



REGULAR BOARD MEETING AGENDA
BOARD OF DIRECTORS MEETING
MALAGA COUNTY WATER DISTRICT
3580 SOUTH FRANK STREET
FRESNO, CALIFORNIA 93725
Tuesday, October 13, 2020 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. Old Business:

- a. **District Truck Purchase.** Continued from the previous meeting. Two quotes from Fahrney Ford Sales has been submitted for the purchase of a District truck. The first quote is for a 2021 Ford F-150 V6 pick-up truck at \$25,366.68. The second quote is for a 2021 Ford F-150 V8 pick-up truck for \$27,326.43.

Recommended action: to approve best quote and give Interim General Manager authorization to proceed with the purchase.

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

- b. **Fall Community Clean-up.** Event has been scheduled for Saturday, November 14, 2020. Community members will be able to dispose of their items 7 days before the clean-up.

For information.

- c. **Electric Cart.** Zeronox submitted a quote for the purchase of an electric utility vehicle using funds from the SJVAPCD grant. This quote is for a 2020 Tuatara Electric Utility Vehicle priced at \$19,996.97.

Recommended action: to approve quote from Zeronox for the purchase of an electric vehicle priced at \$19,996.97.

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

5. New Business:

- a. **Healthcare Plan Renewal.** No major changes to the District's healthcare plan. Co-payments in pharmaceuticals have decreased from \$15.00 to \$10.00 and the overall healthcare plan will increase 4.1% by 2021.

Recommended action: To accept and approve renewal of health care plan under United Health Care.

Motion by: _____, **Second by:** _____.

- b. **Credit Card Fees.** A discussion to potentially add a Credit/debit surcharge of 2.30% per transaction.

Recommended action: for discussion and potential action.

6. Engineer Reports:

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

7. General Manager's Report:

- a. Update regarding property on 4772 S. Chestnut Ave.
- b. ACWA membership dues

8. President's Report:

9. Vice President's Report:

10. Director's Reports:

11. Legal Counsel Report:

12. Communications:

- a. Written Communications:
 1. **County of Fresno Public Hearing Notice.** A public hearing on County Initiated General Plan Amendment No. 559 as part of its SB 244 Analysis of Disadvantaged Unincorporated (Legacy) Communities. Hearing is scheduled for Tuesday, October 20, 2020 at 9:00a.m.
- 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.*

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 September 22, 2020 and Special Board Meeting of May 7, 2020, May 19, 2020, September 25, 2020 and October 5, 2020.
- b. Financial Reports and Accounts Payable Reports.

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

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

14. Closed Session:

- a. Malaga v CVRWQCB case number F78327(Govt Code 54956.9.)
- b. Malaga v CVRWQCB case number F75868(Govt Code 54956.9.)

15. 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 October 13, 2020 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 10/09/2020.

Norma Melendez

Norma Melendez, District Clerk

item 4.a.

New 2021 Ford F150 Reg Cab Long Bed XL Pkg. w/5.0 liter V8 Gas En

CNGP530		VEHICLE ORDER CONFIRMATION		09/28/20 12:21:08	
==>		2021 F-150		Dealer: F72491	
				Page: 1 of 1	
Order No: 1001		Priority: M1	Ord FIN: KX501	Order Type: 5B Price Level:	
Ord Code: 100A		Cust/Flt Name: MALAGA WATER		PO Number:	
F1C		RETAIL		RETAIL	
F150 4X2 R/C		\$29240		FRT LICENSE BKT NC	
141" WHEELBASE			425	50 STATE EMISS NC	
YZ	OXFORD WHITE		53B	CLASS IV HITCH 205	
A	VINYL 40/20/40	NC	85A	POWER EQUIP GRP 970	
S	MED DARK SLATE			FLEX FUEL	
100A	EQUIP GRP			SP DLR ACCT ADJ	
	.XL SERIES			SP FLT ACCT CR	
	.17"SILVER STEEL			FUEL CHARGE	
995	5.0L V8 FFV ENG	1995	B4A	NET INV FLT OPT NC	
44G	ELEC 10-SPDAUTO			DEST AND DELIV 1695	
	.245/70R-17 A/S		TOTAL	BASE AND OPTIONS 34105	
X15	3.15 REG AXLE	NC	TOTAL	34105	
	6750# GVWR		*THIS IS NOT AN INVOICE*		
	CA BOARD FEES	NC			
	FLEET SPCL ADJ	NC			
F1=Help		F2=Return to Order		F3/F12=Veh Ord Menu	
F4=Submit		F5=Add to Library			
S099 - PRESS F4 TO SUBMIT				QC07734	
		V1DP0269		2,6	

Selling Price: \$31,500 - \$6,200(GPC) = \$25,300 + fees

\$25,300.00 per unit

\$2,017.68 Sales Tax(7.975%)

\$8.75 CA Tire Fee

\$27,326.43 out the door per unit

Quote Details

Quote #: JE-0150
Date: October 7, 2020
Consultant: CR

Prepared for

Malaga County Water District
3580 S. Frank Street
Fresno, CA 93725
559-485-7353

Moses Ortiz
mortiz@malagacwd.org
559-485-7353

ZeroNox Contact



Jason Eggett
1343 South Main Street
Porterville, CA 93257



559-730-8966 (cell)
559-560-8013 (office)



jasone@zeronox.com

QUOTE

ITEM DESCRIPTION:	QUANTITY:	UNIT PRICE:	TOTAL:
2020 Tuatara Electric Utility Vehicle –	1 Unit	\$19,995.00	\$19,995.00
Passenger Capacity: 3 Person w/ utility bed Vehicle: Steel construction, plexiglass windshield, racks, radio, horn, and seatbelts Lights: Front headlights, signal lights, taillights, and brake lights Suspension: Front independent wishbone with preload adjustable Rear double wishbone with preload adjustable Tires: Standard rubber tires Vehicle Weight: 2,380 lbs. Load Capacity: 2,170 lbs. GVWR: 4,550 lbs.			
			
