



REGULAR BOARD MEETING AGENDA
BOARD OF DIRECTORS MEETING
MALAGA COUNTY WATER DISTRICT
3580 SOUTH FRANK STREET
FRESNO, CALIFORNIA 93725
Tuesday, January 08, 2019 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:

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 December 11, 2018.
- b. Financial Statements and Account Payable reports.

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

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

5. Old Business:

- a. **Standing Ad-Hoc Committees.** A list of the District's standing committees is submitted for action.

Recommended action: That the Board of Directors submit a list of preferences for standing committee appointments to be reviewed and approved at the next regular meeting. Only two members may serve on an ad hoc committee.

6. New Business:

- a. **FY 2018-19 Mid-Year Budget Review.** A review of the mid-year budget report for discussion.

- b. **Fresno Metropolitan Flood Control District (FMFCD) agreement to develop FMFCD Basin “CF” for groundwater recharge by Malaga County Water District (District).** The District provided FMFCD a draft agreement for groundwater recharge. FMFCD agrees to pursue the agreement and advises the District that two agreements will be required:

- Recharge agreement
- Construction agreement

It is anticipated that the recharge agreement will remain substantially the same as the draft agreement submitted to FMFCD. The construction agreement will be referenced in the recharge agreement but function as the agreement to make improvements to Basin CF for its use by MCWD for groundwater recharge. MCWD will be required to pay all costs of construction in the construction agreement. The total cost of construction will be required to be deposited to FMFCD prior to construction. FMFCD has provided an engineer’s estimate of the costs of construction totaling \$198,200. The total cost of the project is contained in the District’s facility plan. FMFCD requires that a \$10,000 deposit be paid to start the design of the project and to obtain a necessary easement acquisition. This action is only to approve the deposit. Both FMFCD and MCWD will have to approve the agreement/s once developed.

Recommended action: That a deposit of \$10,000 to FMFCD be approved to start the design of the project and easement acquisition.

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

7. Recreation Reports: None for this meeting.

8. Engineer Reports:

- a. District Engineer Report. Developing facility plan for a 5-year rate study.
- b. CDBG Engineer Report: CDBG 16451 Well 6 VFD upgrade to begin in January.

9. General Manager’s Report:

- a. Personnel: Frank Cruz on medical disability until 30 March 2019
- b. Department reports
- c. Facilities Plan report
- d. Other reports.

10. President’s Report:

11. Vice President’s Report:

12. Director’s Reports:

13. Legal Counsel Report:

14. Communications:

- a. Written Communications:
- b. Public Comment:

15. Closed Session:

- a. Pending Litigation—Government Code Section 54956.9.
Malaga County Water District v. Central Valley Regional Water Quality Control Board
- b. Personnel: General Manager Evaluation

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 January 8, 2019 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 01/04/2019.

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, December 11, 2018 at 6:00PM**

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- ❖ 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:

- 2. Roll Call:** President Charles Garabedian, Jr.; Vice President Salvador Cerrillo; Director Irma Castaneda; Director Frank Cerrillo, Jr.; Director Carlos Tovar, Jr.
Not Present: Frank Cerrillo, Jr.

Also Present: Jim Anderson, Romana Campos, Neal Costanzo, Norma Melendez

- 3. Certification:** Certification was made that the Board Meeting Agenda was posted 72 hours in advance of the meeting.
- 4. Old Business:** No old business for this meeting.
- 5. New Business:**

- a. **Resolution 12-11-2018.** A resolution to approve a lease / purchase agreement with Zions Bancorporation, N.A. Salt Lake City, Utah involving a loan of \$1 Million for recreation center and utility improvements and authorizing the execution and delivery thereof.

Motion by Vice President Cerrillo; Second by Director Castaneda and by a 4-0 vote to approve Resolution 12-11-2018.

- b. **Sale of District Real Estate Property.** Consideration and necessary action on a Resolution of the Board of Directors approving an option agreement for the purchase and sale of surplus property.

