



**REGULAR BOARD MEETING AGENDA**  
**BOARD OF DIRECTORS MEETING**  
**MALAGA COUNTY WATER DISTRICT**  
**3580 SOUTH FRANK STREET**  
**FRESNO, CALIFORNIA 93725**  
**Tuesday, June 14, 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:**

**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. **Resolution 6-14-2022.** Consideration and Necessary action on Resolution No. 6-14-2022 a Resolution of The Board of Directors of The Malaga County Water District Amending the Project Budget, Agreement and Approving Change Order No. 1 For the CDBG Fire Hydrant Improvement Project No. 19451.

Recommended action: to approve Resolution No. 6-14-2022 as amended or presented.

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

**5. New Business:**

- a. **FY 2022-2023 Budget Review.** Review of the draft budget for FY 2022-2023.

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

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

- b. **Clean Energy Project.** Updated cash flow scenario submitted which includes the WWTP and the Community Center/District Office sites.

Recommended action: for review and potential action.

- c. **Drought Relief.** 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. A new environmental document is submitted for Board consideration and adoption.

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

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

**6. Incorporation Reports:**

**7. Recreation Reports:**

**8. Engineer Reports:**

- a. District Engineer Report.
  - i. **American Rescue Plan Act of 2021.** The County of Fresno has awarded to the MCWD funds for the construction of a replacement well (Well 5A) at the Well 5 site. Design is proceeding. For information.
- b. CDBG Engineer Report:
  - i. Fire Hydrant Project schedule.
  - ii. Application period for 2023-2024 CDBG Program is now open.

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

- a. Restroom update.
- b. Site Plan Review 8244 Peach, South of Central Ave.
- c. 22-177 Topo Malaga

**10. President's Report:**

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

**12. Director's Reports:**

**13. Legal Counsel Report:**

**14. 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 May 24, 2022.
- b. Financial Statements and Accounts Payable reports.

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

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

**15. Communications:**

a. Written Communications:

1. AB 2201 County BOS Opposition Letter provided by Fresno Irrigation District.

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:** none for this meeting.

**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 June 14, 2022 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 06/10/2022.

**Norma Melendez**

Norma Melendez, District Clerk



## item 4.a.

### MEMORANDUM

To: Malaga County Water District Board of Directors  
From: Joshua D. Rogers, District CDBG Engineer  
Date: June 14, 2022

Subject: Approve Amendments to Agreements with County of Fresno, West Valley Construction Company, Inc. and Yamabe and Horn Engineering, Inc. for the Fire Hydrant Replacement Project - CDBG Project No. 19451

### BACKGROUND

The District received a Community Development Block Grant (CDBG) for Fiscal Year 19-20 in the amount of \$250,000 for the Fire Hydrant Replacement Project. The project proposed the replacement of 45 fire hydrants within the District. Of these, 26 replacements were specified to be included in the Base Bid for the project, focusing on hydrants which are missing, damaged, or outdated and located within the District's residential area. The remaining 19 fire hydrants were included in an Additive Alternate Bid. Based on available funding at the time of contract award, the Base Bid only was awarded to the contractor. The County of Fresno has secured additional funding for the project, enabling the District to complete all work contemplated by the contract documents and to provide for additional engineering consulting services for the added work and ensure that full-time construction inspection and material testing services are included.

### DISCUSSION

The Board awarded a construction contract for the project to West Valley Construction Company, Inc., ("West Valley") on April 12, 2022. Based on the \$250,000 of available funding through the CDBG program and the District's available matching funds in the amount of \$106,000, the Base Bid only was awarded with the contract. Staff began administering the contract and held the pre-construction meeting with the contractor. Around that time, County of Fresno staff indicated that the County may be able to supplement the project funding to enable the entire project to proceed and to complete the replacement of all 45 fire hydrants identified. It was discussed with the contractor that, should this additional funding be finalized, both the District and the County would like to process a Change Order to include the Additive Alternate scope of work in the project. This would involve securing additional encroachment permit approval from the County of Fresno Road Maintenance Department as well as placing orders for additional fire hydrants to be installed. This would also increase the scope of the construction inspection services, which are being provided by Yamabe and Horn Engineering, Inc., as part of their CDBG Engineering contract with the District.

The County determined that it could make available an additional \$200,000 of CDBG funding for the District's use on the project. At that time, Staff prepared an amended budget projection (see the table on the following page) to include the Additive Alternate 1 scope, to account for the additional inspection services, and to ensure that material testing services were specifically included in the engineering contract, where previously these were planned to be paid directly by the District. The revised budget was presented to County and District staff and when it was determined that the additional work could be covered with no additional financial impact to the District, Contract Change Order No.1 (Attachment 1) was prepared and executed to ensure that West Valley could continue their work and provide for the additional scope with minimal or no delays to the project. The increase in construction costs to provide the Additive Alternate 1 scope is \$187,154.00. Fresno County staff reviewed and approved the Change Order, as evidenced by their letter dated May 31, 2022, and then prepared the attached amendment (Attachment 2) to the CDBG Agreement between the District and the County to supplement the funding and provide the additional

\$200,000 to fully fund the project. Yamabe and Horn Engineering proposed an amended Engineering services agreement (Attachment 3) to supplement services to include the additional scope of work described above, increasing the total contract value for engineering services from \$50,000 to \$78,000.

| CDBG Project #19451         | Base Bid Only        | Base Bid + Add Alt 1 |
|-----------------------------|----------------------|----------------------|
| <b><i>Project Costs</i></b> |                      |                      |
| Design Engineering          | \$ 23,000.00         | \$ 23,000.00         |
| Construction                | \$ 262,950.00        | \$ 450,104.00        |
| Contingency (10%)           | \$ 26,300.00         | \$ 45,000.00         |
| CM/Testing & Inspection     | \$ 27,000.00         | \$ 55,000.00         |
| <b>TOTAL</b>                | <b>\$ 339,250.00</b> | <b>\$ 550,104.00</b> |

| <b><i>Funding</i></b> |                      |                      |
|-----------------------|----------------------|----------------------|
| Original CDBG Funds   | \$ 250,000.00        | \$ 250,000.00        |
| Additional CDBG Funds | \$ -                 | \$ 200,000.00        |
| MCWD Matching Funds   | \$ 106,000.00        | \$ 106,000.00        |
| <b>TOTAL</b>          | <b>\$ 356,000.00</b> | <b>\$ 556,000.00</b> |

Funding Surplus (Deficit)      \$ 16,750.00      \$ 5,896.00

As shown above, with the increase in construction costs, the associated increase in project contingency, the increase in Construction Management and Inspection services, and the additional funding provided by the County, the project is still projected to be in a surplus condition.

**RECOMMENDATION**

Staff recommends that the District adopt the attached resolution, approving amendments to the agreements between the District and Fresno County, West Valley and Yamabe and Horn Engineering.

# item 4.a.

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## RESOLUTION NO. 6-14-2022

### A RESOLUTION OF THE BOARD OF DIRECTORS OF THE MALAGA COUNTY WATER DISTRICT AMENDING THE PROJECT BUDGET, AGREEMENT AND APPROVING CHANGE ORDER NO. 1 FOR THE CDBG FIRE HYDRANT IMPROVEMENT PROJECT NO. 19451

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**WHEREAS**, on August 20, 2020, the Board of Directors of the Malaga County Water District approved an agreement with Yamabe and Horn Engineering, Inc to perform professional services related to the Malaga Fire Hydrant Improvement Project which is a CDBG Project (“Project”); and

**WHEREAS**, during the design and awarding of the contract process, the scale and scope of the Project have been expanded as detailed in the staff report and change order attached thereto; and

**WHEREAS**, the County of Fresno will provide an additional \$200,000 in CDBG funds to pay for the additional scope of the Project; and

**WHEREAS**, Malaga County Water District matching funds requirement for the Project will remain the same at \$106,000; and

**WHEREAS**, the District entered in to an agreement with the County of Fresno related to the Project on April 14, 2020; and

**WHEREAS**, the Board of Directors of the Malaga County Water District desire to enter into an amendment to the agreement with the County of Fresno related to the additional work on the Project as described in the change order as attached hereto as Attachment 1; and

**WHEREAS**, the Board of Directors of the Malaga County Water District desire to enter into an amendment to the agreement with Yamabe and Horn dated August 20, 2020, to reflect the addition work on the Project as described in the change order as attached hereto as Attachment 2.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE MALAGA COUNTY WATER DISTRICT AS FOLLOWS:**

1. That the foregoing recitals are true and correct as though fully set forth at this point.

2. The amendment to the agreement with the County of Fresno attached hereto and incorporated herein by this reference as Attachment 1 is hereby approved by the Board of Directors of the Malaga County Water District contingent upon the County Board of Supervisors approving the additional \$200,000 in funding for CDBG Project No. 19451; and authorizes the General Manager, Moises Ortiz, to sign the amendment on behalf of the District.

3. The amendment to the agreement with the Yamabe and Horn attached hereto and incorporated herein by this reference as Attachment 2 is hereby approved by the Board of Directors of the Malaga County Water District.

\* \* \* \* \*

Passed and adopted by the Board of Directors of the Malaga County Water District at their meeting held on this 14<sup>th</sup> day of June, 2022 by the following vote:

AYES:

NOES:

ABSENT:

\_\_\_\_\_  
Charles Garabedian, President of the  
Malaga County Water District

ATTEST:

\_\_\_\_\_  
Moises Ortiz, Secretary to the Board  
of Directors of the Malaga County Water District

# attachment 1

## AMENDMENT I TO AGREEMENT

THIS AMENDMENT I TO AGREEMENT, ("Amendment I"), is made this \_\_\_\_ day of \_\_\_\_\_, 2022 ("Effective Date"), by and between the COUNTY OF FRESNO, a political subdivision of the State of California ("County"), and the MALAGA COUNTY WATER DISTRICT, a special district in the County of Fresno formed under Part 2 of Division 12 of the California Water Code, with a district office located at 3580 South Frank Street, Fresno, CA 93725 ("District").

### WITNESSETH

WHEREAS, the County has been designated as the sponsoring agency to administer and implement the Community Development Block Grant (CDBG) Program activities of the County, and its participating cities, in accordance with the provisions of Title I of the Housing and Community Development Act of 1974, as amended, and the laws of the State of California; and

WHEREAS, on April 14, 2020, the County and the City entered into Agreement 20-143, ("Agreement"), whereby \$250,000 in CDBG funds were made available to the City for the Malaga Fire Hydrant Improvements, Project No. 19451 ("Project"), while the District would provide local funds in the amount of \$106,000; and

WHEREAS, on October 29, 2021, the Director approved an extension to the close out date of the project to December 1, 2022, per the terms of Section VII, Paragraph D; and

WHEREAS, the District informed the County that the total estimated cost of the Project has increased from \$356,000 to \$556,000 due to increased construction costs; and

WHEREAS, the County now has an additional \$200,000 of CDBG funds that can be made available to the Project to accommodate the increased construction costs; and

WHEREAS, the District has requested these additional CDBG funds in the amount of \$200,000 be made available to the Project.

NOW THEREFORE, in consideration of their mutual promises as hereinafter set forth, the District and the County agree to amend the Agreement as follows:

1. Page 1, Lines 15-17, is amended to read:

"WHEREAS, the District has estimated that the total cost of the Project is \$556,000, and the District has committed local funds to the Project in the amount of \$106,000, and has requested

1 the sum of \$450,000 from the County's allocation of CDBG funds to complete the Project; and"

2 2. The budget for the Project on Page 2, Lines 20-22, is amended to read:

|   |                                   |               |
|---|-----------------------------------|---------------|
| 3 | " Construction                    | \$450,104     |
| 4 | Design & Construction Engineering | 68,000        |
|   | Contingency, Permits & Misc.      | <u>37,896</u> |
| 5 | Total                             | \$556,000"    |

6 3. The proposed funding summary for the Project on Page 3, Lines 1 and 2, is  
7 amended to read:

|   |                              |                  |
|---|------------------------------|------------------|
| 8 | "CDBG                        | \$450,000        |
| 9 | Local Financial Contribution | <u>\$106,000</u> |
|   | Total                        | \$556,000"       |

10 4. That the dollar figure set forth on Page 2, Line 25, Page 3, Line 15, and Page 4,  
11 Line 21, of the Agreement, is amended to read "\$450,000".

12 County and District agree that this Amendment I is sufficient to amend the  
13 Agreement, and that upon execution of this Amendment I, the Agreement and this Amendment I  
14 together shall be considered the Agreement.

15 The Agreement, as hereby amended, is ratified and continued. All remaining provisions,  
16 terms, covenants, conditions, and promises contained in the Agreement shall remain in full force  
17 and effect.

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1 IN WITNESS WHEREOF, the parties have executed this Amendment I as of the day and  
2 year first hereinabove written.

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MALAGA COUNTY WATER DISTRICT

COUNTY OF FRESNO

By: \_\_\_\_\_  
President/Superintendent/  
Chairman/Manager

\_\_\_\_\_  
Brian Pacheco, Chairman of the  
Board of Supervisors of the  
County of Fresno

Date: \_\_\_\_\_

Date: \_\_\_\_\_

ATTEST:  
Bernice E. Seidel  
Clerk of the Board of Supervisors  
County of Fresno, State of California

By: \_\_\_\_\_  
Deputy

FUND NO: 0001  
SUBCLASS NO: 10000  
ORG NO: 7205  
ACCOUNT NO: 7885  
PROJECT NO: N19451  
ACTIVITY CODE: 7219

REMIT TO:  
Malaga County Water District  
Attention: Moises Ortiz, District Manager  
3580 S. Frank Street  
Fresno, CA 93725  
Telephone: (559) 485-7353

# attachment 2

## YAMABE & HORN ENGINEERING, INC.

### FIRST AMENDED AGREEMENT FOR PROFESSIONAL SERVICES

THIS AGREEMENT, entered into at Fresno, California on the 14<sup>th</sup> day of June, 2022, by and between, MALAGA COUNTY WATER DISTRICT hereinafter called "Client," and YAMABE & HORN ENGINEERING, INC., a California corporation, hereinafter called "Yamabe & Horn," hereby amends the Agreement entered into by and between the parties herein on August 20, 2020, to read as follows:

The Client engages Yamabe & Horn to perform professional services for a project known and described as MALAGA FIRE HYDRANT IMPROVEMENT PROJECT - CDBG Project, hereinafter called the "Project."

