



REGULAR BOARD MEETING AGENDA
BOARD OF DIRECTORS MEETING
MALAGA COUNTY WATER DISTRICT
3580 SOUTH FRANK STREET
FRESNO, CALIFORNIA 93725
Tuesday, December 11, 2018 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: No old business for this meeting.

5. New Business:

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

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

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

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

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

6. Recreation Reports: To be submitted at the meeting.

7. Engineer Reports:

- a. District Engineer Report. Meeting with GM on 12 December to review the facilities plan for capital improvements. Facilities plan for ad hoc committee review in January 2019.
- b. CDBG Engineer Report: Reporting ongoing CDBG activity to Fresno County.

8. General Manager's Report:

- a. Department reports
- b. Workforce Connection nomination for award
- c. Other reports.

9. President's Report:

10. Vice President's Report:

11. Director's Reports:

12. Legal Counsel Report:

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

- a. Minutes of the Regular Board Meeting of November 20, 2018.
- b. Financial Statements and Account Payable reports.

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

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

14. Communications:

- a. Written Communications:
 - 1. IWS report on community clean-up of November 17, 2018.
- b. Public Comment:

15. Closed Session:

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

16. Adjournment:

Motion by: _____, **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 December 11, 2018 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 12/07/2018.

Norma Melendez

Norma Melendez, District Clerk

RESOLUTION NO. 12-11-2018

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE MALAGA COUNTY WATER DISTRICT APPROVING A LEASE / PURCHASE AGREEMENT WITH ZIONS BANCORPORATION, N.A., SALT LAKE CITY, UTAH AND AUTHORIZING THE EXECUTION AND DELIVERY THEREOF

WHEREAS, the Board of Directors of the Malaga County Water District (“District”) have determined that a true and real need exists for the leasing of certain real property (“Property”) described in the Lease/Purchase Agreement by and between the District and Zions Bancorporation, N.A. Salt Lake City, Utah (the “Bank”) a true and correct copy of which is attached hereto and incorporated by this reference herein as Attachment A (the “Lease/Purchase Agreement”); and

WHEREAS, the Board of Directors of the District has reviewed the form of the Lease/Purchase Agreement and has found the terms and conditions thereof acceptable to the District; and

WHEREAS, the Board of Directors has taken the necessary steps under applicable law to arrange for the lease of the Property under the Lease/Purchase Agreement; and

WHEREAS, the Board of Directors of the Malaga County water District desires to and hereby does approve the form of the Lease/Purchase Agreement.

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 and are incorporated by this reference herein as though fully set forth at this point.
2. The Board of Directors of the Malaga County Water District hereby approves of the form of the Lease/Purchase Agreement, attached hereto and incorporated by this reference herein as Attachment A, and authorizes the President of the Board of Directors to sign the Lease/Purchase Agreement on behalf of the District, in the same or substantially the same form as Attachment A and to make any non-material changes to Attachment A as deemed necessary by the President after consulting with the District General Counsel, General Manager, Auditor and/or other persons as determined by the President.
3. The Board of Directors further authorizes and directs the President of the Board of Directors, General Manager, Office Manager, or their designees to prepare, execute

and/or deliver any documents or certificates related to or necessary for the consummation of the transactions contemplated by the Lease/Purchase Agreement for and on behalf of the District.

* * * * *

Passed and adopted by the Board of Directors of the Malaga County Water District at their meeting held on this 11th day of December 2018, by the following vote:

AYES:

NOES:

ABSENT:

Charles Garabedian, Jr., President
Malaga County Water District

ATTEST:

James D. Anderson, General Manager-
Secretary of the Board of Directors
Malaga County Water District

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NEAL E. COSTANZO
MICHAEL G. SLATER

LAW OFFICES
COSTANZO & ASSOCIATES
A PROFESSIONAL CORPORATION
575 E. LOCUST AVENUE
SUITE 115
FRESNO, CALIFORNIA 93720-2928
(559) 261-0163

FAX (559) 261-0706

December 28, 2018

Zions Bancorporation, N.A.
1 South Main Street
Salt Lake City, Utah 84111

To Whom it may Concern:

I serve as General Counsel for the Malaga County Water District (the “District” or “Lessee”). I have examined the duly executed original Lease / Purchase Agreement (the “Lease”) dated this 28th day of December, 2018, by and between the Lessee and Zions Bancorporation, N.A., Salt Lake City, Utah (the “Bank”) and the proceedings taken by the District to authorize and execute the Lease (the “Proceedings”). Based upon such examinations as I have deemed necessary or appropriate, I am of the opinion that:

1. Lessee is a County Water District duly formed and legally existing pursuant to §30000 et. seq. of the California Water Code and as such is a local agency and public entity of the State of California.
2. The lease and the proceedings have been duly adopted, authorized, executed, and delivered by the Lessee, and do not require the seal of the Lessee to be effective, valid, legal, or binding.
3. The governing body of the Malaga County Water District is, pursuant to §30500 et. seq. of the California Water Code the Board of Directors and the Board of Directors have complied with all applicable open public meeting and notice laws and requirements including, but not limited to, the Brown Act, with respect to the meeting at which the proceedings were adopted by the Board of Directors and the execution of the Lease was authorized by the Board of Directors.
4. The Lease is a legal, valid, and binding obligation of Lessee, enforceable against the Lessee in accordance with its terms except as limited by the State and Federal laws effecting remedies and by bankruptcy, reorganization, or other laws of general application effecting the enforcement of creditor’s rights generally.