ZeroNox Battery System –	1 Unit	Included	Included
Battery Module: ZeroNox LFP Battery 72V / 105Ah Battery Management System: ZeroNox BMS Total Power: 8 kWh Run Time: Estimated 50 miles fully charged Cycle Life: 3,000+ cycles			
ZeroNox Battery Charger –	1 Unit	\$500.00	\$500.00
Onboard Charger and Charging Cable: 110V input, 72V output (Estimated 8 hr. charge time)			
Standard Warranties:	1 Unit	Included	Included
ZeroNox Battery System: 36 months or 50,000 miles* Vehicle Drive Train: 24 months or 30,000 miles Vehicle Parts: 90 days or 5,000 miles			
Delivery and Setup:	1 Unit	\$150.00	\$150.00
Subtotal:			\$20,645.00
Manager Discount:			(\$2,125.00)
Subtotal After Discount:			\$18,520.00
Taxes (7.975%):			\$1,476.97
Total:			\$19,996.97

Extended Battery Warranties (Optional):

Additional 36 months or 50,000 miles	1 Unit	\$1,500.00/unit	\$1,500.00
Additional 84 months or 100,000 miles	1 Unit	\$2,500.00/unit	\$2,500.00

- **Extended Battery Warranty** is additional and not covered by grant funding.
- Quote good for 30 days.
- *Battery will maintain greater than 80% SOH during standard warranty period.



item 7.a.

RECEIVED
SEP 23 2020

FRESNO COUNTY
DEPT. OF
PUBLIC WORKS & PLANNING

MALAGA COUNTY WATER DISTRICT

3580 SOUTH FRANK STREET - FRESNO, CALIFORNIA 93725
PHONE: 559-485-7353 - FAX: 559-485-7319

BOARD OF DIRECTORS

CHARLES E. GARABEDIAN JR.
PRESIDENT

SALVADOR CERRILLO
VICE-PRESIDENT

IRMA CASTANEDA
DIRECTOR

FRANK CERRILLO JR.
DIRECTOR

CARLOS TOVAR JR.
DIRECTOR

MOISES ORTIZ- ACTING GENERAL MANAGER

September 15, 2020

County of Fresno
Department of Public Works and Planning
2220 Tulare Street, 6th Floor
Fresno, California 93721

RECEIVED
SEP 24 2020
Fresno County
Dept. of Public Works & Planning
Administration

Via Email to:

Re: Fresno County ASPN: 331-11-016


Dear Steven E. White:

My name is Moises Ortiz and I am the interim General Manager of the Malaga County Water District. It has recently come to our attention that Parcel No. 331-11-016 located on South Chestnut Avenue near American Avenue is being developed. The improvements on the lot include a newly constructed well and a large concrete pad with what appears to be a truck service pit. I have made inquiries with the County of Fresno and the Department of Water Resources and to me knowledge no permit for a well or any other improvements on the property have been issued by the County of Fresno or the DWR. The only permit I understand has been issued related to the property is a permit for a test septic system. This property is located within the sphere of influence of the Malaga County Water District and should be required to connect to the District pursuant to Fresno County Ordinance Code Chapter 14.09 as there is public water/service available at the property. The Malaga County Water District serves the parcel directly north of this parcel. If the property owners have applied for a site plan or other entitlement from the County of Fresno, could you please forward a copy of that application to the Malaga County Water District at the email address below. Additionally, since there is public water and sewer services available to this property, the property should, as a requirement for development, be required to connect to the District's water and sewer system and annex into the District. If the property owner has not applied for and received a building permit or any other entitlement from the County of Fresno, then the County should order all work on the property stopped.

If you have any comments or questions regarding this matter, please do not hesitate to contact me.

Date: 9-15-20

Manager

By: 
Moises Ortiz, Interim General
Malaga County Water Distric

Date: September 25, 2020

Malaga County Water District
3580 South Frank Street
Fresno, CA 93725



2021 Annual Agency Dues	\$14,885.00
Total Amount Due	<hr/> \$14,885.00

Thank you for your continued support with ACWA. Please remit payment by **January 31, 2021**.

ACH Payment Information: Wells Fargo Bank

Routing #: 121042882

Checking Acct #: 6071344052

*****MEMBERSHIP DUES*****MEMBERSHIP DUES*****MEMBERSHIP DUES*****

Association of California Water Agencies
2021 Member Dues Calculation

Date: September 25, 2020

Name: Malaga County Water District

(1) Operating Expenses

(2) All Other Expenses

(3) Total Expenses

<<< LESS >>>

(4) Purchased Power

(5) Water Purchases

(6) Groundwater Replenishment

(7) Depreciation

(8) Fixed Assets

(9) Total Adjusted Expenses

<<< LESS >>>

(10) Pumping

(11) Total Expenses Adjusted For Pumping

(12) Line 11 times 2

(13) Dues O&M (lessor of line 9 or 12)

\$4,460,919.93

DUES AMOUNT

\$14,885.00

*** THIS IS NOT A BILL – PLEASE DO NOT PAY FROM THIS WORKSHEET ***



Thank you so much for your membership in ACWA. I look forward to your continued engagement in 2021. We exist for our members and will always be guided by the fundamental commitment to best serve your interests in all that we do.