The Client and Yamabe & Horn, for mutual consideration hereinafter set forth, agree as follows:

A. Yamabe & Horn agrees to provide and perform certain professional services for Client upon the Project as follows:

1. Design Phase:

- a. Prepare plans, specifications, engineer's estimate and bid documents.
- b. Prepare advertisement for bids, respond to bidders inquiries and attend bid opening.
- c. Compile bids and make recommendation to Board of Directors for award.
- d. Conduct a pre-construction meeting.

2. Construction Phase:

- a. Review submittals and requests for information from contractor.
- b. Administer the contract and review progress payment requests.
- c. Provide construction inspection services to ensure compliance with the contract documents.
- d. Provide material testing services during construction as necessary to ensure compliance with the contract documents.

3. Close-out Phase:

- a. Provide final acceptance documents for Board of Directors.
- b. Provide documentation to the County of Fresno as required by the agreement.

B. Client agrees to pay Yamabe & Horn as compensation for its services as follows: Time and Materials according to the attached Fee Schedule, not to exceed Seventy-Eight Thousand Dollars and No Cents (\$78,000.00).

IN WITNESS WHEREOF, the parties hereto have accepted, made and executed this agreement upon the terms, conditions, and provisions above stated, and on pages three and four hereof, the day and year first above written.

YAMABE & HORN ENGINEERING, INC.

2985 N. Burl Ave., Suite 101  
Fresno, CA 93727

By: \_\_\_\_\_  
Joshua Rogers, RCE 66898

Title: Vice-President

MALAGA COUNTY WATER DISTRICT

3580 S. Frank Ave.  
Fresno, CA 93725

By: \_\_\_\_\_  
Charles Garabedian, Jr.

Title: President

## **STANDARD PROVISIONS OF AGREEMENT FOR PROFESSIONAL SERVICES**

The Client and Yamabe & Horn agree that the following provisions shall be part of their agreement.

1. Neither the Client nor Yamabe & Horn shall assign its interest in this agreement without the written consent of the other.

2. All tracings, survey notes, electronic AutoCAD files and other original documents are instruments of service and shall remain the property of Yamabe & Horn, except where by law or precedent these documents become public property.

3. Yamabe & Horn's liability to the Client for injury or damage to persons or property arising out of work performed for the Client and for which legal liability may be found to rest upon Yamabe & Horn, other than for professional errors and omissions, will be limited to \$1,000,000. For any damage on account of any error, omission or other professional negligence Yamabe & Horn's liability will be limited to a sum not to exceed \$100,000 or Yamabe & Horn's fee, whichever is greater.

4. Fees and all other charges will be billed monthly as the work progresses, and the net amount shall be due at the time of billing. Interest of 1/2% per month (but not exceeding the maximum rate allowable by law) will be payable on any amounts not paid within 30 days of the billing date.

5. The Client shall pay the costs of plan checking and inspection fees, zoning and annexation application fees, assessment fees, geotechnical engineering fees, soils testing fees, and all other fees, permits, bond premiums, title company charges, and all other charges not specifically covered by the terms of this agreement.

6. In the event all or any portion of the work prepared or partially prepared by Yamabe & Horn is suspended, abandoned, or terminated, the Client shall pay Yamabe & Horn for the work performed on an hourly basis, based upon the attached Fee Schedule, not to exceed any maximum contract amount specified herein.

7. Any Opinion of the Construction Cost prepared by Yamabe & Horn represents his judgment as a design professional and is supplied for the general guidance of the Client. Since Yamabe & Horn has no control over the cost of labor and material, or over competitive bidding or market conditions, Yamabe & Horn does not guarantee the accuracy of such opinions as compared to contractor bids or actual cost to the Client.

8. The Client agrees that in accordance with generally accepted construction practices, the construction contractor will be required to assume sole and complete responsibility for job site conditions during the course of construction of the project, including safety of all persons and property and that this requirement shall be made to apply continuously and not be limited to normal working hours.

9. In the performance of its professional services, Yamabe & Horn will use that degree of care and skill ordinarily exercised under similar conditions in similar localities and no other warranties, express or implied, are made or intended in any of Yamabe & Horn's proposals, contracts or reports.

10. In the event Client fails to pay Yamabe & Horn within thirty (30) days after invoices are rendered, then Client agrees that Yamabe & Horn shall have the right to consider said default a total breach of this agreement and the duties of Yamabe & Horn under this agreement terminated upon five (5) days written notice. This agreement may be terminated by either Client or Yamabe & Horn upon thirty (30) days written notice in the event of substantial failure of the other party to perform in accordance with the terms of this agreement. Client expressly agrees to hold Yamabe & Horn harmless from any liability arising out of Yamabe & Horn's termination of its services hereunder due to Client's failure to perform and/or pay in accordance with the provisions of this agreement. In the event of termination of this agreement, Client shall then promptly pay Yamabe & Horn for all of the fees, charges and services performed by Yamabe & Horn in accordance with the compensation arrangements under this agreement or on an agreed hourly basis.

11. Should litigation be necessary to enforce any term or provision of this agreement, or to collect any portion of the amount payable under this agreement, then all litigation and collection expenses, witness fees and court costs, and attorney's fees shall be paid to the prevailing party.

12. Should any provision herein be found or deemed to be invalid, this agreement shall be construed as not containing such provision and all other provisions which are otherwise lawful shall remain in full force and effect, and to this end the provisions of this agreement are declared to be severable.

13. Services provided within this agreement are for the exclusive use of the Client.

14. There are no understandings or agreements except as herein expressly stated.

15. Additional work shall not be undertaken by Yamabe & Horn unless authorized in writing by Client for an agreed upon price.

16. This agreement may be executed in one or more counterparts, each of which shall be deemed an original, but all or which together shall constitute one and the same instrument.

# YAMABE & HORN ENGINEERING, INC.

CIVIL ENGINEERS – LAND SURVEYORS  
2985 N Burl Avenue, Suite 101, Fresno, CA 93727  
(559) 244-3123, FAX (559) 244-3120

## 2020 to 2022 FEE SCHEDULE

### MALAGA COUNTY WATER DISTRICT – CDBG PROJECTS

|  |                    |
|--|--------------------|
| PRINCIPAL ENGINEER.....                    | \$ 185.00 per hour |
| EXPERT WITNESS .....                       | \$ 250.00 per hour |
| CIVIL ENGINEER III.....                    | \$ 155.00 per hour |
| CIVIL ENGINEER II.....                     | \$ 135.00 per hour |
| CIVIL ENGINEER I.....                      | \$ 130.00 per hour |
| ASSISTANT ENGINEER II .....                | \$ 115.00 per hour |
| ASSISTANT ENGINEER I.....                  | \$ 105.00 per hour |
| LAND SURVEYOR II .....                     | \$ 135.00 per hour |
| LAND SURVEYOR I.....                       | \$ 120.00 per hour |
| ASSISTANT SURVEYOR II.....                 | \$ 115.00 per hour |
| ASSISTANT SURVEYOR I .....                 | \$ 110.00 per hour |
| GIS SPECIALIST.....                        | \$ 100.00 per hour |
| GIS TECHNICIAN.....                        | \$ 90.00 per hour  |
| CONSTRUCTION MANAGER II.....               | \$ 130.00 per hour |
| CONSTRUCTION MANAGER I .....               | \$ 110.00 per hour |
| INSPECTOR.....                             | \$ 130.00 per hour |
| CAD DRAFTER II .....                       | \$ 95.00 per hour  |
| CAD DRAFTER I.....                         | \$ 85.00 per hour  |
| CLERICAL.....                              | \$ 65.00 per hour  |
| 2-PERSON SURVEY CREW .....                 | \$ 185.00 per hour |
| 2-PERSON SURVEY CREW PREVAILING WAGE ..... | \$ 240.00 per hour |
| 1-PERSON SURVEY CREW .....                 | \$ 155.00 per hour |
| 1-PERSON SURVEY CREW PREVAILING WAGE ..... | \$ 155.00 per hour |
| TRAVEL.....                                | \$ 0.55 per mile   |
| PRINTING .....                             | Cost plus 10%      |



# Attachment 3

## County of Fresno

DEPARTMENT OF PUBLIC WORKS AND PLANNING  
STEVEN E. WHITE, DIRECTOR

May 31, 2022

Moises Ortiz, District Manager  
Malaga County Water District  
3580 S. Frank Street  
Fresno, CA 93725

Dear Mr. Ortiz:

Subject: Approval of Change Order for the Malaga Fire Hydrant Improvements, Community Development Block Grant (CDBG) Project No. 19451

We are in receipt of the District's request for approval of a construction change order for the above-referenced CDBG project. Section III, Paragraph K of the Agreement for this project between the District and the County allows for such change orders so long as they are consistent with the original approved project scope and cost estimate.

According to the request, the change order, totaling \$187,154, is necessary to complete all work proposed for the project, identified as Add Alternate 1 – Bid Items 16 through 31. Pursuant to the request, this additional work is consistent with the final construction estimate approved by the County, is within the scope of the project, and is necessary to complete the project as proposed.

The County has budgeted an additional \$200,000 in CDBG funds for this project and is planning on taking the amendment to the Board of Supervisors on July 12, 2022. The amendment was provided to the District on May 27, 2022, for approval by its board. Please ensure the contractor obtains an encroachment permit appropriate for all work to be completed.

Based upon these factors, we are approving the request for a change order.

Please contact me or Jonathan Avedian at (559) 600-4292 if you have any questions.

Sincerely,

Yvette Quiroga, Principal Planner  
Community Development Division

c: Darren Findley, Road Maintenance & Operations Division (by email)  
John Barberly, Road Maintenance & Operations Division (by email)  
Josh Rogers, Yamabe & Horn

YQ:JA

G:\7205ComDev\CDBG and GRANT PERM FILES\CDBG\Projects\--Open Projects\19451 Malaga Fire Hydrant Improvements\Docs\19451 CCO1 Approval.docx  
May 27, 2022

COMMUNITY DEVELOPMENT DIVISION

2220 Tulare Street, Eighth Floor / Fresno, California 93721 / Phone (559) 600-4292 / FAX (559) 600-4573  
The County of Fresno is an Equal Employment Opportunity Employer



|           |           |
|-----------|-----------|
| ORDER NO. | 1         |
| DATE      | 5/18/2022 |
| STATE     | CA        |
| COUNTY    | Fresno    |
|           |           |

## CONTRACT CHANGE ORDER

**CONTRACT FOR** FIRE HYDRANT REPLACEMENT PROJECT

**FED PROJECT NO.** CDBG PROJECT NO. 19451

**OWNER** MALAGA COUNTY WATER DISTRICT

**TO:** WEST VALLEY CONSTRUCTION  
CONTRACTOR

|                                    |              |
|------------------------------------|--------------|
| Original Contract Amount:          | \$262,950.00 |
| Revised Contract Amount            | \$262,950.00 |
| Original Contract Time:            | 60           |
| Original Contract Completion Date: | TBD          |

You are hereby requested to comply with the following changes from the contract plans and specifications:

| Description of Changes<br>(Supplemental Plans and Specifications Attached) | DECREASE<br>in Contract Price | INCREASE<br>in Contract Price |
|--|-------------------------------|-------------------------------|
| Bid Schedule Add Alt 1 - Bid items 16 Through 31                           |                               | \$187,154.00                  |
| <b>TOTALS</b>  | <b>\$0.00</b>                 | <b>\$187,154.00</b>           |
| <b>NET CHANGE IN CONTRACT PRICE</b>  |                               | <b>\$187,154.00</b>           |

**JUSTIFICATION:**

West Valley Construction Bid Schedule Add Alt 1 is attached. Bid items 16 through 31 shall be paid per the bid item unit prices provided by West Valley Construction, which are unchanged since the original bid.

The amount of the Contract shall be Increased by the sum of: \$187,154.00

The Contract Total including this and previous Change Orders will be: \$450,104.00

The Contract period provided for completion will be (Increased):  

This document will become a supplement to the contract and all provisions will apply hereto.