Recommended Action: to approve Resolution No. 12-11-2018A approving the option agreement for the purchase and sale of real property and authorizing the President to execute the agreement on behalf of the District and authorizing the President, General Manager, Counsel and Office Manager to prepare and execute any and all other documents related to the performance of the option agreement.

Motion by Vice President Cerrillo; Second by Director Castaneda and by a 4-0 vote to approve Resolution 12-11-2018A.

item 4.a.

6. **Recreation Reports:** To be submitted at the meeting.
Romana Campos gave her report on the recreation committee Christmas dinner. There were some volunteers that were upset because they did not receive a gift card. Romana was instructed to purchase more gift cards for those volunteers that were invited to the Christmas dinner. Preparations for the Christmas program are going great. About 10 bikes for each age group were donated.
7. **Engineer Reports:**
 - a. District Engineer Report. Meeting with GM on 12 December to review the facilities plan for capital improvements. Facilities plan for ad hoc committee review in January 2019.
 - b. CDBG Engineer Report: Reporting ongoing CDBG activity to Fresno County.
8. **General Manager's Report:**
 - a. Department reports
 - b. Workforce Connection nomination for award
 - c. Other reports.
9. **President's Report:**
President Garabedian, Jr. said the ACWA Conference was great. The seminars and workshops were full of useful information. He also mentioned that the District need to get an agreement with Flood Control as soon as possible. Finally, he asked the board for consent to pursue a new architect for the drawing of the District Office expansion. Board gave consent.
10. **Vice President's Report:**
Vice President Cerrillo reported good attendance in the Primos Car Club Toy Drive. He would like to thank Gary from Custom Ag Formulators for donating the trophies for the car show winners.
11. **Director's Reports:**
No new reports for this meeting.
12. **Legal Counsel Report:**
Report for closed session.
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 November 20, 2018.
 - 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 Castaneda, and by a 4-0 vote to approve the consent agenda as presented.

item 4.a.

14. Communications:

- a. Written Communications:
 - 1. IWS report on community clean-up of November 17, 2018.
 - 2. **Invitation to the Board for Garry Serrato's retirement dinner.**
 - a. **President Garabedian, Jr. has RSVPed.**
- b. Public Comment:

15. Closed Session: 7:52pm

- a. Potential Litigation, Conference with Legal Counsel (Government Code Section 54956.9(d)(4).)
- b. Pending Litigation (Government Code Section 54956.9) One Case Malaga v Central Valley Regional Water Quality Control Board, Fresno County Superior Court case no. 16CECG03036.

16. Adjournment:

Motion by Director Tovar, Jr., Second by Director Castaneda and by a 3-0 vote to adjourn the meeting at 8:22pm.



MALAGA COUNTY WATER DISTRICT POLICIES AND PROCEDURES

item 5.b.

Policy Title: Committees of the Board of Directors Policy No. 4060

4060.10 The Board President shall appoint such ad hoc committees as may be deemed necessary or advisable by himself/herself and/or the Board. The duties of the ad hoc committees shall be outlined at the time of appointment, and the committee shall be considered dissolved when its final report has been made.

4060.20 The following shall be standing committees of the Board:

- 4060.21** Planning Committee;
- 4060.22** Ordinance Committee;
- 4060.23** Personnel Committee;
- 4060.24** Finance Committee; and,
- 4060.25** Public Relations Committee.

4060.30 The Board President shall appoint and publicly announce the members of the standing committees for the ensuing year no later than the Board's regular meeting in January.

4060.40 The Board's standing committees may be assigned to review District functions, activities, and/or operations pertaining to their designated concerns, as specified below. Said assignment may be made by the Board President, a majority vote of the Board, or on their own initiative. Any recommendations resulting from said review should be submitted to the Board via a written or oral report.

4060.41 All meetings of standing committees shall conform to all open meeting laws (e.g., "Brown Act") that pertain to regular meetings of the Board of Directors.



MALAGA COUNTY WATER DISTRICT POLICIES AND PROCEDURES

item 5.b.

