reports:**

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

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

**11. President's Report:**

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

**13. Director's Reports:**

**14. Legal Counsel Report:**

**15. Communications:**

- a. Written Communications:
  - 1. **Form 700.** Emails have been sent. The form must be submitted by April 3, 2023.
- 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.*

**16. Closed Session:**

**17. 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 January 24, 2023 was posted for public view on the front window of the MCWD office at 3580 S. Frank Street, Fresno Ca 93725, at 4:00P.M. on 1/19/2023.

**Norma Melendez**

Norma Melendez, District Clerk



**REGULAR BOARD MEETING MINUTES**  
**BOARD OF DIRECTORS MEETING**  
**MALAGA COUNTY WATER DISTRICT**  
**3580 SOUTH FRANK STREET**  
**FRESNO, CALIFORNIA 93725**  
**Tuesday, January 10, 2023 at 6:00PM**

**item 4.a.**

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

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

**1. Call to Order: 6:06 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.**

**Also present: Neal Costanzo. Norma Melendez, Moises Ortiz.**

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

**4. Old Business:**

- a. **Selection of Director Positions.** Continued discussion of the tabled item from the last board meeting in December for the selection of the President and Vice-President positions.

Recommended action: board's pleasure.

**Motion by Director Cerrillo, Jr.; Second by Director Tovar, Jr. and by a 5-0 vote to continue with Charles Garabedian, Jr. as President of the board and Salvador Cerrillo as Vice President of the board.**

- b. **KYA Services.** Resuming conversation from the November 22 board meeting. The unfinished work has now been completed. An invoice of \$60,398.47 was submitted for the completion of the walking path at the park.

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

**Motion by Vice President Cerrillo; Second by Director Cerrillo, Jr. and by a 5-0 vote to approve payment to KYA Services, LLC.**

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

Recommended action: boards pleasure.

**Motion by Vice President Cerrillo, Second by Director Tovar, Jr. and by a 5-0 vote to adjust board meeting compensation to \$175.00.**

**5. New Business:**

- a. **ARPA.** The County of Fresno has awarded to the MCWD funds for the construction of a replacement well (Well 5A) at the Well 5 site. In addition, the County of Fresno has awarded to the MCWD funds for the construction of a water storage tank at the Well 5 site. Design is proceeding on both projects. An environmental document is submitted for Board consideration and adoption.

Recommended Action: Adopt the Notice of Exemption attached. Direct staff to record the Notice of Exemption with the County and send it to the State Clearinghouse.

**Motion by Vice President Cerrillo; Second by Director Castaneda and by 5-0 vote to adopt the NOE.**

**6. Incorporation Reports:**

**The General Manager will reach out to Ivette from Fresno Housing Authority and interested parties to set a meeting date for discussion of the Konkel property plans.**

**7. Recreation Reports:**

**Rec. Committee will be holding their meeting on January 11.**

**8. Engineer Reports:**

- a. District Engineer Report.
  - i. **Drought Relief Grant Applications to the Department of Water Resources.**  
The Department of Water Resources has awarded to the MCWD funds for a replacement well (Well 3A) and a storage tank at the Well 3 site. Design is being finalized. The project is ready to advertise for construction as soon as a Rule 16 is received from PG&E. No action is required at this time.  
**Nothing to report..**
- b. CDBG Engineer Report: None for this meeting.

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

- a. Increasing Visibility of Homeless Population in Malaga.
- b. Will Serve Letter for Malaga Power, 2611 E. North Ave, CUP 3748
- c. **Pretreatment permits are being revised.**
- d. **Office Manager position will be reclassified.**
- e. **Slow percolation at the WWTF ponds.**
- f. **Reviewing accounts on septic.**
- g. **Penski development- connection fees.**

**Director Cerrillo, Jr. asked the GM if there were any new reports on the property in the corner of Chestnut Avenue and North Avenue. No new information at this time.**

**Director Tovar, Jr. informed the GM that there could potentially be an addition to the building at Primos Market. The GM will keep an eye out for any new construction.**

**Director Garabedian, Jr. suggested that the GM reach out to Fresno County regarding the well construction permits that are being approved without the district's consent.**

**10. President's Report:**

**Community Workshop meeting to discuss the North Avenue/Highway 99 interchange will be held January 12 at 5pm.**

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

**Will begin \$50 deduction to go towards the recreation fund. The VP also would like to see more structure in the preparation of rec. events.**

**12. Director's Reports:**

**None for this meeting.**

**13. Legal Counsel Report:**

**Would like to remove the closed session item as there is no need for discussion.**

**14. Communications:**

a. Written Communications:

1. Fresno Flood Control winter 2022 newsletter.
2. Fresno County has funding available to serve residents of the unincorporated areas in the county to address housing needs of residents experiencing or facing homelessness. Those who wish to provide comments may attend a meeting on January 11 at 6:00pm.