Requested Pat D. Miller 5/19/22  
Contractor (Date)

Recommended [Signature] 05/19/2022  
CDBG Engineer (Date)

Accepted [Signature] 05-24-2022  
Malaga County Water District (Date)



West Valley Construction Co., Inc.  
 580 E. McGlincy Lane, Campbell CA 95008-4907  
 Phone (408) 371-5510 Fax (408) 371-3604

|   |                               |
|---|-------------------------------|
| <b>To:</b> Malaga County Water District                       | <b>Contact:</b>               |
| <b>Address:</b> 3580 S. Frank Avenue<br>Fresno, CA            | <b>Phone:</b> 559-485-7353    |
| <b>Project Name:</b> MCWD Fire Hydrant Replacement CDBG 19451 | <b>Bid Number:</b> CDBG 19451 |
| <b>Project Location:</b> Fresno, Fresno, CA                   | <b>Bid Date:</b> 1/6/2022     |

West Valley Construction Co., Inc. is pleased to offer the following quotation for the above referenced project. Further clarification regarding supply and/or installation of labor, equipment and materials is contained herein.

| Item #             | Item Description                             | Estimated Quantity | Unit | Unit Price  | Total Price  |
|--------------------|--|--------------------|------|-------------|--------------|
| <b>01 BASE BID</b> |  |                    |      |             |              |
| 01                 | Mobilization (Max. \$6,500)                  | 1.00               | LS   | \$6,500.00  | \$6,500.00   |
| 02                 | Traffic & Dust Control                       | 1.00               | LS   | \$11,750.00 | \$11,750.00  |
| 03                 | Install Fire Hydrant                         | 26.00              | EACH | \$6,250.00  | \$162,500.00 |
| 04                 | Install Water Valve                          | 4.00               | EACH | \$3,000.00  | \$12,000.00  |
| 05                 | Install 6" Spool                             | 11.00              | EACH | \$800.00    | \$8,800.00   |
| 06                 | Install 12" Spool                            | 1.00               | EACH | \$900.00    | \$900.00     |
| 07                 | Adjust Existing Water Valve To Grade         | 1.00               | EACH | \$950.00    | \$950.00     |
| 08                 | Construct Concrete Curb & Gutter             | 88.00              | LF   | \$106.00    | \$9,328.00   |
| 09                 | Construct HMA Trench Patch                   | 260.00             | SF   | \$40.00     | \$10,400.00  |
| 10                 | Construct Concrete Flat Work                 | 250.00             | SF   | \$39.00     | \$9,750.00   |
| 11                 | Replace Landscaping                          | 112.00             | SF   | \$14.00     | \$1,568.00   |
| 12                 | Install Fire Hydrant Protection Post         | 10.00              | EACH | \$700.00    | \$7,000.00   |
| 13                 | Remove Existing Fire Hydrant Protection Post | 14.00              | EACH | \$250.00    | \$3,500.00   |
| 14                 | Allowances - CITY PLUG \$14,004.00           | 1.00               | LS   | \$14,004.00 | \$14,004.00  |
| 15                 | Supplemental Work                            | 1.00               | LS   | \$4,000.00  | \$4,000.00   |

**Total Price for above 01 BASE BID Items: \$262,950.00**

**02 ADD/ALT**

|    |  |        |      |            |              |
|----|--|--------|------|------------|--------------|
| 16 | Mobilization (Max. \$5,000)                  | 1.00   | LS   | \$5,000.00 | \$5,000.00   |
| 17 | Traffic & Dust Control                       | 1.00   | LS   | \$5,600.00 | \$5,600.00   |
| 18 | Install Fire Hydrant                         | 19.00  | EACH | \$6,250.00 | \$118,750.00 |
| 19 | Install Water Valve                          | 1.00   | EACH | \$3,000.00 | \$3,000.00   |
| 20 | Install 6" Spool                             | 9.00   | EACH | \$800.00   | \$7,200.00   |
| 21 | Install 12" Spool                            | 4.00   | EACH | \$900.00   | \$3,600.00   |
| 22 | Adjust Existing Valve To Grade               | 3.00   | EACH | \$950.00   | \$2,850.00   |
| 23 | Construct Concrete Curb                      | 4.00   | LF   | \$106.00   | \$424.00     |
| 24 | Construct Concrete Curb & Gutter             | 16.00  | LF   | \$106.00   | \$1,696.00   |
| 25 | Construct HMA Trench Patch                   | 136.00 | SF   | \$40.00    | \$5,440.00   |
| 26 | Construct Concrete Flat Work                 | 88.00  | SF   | \$39.00    | \$3,432.00   |
| 27 | Replace Landscaping                          | 16.00  | SF   | \$14.00    | \$224.00     |
| 28 | Install Fire Hydrant Protection Post         | 18.00  | EACH | \$700.00   | \$12,600.00  |
| 29 | Remove Existing Fire Hydrant Protection Post | 21.00  | EACH | \$250.00   | \$5,250.00   |
| 30 | Allowances - CITY PLUG \$8,088.00            | 1.00   | LS   | \$8,088.00 | \$8,088.00   |
| 31 | Supplemental Work                            | 1.00   | LS   | \$4,000.00 | \$4,000.00   |

**Total Price for above 02 ADD/ALT Items: \$187,154.00**

**Total Bid Price: \$450,104.00**

FY 22/23 Water Budget-DRAFT

Proposed

|   | Mid YR FY21/22 | FY 21/22 Budget  | FY21/22 YR End Est. | FY 22/23            |
|---|----------------|------------------|---------------------|---------------------|
| <b>Income</b>                             |                |                  |                     |                     |
| 41100-Residential Service                 | 35,188         | 73,800           | 58,039              | \$ 73,800           |
| 41200/41300-Commercial/Industrial Service | 314,425        | 661,450          | 599,911             | \$ 600,200          |
| 41210-GW Sustainability                   | 107,204        | 260,112          | 142,938             | \$ 142,000          |
| 41220-SWRCB Reserve Fund                  | 1,400          | 1,400            | 2,800               | \$ 2,800            |
| 41150-Fireline Service                    | 196,219        | 390,000          | 396,052             | \$ 400,200          |
| <b>Sub-Total Income</b>                   | <b>654,436</b> | <b>1,386,762</b> | <b>1,199,740</b>    | <b>\$ 1,219,000</b> |
| <b>Other Income</b>                       |                |                  |                     |                     |
| 42100-Deposits                            | 4,711          | 0                | 6,134               | \$ 6,100            |
| 42200-Fines & Penalties                   | 4,400          | 3,600            | 6,083               | \$ 6,000            |
| 42300-Connection Fees                     | 0              | 0                | 0                   | \$ -                |
| 49400-Temporary Usage                     | 520            | 6,000            | 3,001               | \$ 3,000            |
| 62100-Annexation Fees                     | 0              | 0                | 0                   | \$ -                |
| 62090-Non Optg -Other                     | 0              | 0                | 330                 | \$ 300              |
| 81600-Staff Revenue Sales                 | 54             | 200              | 63                  | \$ 100              |
| 41700-Other - Other                       | 250            | 2,300            | 0                   | \$ -                |
| 62070-Bank Interest                       | 378            | 2,200            | 722                 | \$ 700              |
| 49100-Rent & Lease Income                 | 1,200          | 2,400            | 2,400               | \$ 2,400            |
| 49300-Taxes & Assessments                 | 0              | 7,600            | 0                   | \$ -                |
| Zion-Draws                                | 0              | 0                | 34,697              | \$ -                |
| 49400-Covid Recovery Fund                 | 53,284         |                  | 53,284              | \$ -                |
| 49710-Grant-Meter Project                 | 17,237         | 0                | 17,237              | \$ -                |
| 49720 CDBG-Grant                          | 0              | 0                | 0                   | \$ -                |
| 49800-High Speed Rail Project             | 0              | 0                | 0                   | \$ -                |
| 49900-Census Outreach                     | 0              | 0                | 0                   | \$ -                |
| <b>Sub-Total Other Income</b>             | <b>82,034</b>  | <b>24,300</b>    | <b>123,952</b>      | <b>\$ 18,600</b>    |
| <b>Total Income</b>                       | <b>736,470</b> | <b>1,411,062</b> | <b>1,323,692</b>    | <b>\$ 1,237,600</b> |
| <b>Expense</b>                            |                |                  |                     |                     |
| 52100-Salaries                            | 75,098         | 145,400          | 144,215             | \$ 158,600          |
| 56025-Sick                                | 1,414          | 200              | 2,659               | \$ 2,700            |
| 56026-Overtime                            | 13,944         | 21,300           | 24,456              | \$ 26,900           |
| 52200-Materials                           | 5,158          | 5,300            | 7,845               | \$ 8,000            |
| 52300-Utilities                           | 113,418        | 235,000          | 198,739             | \$ 200,000          |
| 53210-Testing                             | 3,941          | 3,000            | 6,497               | \$ 6,500            |
| 56010-Salaries Admin.                     | 60,520         | 119,000          | 115,276             | \$ 126,800          |
| 56020-Employee Benefits                   | 74,241         | 141,300          | 141,879             | \$ 156,100          |
| 56024-Payroll Taxes                       | 14,009         | 30,200           | 27,573              | \$ 30,300           |
| 56030-Directors Comp.                     | 12,155         | 17,400           | 20,990              | \$ 21,000           |
| 56036-Directors Benefits                  | 41,721         | 87,250           | 82,857              | \$ 91,100           |
| 56040-Election Expense                    | 0              | 1,400            | 0                   | \$ 2,000            |
| 56060-Gas, Fuel, & Oil                    | 5,166          | 6,800            | 9,723               | \$ 10,700           |
| 56070-Insurance Liability                 | 7,872          | 30,400           | 19,874              | \$ 20,000           |
| 56080-Membership Regist. Dues             | 29,793         | 31,400           | 52,516              | \$ 52,000           |
| 56090-Office Supplies                     | 2,512          | 4,600            | 6,176               | \$ 6,200            |
| 56110-Contract Service                    | 12,543         | 16,100           | 22,960              | \$ 23,000           |
| 56160-Summer Youth Contractors            | 3,292          | 3,700            | 3,292               | \$ 3,300            |
| 56200-Other                               | 1,857          | 1,700            | 5,877               | \$ 5,900            |
| 56220-Education & Training                | 420            | 200              | 1,437               | \$ 1,400            |
| 56240-Donations                           | 777            | 600              | 1,189               | \$ 1,200            |
| 57040-Interest (Bond Debt)                | 21,124         | 28,500           | 28,165              | \$ 28,200           |
| 57120-Professional Services               | 62,408         | 71,600           | 127,559             | \$ 128,000          |
| 57140-Rents & Leases                      | 617            | 2,000            | 1,235               | \$ 1,200            |
| 57150-Repair & Maint.                     | 28,394         | 57,300           | 45,956              | \$ 46,000           |
| 57160-Solid Waste Disposal                | 3,705          | 5,200            | 5,879               | \$ 5,900            |
| 57170-Travel & Meetings                   | 4,720          | 2,500            | 9,137               | \$ 9,100            |
| 57206-Telephone/Communcations             | 6,430          | 11,100           | 13,861              | \$ 14,000           |
| 59060-Bank Fees                           | 457            | 3,200            | 2,666               | \$ 2,700            |
| 95100-Capital Outlay-Purchase Mgr Trk     | 0              | 0                | 24,075              | \$ -                |
| 98000-Grant Expenses                      | 5,178          | 0                | 12,741              | \$ -                |
| CDBG 16451-Well 6 Rehab/Scada Upgrade     | 0              | -                | 0                   | \$ -                |
| Fire Hydrant Project                      | 0              | -                | 0                   | \$ -                |
| 98020-Incorporation                       | 29,851         | 25,748           | 58,399              | \$ 58,400           |
| 98025-High Speed Rail                     | 2,463          | -                | 6,780               | \$ 6,200            |
| <b>Total Expense</b>                      | <b>645,197</b> | <b>1,109,398</b> | <b>1,232,482</b>    | <b>\$ 1,253,400</b> |

WATER REVENUE VS. EXPENSES:

|                               |    |               |
|-------------------------------|----|---------------|
| MID YR FY21-22 Revenue-Water: | \$ | 736,470       |
| MID YR FY21-22 Expense-Water: | \$ | 645,197       |
| DIFFERENCE:                   | \$ | <u>91,273</u> |

|                               |    |               |
|-------------------------------|----|---------------|
| YR END FY21/22 Revenue-Water: | \$ | 1,323,692     |
| YR END FY21/22 Expense-Water: | \$ | 1,232,482     |
| DIFFERENCE:                   | \$ | <u>91,210</u> |

|  |    |                 |
|--|----|-----------------|
| Proposed Budget FY22/23 Revenue-Water: | \$ | 1,237,600       |
| Proposed Budget FY22/23 Expense-Water: | \$ | 1,253,400       |
| DIFFERENCE:                            | \$ | <u>(15,800)</u> |