Policy Title: Committees of the Board of Directors Policy No. 4060

4060.50 The Board's standing Planning Committee shall be concerned with the formulation of plans for arranging, realizing, and/or achieving District goals.

4060.60 The Board's standing Ordinance Committee shall be concerned with proposed ordinances, resolutions and/or District policies, except those pertaining specifically to personnel.

4060.70 The Board's standing Personnel Committee shall be concerned with the functions, activities, operations, compensation and welfare of District staff.

4060.80 The Board's standing Finance Committee shall be concerned with the financial management of the District, including the preparation of an annual budget and major expenditures.

4060.90 The Board's standing Public Information Committee shall be concerned with assuring that information regarding the affairs of the District are adequately and appropriately communicated to its constituents and the public at large.

Date Enacted: 8-25-09

Last Revised: 8-25-09

Secretary/Manager
MALAGA COUNTY WATER DISTRICT

item 5.b.

Ad Hoc Committees of the Board

Please sign your name besides the committee you would like to participate.

Primary Member

Secondary Member

Alternate

1. Planning Committee

2. Ordinance Committee

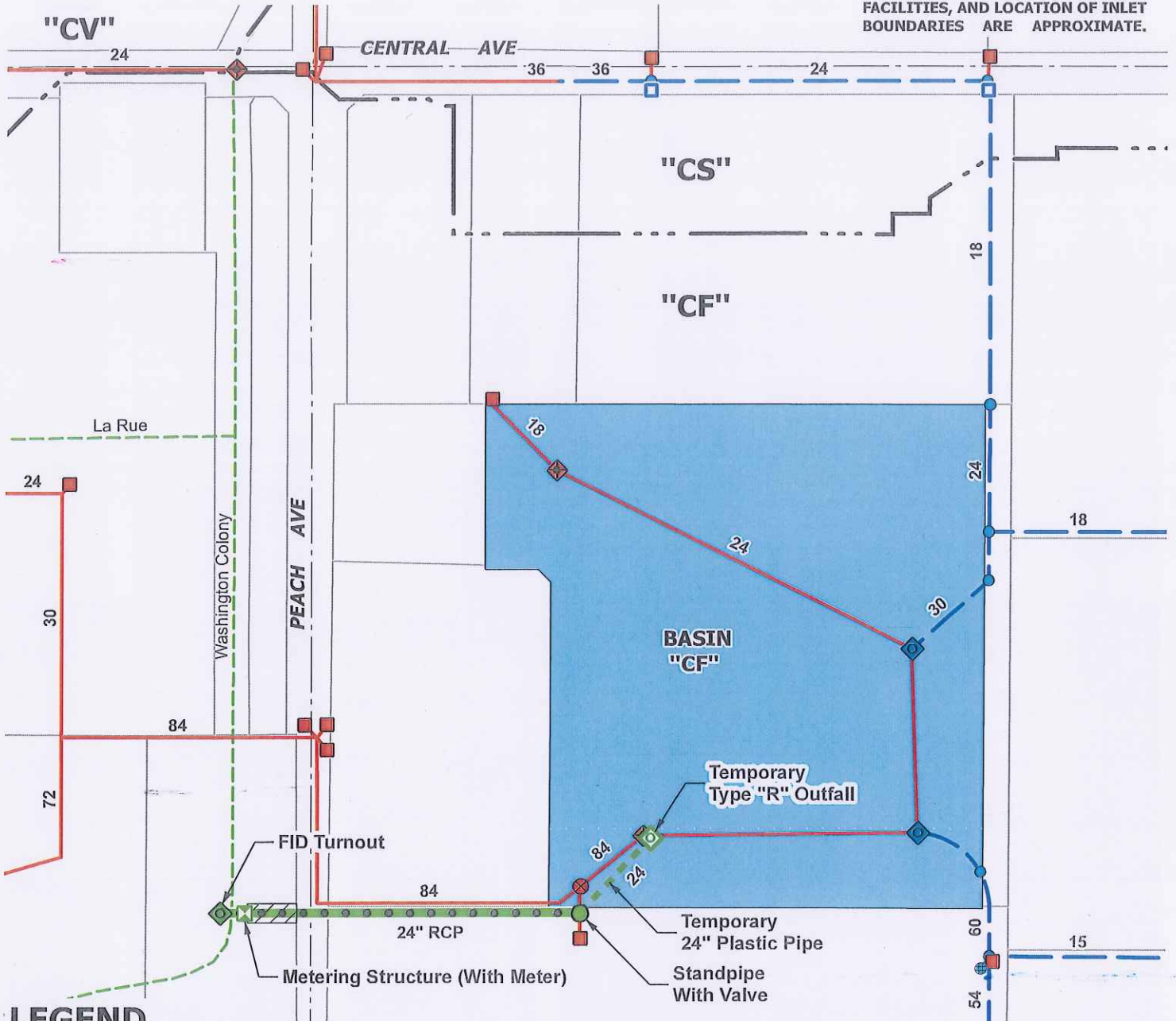
3. Personnel Committee

4. Finance Committee

5. Public Relations Committee

item 6.b.

NOTE: THIS MAP IS SCHEMATIC. DISTANCES, AMOUNT OF CREDITABLE FACILITIES, AND LOCATION OF INLET BOUNDARIES ARE APPROXIMATE.



LEGEND

- Creditable Facilities (Master Plan Facilities To Be Constructed) - Pipeline (Size Shown), Standpipe & FID Turnout