For more information about all of the benefits of continued ACWA membership, please also visit acwa.com or contact your Regional Affairs Representative.

If you have questions about your ACWA membership, please contact ACWA's Director of Member Engagement and Innovative Strategies Tiffany Giammona at (916) 441-4545 or via email at tiffanyg@acwa.com.

MEMORANDUM

TO: ACWA Public Water Agency Members

FROM: Dave Eggerton, Executive Director

DATE: September 25, 2020

SUBJECT: ACWA's 2021 Membership Dues

The ACWA Board of Directors today approved a two-year budget for 2021 and 2022 that protects the Association's ability to continue delivering important services for our membership at a very high level while continuing to reduce OPEB liabilities and strengthen the long-term fiscal health of the organization. Weighing the economic impacts of the ongoing pandemic, the Board reduced the previously planned dues increase for 2021 from 2% to 1%. For 2022, dues are planned to increase by 2%.

The Board approved the budget based on the recommendation of the ACWA Finance Committee and following a thorough review of the Association's expenses and revenue and a lengthy discussion at a budget workshop. Like so many of our members and other businesses, ACWA's revenue, particularly in the area of events, has taken a significant hit this year. With the Board's leadership in adopting this budget, I can confidently say ACWA will continue to deliver high level, effective services for our members, including strong advocacy in Sacramento and Washington D.C., top-notch conferences, informational webinars, toolkits and many other services to support and assist our members during these unprecedented times.

As a reminder, ACWA's financial strategy is guided by a five-year plan first developed in 2017 and updated during each budget process. The general approach of the plan has been to maintain modest dues increases each year to pay-off ACWA's unfunded OPEB liability for retiree healthcare by 2023 (which we are still on track to achieve) and avoid the need for any unplanned spikes in membership dues in the future.

ACWA's dues are based on the operations and maintenance (O&M) expenses for individual public agency members, which vary from year to year. If there was an increase or decrease in your agency's O&M expenses, the actual dollar increase associated with your agency's membership dues may vary based on that change. If you have questions related to your agency's dues calculation, please contact ACWA's Finance Manager Dan Gumpert at (916) 441-4545 or via email at dang@acwa.com.

To view ACWA's full 2021 dues schedule, please visit acwa.com.



item 12.a.1.

County of Fresno

BOARD OF SUPERVISORS

Chairman
Buddy Mendes
District Four

Vice Chairman
Steve Brandau
District Two

Brian Pacheco
District One

Sal Quintero
District Three

Nathan Magsig
District Five

Bernice E. Seidel
Clerk

NOTICE OF PUBLIC HEARING

DUE TO THE CURRENT SHELTER-IN-PLACE ORDER COVERING THE STATE OF CALIFORNIA AND SOCIAL DISTANCE GUIDELINES ISSUED BY FEDERAL STATE AND LOCAL AUTHORITIES, THE COUNTY IS IMPLEMENTING CHANGES FOR ATTENDANCE AND PUBLIC COMMENT AT ALL BOARD OF SUPERVISORS MEETINGS UNTIL FURTHER NOTICE. PLEASE SEE NOTES BELOW FOR MORE INFORMATION ON HOW TO SUBMIT WRITTEN COMMENTS.

The Board of Supervisors will take action on **GENERAL PLAN AMENDMENT NO. 559 - SENATE BILL 244 ANALYSIS OF DISADVANTAGED UNINCORPORATED COMMUNITIES.**

Notice is hereby given that the Board of Supervisors of the County of Fresno has set this hearing for **Tuesday, the 20th day of October, 2020**, at the hour of **9:00 A.M. (or as soon thereafter as possible)**, in the **Board of Supervisors Chambers**, Room 301, Hall of Records, 2281 Tulare St., Fresno, California, as the time and place for holding a public hearing on the following matter:

County of Fresno has prepared County-Initiated General Plan Amendment No. 559 as part of its Senate Bill (SB) 244 analysis of Disadvantaged Unincorporated (Legacy) Communities pursuant to the requirements of the State of California.

SB 244 requires, on or before the next due date for the next adoption of its housing element, that counties include in their general plan land use elements identification and analysis of underserved disadvantaged unincorporated communities (DUC) within their unincorporated areas and outside city spheres of influence (SOI). A DUC is defined as an inhabited and unincorporated community that includes 10 or more dwelling units in proximity or where 12 or more registered voters reside and has an annual median household income that is 80 percent or less of the statewide median housing income. In unincorporated county areas outside of SOIs, the only type of DUC is a legacy community which is at least 50 years old.

For identified communities, the general plan must include a description of the community; a map designating its location; an analysis of water, wastewater, stormwater drainage, and structural fire protection needs or deficiencies; and an analysis of benefit assessment districts or other financing alternatives that could make the extension of services financially feasible. It also requires that on or before the due date for each subsequent revision of its housing element, each city and county review, and amend if necessary, its general plan to update this analysis.