**FY 22/23 Sewer Budget-DRAFT**

**Proposed**

|                                       | <u>Mid YR FY 21/22</u> | <u>FY 21/22 Budget</u> | <u>FY 21/22 YR END Est.</u> | <u>FY 22/23</u>     |
|---------------------------------------|------------------------|------------------------|-----------------------------|---------------------|
| <b>Income</b>                         |                        |                        |                             |                     |
| 41100-Residential Service             | 56,578                 | 118,500                | 100,040                     | \$ 100,000          |
| 41200/41300-Commercial/Industrial Svc | 328,093                | 690,000                | 659,135                     | \$ 660,000          |
| 41350-Capacity Expansion Surchg       | 67,267                 | 141,200                | 137,610                     | \$ 137,600          |
| 41400-Ground Water Compl-Com          | 49,761                 | 103,000                | 99,881                      | \$ 100,000          |
| 41450-Ground Water Compl-Res          | 8,316                  | 18,100                 | 14,908                      | \$ 14,900           |
| 41250-Collection Sys Surchr-Com       | 54,074                 | 112,100                | 109,061                     | \$ 109,000          |
| 41260-Collection Sys Surchr-Res       | 8,897                  | 19,900                 | 15,392                      | \$ 15,400           |
| <b>Sub-Total Income</b>               | <b>572,986</b>         | <b>1,202,800</b>       | <b>1,136,028</b>            | <b>\$ 1,136,900</b> |
| <b>Other Income</b>                   |                        |                        |                             |                     |
| 42100-Deposits                        | 1,156                  | 0                      | 2,219                       | \$ 2,200            |
| 42200-Fines & Penalties               | 0                      | 200                    | 0                           | \$ -                |
| 42300-Connection Fees                 | 0                      | 10,500                 | 0                           | \$ -                |
| 43000-Surcharges                      | 15,000                 | 30,000                 | 30,000                      | \$ 30,000           |
| 62100-Annexation Fees                 | 0                      | 0                      | 0                           | \$ -                |
| 41700-Other - Other                   | 1,306                  | 2,200                  | 1,306                       | \$ 1,300            |
| 62070-Bank Interest                   | 358                    | 2,100                  | 503                         | \$ 500              |
| 49300-Taxes & Assessments             | 0                      | 7,600                  | 0                           | \$ -                |
| Zion-Draws                            | 0                      | 0                      | 48,083                      | \$ -                |
| 49800-High Speed Rail Project         | 0                      | 0                      | 0                           | \$ -                |
| 49900-Census Outreach                 | 0                      | 0                      | 0                           | \$ -                |
| <b>Sub-Total Other Income</b>         | <b>17,820</b>          | <b>52,600</b>          | <b>82,111</b>               | <b>\$ 34,000</b>    |
| <b>Total Income</b>                   | <b>590,806</b>         | <b>1,255,400</b>       | <b>1,218,139</b>            | <b>\$ 1,170,900</b> |
| <b>Expense</b>                        |                        |                        |                             |                     |
| 52100-Salaries                        | 121,833                | 282,200                | 225,618                     | \$ 165,500          |
| 56025-Sick                            | 1,822                  | 200                    | 3,887                       | \$ 4,300            |
| 56026-Overtime                        | 21,321                 | 20,000                 | 38,013                      | \$ 41,800           |
| 52200-Materials/Bio Solids            | 12,538                 | 44,500                 | 25,523                      | \$ 25,500           |
| 52300-Utilities                       | 79,815                 | 166,200                | 139,095                     | \$ 140,000          |
| 53210-Testing                         | 9,796                  | 17,400                 | 32,752                      | \$ 32,800           |
| 56010-Salaries Admin.                 | 75,650                 | 148,800                | 144,095                     | \$ 158,500          |
| 56020-Employee Benefits               | 80,306                 | 150,300                | 149,649                     | \$ 164,600          |
| 56024-Payroll Taxes                   | 24,926                 | 55,800                 | 48,346                      | \$ 53,200           |
| 56030-Directors Comp.                 | 12,155                 | 17,400                 | 19,842                      | \$ 19,800           |
| 56036-Directors Benefits              | 41,711                 | 87,150                 | 83,387                      | \$ 91,700           |
| 56040-Election Expense                | 0                      | 3,000                  | 0                           | \$ 2,500            |
| 56060-Gas, Fuel, & Oil                | 5,910                  | 6,000                  | 10,841                      | \$ 11,900           |
| 56070-Insurance Liability             | 10,253                 | 27,900                 | 23,048                      | \$ 23,100           |
| 56080-Membership Regist. Dues         | 43,476                 | 30,000                 | 58,608                      | \$ 58,600           |
| 56090-Office Supplies                 | 2,696                  | 6,200                  | 6,899                       | \$ 7,000            |
| 56110-Contract Service                | 10,273                 | 21,000                 | 19,218                      | \$ 21,200           |
| 56160-Summer Youth Contractors        | 3,292                  | 4,000                  | 3,292                       | \$ 3,300            |
| 56200-Other                           | 3,862                  | 2,000                  | 9,115                       | \$ 9,100            |
| 56220-Education & Training            | 495                    | 200                    | 899                         | \$ 900              |
| 56240-Donations                       | 200                    | 300                    | 234                         | \$ 200              |
| 57040-Interest (Bond Debt)            | 28,170                 | 38,500                 | 28,170                      | \$ 28,200           |
| 57120-Professional Services           | 84,963                 | 75,000                 | 163,877                     | \$ 163,900          |
| 57140-Rents & Leases                  | 9,899                  | 5,200                  | 15,493                      | \$ 15,500           |
| 57150-Repair & Maint.                 | 33,095                 | 113,100                | 66,216                      | \$ 66,200           |
| 57160-Solid Waste Disposal            | 3,942                  | 7,600                  | 7,391                       | \$ 7,400            |
| 57170-Travel & Meetings               | 4,787                  | 1,300                  | 7,165                       | \$ 7,200            |
| 57206-Telephone                       | 12,931                 | 24,000                 | 26,771                      | \$ 26,800           |
| 59060-Bank Fees                       | 149                    | 3,100                  | 849                         | \$ 900              |
| 95100-Capital Outlay-Purchase Mgr Trk | 0                      | 0                      | 24,075                      | \$ -                |
| 98000-Grant Expenses                  | 1,468                  | 0                      | 1,468                       | \$ 1,500            |
| 98020-Incorporation                   | 29,851                 | 25,748                 | 58,399                      | \$ 58,400           |
| 98025-High Speed Rail                 | 2,463                  | -                      | 6,780                       | \$ 6,200            |
| <b>Total Expense</b>                  | <b>774,046</b>         | <b>1,384,098</b>       | <b>1,449,015</b>            | <b>\$ 1,417,700</b> |

SEWER REVENUE VS. EXPENSES:

|                               |                         |
|-------------------------------|-------------------------|
| MID YR FY 21/22 Revenue-Sewer | 590,806                 |
| MID YR FY 21/22 Expense-Sewer | 774,046                 |
| DIFFERENCE:                   | <u><u>(183,240)</u></u> |

|                               |                         |
|-------------------------------|-------------------------|
| YR END FY 21/22 Revenue-Sewer | 1,218,139               |
| YR END FY 21/22 Expense-Sewer | 1,449,015               |
| DIFFERENCE:                   | <u><u>(230,877)</u></u> |

|  |                            |
|--|----------------------------|
| Proposed Budget FY22/23 Revenue-Sewer: | \$ 1,170,900               |
| Proposed Budget FY22/23 Expense-Sewer: | \$ 1,417,700               |
| DIFFERENCE:                            | <u><u>\$ (246,800)</u></u> |

**FY22/23 Pre-Treatment Budget-DRAFT Proposed**

|                               | Mid YR FY 21/22 | FY 21/22 Budget | FY 21/22 YR END Est. | FY 22/23       |
|-------------------------------|-----------------|-----------------|----------------------|----------------|
| <b>Income</b>                 |                 |                 |                      |                |
| 41100-Residential Service     | 291             | 650             | 521 \$               | 520            |
| 41200-Commercial Service      | 75,090          | 155,300         | 150,839 \$           | 150,800        |
| <b>Sub-Total Income</b>       | <b>75,381</b>   | <b>155,950</b>  | <b>151,359 \$</b>    | <b>151,320</b> |
| <b>Other Income</b>           |                 |                 |                      |                |
| 42100-Deposits                | 0               | 0               | 0 \$                 | -              |
| 42200-Fines & Penalties       | 2,776           | 2,900           | 8,472 \$             | 8,500          |
| 42400-Permit Renewal          | 11,653          | 16,000          | 16,082 \$            | 16,000         |
| 43000-Surcharges              | 0               | 0               | 0 \$                 | -              |
| 62090-Non Optg -Other         | 0               | 0               | 0 \$                 | -              |
| 63020-Admin Citation Fees     | 1,000           | 2,400           | 1,000 \$             | 1,000          |
| 49100-Rent & Lease Income     | 0               | 0               | 0 \$                 | -              |
| 49700-Grants                  | 0               | 0               | 0 \$                 | -              |
| <b>Sub-Total Other Income</b> | <b>15,429</b>   | <b>21,300</b>   | <b>25,555 \$</b>     | <b>25,500</b>  |
| <b>Total Income</b>           | <b>90,810</b>   | <b>177,250</b>  | <b>176,914 \$</b>    | <b>176,820</b> |

**Expense**

|                               |               |                |                   |                |
|-------------------------------|---------------|----------------|-------------------|----------------|
| 52100-Salaries                | 30,969        | 50,470         | 56,603 \$         | 62,300         |
| 56025-Sick                    | 457           | 40             | 975 \$            | 1,100          |
| 56026-Overtime                | 462           | 1,400          | 1,219 \$          | 1,300          |
| 52200-Materials               | 0             | 100            | 0 \$              | 100            |
| 53210-Testing                 | 2,404         | 9,200          | 3,979 \$          | 4,000          |
| 56010-Salaries Admin.         | 15,130        | 29,760         | 28,819 \$         | 31,700         |
| 56020-Employee Benefits       | 13,520        | 27,300         | 32,470 \$         | 35,700         |
| 56024-Payroll Taxes           | 3,756         | 7,800          | 7,583 \$          | 8,300          |
| 56060-Gas, Fuel, & Oil        | 1,359         | 2,800          | 2,511 \$          | 2,800          |
| 56070-Insurance Liability     | 991           | 25,400         | 3,666 \$          | 3,700          |
| 56080-Membership Regist. Dues | 641           | 1,700          | 909 \$            | 500            |
| 56090-Office Supplies         | 531           | 1,200          | 1,898 \$          | 1,200          |
| 56110-Contract Service        | 2,728         | 3,100          | 4,583 \$          | 4,600          |
| 56200-Other                   | 770           | 600            | 2,867 \$          | 1,500          |
| 56220-Education & Training    | 65            | 200            | 87 \$             | 100            |
| 57120-Professional Services   | 4,840         | 31,000         | 6,544 \$          | 6,500          |
| 57140-Rents & Leases          | 104           | 150            | 206 \$            | 100            |
| 57150-Repair & Maint.         | 3,089         | 5,600          | 7,078 \$          | 5,000          |
| 57170-Travel & Meetings       | 12            | 100            | 413 \$            | 400            |
| 57206-Telephone               | 2,201         | 4,500          | 4,640 \$          | 4,600          |
| 59060-Bank Fees               | 27            | 100            | 52 \$             | 100            |
| 95100-Capitol Outlay          | 0             | 0              | 0 \$              | -              |
| <b>Total Expense</b>          | <b>84,053</b> | <b>202,520</b> | <b>167,101 \$</b> | <b>175,600</b> |

**PRE-TREATMENT REVENUE VS. EXPENSES:**

MID YR FY 21/22 Revenue-PreTreatment: 90,810  
MID YR FY 21/22 Expense-PreTreatment: 84,053  
DIFFERENCE: **6,757**

YR END FY 21/22 Revenue-PreTreatment: 176,914  
YR END FY 21/22 Expense-PreTreatment: 167,101  
DIFFERENCE: **9,813**

Proposed Budget FY22/23 Revenue-PT: \$ 176,820  
Proposed Budget FY22/23 Expense-PT: \$ 175,600  
DIFFERENCE: **\$ 1,220**

**FY 22/23 Recreation Budget-DRAFT**

**Proposed**

|                                      | <b>Mid YR FY21/22</b> | <b>FY21/22 Budget</b> | <b>FY21/22 YR END Est.</b> | <b>FY 22/23</b>   |
|--------------------------------------|-----------------------|-----------------------|----------------------------|-------------------|
| <b>Income</b>                        |                       |                       |                            |                   |
| <b>41500-Recreation Revenues</b>     |                       |                       |                            |                   |
| 81100-Swim Pool Receipts             | 831                   | 3,000                 | 1,108                      | \$ 1,200          |
| 81203-Cabose Rentals                 | 100                   | 3,600                 | 100                        | \$ -              |
| 81204-Recreation Rentals             | 8,120                 | 25,000                | 13,539                     | \$ 15,000         |
| 81208-Activities Revenue             | 123                   | 3,000                 | 164                        | \$ 1,500          |
| Sports Activities                    | 49                    | 3,000                 | 50                         | \$ 1,500          |
| 84100-Rec Leases                     | 0                     | 1,100                 | 0                          | \$ 500            |
| 85100-Rec Baseball Field Rental      | 4,000                 | 4,800                 | 7,467                      | \$ 7,500          |
| 89830-Seniors                        | 211                   | 1,100                 | 447                        | \$ 1,100          |
| Special Events                       | 0                     | 7,000                 | 0                          | \$ 7,000          |
| <b>Sub-Total Recreation Revenues</b> | <b>13,433</b>         | <b>51,600</b>         | <b>22,875</b>              | <b>\$ 35,300</b>  |
| <b>Other Income</b>                  |                       |                       |                            |                   |
| 81000-Committee Revenue              | 1,814                 | 6,000                 | 4,205                      | \$ 4,200          |
| 89825-Directors Fund                 | 2,547                 | 5,200                 | 3,979                      | \$ 4,000          |
| 62070-Bank Interest                  | 0                     | 200                   | 77                         | \$ 100            |
| 42070-Income - Other                 | 1,254                 | 200                   | 1,371                      | \$ 1,400          |
| 42100-Deposits                       | 0                     | 0                     | 2,747                      | \$ 2,700          |
| 49300-Taxes & Assessments            | 179,590               | 355,000               | 353,425                    | \$ 354,000        |
| Zion-Draws                           | 0                     | 0                     | 113,398                    | \$ -              |
| Solid Waste-Franchise Fees           | 34,950                | 75,000                | 58,222                     | \$ 58,000         |
| 81201-Donations                      | 2,935                 | 3,000                 | 3,366                      | \$ 3,400          |
| <b>Sub-Total Other Income</b>        | <b>223,089</b>        | <b>444,600</b>        | <b>540,789</b>             | <b>\$ 427,800</b> |
| <b>Total Recreation Revenue</b>      | <b>236,522</b>        | <b>496,200</b>        | <b>563,664</b>             | <b>\$ 463,100</b> |
| <b>Expense</b>                       |                       |                       |                            |                   |
| 52100-Salaries                       | 48,198                | 134,240               | 94,685                     | \$ 104,200        |
| 56026-Overtime                       | 0                     | 0                     | 0                          | \$ -              |
| 52200-Materials                      | 16,698                | 15,000                | 26,106                     | \$ 26,000         |
| 52300-Utilities                      | 37,018                | 61,000                | 75,586                     | \$ 75,600         |
| 56020-Employee Benefits              | 0                     | 0                     | 16,719                     | \$ 18,400         |
| 56024-Payroll Taxes                  | 4,487                 | 8,400                 | 9,146                      | \$ 10,100         |
| 56060-Gas, Fuel, & Oil               | 561                   | 3,000                 | 1,115                      | \$ 1,200          |
| 56070-Insurance Liability            | 991                   | 5,000                 | 3,666                      | \$ 3,700          |
| 56080-Membership Regist. Dues        | 193                   | 600                   | 262                        | \$ 300            |
| 56090-Office Supplies                | 0                     | 300                   | 40                         | \$ 100            |
| 56110-Contract Service               | 6,801                 | 7,700                 | 11,973                     | \$ 12,000         |
| 56200-Other Replaster Pool           | 89,639                | 4,900                 | 109,513                    | \$ 5,000          |
| 56220-Education & Training           | 0                     | 500                   | 0                          | \$ 500            |
| 56240-Donations                      | 39                    | 100                   | 39                         | \$ 100            |
| 56135-Rec. Activities Supplies       | 6,279                 | 7,600                 | 11,319                     | \$ 11,500         |
| 56150-Pool Contractors               | 4,352                 | 23,000                | 4,352                      | \$ 4,500          |
| 56120-Bingo Expenses                 | 1,053                 | 1,400                 | 2,212                      | \$ 2,300          |
| 56130-Youth Sports Program           | 0                     | 2,500                 | 0                          | \$ 1,500          |
| 56140-Special Events                 | 11,278                | 15,000                | 19,941                     | \$ 20,000         |
| 56100-Recreation Prog- Other         | 0                     | 100                   | 0                          | \$ 100            |
| 57040-Loan Debt MCWD                 | 16,806                | 34,400                | 22,408                     | \$ 22,400         |
| 57120-Professional Services          | 0                     | 12,000                | 0                          | \$ 5,000          |
| 57140-Rents & Leases                 | 4,315                 | 2,200                 | 9,830                      | \$ 9,800          |
| 57150-Repair & Maint.                | 28,884                | 50,000                | 56,519                     | \$ 56,500         |
| 57155-Landscaping                    | 12,960                | 0                     | 25,920                     | \$ 26,000         |
| 57160-Solid Waste Disposal           | 133                   | 4,500                 | 3,511                      | \$ 3,500          |
| 57170-Travel & Meetings              | 1,609                 | 200                   | 3,016                      | \$ 3,000          |
| 57206-Telephone                      | 3,955                 | 6,400                 | 8,192                      | \$ 8,200          |
| 59060-Bank Fees                      | 10                    | 100                   | 17                         | \$ 100            |
| 98015-Restroom Storage Project       | 9,276                 | 5,000                 | 12,368                     | \$ 12,000         |
| 98030-Konkel School                  | 4,291                 | 0                     | 4,647                      | \$ 4,600          |
| <b>Total Recreation Expense</b>      | <b>309,827</b>        | <b>405,140</b>        | <b>533,103</b>             | <b>\$ 448,200</b> |

