



REGULAR BOARD MEETING MINUTES

BOARD OF DIRECTORS MEETING
MALAGA COUNTY WATER DISTRICT
3580 SOUTH FRANK STREET
FRESNO, CALIFORNIA 93725
Tuesday, February 08, 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. **Park Facilities Use Agreements.** As discussed at the previous board meeting, revisions have been made to three park facilities use agreements.

For review and potential action.

Discussion was held. Board members suggested minor additions and changes to the contracts.

Motion by President Cerrillo, second by Director Tovar, Jr. and by a 5-0 vote to approve agreements as amended.

- b. **Resolution 02-08-2022.** Consideration and necessary action on resolution amending personnel Policy No. 2110.10 and establishing requirements for participation in the employee health insurance.

Recommended action: to approve Resolution No. 02-08-2022 as presented or amended.

Item tabled until the benefits committee meets to discuss resolution and come into agreeable terms.

Legal counsel suggests the approval of an amended resolution stating that new employees will be excluded from receiving in-lieu benefits. Discussion to take place in closed session.

Director Tovar, Jr. dismissed himself at 6:40pm.

- c. **Resolution 02-08-2022A.** Consideration and necessary action on a resolution for the purpose of submitting a Planning Grant Application to the State, giving authorizing the General Manager to sign and file, for and on behalf of the Entity, a Financial Assistance Application for a financing agreement from the State Water Resources Control Board for the planning, design, and construction of the Malaga County Water District Wastewater Treatment and Disposal Facilities Improvement Project.

Recommended action: to approve Resolution 02-08-2022A as presented or amended.

Motion by Vice President Cerrillo; Second by Director Cerrillo, jr. and by a 4-0 vote to approve Resolution No. 02-08-2022A as presented.

- d. **Resolution 02-08-2022B.** Consideration and necessary action on a Resolution of the Board of Directors to authorize the execution and delivery of an Installment Purchase Agreement with First Foundation Bank to refinance the 2010 City National Bank Installment Sale Agreement.

Recommended action: to approve Resolution No. 02-08-2022B as presented or amended.

Motion by Vice President Cerrillo; Second by Director Castaneda and a 4-0 vote to approve Resolution No. 02-08-2022B as presented.

5. New Business: none for this meeting.

6. Sherriff Report:

- a. Quarterly report from Elaine Montoya regarding crime activity in the community and surrounding areas. Information only.

Discussion was held. Robberies continue to occur around the business community.

7. Incorporation Reports: President Garabedian, Jr. will be sending a letter to Pacheco.

8. Recreation Reports:

Recreation committee meeting is scheduled for February 9. Elections of new recreation committee chairpersons. Vice President Cerrillo would like to discuss the plans for Fiesta Day and for the creation of an all-year event calendar. Rec bingo, which was held on February 2, had a good turnout.

9. Engineer Reports:

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

10. General Manager's Report:

- a. Fresno County: ARPA funding to replace Well 5A.
- b. Well 3A Update.

- c. Staff will begin preparing the Districts bi-annual water supply report to present to the board at the upcoming board meeting of February 22.
- d. **District office restrictions. The GM asked for direction with continuing or discontinuing the closure of the office lobby to the public. Directors suggested to have doors open to the public with limited entry to avoid a crowded lobby. They also suggested the need to have a more secure front desk.**

11. President's Report: None for this meeting.

12. Vice President's Report: VP Cerrillo reminded his fellow board members that the County of Fresno has sent out notices regarding form 700. He reported on his attendance to the grand opening of an apartment complex in Kerman courtesy of the County of Fresno.

13. Director's Reports: None for this meeting.

14. Legal Counsel Report: reserved for closed session.

15. Communications:

a. Written Communications: **none.**

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. 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 Special Board Meeting of January 19, 2022.
- b. Minutes of the Regular Board Meeting of January 25, 2022.
- c. Financial Statements and Accounts Payable Reports.

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

Directors suggest the purchase of a boom lift as it would be more cost effective than to continue to rent.

Motion by Vice President Cerrillo; Second by Director Cerrillo, Jr and by a 4-0 vote to approve the consent agenda as presented.

17. Closed Session: 8:08pm

- a. Public Employment Pursuant to Government Code Section 54957
Title: General Manager

Came to open session at 8:38pm. Direction given to Legal Counsel to draft a resolution stating that new employees that new employees will not be eligible to receive in-lieu of health benefits.

18. Adjournment:

Motion by Vice President Cerrillo, Second by Director Castaneda and by a 4-0 vote to adjourn the meeting at 8:40pm

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 February 08, 2022 was posted for public view on the front window of the MCWD office at 3580 S. Frank Street, Fresno Ca 93725, on 02/23/2022.

Norma Melendez

Norma Melendez, District Clerk