Staff is recommending:

1. The Board of Supervisors approve General Plan Amendment (GPA) No. 559 amending Section E - Non-Agricultural Rural Development of the County General Plan Agriculture and Land Use Element by referencing disadvantaged unincorporated legacy communities within the County; and
2. Include a new Appendix B-2 to the General Plan Policy Document consisting of an analysis of water, wastewater, stormwater drainage and structural fire protection needs or possible infrastructure deficiencies for the identified communities.

Staff has determined this effort to be Categorically Exempt under 14 CCR 15306 Class 6 (Information Collection) from the California Environmental Quality Act, and exempt under 14 CCR 15061(b)(3), as the recommended actions lack the potential for causing a significant effect on the environment and serve only to collect and summarize specified infrastructure information on disadvantaged unincorporated County legacy communities and possible funding sources for their infrastructure, as required by state law.

A draft of the County's SB 244 analysis and additional information regarding the County's SB 244 effort can be found on the County's webpage at:

<https://www.co.fresno.ca.us/generalplan>

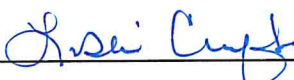
For more information contact **Chris Motta**, Department of Public Works and Planning, 2220 Tulare Street (corner of Tulare & "M" Streets, Suite A), Fresno, CA 93721, telephone **(559) 600-4227** email cmotta@fresnocountyca.gov . The front desk is not open to the public due to Covid-19.

NOTES:

- Anyone may testify, please share this notice with your neighbors or anyone you feel may be interested.
- The Board of Supervisors will also accept written testimony such as letters, petitions, and statements. In order to provide adequate review time for the Board of Supervisors, please submit these documents to the Clerk of the Board prior to the hearing date.
- If at some later date you challenge the final action on this matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

DATED: September 30, 2020

BERNICE E. SEIDEL
Board of Supervisors

By , Deputy



SPECIAL BOARD MEETING MINUTES
BOARD OF DIRECTORS MEETING
MALAGA COUNTY WATER DISTRICT
3580 SOUTH FRANK STREET
FRESNO, CALIFORNIA 93725
Wednesday, May 7, 2020 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.

Special Notice: Pursuant to the Executive Order of the Governor of California this meeting will be accessible via teleconference. All members of the public are encouraged to participate in this meeting by calling 1(952) 222-1750, Conference ID 633-1248. All staff and board members are also encouraged to attend via teleconference. Those who do attend the meeting in person will be asked to follow the safety guidelines set forth by the California Department of Health and the Fresno County Department of Public Health as directed by District Employees. Notice is further given that this meeting be conducted **entirely via teleconference. In the event that the meeting is conducted entirely via teleconference, then notice will be posted at the District office and on the District web page.**

1. Call to Order: 6:09p.m.

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

3. Certification: Certification was made that the Board Meeting Agenda was posted 24 hours in advance of the meeting.

4. New Business: Consideration and necessary action on resolution 5-6-2020 to consider modifying existing Covid-19 orders to reopen the park for a parade or to open the park for limited use.

Main gate of the district park will be open on Saturday May 9, 2020 from 10:00a.m.-11:15a.m.

Everybody attending this even may remain inside their vehicle or by their vehicle, restroom usage will not be allowed.

GM, Romana and Moises will be there enforcing and trying to help on reminding people to follow guidelines and making sure things do not get out of hand.

Vice President will be also part of this parade and will be helping.

Director Tovar wants just to make sure everybody participating in this parade follow safety directions and keep social distance.

5. Public Comment: This is the time for any person to address the Board of Directors of any issue within the jurisdiction of the District but not on the agenda. The time allowed to speak is three minutes unless an extension is granted by the Board of Directors through the President of the Board. **None for this meeting.**

6. Adjournment:

Motion by: Vice President Cerrillo, Second by: Director Tovar.

7. Closed Session: Potential litigation (Government Code Section 54956.9(d)(3).)

Motioned by: Vice President Cerrillo, Second by: Director Tovar and by 5-0 vote to adjourn the meeting at 7:01p.m.

Certification of Posting

I, Maria Lopez, do hereby certify that the foregoing agenda for the Regular Meeting of the Board of Directors of April 28, 2020 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 04/24/2020.

Maria Lopez



**SPECIAL BOARD MEETING MINUTES
BOARD OF DIRECTORS MEETING
MALAGA COUNTY WATER DISTRICT
3580 SOUTH FRANK STREET
FRESNO, CALIFORNIA 93725
Tuesday, May 19, 2020 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 prior to the meeting, to ensure that reasonable arrangements can be made to provide accessibility to the meeting.

- 1. Call to Order: 6:00p.m.**
- 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 24 hours in advance of the meeting.
- 4. New Business:** Consideration and Necessary Action on Resolution 5-19-2020 to Consider Modifying Existing COVID-19 Orders to reopen District Office

Discussion was held. Resolution 5-19-2020 was rejected by the board. For the safety of staff and customers, it is best to keep the District Office closed and staff shall continue working from home with limited visits to the office.

- 5. Closed Session: 6:10p.m.**
 - (a)** Potential Litigation (Government Code Section 54956.9(d)(2).) 3 cases.
No reportable action.
 - (b)** Public employment pursuant to Government Code Section 54957.
All positions and all departments
No reportable action.