**RECREATION REVENUE VS. EXPENSES:**

|                                    |    |                        |
|------------------------------------|----|------------------------|
| MID YR FY21/22 Revenue-Recreation: | \$ | 236,522                |
| MID YR FY21/22 Expense-Recreation: | \$ | <u>309,827</u>         |
| DIFFERENCE:                        | \$ | <u><u>(73,305)</u></u> |

|                                    |    |                      |
|------------------------------------|----|----------------------|
| YR END FY21/22 Revenue-Recreation: | \$ | 563,664              |
| YR END FY21/22 Expense-Recreation: | \$ | <u>533,103</u>       |
| DIFFERENCE:                        | \$ | <u><u>30,561</u></u> |

|                                      |    |                      |
|--------------------------------------|----|----------------------|
| Proposed Budget FY22/23 Revenue-Rec: | \$ | 463,100              |
| Proposed Budget FY22/23 Expense-Rec: | \$ | <u>448,200</u>       |
| DIFFERENCE:                          | \$ | <u><u>14,900</u></u> |

**FY 22/23 Solid Waste Budget-DRAFT**      **Proposed**

---

Mid YR FY 21/22    FY 21/22 Budget    FY 21/22 YR END Est.    **FY 22/23**

---

**Income**

|                                     |                |                |                   |                |
|-------------------------------------|----------------|----------------|-------------------|----------------|
| 60060-Solid Waste Trsh Coll Cnt-Res | 34,235         | 73,000         | 60,151            | 60,150         |
| 60065-Solid Waste Trsh Coll Cnt-Bus | 188,036        | 354,600        | 483,605 \$        | 483,600        |
| <b>Sub-Total Income</b>             | <b>222,271</b> | <b>427,600</b> | <b>543,755 \$</b> | <b>543,750</b> |
| <b>Other Income</b>                 |                |                |                   |                |
| 41700-Other - Other                 | 295            | 1,000          | 509 \$            | 500            |
| 49300-Taxes & Assessments           | 0              | 900            | 0 \$              | 400            |
| <b>Sub-Total Other Income</b>       | <b>295</b>     | <b>1,900</b>   | <b>509 \$</b>     | <b>900</b>     |
| <b>Total Income</b>                 | <b>222,566</b> | <b>429,500</b> | <b>544,265 \$</b> | <b>544,650</b> |

**Expense**

|                                      |                |                |                   |                |
|--------------------------------------|----------------|----------------|-------------------|----------------|
| 56110-Contract Service               | 0              | 0              | 0 \$              | -              |
| 56200-Other                          | 0              | 0              | 0 \$              | -              |
| 57120-Professional Service           | 0              | 0              | 0 \$              | -              |
| 74060-Solid Waste-Colltn Residential | 38,785         | 76,600         | 77,336 \$         | 77,400         |
| 74065-Solid Waste-Colltn Business    | 205,375        | 307,900        | 414,872 \$        | 415,000        |
| <b>Total Expense</b>                 | <b>244,160</b> | <b>384,500</b> | <b>492,208 \$</b> | <b>492,400</b> |

**SOLID WASTE REVENUE VS. EXPENSES:**

|                                      |                    |
|--------------------------------------|--------------------|
| MID YR FY 21/22 Revenue-Solid Waste: | \$ 222,566         |
| MID YR FY 21/22 Expense-Solid Waste: | \$ 244,160         |
| DIFFERENCE:                          | <b>\$ (21,594)</b> |

|                                      |                  |
|--------------------------------------|------------------|
| YR END FY 21/22 Revenue-Solid Waste: | \$ 544,265       |
| YR END FY 21/22 Expense-Solid Waste: | \$ 492,208       |
| DIFFERENCE:                          | <b>\$ 52,057</b> |

|  |                  |
|--|------------------|
| Proposed Budget FY22/23 Revenue-Solid Waste: | \$ 544,650       |
| Proposed Budget FY22/23 Expense-Solid Waste: | \$ 492,400       |
| DIFFERENCE:                                  | <b>\$ 52,250</b> |

# item 5.b.



## FULL PROJECT PROFORMA CASH FLOW



Scope Includes: Solat at WWTP, Community Center & District Office

| Year          | Annual ECAA Loan Payment | Solar O&M Service | Project Savings (Gross) | Annual Savings (Net) | Cumulative Savings (Net) |
|---------------|--------------------------|-------------------|-------------------------|----------------------|--------------------------|
| 0             | \$ -                     | \$ -              | \$ 81,698               | \$ 81,698            | \$ 81,698                |
| 1             | \$ 159,993               | \$ 14,400         | \$ 174,834              | \$ 441               | \$ 82,139                |
| 2             | \$ 159,993               | \$ 14,832         | \$ 187,072              | \$ 12,247            | \$ 94,385                |
| 3             | \$ 159,993               | \$ 15,277         | \$ 200,167              | \$ 24,897            | \$ 119,282               |
| 4             | \$ 159,993               | \$ 15,735         | \$ 214,179              | \$ 38,450            | \$ 157,733               |
| 5             | \$ 159,993               | \$ 16,207         | \$ 229,171              | \$ 52,971            | \$ 210,704               |
| 6             | \$ 159,993               | \$ 16,694         | \$ 245,213              | \$ 68,527            | \$ 279,230               |
| 7             | \$ 159,993               | \$ 17,194         | \$ 262,378              | \$ 85,191            | \$ 364,421               |
| 8             | \$ 159,993               | \$ 17,710         | \$ 280,745              | \$ 103,041           | \$ 467,462               |
| 9             | \$ 159,993               | \$ 18,241         | \$ 300,397              | \$ 122,162           | \$ 589,625               |
| 10            | \$ 159,993               | \$ 18,789         | \$ 321,425              | \$ 142,643           | \$ 732,267               |
| 11            | \$ 159,993               | \$ 19,352         | \$ 343,924              | \$ 164,579           | \$ 896,846               |
| 12            | \$ 159,993               | \$ 19,933         | \$ 367,999              | \$ 188,073           | \$ 1,084,919             |
| 13            | \$ 159,993               | \$ 20,531         | \$ 393,759              | \$ 213,235           | \$ 1,298,154             |
| 14            | \$ 159,993               | \$ 21,147         | \$ 421,322              | \$ 240,182           | \$ 1,538,336             |
| 15            | \$ 159,993               | \$ 21,781         | \$ 450,815              | \$ 269,040           | \$ 1,807,376             |
| 16            | \$ 159,993               | \$ 22,435         | \$ 410,016              | \$ 227,588           | \$ 2,034,965             |
| 17            | \$ 159,993               | \$ 23,108         | \$ 438,717              | \$ 255,616           | \$ 2,290,581             |
| 18            | \$ 159,993               | \$ 23,801         | \$ 469,427              | \$ 285,633           | \$ 2,576,214             |
| 19            | \$ -                     | \$ 24,515         | \$ 502,287              | \$ 477,772           | \$ 3,053,986             |
| 20            | \$ -                     | \$ 25,250         | \$ 537,447              | \$ 512,197           | \$ 3,566,183             |
| 21            | \$ -                     | \$ 26,008         | \$ 575,069              | \$ 549,061           | \$ 4,115,243             |
| 22            | \$ -                     | \$ 26,788         | \$ 615,323              | \$ 588,535           | \$ 4,703,779             |
| 23            | \$ -                     | \$ 27,592         | \$ 658,396              | \$ 630,804           | \$ 5,334,583             |
| 24            | \$ -                     | \$ 28,420         | \$ 704,484              | \$ 676,064           | \$ 6,010,647             |
| 25            | \$ -                     | \$ 29,272         | \$ 753,798              | \$ 724,525           | \$ 6,735,172             |
| 26            | \$ -                     | \$ 30,150         | \$ 806,564              | \$ 776,413           | \$ 7,511,586             |
| 27            | \$ -                     | \$ 31,055         | \$ 863,023              | \$ 831,968           | \$ 8,343,554             |
| 28            | \$ -                     | \$ 31,987         | \$ 923,435              | \$ 891,448           | \$ 9,235,002             |
| 29            | \$ -                     | \$ 32,946         | \$ 988,075              | \$ 955,129           | \$ 10,190,130            |
| 30            | \$ -                     | \$ 33,935         | \$ 1,057,240            | \$ 1,023,306         | \$ 11,213,436            |
| <b>Totals</b> | <b>\$ 2,879,877</b>      | <b>\$ 685,086</b> | <b>\$ 14,778,399</b>    | <b>\$ 11,213,436</b> | <b>\$ 11,213,436</b>     |

**Notes:**

- 1) SiteLogIQ is not a Municipal Financial Advisor and this tool is used to confirm if the proposed project is Budget Neutral or better in compliance with CA Govt. Code 4217.
- 2) Cash Flow is based on a Preliminary Analysis using rough order of magnitude budgetary estimates and other standard assumptions. Final analysis and results may vary.
- 3) Scope of work includes .....

| INPUTS                              |              |
|-------------------------------------|--------------|
| BASE PROJECT COST                   | \$ 2,623,611 |
| RECOMMENDED CUSTOMER CONTINGENCY    | \$ 150,000   |
| TOTAL PROJECT COST                  | \$ 2,773,611 |
| ECAA LOAN AMOUNT                    | \$ 2,623,611 |
| ECAA FINANCE TERM (YEARS)           | 18           |
| ECAA INTEREST RATE                  | 1.00%        |
| TEML LOAN AMOUNT                    | \$ -         |
| TEML FINANCE TERM (YEARS)           | 20           |
| TEML INTEREST RATE                  | 3.00%        |
| UTILITY ESCALATION                  | 7.0%         |
| CALCULATED ENERGY SAVINGS           | \$ 163,396   |
| LIGHTING MAINT/AVOIDED COST SAVINGS | \$ -         |
| HVAC MAINT/AVOIDED COSY SAVINGS     | \$ -         |
| SOLAR O&M COST                      | \$ 14,400    |
| O&M/MAINT ESCALATION                | 3.0%         |



# item 5.c.

## **Project Name**

Well 3A

## **Project Applicant**

Malaga County Water District (MCWD)

## **Project Location**

Fresno County Assessor's Parcel No. 331-130-25T, located on the north side of Central Avenue between Willow and Ward Avenues.

## **Project Description**

The Malaga County Water District (MCWD; Water System No. CA1010042) proposes to remove and replace Well 3 and its accessory structures and other site improvements, which is currently inactive due to its inability to meet drinking water quality standards, with a new well (named Well 3A), as well as accessory structures and site improvements, on the same property as Well 3. The current water system requires all active wells working continuously, and this Project will serve to provide redundancy and allow other wells to go offline to allow for maintenance activities.

The Project would include a well, pump, discharge piping, valves, and appurtenances; power and electrical cabinet for controls and switchgear; chlorination equipment; electrical service and transformer; connection to the storm drain system for site drainage and well pump-waste discharges.

The Project will be required to comply with all applicable regulatory requirements related to stormwater and wastewater discharges, all applicable San Joaquin Air Pollution Control District applicable rules and regulations, all applicable County of Fresno Well destruction requirements, and other applicable regulatory requirements.

## **Exempt Status:**

Sec. 21084(a); 15302(c); 15303

Sec. 21080.21; 15282(k)

## **Why Project is Exempt**

The Project is statutorily and categorically exempt from CEQA pursuant to:

1. PRC § 21080.21, Guidelines § 15282(k), which exempts the installation of new pipeline or maintenance, repair, restoration, removal, or demolition of an existing pipeline as set forth in Section 21080.21 of the Public Resources Code, as long as the project does not exceed one mile in length.
2. PRC § 21084(a), Guidelines § 15302(c), which exempts the replacement or reconstruction of existing structures and facilities where the new structure will be located on the same site as the structure replaced and will have substantially the

same purpose and capacity as the structure replaced, including the replacement or reconstruction of existing utility systems and/or facilities involving negligible or no expansion of capacity. The Project proposes to replace Well 3 with Well 3A to meet drinking water quality standards and to provide redundancy to the water system.

3. PRC § 21084(a), Guidelines § 15303, which exempts the construction and location of limited numbers of new, small facilities or structures; installation of small new equipment facilities in small structures; the numbers of structures allowed is to the maximum allowable on any legal parcel. The Project proposes to add a 1 million gallon water tank to the existing site. This tank will provide redundancy and resiliency to the system.

