



**REGULAR BOARD MEETING MINUTES**  
**BOARD OF DIRECTORS MEETING**  
**MALAGA COUNTY WATER DISTRICT**  
**3580 SOUTH FRANK STREET**  
**FRESNO, CALIFORNIA 93725**  
**Tuesday, October 11, 2016 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 CORRESPONDENCE FOR THE DISTRICT BOARD OF DIRECTORS MEETING PRIOR TO THE MEETING, WITH A COPY TO THE DISTRICT OFFICE, (DEADLINE: 12:00PM FRIDAY PRIOR TO NEXT MEETING).**

**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.

**All Present.**

**3. Certification:** Certification was made that the Board Meeting Agenda was posted 72 hours in advance of the meeting.

**4. Old Business:**

- a. **CDBG 13451.** Yamabe and Horn is requesting an additional fee amount of \$3,910 to the agreement for engineering services. These additional engineering services include time spent with the County to resolve the insurance issue and then rebidding the work. It also includes time spent on Test Well No.3 change of location to the property owned by the school district. The total amount of the CDBG grant is of \$230,000 and the projected cost of the project is \$208,044.75, which leaves a remaining balance of \$21,955.25.

Recommended Action: To authorize payment of \$208,044.75 plus added engineering service fee of \$3,910 to Yamabe and Horn.

**Motion by Vice President Cerrillo; Second by Director Cerrillo and by a 5-0 vote to authorize payment of \$211,954.75 to Yamabe and Horn.**

**5. New Business:**

- a. **Cap and Trade.** The Transformative Climate Community Program, to be administered by the Strategic Growth Council, funds the development and implementation of neighborhood-level transformative climate community plans that include multiple, coordinated greenhouse gas emissions reduction projects that provide local economic, environmental, and health benefits to disadvantaged communities. \$140M of "Cap and Trade" funds are the funding source of the project, of which the City of Fresno has been awarded \$70M and the City of Los Angeles \$35M. The purpose is to discuss how MCWD might acquire a portion of these funds for a community project that aligns with the requirements of the program.

Recommendation Action: Conduct a discussion, direct staff to prepare alternative proposals and approve expenditures necessary to prepare proposals.

**Staff has been given the approval to pursue a portion of the funds that are coming into the City of Fresno for projects in Malaga, if available. Possible projects may include purchasing land to create a new park and including solar panels.**

- b. **Audit RFP.** The District has received three proposals for auditing services. Price Paige and Company submitted a three year proposal that starts at \$12,550.00, price fluctuates in the second and third year. Patel and Associates, LLP, proposal is of \$10,292.00 with no changes for the next two years. Their proposal includes lodging, car rental and per diem fees. Sanborn and Sanborn is our current auditing firm and their proposal is of \$8,000 with no changes in the next two years. Gordon Saito, CPA, has reviewed the three Audit RFP's and has recommended Price Paige and Company to be our new auditing firm.

Recommended Action: That Price Paige and Company be selected as the new auditing firm and that the General Manager be authorized to negotiate contract with Price Paige and Company.

**Board Members are satisfied with the auditing services Sanborn and Sanborn has provided Malaga County Water District.**

**Motion by Vice President Cerrillo, Second by Director Tovar, Jr. and by a 5-0 vote to retain Sanborn and Sanborn and continue auditing services.**

6. **Recreation Reports:** To be submitted at the meeting.  
**Preparation for the Halloween Dance and Pumpkin Patch/Trunk-o-Treat are underway. Seeking donations for pumpkins and hay stacks along with any other donations that can be useful for the recreation programs.**

**The Recreation Center Staff will be registering at Cesar E. Chavez Adult Education School for a Teaching Assistant Certification. Having this certification will benefit the After School Program.**

**Malaga Soccer will be playing on Sundays at the Malaga Park for free under the conditions that they have Malaga on their soccer jerseys. There needs to be clarification on playing field rates per use. If the park field is being used, and lights are turned on for them, rates should be applied for the use.**

**7. Engineer Reports:**

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

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

- a. Lead Water Operator, Moises Ortiz, will provide report for the Water Department.  
**Moises Ortiz presented to the Board the lead and copper results from the various samples he received. All samples came back good. Some concerns he has in the Water Department are water shortage. Last winter there was power outages, which caused water shortages. A way to prevent this issues this winter is purchasing a water shortage tank. This will reserve some water for emergency situations. Another concern are the fire hydrants. A fire hydrant on chestnut was hit, later to be taken from the scene. Certain measures need to be taken in order to prevent this from happening.**

- b. Waste Water Lead Operator, Burt Siverling, along with Sylvester Perez will provide WWTF Report.

**Introduction of new full-time employee, Sylvester Peres, was introduced. He is a WWTP Operator Grade V. He has been assigned the duty of Designated Operator in Charge. The WWTF reported that there was been some issues with weeds growing in the ponds. Dried weed growth in ponds 1, 2, 3, 4 and 5 have been raked into pond 1 for disposal. Different methods have been put in effect to stop the growth of weeds. Other maintenance reports include the changing of oil and filters on blowers 1, 3 and 5. Public hearing for the local limits study and pretreatment compliance permits is scheduled for November 7, 2016 at 6:00 p.m. in the District Office.**

**9. President's Report:**

**Cal Trans announced that they are planning on adding light signals on South Bound exit at Central Avenue. President Garabedian mentioned to John Lee, chief of maintenance operation, that Central Avenue should be converted from a single lane to a double lane. There is too much traffic congestion on Central Avenue and Chestnut Avenue.**

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

**Vice President Cerrillo advises that a letter should be sent to Fowler Unified School District and to the Sherriff Department to inform them on the Town Hall Meeting of November 15, 2016 in the Recreation Center. Also, MCWD should obtain a permit to clean up the Chestnut Avenue overpass.**

**11. Director's Reports:**

**Director Cerrillo, Jr. reported a resident concern over the rate on the picnic shelter at the Malaga Park. Currently, the picnic shelter can be rented for \$25.00 per hour, with a \$50 deposit. Director Cerrillo, Jr. recommends a review of the rates.**

**12. Legal Counsel Report:**

**Report saved for closed session.**

**13. Consent Agenda.** The items listed below in the Consent Agenda are routine in nature and are usually approved by a single vote. Prior to any action by the Board of Directors, any Board member may remove an item from the consent agenda for further discussion. Items removed from the Consent Agenda may be heard immediately following approval of the Consent Agenda or set aside for discussion and action after Regular Business.

- a. Minutes of the Regular Board Meeting of September 27, 2016.
- b. Financial Reports;
- c. Payables Report.

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

**Board Members have recommended to look into other newspapers to publish our public notices. Legal Counsel, Neal Costanzo, said any established newspaper with regular circulation anywhere in the Fresno County is an acceptable form of publication.**

**Motion by Vice President Cerrillo; Second by Director Tovar, Jr. and by a 5-0 vote to approve the Consent Agenda as presented.**

**14. Communications:**

- a. Written Communications:

Public Comment Limitations. All Comments will be limited to three (3) minutes or less per individual per item, with a fifteen (15) minutes maximum per group per item.

**15. Closed Session:**

- a. Conference with legal counsel [Pending Litigation Government Code Section 54956.9]  
one case: Malaga v. CVRWQCB et al. MCV071280.  
**No reportable action.**

**16. Adjournment:**

**Motion by Vice President Cerrillo; Second by Director Cerrillo, Jr. to adjourn the meeting at 7:41 p.m.**