5. Either there are no usury laws of the State applicable to the lease, or the lease is in accordance with and does not violate all such usury laws as may be applicable.

6. Either there are no procurement or public bidding laws of the State applicable to the acquisition of the Lease of the Financed Property ("Financed Property" as defined in the Lease) from the Bank under the Lease, or the acquisition and leasing of the Financed Property from the Bank under the Lease comply with all such procurement and public bidding laws as may be applicable.

7. There are no legal or governmental proceedings or litigation pending or to the best of my knowledge, threatened or contemplated (or any basis therefore) wherein an unfavorable decision, ruling or finding may adversely affect the transactions contemplated in or the validity of the Lease.

8. The adoption, execution and/or delivery of the Lease and the Proceedings, and the compliance by the Lessee with their provisions, will not conflict with or constitute a breach of or default under any court decree or order or any agreement, indenture, lease or other instrument or any existing law or administrative regulation, decree or order to which the Lessee is subject or by which the Lessee is or may be bound.

Date: _____

Neal E. Costanzo, General Counsel
Malaga County Water District

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Malaga County Water District

Staff Report

Meeting Date: December 11, 2018

Agenda Item No: 5A

Subject:

Consideration and necessary action on a Resolution of the Board of Directors to approve a lease/purchase agreement with Zion's Bancorp, NA. Salt Lake City, Utah, involving the lease of existing District property for the purpose of financing construction of improvements and/or the acquisition of equipment on said existing property.

Summary

The purpose of this lease/purchase agreement is to finance facilities at the District's park/community center along with necessary water and sewer facilities. Under this financing mechanism, the District issues a government activity bond which is purchased by a single purchaser, in this case, Zion's Bancorporation, NA. ("Zions") The lease/purchase agreement, which is considered to be a bond under IRS regulations, is secured by property owned by the District, in this case the District's office and adjoining parcel and the park/community center. The District then leases the property from Zion's. Those lease payments repay the bond together with interest. Because the bond is secured by the property/lease payments and is tax-exempt, the District was able to obtain a very low interest rate of 3.69% on a 15 year maturity. The lease is considered a commercial triple net lease which simply means that the District remains fully responsible for the property including, but not limited to, all maintenance, taxes, insurance, and other costs/liabilities. The District's annual debt service on the financing will be approximately \$89,500.00 per year as shown on the debt service schedule attached as Exhibit A to the agreement.

Because the financing is tax-exempt financing the use of the money must be for exempt public purposes such as building new facilities and cannot be used to pay for any existing facilities or to repay existing debts. Construction of the facilities contemplated by the District, restrooms, air conditioning units, and sewer/water facilities are all tax-exempt activities. These requirements and future IRS reporting requirements are the same or similar to the requirements for the District's existing bonds. The good faith estimate of the costs of financing are as follows:

The following information was obtained from the District's Placement Agent, and is provided in compliance with

Senate Bill 450 (Chapter 625 of the 2017-2018 Session of the California Legislature) with respect to the Lease Agreement:

1. *True Interest Cost of the Lease Payments.* The true interest cost of the Lease Payments, which means the rate necessary to discount the amounts payable on the respective principal and interest payment dates to the purchase price received for the Lease Agreement, is [4.071068]% with respect to the Lease Payments.

2. *Finance Charge of the Lease Agreement.* A good faith estimate of the District's finance charge of the Lease Agreement, which means the sum of all fees and charges paid to third parties (or costs associated with the Lease Agreement), is \$[26,500.]

3. *Amount of Proceeds to be received by the District.* A good faith estimate of the amount of proceeds expected to be received by the District for sale of the Lease Agreement less the finance charge of the Lease Agreement described in paragraph 2 above is \$[1,000,000.]

4. *Total Payment Amount.* A good faith estimate of the total payment amount, which means the sum total of all payments the District will make to pay debt service on the Lease Agreement plus the finance charge of the Lease Agreement described in paragraph 2 above not paid with the proceeds of the Lease Agreement, calculated to the final maturity of the Lease Agreement is \$[1,344,154.]

The Detailed cost estimate is attached hereto as Attachment A.

The approval of the Resolution will authorize the President to sign the lease/purchase agreement in a form substantially the same as the agreement attached to the Resolution and will authorize District staff to prepare and execute any and all necessary documents in order to perform the agreements.