Due to the redundancy nature of the Project, no cumulative impacts will occur from successive projects in the same area. There is no reasonable possibility that the Project will have a significant effect on the environment due to unusual circumstances. The Project will not damage scenic resources, including but not limited to, trees, historic buildings, rock outcroppings, or similar resources, within a highway officially designated as a state scenic highway. The Project site is not on any list compiled pursuant to Section 65962.5 of the Government Code. The Project will not cause a substantial adverse change in the significance of a historical resource.

**Project Description:**

The Malaga County Water District (MCWD; Water System No. CA1010042) proposes to remove and replace Well 3 and its accessory structures and other site improvements, which are currently inactive due to its inability to meet State drinking water quality standards, with a new well (named Well 3A), storage tank, and related accessory structures and site improvements on the same property as Well 3. The current water system requires all active wells be in working order continuously, and this Project will serve to provide redundancy and allow other wells to go offline to allow for maintenance activities.

The Project would include replacement of the old well, pump, discharge piping, valves, and appurtenances; power and electrical cabinet for controls and switchgear; chlorination equipment; electrical service and transformer; connection to the storm drainage system for site drainage and well pump-waste discharges. The Project will also install a 1 million gallon water storage tank, booster pumps, and a standby generator, which would provide redundancy and resiliency to the water system. The Project will be required to comply with all applicable regulatory requirements related to stormwater and wastewater discharges, all applicable San Joaquin Air Pollution Control District applicable rules and regulations, all applicable County of Fresno Well destruction requirements, and other applicable regulatory requirements.

# Notice of Exemption

## Appendix E

**To:** Office of Planning and Research  
P.O. Box 3044, Room 113  
Sacramento, CA 95812-3044

County Clerk

County of: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**From:** (Public Agency): \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

(Address)

Project Title: \_\_\_\_\_

Project Applicant: \_\_\_\_\_

Project Location - Specific:

Project Location - City: \_\_\_\_\_ Project Location - County: \_\_\_\_\_

Description of Nature, Purpose and Beneficiaries of Project:

Name of Public Agency Approving Project: \_\_\_\_\_

Name of Person or Agency Carrying Out Project: \_\_\_\_\_

Exempt Status: **(check one):**

- Ministerial (Sec. 21080(b)(1); 15268);
- Declared Emergency (Sec. 21080(b)(3); 15269(a));
- Emergency Project (Sec. 21080(b)(4); 15269(b)(c));
- Categorical Exemption. State type and section number: \_\_\_\_\_
- Statutory Exemptions. State code number: \_\_\_\_\_

Reasons why project is exempt:

Lead Agency

Contact Person: \_\_\_\_\_ Area Code/Telephone/Extension: \_\_\_\_\_

**If filed by applicant:**

1. Attach certified document of exemption finding.
2. Has a Notice of Exemption been filed by the public agency approving the project?  Yes  No

Signature: \_\_\_\_\_ Date: \_\_\_\_\_ Title: \_\_\_\_\_

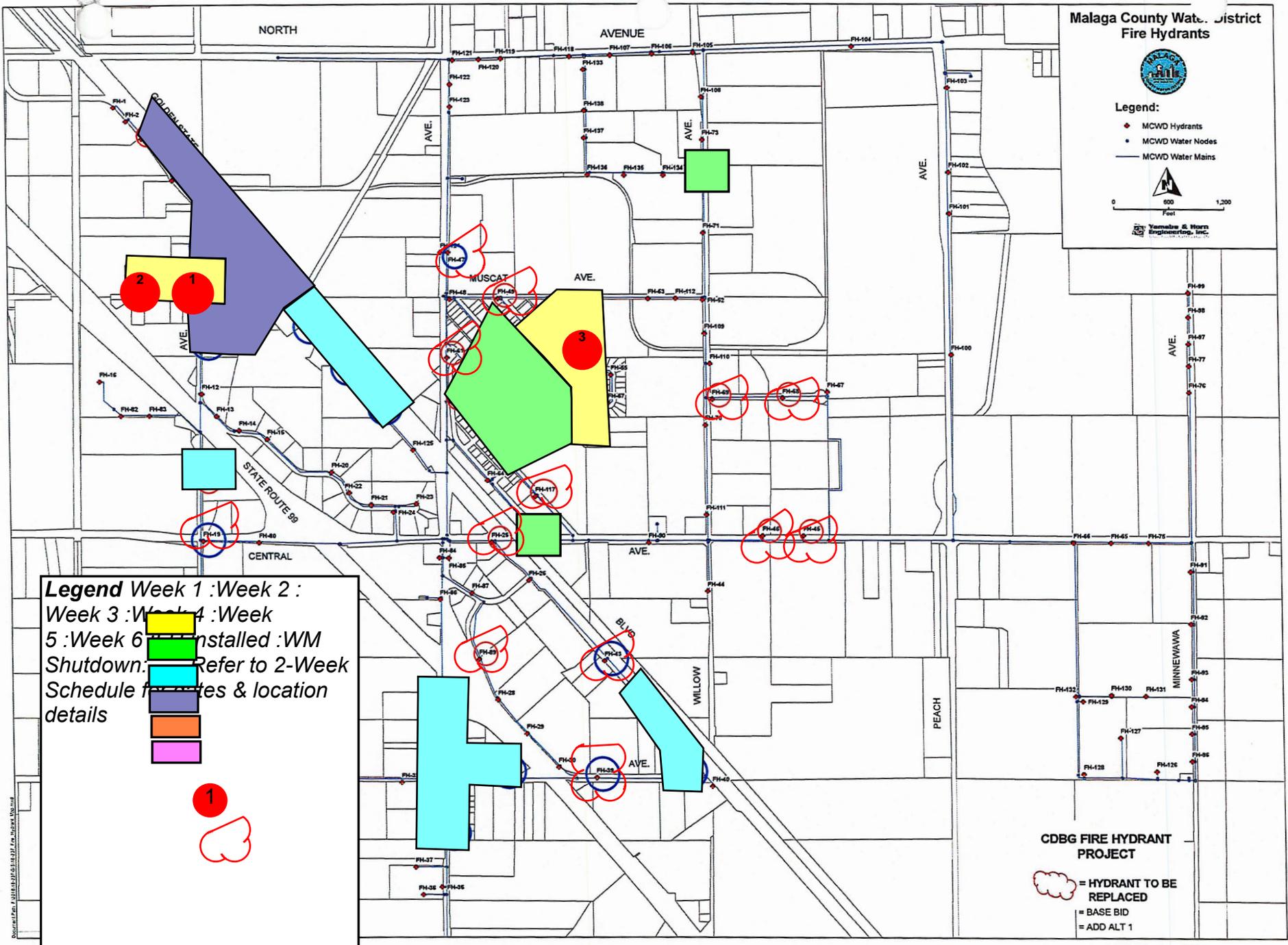
Signed by Lead Agency  Signed by Applicant

Authority cited: Sections 21083 and 21110, Public Resources Code.  
Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.

Date Received for filing at OPR: \_\_\_\_\_

0-ALT

# item 8.b.i.



**Malaga County Water District Fire Hydrants**

**Legend:**

- ◆ MCWD Hydrants
- MCWD Water Nodes
- MCWD Water Mains

0 600 1,200  
Foot

Yonck & Moran  
Engineering, Inc.  
ENGINEERS

**Legend Week 1 : Week 2 :**  
**Week 3 : Week 4 : Week 5 :**  
**Week 6 :**  
 Installed : WM  
 Shutdown : Refer to 2-Week  
 Schedule for dates & location details



**CDBG FIRE HYDRANT PROJECT**

☁ = HYDRANT TO BE REPLACED  
 □ = BASE BID  
 □ = ADD ALT 1

# Job #309422





# item 8.b.ii.

## County of Fresno

DEPARTMENT OF PUBLIC WORKS AND PLANNING  
STEVEN E. WHITE, DIRECTOR

June 3, 2022

Mr. Moises Ortiz  
Malaga County Water District  
3580 S. Frank Street  
Fresno, CA 93725



Dear Mr. Ortiz:

Subject: Application Period for 2023-2024 CDBG Program

We are pleased to announce the opening of the 2023-2024 application period for funding under Fresno County's Community Development Block Grant Program. Proposals will be considered for public facility and infrastructure improvement activities in the unincorporated communities and neighborhoods of Fresno County. Applications will be accepted on an ongoing basis through the close of the business day (5:00 p.m.) on August 31, 2022.

Enclosed is a copy of the CDBG Unincorporated Areas application for your use. The application is also available on our website at <http://www.co.fresno.ca.us/grants>. The application package contains a summary of current guidelines and threshold requirements for the application review and acceptance process.

Applicants are encouraged to submit proposals for projects that are ready to proceed. Due to restrictive Federal timeliness requirements, projects and activities must be able to be completed within 12 to 18 months from the execution of a project agreement. Applicants will also be required to demonstrate that projects will be maintained after they have been completed, so that it is ensured that the grants will truly benefit the community or neighborhood over time.

**An application workshop will be held on Thursday, June 16, 2022, from 10:00 a.m. to 11:30 a.m., at the Fresno County Plaza Building, 2220 Tulare Street, 8<sup>th</sup> Floor, Conference Room "A" (next to the Community Development Office) in downtown Fresno.** In addition to metered parking, there are several pay parking structures near the Plaza Building. The closest is located at Kern and "L" Streets and costs \$7 for all day parking. Interested applicants can attend in person or participate via conference call or online. If interested in attending the workshop remotely, please contact our office for details.

At the application workshop, staff will review the application form and required supporting documentation, eligibility parameters, and discuss the application process. All applications must be submitted on the 2023-2024 application form, and must meet all CDBG eligibility guidelines and minimal threshold requirements in order to be accepted as complete. **Staff will also be discussing submittal requirements for plans and specifications.**

Mr. Moises Ortiz  
June 3, 2022  
Page 2

While applicants are not required to attend the workshop, we invite you and/or your engineer's participation as the workshop will be designed to assist you in submitting a complete and viable application. We appreciate your continued interest in Fresno County's CDBG Program, and look forward to another successful collaborative program year.

Sincerely,



Yvette Quiroga, Principal Planner  
Community Development Division

YQ:JN  
G:\17205ComDev\CDBG and GRANT PERM FILES\CDBG\Applications&Proposals\2023-2024 PY\Application Invitation Letters\Ltr to Unincorporated, Opening of Application Period (6-3-22).docx  
May 31, 2022

Enclosure

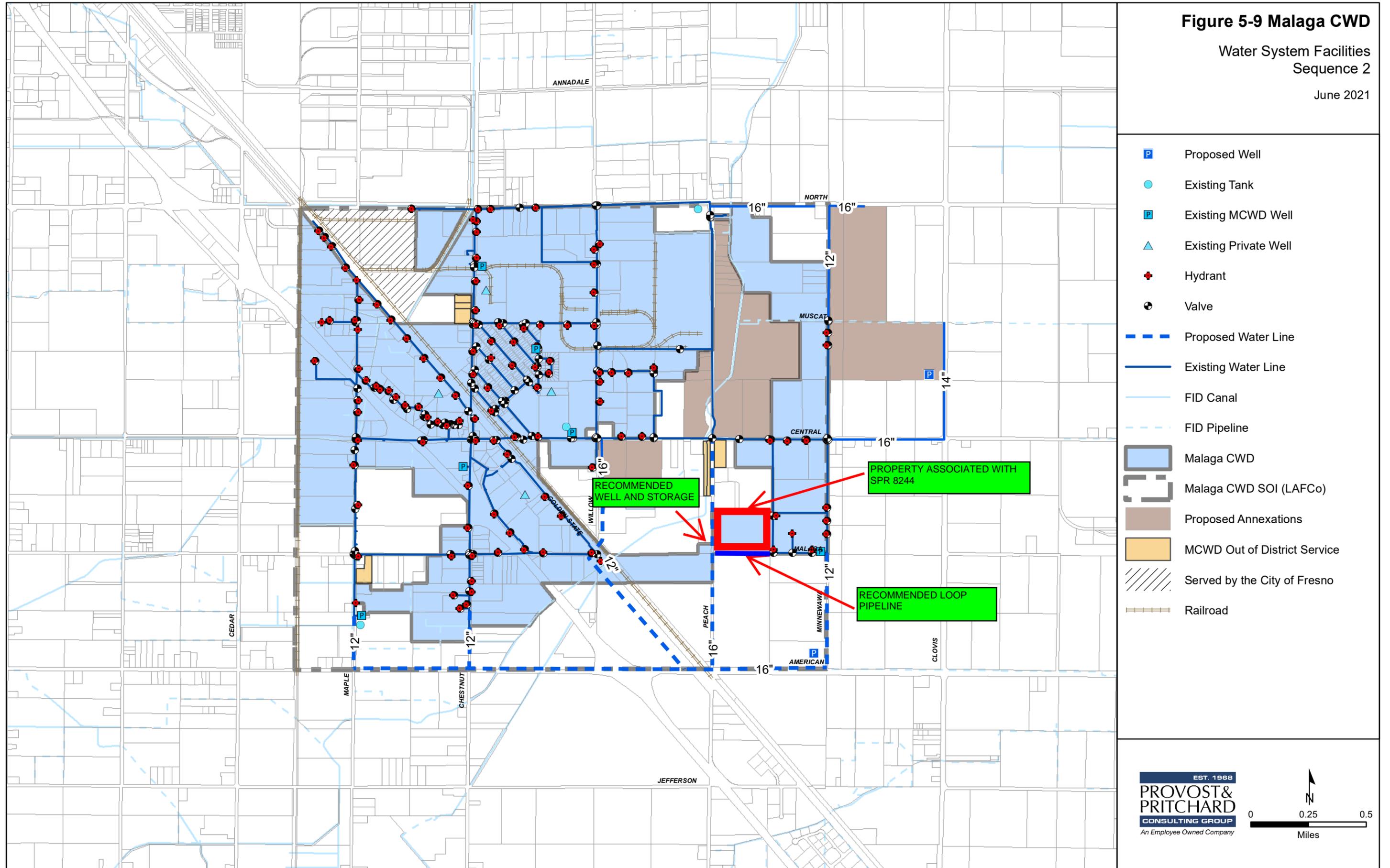
c: Henry Murrieta, CAC Member

# item 9.b.

## Figure 5-9 Malaga CWD

Water System Facilities  
Sequence 2

June 2021



## Memorandum

**To:** Malaga County Water District, Moises Ortiz

---

**From:** Michael Taylor

---

**Subject:** Site Plan Review No. 8244

---

**Date:** June 2, 2022

---

### Comments:

As discussed, the developer of the property has requested feedback regarding the potential to serve the site if a bottling company occupies the property. A few general parameters provided by the developer are shown below:

**Water: Phase 1: 650,000 Gallons per Day (GPD)**

**Phase 2 Water Requirements: 1,200,000 GPD**

**Sewer: Phase 1 (Start-Up) Sewer Discharge: 150,000 GPD, on average (at Start-Up)**

**Phase 2 Sewer Discharge: 300,000 GPD**

It is noted that the water and sewer demands are understood to be spread over a 24 hour day, not during a shorter workday.