6. Adjournment:

Motion by Vice President Cerrillo, Second by Director Cerrillo, Jr. and by a 5-0 vote to adjourn the meeting at 6:45p.m.

Certification of Posting

I, Maria Lopez, 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 May 19, 2020 was posted for public view on the front window of the MCWD office at 3580 S. Frank Street, Fresno Ca 93725, and published on the District's website on 10/14/2020.

Maria Lopez
Maria Lopez, Acting District Clerk



REGULAR BOARD MEETING MINUTES
BOARD OF DIRECTORS MEETING
MALAGA COUNTY WATER DISTRICT
3580 SOUTH FRANK STREET
FRESNO, CALIFORNIA 93725
Tuesday, September 22, 2020 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.
- ❖ 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

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

All present. Late arrival of Director Tovar, Jr. at 6:04pm.

Also present: Norma Melendez, Moises Ortiz 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 September 8, 2020.

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

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

5. Old Business:

- a. **Solar Project.** Jessica Ritter has prepared a presentation for the Board of Directors regarding a potential solar project.

Recommended action: for discussion and potential action.

Discussion was held. The District may pursue a request for proposals/qualifications for price comparisons.

6. New Business:

- a. **Master Plan.** Discussion to update water and sewer master plans and to update standard specifications. A range of \$30,000 to \$40,000. Recommend Authorizing an initial Task Order of \$10,000 to initiate the changes and update the Standard Plans to the limit of the available fees authorized. Then determine a course for proceeding on the Standard Specifications. The estimated fee to update the water and sewer master plans range from \$43,000 to \$47,000.

Recommended action: for review and potential action.

Motion by Vice President Cerrillo, Second by Director Castaneda and by a 5-0 vote to approve Master Plan as presented.

- b. **District Truck Purchase.** A quote from Fahrney Ford Sales has been submitted for the purchase of a 2021 Ford F-150 pick-up truck at \$25,366.68.

Recommended action: to approve purchase of 2021 Ford F-150 pick-up truck.

Item tabled for the next regular board meeting once interim GM obtains price comparisons from the V6 vehicle presented to a V8.

7. Staff Reports: None for this meeting.

8. Engineer Reports:

- a. District Engineer Report.
 - i. An update to previous memorandums regarding the understanding between MCWD and Provost & Pritchard of open items.
 - ii. **WATER**
 1. Water Supply Well – Discussions and recommendations regarding a new water supply well. Water demands are restricting the ability to allow new connections.

Recommended Action: Board's Pleasure

Discussion was held. Item will be a continuing subject until a plan is defined. No reportable action.

iii. DEVELOPMENTS

1. Tentative Tract 8220 proposal from property owner

Recommended Action: Board's Pleasure

Discussion was held. No reportable action.

2. 4656 S. Chestnut Ave.

Development of property adjacent to the District boundary.

Recommending communications with the property owner and County of Fresno.

3. 4263 North Avenue – construction in MCWD Sphere but outside of District. No District water or sewer on the frontage. Recommending a notification that the requirement to connect is deferred until community systems are near the property.

4. Custom Ag Development

iv. WASTEWATER

1. Overview of Truck Washes – actions and communications

Recommended Action: Board's pleasure

2. Recent communications from the RWQCB

PFAS letter – recommendation

3. Notice to Comply letter – Nitrate recommendation

Recommended Action: Recommendations will be submitted to the Board for consideration prior to the next meeting.

- b. CDBG Engineer Report: none for this meeting.

9. General Manager's Report:

- a. Picnic roof update.
- b. A/C Fencing.

Interim GM recommends stopping development of item a and b and focus on finishing the new park bathrooms. Once bathrooms are complete, picnic roof and a/c fencing projects may resume.

- c. Equipment inventory and depreciation schedule.
- d. Park & Recreation update.

The pool is leaking water, a foot a day. Bob Waterston has been contacted and will come to repair the leak.

- e. Office Opening.

The District Office will prepare to open to the public on September 28, 2020. Preventative measures will be in place for the safety of the public and staff.

10. President's Report:

Nothing to report.

11. Vice President's Report:

Vice President Cerrillo asked the board members for their opinion of holding a trunk-o-treat event at the park for October 24. Legal Counsel advised that the County of Fresno has not put any restrictions on Halloween activities. The board agrees with holding a trunk-o-treat event under safe conditions and CDC guidelines.

12. Director's Reports:

Director Castaneda agrees with the Vice President's idea of holding an event for the community as the community has expressed their desire on the Malaga Facebook page to have something for the kids this Halloween.

13. Legal Counsel Report: Nothing to report.

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: 8:53p.m.

- a. Public employment pursuant to Government Code Section 54957(b)(1).
- b. Pending Litigation (Govt. Code §54956.9): MCWD v. FUSD

16. Adjournment:

Motion by Director Tovar, Jr., Second by Vice President Cerrillo and by a 5-0 vote to adjourn the meeting at 9:36pm.

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 September 22, 2020 was posted for public view on the front window of the MCWD office at 3580 S. Frank Street, Fresno Ca 93725, on 10/14/2020.

Norma Melendez

Norma Melendez, District Clerk



SPECIAL BOARD MEETING MINUTES
BOARD OF DIRECTORS MEETING
MALAGA COUNTY WATER DISTRICT
3580 SOUTH FRANK STREET
FRESNO, CALIFORNIA 93725
Friday, September 25, 2020 at 4:00PM

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.

