



REGULAR BOARD MEETING MINUTES
BOARD OF DIRECTORS MEETING
MALAGA COUNTY WATER DISTRICT
3580 SOUTH FRANK STREET
FRESNO, CALIFORNIA 93725
Tuesday, June 28, 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: 6:00pm

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

All present.

Also present: Norma Melendez, Moises Ortiz (via Zoom due to COVID) and Michael Slater.

- 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 June 14, 2022.
- b. Minutes of the Special Board Meeting of June 21, 2021.

Correction: Minutes of the Special Board Meeting of June 21, 2022.

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

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

5. Old Business:

- a. **FY 2022-2023 Budget Review.** Suggested updates have been made to the draft budget for FY 2022-2023.

Recommended action: To approve the budget as presented or amended for FY 2022-2023.

Motion by Vice President Cerrillo; Second by Director Tovar, Jr. and by a 5-0 vote to approve the fiscal year 2022-2023 budget.

6. New Business:

- a. **New Federal Holiday.** President Joe Biden signed the Juneteenth National Independence Day Act into law on June 17, 2021. Juneteenth is observed on June 19th each year, commemorating the emancipation of the enslaved African Americans back in 1865.

Recommended action: for discussion and potential action.

President Garabedian, Jr. suggests adding a floating/personal holiday. Director Castaneda suggests bringing it back to the table once the state of California approves it as a holiday. Item tabled to a future meeting.

- b. **Resolution No. 06-28-2022.** Consideration and necessary action on a resolution to approve the list of delinquent accounts for collection on the tax rolls.

Recommend action: Approve and adopt Resolution No. 06-28-2022 as presented or amended.

No resolution provided for this meeting. List of delinquent accounts presented for review.

Motion by Director Castaneda; Second by Director Cerrillo, Jr. and by a 5-0 vote to approve the list of delinquent accounts as presented.

- c. **Resolution 06-28-2022B; COI Code.** Provided is the 2022 Local Agency Biennial Notice. Staff has reviewed the district's current code which shows no amendment is necessary. Notice must be submitted to Fresno County no later than October 3, 2022.

Recommended Action: To approve Local Agency Biennial Notice and direct General Manager to submit notice to Fresno County.

Motion by Director Castaneda; Second by Vice President Cerrillo and by a 5-0 vote to approve Local Agency Biennial Notice as presented and direct General Manager to submit the notice to Fresno County.

- d. **Draft Water Tables.** The first draft of the water and sewer rate tables. This first draft does not include any additional capital but shows what is needed to fund operations & maintenance expenses and existing debt service.

Recommended action: for review and comment.

A special board meeting workshop has been scheduled for August 16 to review water & sewer tables with District Engineer, Michael Taylor and the district's Legal Counsel.

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

Report presented. Burglaries have increased in the past 2 months. Elaine asked if the district would be interested in renting the kids train for monetary purposes. The board members declined but would gladly donate time.

8. Incorporation Reports:

- a. MCWD Draft Infrastructure Master Plan comments from the City of Fowler, City of Fresno, Fresno Irrigation District and Caltrans.

Discussion was held. Nothing to report.

9. Recreation Reports:

Director Castaneda suggests that Fiesta Day 'save the date' flyer be distributed to the community as soon as possible. She would like for Lizz to provide a list of items that must be completed for Fiesta Day. Potentially create a check-off list that can be used annually once it's time to prepare for Fiesta Day. Finally, the director suggests that a Fiesta Day banner be displayed on Muscat & Chestnut

10. Engineer Reports:

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

11. General Manager's Report:

- a. **ADA Compliance concrete project to commence in 2 weeks.**
- b. **Fire Hydrant Project is 60% complete.**

12. President's Report:

President Garabedian, Jr. suggests first board meeting in August to be changed from August 9 to the 4th. Fellow board members agreed to this change. He also reported the passing of engineer Daniel Bond.

13. Vice President's Report:

Vice President Cerrillo reminded those who are running in this years' election to sign up as soon as the date opens.

14. Director's Reports:

Director Cerrillo, Jr. asked the General Manager if there is a way to find out how much water we lose when firefighters put out a fire. The GM replied that there is no way to find out, but a rough estimate can be calculated.

15. Legal Counsel Report: Reserved for closed session.

16. Communications:

- a. Written Communications:
 - 1. Proposed Fresno Municipal Code Language for Termination of Water Service Notification.

b. Public Comment: *The Public may address the Malaga County Water District Board on item(s) of interest within the jurisdiction of the Board, not appearing on the agenda. The Board will listen to comments presented; however, in compliance with the Brown Act, the Board cannot take action on items that are not on the agenda. The public should address the Board on agenda items at the time they are addressed by the Board. All speakers are requested to wait until recognized by the Board President. All Comments will be limited to three **(3)** minutes or less per individual/group per item per meeting, with a fifteen **(15)** minutes maximum.*

17. Closed Session: 7:28pm

- a. Potential Litigation (Government Code Section 54956.9(d)(4).).
 - b. Pending Litigation (Gov't Code Section 54956.9) Malaga v CVRWCQB
- Nothing to report.**

18. Adjournment:

Motion by Vice President Cerrillo, Second by Director Tovar, Jr. and by a 5-0 vote to adjourn the meeting at 7:39pm.

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 June 28, 2022 was posted for public view on the front window of the MCWD office at 3580 S. Frank Street, Fresno Ca 93725, on 07/13/2022.

Norma Melendez

Norma Melendez, District Clerk