This property is located on the east side of Peach Avenue south of Central Avenue. Please find the property identified on the attached exhibits of existing MCWD water and sewer facilities.

The water demands for the MCWD in 2021 averaged 932 gpm, or 1,342,378 gallons per day.

The existing wastewater treatment plant demand in 2021 averaged 0.633 mgd. The permitted capacity of the WWTF is 0.85 mgd.

A few questions regarding the potential development include:

- Potential peak hour water use
- Water pressure requirements
- Sizes of water connections and fire connections
- Will the site include a storage tank?
- What are the characteristics of the wastewater?
- Type of product that is produced
- Approximate time frame for Phase 1, for Phase 2
- Existing water rights of the property

The potential user would be a significant demand to the water and wastewater systems. Please see attached copies of the draft exhibits showing Master Plan facilities in the location of the potential user. It is noted that the draft Master Plan was based on commercial development similar to the majority of development in the MCWD, which is warehousing.

### Water System

The draft water system master plan identifies a 16-inch water main in Peach Avenue from Central Avenue south. It is suggested that this potential user would also require a loop along the southern portion of the property to the existing main in the property immediately east of the potential user. It is also recommended that a new well site is dedicated by the developer and a new well is constructed. The potential user water demands are roughly equivalent to one-half of a municipal well for Phase 1 and a full municipal well for Phase 2. It is recommended that a new storage tank between 1 MG and 2 MG is also constructed in the vicinity of the potential user. The responsibility for construction of the well and tank is not defined at this time, however the well and tank would primarily benefit the potential user.

Construction of water mains necessary for a development are the responsibility of the developer.

### SGMA

The impact of the potential user to SGMA issues needs to be defined. The information presented to the MCWD indicates that water is a significant portion of the product produced by the facility. This water is initially pumped from the groundwater and then is shipped out of the

MCWD. This may be considered an export of water. The impact to SGMA requirements would need to be discussed with the North Kings Groundwater Sustainability Agency.

Any existing rights to FID water for the property should be discussed.

## WASTEWATER

The draft wastewater system master plan includes a new wastewater treatment and disposal facility immediately south of the potential user. The MCWD has not yet finalized the Master Plan, however, a wastewater treatment facility east of State Route 99 is required. The draft Master Plan identifies the construction of a 24-inch sewer in Peach Avenue south from Central Avenue to American Avenue. The draft Master Plan recommends the initial wastewater treatment and disposal facilities east of State Route 99 include between 60 and 80 acres of property, with an initial capacity of 1.464 mgd. It is recommended that the MCWD would need to obtain an option on at least 80 acres of property and construct a treatment and disposal facility capable of treating 0.25 mgd immediately, and expandable to 1.464 mgd. Once property is acquired, permitting requirements would need to be initiated, which would include a Conditional Use Permit from the County and the submittal of a Report of Waste Discharge to the Regional Water Quality Control Board. The time frame for the property acquisition and permitting process is not known at this time. The cost of construction for the initial wastewater treatment and disposal facilities is not known and would be dependent upon the specific treatment facilities.

It is noted that the ultimate area recommended for wastewater treatment and disposal facilities east of State Route 99 could total 269 acres. It is further noted that the long term projections are subject to change.

Construction of sewer mains necessary for a development are the responsibility of the developer.

It is also noted that if it was possible to send the wastewater from the potential user to the existing wastewater treatment facilities, the following considerations would need to be discussed and defined. A new sewer main in Peach Avenue north to Central Avenue would need to be constructed and this sewer main would become not necessary once the sewer main is constructed to direct wastewater south from Central Avenue. The sewer mains would have to be constructed in parallel alignments. The capacity of the sewer main in Central Avenue west of Peach Avenue would require analysis to determine if the first phase of the potential user could be conveyed. If the first phase of the potential user was directed to the existing wastewater treatment facilities, the average daily flow at the facilities would increase to at least 0.783 mgd. This issue would require approval from the RWQCB and the immediate definition and action toward permitting and construction of wastewater treatment and disposal capacity east of State Route 99 as the capacity of the existing wastewater treatment and disposal facilities would exceed the general threshold of 80 percent of capacity. The Standard Provisions require a plan at such time that capacity could be exceeded within four (4) years. It would be reasonable to expect the capacity could be exceeded in 4 years if the available capacity is only 67,000 gpd.

## FEES

Water and sewer connection fees are not known at this time. The MCWD water connection fees are associated with the size of connection, not the demand associated with an equivalent dwelling unit. The MCWD sewer connection fees are based on an equivalent sewer unit and can be determined once the wastewater characteristics are defined. It is noted that pretreatment requirements are not known at this time.

As mentioned above, the MCWD has discussed and is anticipated to develop a fee structure associated with the requirements associated with SGMA.





**REGULAR BOARD MEETING MINUTES**  
**BOARD OF DIRECTORS MEETING**  
**MALAGA COUNTY WATER DISTRICT**  
**3580 SOUTH FRANK STREET**  
**FRESNO, CALIFORNIA 93725**  
**Tuesday, May 24, 2022 at 6:00PM**

**item 14.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: 6:00PM**

**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 May 10, 2022.

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

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

**5. Old Business:**

a. **Resolution No. 05-10-2022.** As previously discussed in the last board meeting. A resolution adopting and amended Malaga County Water District Master Schedule of Fees, Charges, Penalties and Recovered Costs. The District Engineer recommends a \$1,000 fee for application/initial review.

Recommended action: to approve Resolution No. 05-10-2022 as presented or amended.

**Motion by Vice President Cerrillo; Second by Director Castaneda and by a 5-0 vote to approve Resolution No. 05-10-2022 as presented.**

**6. New Business:**

- a. **District Train.** Community Service Officer, Elaine Montoya, is asking the district the use of the train for a community event in Del Rey on June 3.

Recommended action: for discussion and potential action.

**Motion by Vice President Cerrillo, Second by Director Cerrillo, Jr. and by a 5-0 vote to allow use of the district train for the use at an event in Del Rey. Board gives direction to legal counsel to draft an agreement of use with conditions.**

**7. Incorporation Reports: None for this meeting.**

**8. Recreation Reports:**

**Vice President Cerrillo reported that the Mother's and Father's Day program of May 21 was successful.**

**Director Castaneda listed upcoming events.**

**9. Engineer Reports:**

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

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

- a. Concrete pathway project to start early June and parking lot thereafter.
- b. Letter to Badger mailed.
- c. **Will be adding string lights inside the recreation center for ambiance.**
- d. **New bathroom wet stamped plans received.**
- e. **Fowler HS Scholarship awards ceremony.**
- f. **Additional \$200,000 awarded towards fire hydrant project.**
- g. **Leak prevention in the community- being proactive.**

**11. President's Report:**

**President Garabedian, Jr. attended the Southeast Fresno Regional Park groundbreaking ceremony.**

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

**VP Cerrillo asked GM if the alley clean up date is set. GM confirmed that it is and will soon announce to community. VP mentioned to the board members that the next ACWA conference will be in Washington D.C. Finally, he informed the board members he will be having a meeting with Caltrans to discuss traffic on Central/Chestnut.**

**13. Director's Reports:**

**Director Castaneda expressed concerns over buckled sidewalks around the community. She considers to be a harm to the community's safety and health.**

**14. Legal Counsel Report: none for this meeting.**

**15. Communications:**

- a. Written Communications:

1. Public workshop Tuesday, May 31 at 6:00pm regarding the Southeast Development Area Specific Plan.
2. E-mail from Armando Ayala regarding dangerous roadways in the community.

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: 7:04PM- VP Cerrillo left the meeting before CS.**

- a. Conference with real property negotiator (Government Code section (54956.8).).  
Property Location: WWTF (corner of Maple and Central). District Negotiator Moises Ortiz, General Manager.
- b. Potential Litigation (Government Code section (54956.9).).

**17. Adjournment:**

**Motion by Director Cerrillo, Jr., Second by Director Tovar, Jr. and by a 4-0 vote to adjourn the meeting at 7:54pm.**

**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 May 24, 2022, was posted for public view on the front window of the MCWD office at 3580 S. Frank Street, Fresno Ca 93725, on 06/15/2022.

**Norma Melendez**

Norma Melendez, District Clerk

**MALAGA COUNTY WATER DISTRICT**  
**STATEMENT OF CASH RECEIPTS AND DISBURSEMENTS**  
**MAY-2022**  
**FINAL**

**Wells Fargo Bank - Checking**

|                                    |           |                   |
|------------------------------------|-----------|-------------------|
| Beginning Balance-April 30, 2022:  | \$        | 533,101.93        |
| Cash Receipts-May-22:              |           | 593,208.36        |
| Bank Interest-May-22               |           | 4.97              |
| Wire Transfer-Zion Bank-May22      |           | 30,370.00         |
| Wire Transfer Fees-May22           |           | (45.00)           |
| Bank Fees-May-22:                  |           | (79.90)           |
| Credit Card Fees-May-22:           |           | (296.10)          |
| Credit Card Charges-May-22:        |           | (4,297.91)        |
| Disbursements-Apr-22:              |           | (345,143.04)      |
| <b>Ending Balance-May 31, 2022</b> | <b>\$</b> | <b>806,823.31</b> |

**County of Fresno****Maintenance Fund:**

|                                    |           |               |
|------------------------------------|-----------|---------------|
| Beginning Balance-April 30, 2022:  | \$        | 373,097.54    |
| Check Distribution-May22           | \$        | (372,597.54)  |
| Interest-May-22                    | \$        | 4.06          |
| <b>Ending Balance-May 31, 2022</b> | <b>\$</b> | <b>504.06</b> |

**LAIF Account:**

|                                    |           |                   |
|------------------------------------|-----------|-------------------|
| Beginning Balance-April 30, 2022:  | \$        | 503,875.23        |
| Qtrly Interest-Ending 03/31/22     | \$        | -                 |
| <b>Ending Balance-May 31, 2022</b> | <b>\$</b> | <b>503,875.23</b> |

**Self-Help Credit Union**

|                                    |           |                  |
|------------------------------------|-----------|------------------|
| Beginning Balance-April 30, 2022:  | \$        | 51,894.94        |
| Interest-Apr-22                    | \$        | -                |
| <b>Ending Balance-May 31, 2022</b> | <b>\$</b> | <b>51,894.94</b> |

**Zions Bank**

|                                    |           |                   |
|------------------------------------|-----------|-------------------|
| Beginning Balance-April 30, 2022:  | \$        | 540,859.00        |
| Wire Transfer-Feb22                | \$        | (196,177.67)      |
| Wire Transfer-May22                | \$        | (30,370.00)       |
| <b>Ending Balance-May 31, 2022</b> | <b>\$</b> | <b>314,311.33</b> |