- Non-Master Plan Facilities To Be Constructed - Metering Structure (Not Eligible For Fee Credit)
- Temporary Facilities To Be Constructed (Not Eligible For Fee Credit)
- 20' Wide Storm Drain Easement To Be Acquired By The District
- Existing Master Plan Facilities
- Future Master Plan Facilities
- Existing FID Facilities
- Drainage Area Boundary



1" = 300'

MALAGA WATER DISTRICT DRAINAGE AREA "CF"

EXHIBIT NO. 1

FRESNO METROPOLITAN FLOOD CONTROL DISTRICT



item 6.b.

FRESNO METROPOLITAN FLOOD CONTROL DISTRICT

PRELIMINARY ESTIMATE OF COST

Sheet 1 of 1

Date: November 28, 2018

Project Description: Basin "CF" Recharge

ITEM NO.	ITEM CODE	ITEM DESCRIPTION	UNIT	QUANTITY	UNIT PRICE	AMOUNT
1		24" RCP	L.F.	700	95.00	\$66,500.00
2		24" PVC Pipe	L.F.	200	90.00	\$18,000.00
3		Type "A" Case I Manhole	L.S.	1	4500.00	\$4,500.00
4		48" Standpipe	L.S.	1	10000.00	\$10,000.00
5		Type R Outfall	L.S.	1	5000.00	\$5,000.00
6		FID Turnout	L.S.	1	24000.00	\$24,000.00
7		Metering Stand (including meter)	L.S.	1	10000.00	\$10,000.00
8		Concrete Canal Lining	L.S.	1	20000.00	\$20,000.00
9		Canal Rip Rap	L.S.	1	5000.00	\$5,000.00
10		Temporary Trench Resurfacing	L.S.	20	10.00	\$200.00
11		Permanent Trench Resurfacing	L.S.	20	50.00	\$1,000.00
12		Traffic Control	L.S.	1	2000.00	\$2,000.00
13		Dust Control	L.S.	1	2000.00	\$2,000.00
14		Worker Protection	L.S.	1	5000.00	\$5,000.00
15		Miscellaneous Facilities and Operations	L.S.	1	5000.00	\$5,000.00
16		Land Easement	L.S.	1	2000.00	\$2,000.00
17						
18						
19						
20						
21						
22						
23						
24						
25						
					SUBTOTAL	\$180,200.00
CONTINGENCIES					10%	\$18,000.00
					TOTAL	\$198,200.00

MADE BY: Anthony Zaragoza

APPROVED: _____

CHECKED BY: _____

DISTRICT ENGINEER