- ❖ 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: 4:07 P.M.

- 2. Roll Call:** President Charles Garabedian, Jr.; Vice President Salvador Cerrillo; Director Irma Castaneda; Director Frank Cerrillo, Jr.; Director Carlos Tovar, Jr.
Not Present: Director Frank Cerrillo Jr.
Also Present: Neal Costanzo, Norma Melendez, and Moises Ortiz

- 3. Certification:** Certification was made that the Board Meeting Agenda was posted 24 hours in advance of the meeting.

- 4. New Business:** *None for this meeting.*

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

6. Communications:

- a. Written Communications: *none for this meeting.*
- b. Public Comment: *No public comment.*

7. Closed Session: 4:09 P.M.

- a. Pending Litigation (Govt. Code §54956.9): MCWD v. FUSD
No reportable action.

8. Adjournment:

Motion by Vice President Cerrillo, Second by Director Castaneda and a 4-0 vote to adjourn the meeting at 5:18 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 Special Board Meeting of the Board of Directors of September 25, 2020 was posted for public view on the front window of the MCWD office at 3580 S. Frank Street, Fresno Ca 93725, on 10/14/2020.

Norma Melendez

Norma Melendez, District Clerk



**SPECIAL BOARD MEETING MINUTES
BOARD OF DIRECTORS MEETING
MALAGA COUNTY WATER DISTRICT
3580 SOUTH FRANK STREET
FRESNO, CALIFORNIA 93725
Monday, October 5, 2020 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: 6:00p.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: Norma Melendez, Moises Ortiz and Michael Slater.

3. Certification: Certification was made that the Board Meeting Agenda was posted 24 hours in advance of the meeting.

4. Old Business:

a. **Prop 68.** A discussion regarding the application.

Recommended action: for discussion and potential action.

Discussion was held. Board consensus is to move forward with the preparation of the new Prop 68 application.

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

6. Communications:

- a. Written Communications: *None for this meeting.*
- b. Public Comment: **None for this meeting.**

7. Closed Session: 6:30p.m.

a. Public employment pursuant to Government Code Section 54957(b)(1).

Nothing to report.

8. Adjournment:

Motion by Vice President Cerrillo, Second by Director Cerrillo, Jr. and by a 5-0 vote to adjourn the meeting at 7:30p.m.

Certification of Posting

I, Norma Melendez, District Clerk of the Malaga County Water District, do hereby certify that the foregoing agenda for the Special Board Meeting of the Board of Directors of October 5, 2020 was posted for public view on the front window of the MCWD office at 3580 S. Frank Street, Fresno Ca 93725, on 10/14/2020.

Num	Name	Memo	Amount
ACH Pmt	Employment Development Department	CA/SUI Withholding	-1,237.60
ACH Pmt	Employment Development Department	Disability Withholding	-374.54
EFT Pmt	Internal Revenue Service	EFT Payment	-9,334.64
41385	A T & T Mobility	July-2020 Mobile Service	-487.77
41386	Alert-O-Lite	Maintenance Supplies	-105.60
41387	Allied Rodent Control	WWTF Rodent Control	-350.00
41388	Allied Rodent Control	WWTF Rodent Control	-350.00
41389	Badger Meter	Beacon Online Service-Aug-20	-436.99
41390	California Business Machines	Aug20-Nov20 Copier Service	-792.49
41391	California CAD Solutions	Update GIS Website-WWTF	-900.00
41392	Central valley Clean Water Association	2020 Membership Renewal	-2,000.00
41393	Cintas Corporation #621	August-2020 Uniforms/Supplies	-575.73
41394	Clark Pest Control	August-2020 Service-Distdrict Office/Center	-125.00
41395	Clark Pest Control	August-20 Service WWTF	-125.00
41396	Costanzo & Associates	July-2020 Legal Service	-7,162.95
41397	Culligan	August-2020 Water Service-District Office	-17.25
41398	Culligan	August-2020 Water Service-WWTF	-75.25
41399	Eriks North America Inc.	Maintenance Supplies-WWTF	-182.37
41400	Ernest Packaging	WWTF Maint Supplies	-239.74
41401	Fresno Bee	Subscription Renewal Sep-Nov-20	-307.51
41402	Fresno Equipment Company	New Lawn Mower/Maintenance	-3,716.10
41403	Fresno Oxygen	August-2020 Cylinder Rental	-32.64
41404	Fresno Oxygen	Maintenance Supplies	-17.91
41405	Fresno Pipe & Supply, Inc.	Maintenance WWTF	-144.44
41406	Goodyear Commercial Tire	Pre-Treatment Repair Flat Tire/Maint	-39.98
41407	Gordon Saito & Co., CPA's LLP	August-2020 Accounting Services	-925.00
41408	Haven's For Total Security	Keys for Center	-48.59
41409	Home Depot	Maintenance Suppies	-634.19
41410	Industrial Waste & Salvage	July-2020 Solid Waste Business	-44,836.80
41411	Mid Valley Distributors	WWTF Maintenance	-5.40
41412	Moore Twining Associates,Inc	August-2020 Testing	-847.00
41413	National Domains, LLC	Annual Domain Name Listing-2020	-224.00
41414	New England Sheet Metal And Mechanical CO	A/C Maintenance WWTF	-2,075.09
41415	Newport Group, Inc.	3rd -Qtr 2020 Record Keeping	-489.14
41416	P G & E	August-2020 Utilities	-52,567.71
41417	PC Solutions	September-2020 Service Maintenance	-1,678.75
41418	Provost & Pritchard	July-2020 Engineering Fees	-4,117.60
41419	R & B Company	WWTF Rep/Maint.	-2,371.50
41420	Rent A Toilet	Portables for Alley Cleanup	-330.00
41421	Robert V. Jensen Inc.	August-2020 District Fuel	-981.49
41422	Streamline	August-20 Website Service	-200.00
41423	Univar Solutions USA Inc.	Chemicals for Pool	-908.62
41424	USA Bluebook	WWTF Materials	-125.65
41425	Wex Bank	August-2020 Mgr Fuel	-75.00
41426	Yamabe & Horn Engineering	CDBG APPLICATION 21-22-WWTF Nitrate	-1,970.00
Direct Deposit	QuickBooks Payroll Service	Created by Payroll Service on 09/09/2020	-18,815.91
41427	AFLAC	Employee Withholding	-52.92
41428	California State Disbursement Unit	Employee Wage Assginment	-471.69
41429	Noble Credit Union	Employee Withholding	-100.00
41430	Valley First Credit Union	Employee Withholding	-250.00
41431	Gabino Gomez	Manager Vehicle Maint/Cleaning	-59.98
41432-41453	Employee Payroll	(1st) Payroll	-13,170.30
EFT Pmt	Internal Revenue Service	94-1568104	-10,935.10
ACH Pmt	Employment Development Department	CA/SUI Withholdings	-1,476.38
ACH Pmt	Employment Development Department	Disability Withholding	-425.49
41454	Charles Garabedian Jr.	September-20 Mtgs (4) @\$143.50	-574.00