**Total Cash In Bank Accounts-May 31, 2022**

**\$ 1,677,408.87**

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

**Malaga County Water District**  
**Check Distribution-May 2022**

| Num            | Name                                     | Memo  | Amount     |
|----------------|--|---|------------|
| 43551          | Valley Print Shop                        | Magnet /Layout for District Vehicle         | -495.96    |
| 43552          | AFLAC                                    | Employee Withholding                        | -49.32     |
| 43553          | Noble Credit Union                       | Employee Withholding                        | -100.00    |
| 43554          | Valley First Credit Union                | Employee Withholding                        | -250.00    |
| 43555          | Association of California Water Agencies | Registration #0000338375                    | -220.00    |
| 43556          | AFLAC                                    | Employee Withholding                        | -49.32     |
| 43557          | Noble Credit Union                       | Employee Withholding                        | -100.00    |
| 43558          | Valley First Credit Union                | Employee Withholding                        | -250.00    |
| 43559          | ACWA/JPIA                                | June-2022 Dental/Vision Premium             | -2,444.76  |
| 43560          | Anthony Anaya                            | Purchase Trailer for Maintenance Trk        | -1,500.00  |
| 43561          | Anthony Anaya                            | Repair Gate @ Pool                          | -24.81     |
| 43562          | Asphalt Design By Juan Gomez             | Base Rock for wwtf                          | -996.00    |
| 43563          | Moises Ortiz.                            | VOID: Reim: Adaptor for Projector.          | 0.00       |
| 43564          | Moises Ortiz.                            | Ceramic Coating Mgr New Vehicle             | -450.00    |
| 43565          | Integrity Networks                       | May 2022 WWTF-Internet                      | -275.95    |
| 43566          | Moises Ortiz.                            | VOID: Ceramic Coating Mgr New Vehicle-Tip   | 0.00       |
| 43567          | P G & E                                  | April-2022 Utilities                        | -42,593.84 |
| 43568          | P G & E                                  | Feb 2022 Utilities                          | -8,114.14  |
| 43569          | Richard Mason                            | Paint Side Room @ Center                    | -600.00    |
| Direct Deposit | QuickBooks Payroll Service               | Created by Payroll Service on 05/04/2022    | -27,922.79 |
| EFT Pmt        | Internal Revenue Service                 | EFT Payments                                | -9,998.56  |
| Ach Pmt        | Employment Development Department        | CA Withholding                              | -1,480.95  |
| Ach Pmt        | Employment Development Department        | Disability Withholding                      | -446.93    |
| 43570-43572    | Employee Payroll                         | (1st) Payroll                               | -3,438.41  |
| 43573          | Home Depot                               | April-2022 Maintenance Supplies             | -1,496.23  |
| 43574          | Industrial Waste & Salvage               | April-2022 Dumping Fees                     | -1,639.34  |
| 43575          | Industrial Waste & Salvage               | April-2022 Solid Waste-Residential          | -6,405.52  |
| 43576          | Orfil Camarena                           | Build/Install Counter Top District Office   | -3,055.00  |
| 43577          | Allied Rodent Control                    | April--2022 WWTF Rodent Control             | -350.00    |
| 43578          | Orfil Camarena                           | Install/Fix Sheetrock in Malaga Park Office | -875.00    |
| 43579          | PC Solutions                             | Misc. Maint. District Computers             | -1,010.00  |
| 43580          | Powerstride Battery Co.                  | Battery for Park Golf Cart                  | -465.15    |
| 43581          | Quadient Finance USA, Inc.               | April-22 Postage Refill                     | -300.00    |
| 43582          | Robert V. Jensen Inc.                    | April-2022 District Fuel                    | -839.48    |
| 43583          | Silvas Oil Company, Inc.                 | WWTF Oil Operations                         | -434.85    |
| 43584          | Yamabe & Horn Engineering                | April-22 Fire Hydrant Project #19451        | -743.75    |
| 43585          | A T & T                                  | May-2022 Phone Service-District Office      | -956.35    |
| 43586          | Albert Armenta                           | Reimb: Work Boots                           | -237.55    |
| 43587          | Ability Answering/Paging Services        | April-2022 Service                          | -81.25     |
| 43588          | Alert-O-Lite                             | Maintenance Supplies All Dept.              | -2,342.98  |
| 43589          | All-Phase Medallion                      | WWTF/Water Maintenance Supplies             | -263.43    |
| 43590          | Asbury Environmental Services            | WWTF Used Oil/Filters Removal               | -260.00    |
| 43591          | Badger Meter                             | April-2022 Online Meter Service             | -447.67    |
| 43592          | Bartle Wells Associates                  | March-2022 Rate Study                       | -10,431.00 |
| 43593          | CAPRCBM                                  | 2022-Renewal                                | -250.00    |
| 43594          | Clark Pest Control                       | April-2022 Service-District Office/Center   | -129.00    |
| 43595          | Clark Pest Control                       | April-2022 Service-WWTF                     | -129.00    |
| 43596          | Clark Pest Control                       | April-2022 Service-Water Shop               | -69.00     |
| 43597          | Core & Main, LP                          | Manhole Risers WWTF                         | -1,774.03  |
| 43598          | Costanzo & Associates                    | March-2022 Services                         | -6,551.39  |
| 43599          | Creative Technologies                    | Qtrly Tech Support May-22 Thru Jul-22       | -414.00    |
| 43600          | Culligan                                 | April-2022 Service WWTF                     | -32.48     |
| 43601          | Culligan                                 | April-2022 Service Water Shop               | -39.55     |
| 43602          | Culligan                                 | April-2022 Service District Office          | -47.40     |
| 43603          | Ferguson Enterprises Inc.                | Water Shop Maintenance Supplies             | -106.28    |
| 43604          | Fresno Pipe & Supply, Inc.               | Park/Rec Maintenance Supplies               | -176.63    |

**Malaga County Water District  
Check Distribution-May 2022**

| <u>Num</u>     | <u>Name</u>                          | <u>Memo</u>  | <u>Amount</u> |
|----------------|--------------------------------------|--|---------------|
| 43605          | Industrial Waste & Salvage           | March-2022 Solid Waste-Business                                | -38,817.44    |
| 43606          | Jenfitch, LLC                        | Coagulant WWTF Maintenance                                     | -1,390.72     |
| 43607          | Jorgensen & Co.                      | Annual Fire Extinguisher Maint Center/Disrict Office           | -427.41       |
| 43608          | Jose's Auto Repair                   | Repair/Maint WWTF Trk  | -145.00       |
| 43609          | Moore Twining Associates,Inc         | April-2022 Testing   | -1,121.00     |
| 43610          | Napa Auto Parts                      | Maintenance Supplies WWTF                                      | -69.33        |
| 43611          | New England Sheet Metal And Mechanic | Annual A/C Maintenance Center/Disrict Office                   | -2,948.38     |
| 43612          | Newport Group, Inc.                  | Qtrly Recordkeeping Fees-4/1/22-6/30/22                        | -278.33       |
| 43613          | PC Solutions                         | May-2022 Service Maintenance                                   | -1,678.75     |
| 43614          | Provost & Pritchard                  | March-2022 Professional Service                                | -13,118.03    |
| 43615          | R.G. Power Equipment of Fresno Inc.  | WWTF Operation Supplies  | -383.60       |
| 43616          | Robert V. Jensen Inc.                | WWTF Maint. Supplies   | -1,196.99     |
| 43617          | Robert V. Jensen Inc.                | April-2022 District Fuel                                       | -1,591.92     |
| 43618          | Rod's Lawn Service                   | April-2022 Park Lawn Care Service                              | -2,160.00     |
| 43619          | Seattle Pump                         | Pump Maint. WWTF   | -185.74       |
| 43620          | Sherwin Williams Co.                 | Grinder/Vac Water Shope Replacement                            | -13,002.00    |
| 43621          | SiteOne Landscape Supply             | Irrgation Supplies Park Maintenance                            | -759.96       |
| 43622          | Streamline                           | May-2022 Website Service                                       | -200.00       |
| 43623          | Superior Sanitary Service            | Portable Restrooms-Park  | -486.96       |
| 43624          | Telstar Instruments, Inc.            | Installed New Hah Sampler WWTF                                 | -7,737.00     |
| 43625          | UniFirst Corporation                 | April-2022 Uniforms/Supplies                                   | -1,113.70     |
| 43626          | USA Bluebook                         | WWTF Materials   | -1,442.04     |
| 43627          | Richard Mason                        | Paint Side Room @ Center                                       | -750.00       |
| 43628          | Carlos Tovar Jr.                     | Reissues Ck #42759 Aug-21 Mtgs-Reissue Again Ck#43251          | -287.00       |
| 43629          | Carlos Tovar Jr.                     | Reissues Ck#42903 Sept-21 Mtgs-Reissue Again Ck#43652          | -574.00       |
| 43630          | Olidin Natalie Hernande de La O      | 2022-MCWD Scholarship Program                                  | -400.00       |
| 43631          | Morelia Ortiz                        | 2022-MCWD Scholarship Program                                  | -400.00       |
| 43632          | Sadia Tovar                          | 2022-MCWD Scholarship Program                                  | -400.00       |
| 43633          | AFLAC                                | Employee Withholdings  | -49.32        |
| 43634          | Noble Credit Union                   | Employee Withholdings  | -100.00       |
| 43635          | Valley First Credit Union            | Employee Withholding   | -250.00       |
| 43636          | A T & T                              | May-2022 Phone Service-Center                                  | -502.14       |
| 43637          | Anthony Anaya                        | Reimb: County Permit/Plans Recreation Restroom                 | -92.80        |
| 43638          | Citi Cards                           | April-2022 Statement General Manager                           | -10.57        |
| 43639          | Citi Cards                           | April-2022 Statement-Office Manager                            | -1,220.46     |
| 43640          | Comcast                              | May-2022-Internet Service                                      | -291.05       |
| 43641          | Corporate Compliance Center, Inc.    | 2022-Annual Minutes Compliance                                 | -179.00       |
| 43642          | CWEA                                 | 22/23 CWEA Renewal-J. Swacker                                  | -91.00        |
| 43643          | Dearborn Life Insurance Co.          | June-2022 Premium  | -406.91       |
| 43644          | Derrel's Mini Storage                | Qtrly Storage Rental Ending Jun-2022                           | -425.25       |
| 43645          | Industrial Waste & Salvage           | April-2022 Dumping Fees-WWTF                                   | -300.07       |
| 43646          | Leaf                                 | May-2022 Copier Service  | -371.63       |
| 43647          | Malaga County Water District         | Replenish April 2022 Petty Cash-2                              | -194.80       |
| 43648          | United HealthCare                    | June-2022 Premium  | -9,080.96     |
| 43649**        | Employee Payroll                     | (2nd) Payroll  | -1,791.87     |
| Direct Deposit | QuickBooks Payroll Service           | Created by Payroll Service on 05/18/2022                       | -27,537.65    |
| EFT Pmt        | Internal Revenue Service             | EFT Payment  | -10,213.04    |
| Ach Pmt        | Employment Development Department    | CA Withholding   | -1,511.76     |
| Ach Pmt        | Employment Development Department    | Disability Withholding   | -458.05       |
| 43729-43730    | Employee Payroll                     | (2nd) Payroll  | -2,775.46     |
| 43731          | Jose Romero                          | Cater for Mother/Father's Day Program                          | -2,300.00     |
| 43732          | Malaga County Water District         | Petty Cash-Folkolico Dancers for Mother's/Father's Day Progran | -120.00       |
| 43733          | Elizabeth Tovar                      | Reimb: Mother's/Father's Day Program Supplies                  | -304.39       |
| 43734          | Richard Mason                        | Paint Pool Area 05/16/22-05/20-22                              | -750.00       |
| 43735          | Charles Garabedian Jr.               | May-2022 Mtgs (8) @\$143.50                                    | -1,148.00     |
| 43736          | Charles Garabedian Jr.               | In Lieu Benefit 06/2022  | -2,905.03     |

**Malaga County Water District  
 Check Distribution-May 2022**

| <u>Num</u>    | <u>Name</u>                       | <u>Memo</u>  | <u>Amount</u>      |
|---------------|-----------------------------------|--|--------------------|
| 43737         | Frank Cerrillo Jr.                | May-2022 Mtgs (7) @\$100                             | -700.00            |
| 43738         | Frank Cerrillo Jr.                | In Lieu Benefits 06/2022                             | -2,429.43          |
| 43739         | Irma Castaneda                    | May-2022 Mtgs (8) \$143.50                           | -845.95            |
| 43740         | Irma Castaneda                    | In Lieu Benefits 06/2022                             | -2,817.63          |
| 43741         | Salvador Cerrillo                 | May-2022 (9) @\$143.50                               | -1,291.50          |
| 43742         | Salvador Cerrillo                 | In Lieu Benefits 06/2022                             | -2,874.41          |
| 43743         | Charles Garabedian Jr.            | Reimb:Valet Parking @ ACWA Spring Conf-22 Sacramento | -140.00            |
| 43744         | Carlos Tovar Jr.                  | May-2022 Mtgs (7) @\$143.50                          | -1,004.50          |
| 43745         | A T & T Mobility                  | April-2022 Mobile Phone Service                      | -311.89            |
| 43746         | Ability Answering/Paging Services | May-2022 Service                                     | -89.62             |
| 43747         | Advanced Roofing & Raingutters    | Gazebo Metal roofing System-2nd Pmt                  | -11,890.00         |
| 43748         | California Bank Trust             | June-2022 Loan Pmt-Restroom/Storage                  | -44,867.00         |
| 43749         | P G & E                           | May 2022 Utilities                                   | -40,944.56         |
| 43750         | Roberto Aleman                    | Table Linen for Mother's/Father's Day Program        | -230.00            |
| 43751         | SWRCB Accounting Office           | Safe Drinking Water Revolving Fund-Pmt #11 July-2022 | -7,005.75          |
| <b>TOTAL:</b> |                                   |  | <b>-420,043.80</b> |

# item 15.a.1.



## **AB 2201 (Bennett) Groundwater sustainability agency: groundwater extraction permit: verification OPPOSE**

To: Chair & Members, Senate Natural Resources & Water Committee  
From: Paul Yoder & Karen Lange, on behalf of Fresno, Kern, Kings, Madera, Merced, San Joaquin, Stanislaus, and Tulare Counties  
Date: May 24, 2022  
Re: **AB 2201 (Bennett) Groundwater sustainability agency: groundwater extraction permit: verification**

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### **Fresno, Kern, Kings, Madera, Merced, San Joaquin, Stanislaus, and Tulare Counties URGE YOUR NO VOTE ON AB 2201 (Bennet).**

AB 2201 would prohibit groundwater extraction in a basin subject to critical overdraft conditions, as designated by the Department of Water Resources, without a valid groundwater extraction permit issued by the local groundwater sustainability agency (GSA). The GSA would be required to establish the new permitting and regulatory process and begin charging a fee for issuing well permits.

Currently, water well applications are reviewed and permitted by the County Department of Environmental Resources (DER). DER's function is to ensure that new well permit applications protect groundwater and water quality and protect the basin from overdraft. AB 2201 is particularly notable in its implications for groundwater users statewide and the expanded role of well permitting to GSAs. In 2014, the legislature adopted the Sustainable Groundwater Management Act (SGMA) as a framework to ensure that groundwater use would be sustainably managed at the local level.

The new rules proposed in AB 2201 mandate a statewide approach without regard to whether the basin in question is being managed sustainably and will necessarily make the process of obtaining a well permit, even a replacement well permit, more complicated and more expensive. Additionally, the well-permitting responsibility and discretion thrust upon the GSAs will likely subject their decisions to litigation.

AB 2201 presages significant new statewide regulation of water users in the future, seemingly in conflict with the stated purpose of SGMA. Furthermore, the well permitting and groundwater extraction policies outlined in AB 2201 establish permanent rules that will outlast the end of the current drought crisis, create yet another unfunded state mandate, and apply a one-size-fits-all policy approach that adds additional levels of bureaucracy and may ultimately be deemed unnecessary as precipitation patterns shift and water availability improves.

For these reasons, **Fresno, Kern, Kings, Madera, Merced, San Joaquin, Stanislaus, and Tulare Counties VOTE NO ON AB 2201 (Bennett).**