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. 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 December 13, 2022.
- b. Financial Statements and Account Payable Reports.

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

**Motion by Vice President Cerrillo; Second by Director Tovar Jr. and by a 5-0 vote to approve the consent agenda as presented.**

**16. Closed Session:**

- a. Pending Litigation (Gov't Code Section 54956.9) **No closed session.**

**17. Adjournment:**

**Motion by Vice President Cerrillo, Second by Director Castaneda and by a 5-0 vote to adjourn the meeting at 7:27p.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 January 10, 2023 was posted for public view on the front window of the MCWD office at 3580 S. Frank Street, Fresno Ca 93725, on 01/25/2023.

**Norma Melendez**

Norma Melendez, District Clerk





## Notification Letter

### Unregulated Contaminant Monitoring Rule (UCMR5)

January 6, 2023

**item 6.b.**

Dear Public Water System:

The purpose of this letter is to notify you that your public water system (PWS) has been selected to participate in the next Unregulated Contaminants Monitoring Rule (UCMR 5), published on December 27, 2021 (86 FR 73131). UCMR 5 requires certain PWSs to collect drinking water samples for 29 per- and polyfluoroalkyl substances (PFAS) and lithium during a 12-month period between 2023 and 2025.

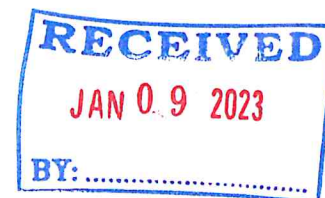
The Safe Drinking Water Act (SDWA) requires the U.S. Environmental Protection Agency (EPA) to establish criteria for a program to monitor unregulated contaminants in drinking water and to identify contaminants to be monitored every five years. The UCMR 5 dataset is one of the primary sources of information on occurrence and population exposure EPA uses to develop regulatory decisions for contaminants in the public drinking water supply.

SDWA was amended in 2018 and now specifies that PWSs serving between 3,300 and 10,000 people as of February 1, 2021, including those that purchase all their water, are among the PWSs required to participate in UCMR. **For any PWS serving 10,000 or fewer people, such as yours, EPA will pay for the cost of shipping the samples to an EPA-designated laboratory as well as the cost of analysis.** EPA's contractor will supply your PWS with sampling kits and instructions.

For more information: <https://www.epa.gov/dwucmr/fifth-unregulated-contaminant-monitoring-rule>

We look forward to working with you to carry out the UCMR 5 monitoring and will be assisting your PWS throughout the process. Thank you in advance for your cooperation.

United States Environmental Protection Agency  
Office of Ground Water and Drinking Water  
26 West Martin Luther King Drive  
Mail Stop-140  
Cincinnati, OH 45268





# item 15.a.1.

**From:** [ClerkBOS@fresnocountyca.gov](mailto:ClerkBOS@fresnocountyca.gov)  
**To:** [Norma Melendez](#)  
**Subject:** Notice Sent to Form 700 filer(s)  
**Date:** Tuesday, January 17, 2023 12:04:01 PM

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Dear Norma,

The following filer(s) in your agency have received the following correspondence from our office:

Letter or Email: Annual Filing Notification Email  
Carlos Tovar, Jr., Director  
Charles Garabedian, Jr., Director  
Frank Cerrillo, Jr., Director  
Irma Castaneda, Director  
Moises Ortiz, General Manager  
Salvador Cerrillo, Director

You may also click on the link below to see the current filing status for the above filer(s).

System Login Link: <https://www.southtechhosting.com/FresnoCounty/eDisclosure/>

If you think you've received this email in error, or if you have any questions or concerns, please contact the Clerk of the Board at (559)600-3529 ext:4 or [ClerkBOS@fresnocountyca.gov](mailto:ClerkBOS@fresnocountyca.gov).