Num	Name	Memo	Amount
41455	Charles Garabedian Jr.	In Lieu of Medical 10/20	-2,707.18
41456	Salvador Cerrillo	September-20 Mtgs (6) @\$100	-600.00
41457	Salvador Cerrillo	In Lieu of Medical 10/20	-3,220.36
41458	Irma Castaneda	September-20 Mtgs (2) @\$143.50	-193.06
41459	Irma Castaneda	In Lieu Benefits 10/20	-2,611.24
41460	Frank Cerrillo Jr.	September-20 Mtgs (2) @\$100	-200.00
41461	Frank Cerrillo Jr.	In Lieu of Medical 10/20	-2,708.94
41462	Carlos Tovar Jr.	September-20 Mtgs (2) @\$143.50	-287.00
41463-41464	Voided	Voided Checks	0.00
41465	AFLAC	VOID: Employee Withholding	0.00
41466-41467	Voided	Voided Checks	0.00
41468	Hach Company	WWTF Materials	-478.24
41469	Clark Pest Control	July-2020 Service-WWTF	-125.00
41470	California State Disbursement Unit	Employee Wage Assignment	-471.69
41471	Noble Credit Union	Employee Withholding	-100.00
41472	Valley First Credit Union	Employee Withholdings	-250.00
41473	A T & T	August-2020 Telephone Service-District Office	-422.53
41474	A T & T	August-2020 Telephone Service-Center	-356.88
41475	A T & T Mobility	August-20 Mobile Service	-546.66
41476	ACWA/JPIA	October-2020 Dental/Vision	-2,834.71
41477	Citi Cards	Payroll Updates Sept-2020	-24.95
41478	Comcast	September-2020 Service	-270.85
41479	Dearborn Life Insurance Co.	October-20 Premium	-449.82
41480	Industrial Waste & Salvage	July-2020 Solid Waste- Business	-571.54
41481	Industrial Waste & Salvage	August-2020 Dumping Fees-WWTF	-300.07
41482	Industrial Waste & Salvage	August-2020 Solid Waste-Residential	-6,403.12
41483	Integrity Networks	Sept-20 WWTF Service	-275.90
41484	Jensen & Pilegard	Maintenance Supplies	-126.63
41485	Leaf	September-2020 Copier Service/2020 Property Tax	-551.99
41486	Quadient Finance USA, Inc.	July-2020 Postage Refill	-341.39
41487	Quadient Finance USA, Inc.	Aug-2020 Postage Refill	-300.00
41488	SDRMA	Insurance Deductible for Cushman	-1,000.00
41489	TPX Communications	WWTF Phone Service-September20	-520.45
41490	United HealthCare	October-2020 Healthcare	-20,395.14
41491	Orfil Camarena	Installed/Metal Doors & Regular Door Park	-2,475.00
41492	Charles Garabedian Jr.	SEPT-20 Special Mtg (1) @\$143.50	-143.50
41493	Salvador Cerrillo	SEPT-20 Special Mtg (1) @\$100	-100.00
41494	Irma Castaneda	SEPT-20 Special Mtg (1) @\$143.50	-143.50
41495	Frank Cerrillo Jr.	VOID: SEPT-20 Special Mtg (1) @\$100	0.00
41496	Carlos Tovar Jr.	SEPT-20 Special Mtg (1) @\$143.50	-143.50
41497	Carlos Tovar Jr.	May-20 Missed Mtg (1) @\$143.50-Reissued Ck Los	-143.50
Direct Deposit	QuickBooks Payroll Service	Created by Payroll Service on 09/23/2020	-18,821.29
41498-41501	Employee Payroll	(2nd) Payroll	-5,039.57
41502	Carlos Tovar Jr.	June-20 Mtgs (5) @\$143.50-Reissued Ck Lost	-717.50
EFT Pmt	Internal Revenue Service	EFT Payment	-7,836.00
ACH Pmt	Employment Development Department	CA Withholdings	-1,004.95
ACH Pmt	Employment Development Department	Disability Withholdings	-315.20
TOTAL:			-277,403.65

MALAGA COUNTY WATER DISTRICT
STATEMENT OF CASH RECEIPTS AND DISBURSEMENTS
SEPTEMBER-2020
FINAL

Wells Fargo Bank - Checking

Beginning Balance-August 31, 2020:	\$ 766,950.08
Cash Receipts-Sept20:	285,430.57
Bank Interest-Sept20:	5.75
NSF Check-Sept20	(668.80)
Bank Fees-Sept20:	(79.50)
Credit Card Fees-Sept20:	(691.38)
Credit Card Charges-Sept20:	(2,438.52)
Disbursements-Sept20:	(270,240.10)
Ending Balance-September 30, 2020	\$ 778,268.10

County of Fresno**Maintenance Fund:**

Beginning Balance-August 31, 2020:	\$ 931.07
Property Taxes-Sept20	4,669.46
Interest-Sept20	\$ 1,563.09
Ending Balance-September 30, 2020	\$ 7,163.62

LAIF Account:

Beginning Balance-August 31, 2020:	\$ 500,069.74
Interest-Sept-20-N/A	\$ -
Ending Balance-September 30, 2020	\$ 500,069.74

Self-Help Credit Union

Beginning Balance-August 30, 2020:	\$ 51,690.20
Interest-Jul-20-	\$ 12.29
Interest-Aug-20-	\$ 11.42
Ending Balance-September 30, 2020	\$ 51,713.91

Zions Bank

Beginning Balance-August 31, 2020:	\$ 540,859.00
Interest-Sept-20-N/A	-
Ending Balance-September 30, 2020	\$ 540,859.00

Total Cash In Bank Accounts-September 30, 2020

\$ 1,878,074.37

****All bank accounts are subject to change when bank statements come in.

Special Projects

Meter Project

Vulcan Construction 1st Pmt-11/01/18	\$	260,568.97
Vulcan Construction 2nd Pmt-12/06/18	\$	137,426.99
Vulcan Construction 3rd Pmt-01/09/19	\$	123,973.71
Vulcan Construction 4th Pmt-01/25/19	\$	152,571.35
Vulcan Construction 5th Pmt-03/05/19	\$	126,109.55
Vulcan Construction 6th Pmt-03/28/19	\$	295,326.12
Vulcan Construction 7th Pmt-05/15/19	\$	10,053.14
Vulcan Construction 8th Pmt-08/29/19	\$	1,225.50
Vulcan Construction Pmt #9-08/15/19	\$	58,276.60
Ending Balance-August 31, 2020	\$	1,165,531.93

Well Project #CDBG #16451

Lighthouse Electric 1st Pmt-03/13/19	\$	149,671.45
Lighthouse Electric 2nd Pmt-08/22/19	\$	63,371.26
Ending Balance-August 31, 2020	\$	213,042.71

Recreation Restroom Project

CSJ-1st Draw Payment-10/04/18	\$	69,296.75	X-Transferred
CSJ-2nd Draw Payment-11/26/18	\$	55,437.40	X-Transferred
CSJ-3rd Draw Payment-12/06/18	\$	55,437.40	X-Transferred
CSJ-4th Draw Payment-12/27/18	\$	50,437.40	X-Transferred-July20
CSJ-5th Draw Payment-03/13/19	\$	27,708.70	X-Transferred-July20
CSJ-1st Draw Pmt Completion 08/13/19	\$	57,000.00	X-Transferred-July20
CSJ-Addendum-Restroom 09/04/19	\$	18,000.00	X-Transferred-July20
CSJ-2nd Draw Pmt Completion 09/11/19	\$	57,000.00	X-Transferred-July20
CSJ-3rd Draw Pmt Completion 10/10/19	\$	57,000.00	X-Transferred-July20
Final Draw-Completion Restroom/Storage	\$	13,859.35	X-Transferred-July20
Ending Balance-August 31, 2020	\$	461,177.00	

Recreation A/C Roof Project

Davis Moreno Construction 1st Pmt- 06/13/19	\$	25,646.95
Davis Moreno Construction 2nd Pmt-07/09/19	\$	306,852.00
Davis Moreno Construction 3rd Pmt-07/26/19	\$	83,788.96
Davis Moreno Construction 4th Pmt-01/09/20	\$	38,688.65
Davis Moreno Construction Retention-12/19/19	\$	23,946.14
Ending Balance-August 31, 2020	\$	478,922.70

Prop 68 Project-Park/Center

Broussard Associates Landscape-06/11/19	\$	6,000.00
Broussard Associates Landscape-07/09/19	\$	6,000.00
Ending Balance-August 31, 2020	\$	12,000.00

District Office Project

Mike De Alba-Architect-Pmt-01/18/19	\$	4,500.00
Ending Balance-August 31, 2020	\$	4,500.00