Recommendation

Staff is recommending that the Board approve Resolution No. 12-11-2018 approving the form of the lease/purchase agreement and authorizing the President to execute the agreement on behalf of the District and authorizing the President, General Manager, District Counsel, Office Manager or other persons to prepare and execute any and all other documents related to the performance of the lease/purchase agreement.

By Neal E. Costanzo, General Counsel

Sources and Uses of Funds
Malaga County Water District
2018 Lease Financing

Sources:

Bond Proceeds:		
	Par Amount	1,026,500.00
		1,026,500.00

Uses:

Project Fund Deposits:		
	Project Fund	1,000,000.00
Delivery Date Expenses:		
	Cost of Issuance	26,500.00
		1,026,500.00

Cost of Issuance
Malaga County Water District
2018 Lease Financing

Cost of Issuance	Amount
Placement Agent	20,000.00
Title/CDIAC	5,000.00
Escrow Agent	1,500.00
	26,500.00

Bond Summary Statistics
 Malaga County Water District
 2018 Lease Financing

Dated Date	12/28/2018
Delivery Date	12/28/2018
Last Maturity	12/1/2033
Arbitrage Yield	3.690308%
True Interest Cost (TIC)	3.690308%
Net Interest Cost (NIC)	3.690001%
All-In TIC	4.071068%
Average Coupon	3.690001%
Average Life (years)	8.386
Duration of Issue (years)	7.037
Par Amount	1,026,500.00
Bond Proceeds	1,026,500.00
Total Interest	317,654.18
Net Interest	317,654.18
Total Debt Service	1,344,154.18
Maximum Annual Debt Service	90,468.43
Average Annual Debt Service	90,060.58
Underwriter's Fees (per \$1000)	
Average Takedown	
Other Fee	-----
Total Underwriter's Discount	
Bid Price	100.000000

Bond Component	Par Value	Price	Average Coupon	Average Life
Bond Component	1,026,500.00	100.000	3.690%	8.386
	1,026,500.00			8.386

	TIC	All-In TIC	Arbitrage Yield
	-----	-----	-----
Par Value	1,026,500.00	1,026,500.00	1,026,500.00
+ Accrued Interest			
+ Premium (Discount)			
- Underwriter's Discount			
- Cost of Issuance Expense		-26,500.00	
- Other Amounts			
Target Value	1,026,500.00	1,000,000.00	1,026,500.00
Target Date	12/28/2018	12/28/2018	12/28/2018
Yield	3.690308%	4.071068%	3.690308%

Bond Pricing
 Malaga County Water District
 2018 Lease Financing

Bond Component	Maturity Date	Amount	Rate	Yield	Price
Bond Component:	12/1/2033	1,026,500	3.690%	3.690%	100.000
		1,026,500			

Dated Date	12/28/2018		
Delivery Date	12/28/2018		
First Coupon	6/1/2019		
Par Amount	1,026,500.00		
Original Issue Discount	-----		
Production	1,026,500.00	100.000000%	
Underwriter's Discount	-----		
Purchase Price	1,026,500.00	100.000000%	
Accrued Interest	-----		
Net Proceeds	1,026,500.00		

**item 5.a.
 staff report
 attachment**

Bond Debt Service
Malaga County Water District
2018 Lease Financing

Period Ending	Principal	Coupon	Interest	Debt Service	Annual Debt Service
6/1/2019	22,000	3.690%	16,098.09	38,098.09	38,098.09
12/1/2019	26,500	3.690%	18,533.03	45,033.03	
6/1/2020	27,000	3.690%	18,044.10	45,044.10	90,077.13
12/1/2020	27,500	3.690%	17,545.95	45,045.95	
6/1/2021	28,000	3.690%	17,038.58	45,038.58	90,084.53
12/1/2021	28,500	3.690%	16,521.98	45,021.98	
6/1/2022	29,000	3.690%	15,996.15	44,996.15	90,018.13
12/1/2022	29,500	3.690%	15,461.10	44,961.10	
6/1/2023	30,000	3.690%	14,916.83	44,916.83	89,877.93
12/1/2023	30,500	3.690%	14,363.33	44,863.33	
6/1/2024	31,500	3.690%	13,800.60	45,300.60	90,163.93
12/1/2024	32,000	3.690%	13,219.43	45,219.43	
6/1/2025	32,500	3.690%	12,629.03	45,129.03	90,348.46
12/1/2025	33,000	3.690%	12,029.40	45,029.40	
6/1/2026	33,500	3.690%	11,420.55	44,920.55	89,949.95
12/1/2026	34,500	3.690%	10,802.48	45,302.48	
6/1/2027	35,000	3.690%	10,165.95	45,165.95	90,468.43
12/1/2027	35,500	3.690%	9,520.20	45,020.20	
6/1/2028	36,000	3.690%	8,865.23	44,865.23	89,885.43
12/1/2028	37,000	3.690%	8,201.03	45,201.03	
6/1/2029	37,500	3.690%	7,518.38	45,018.38	90,219.41
12/1/2029	38,000	3.690%	6,826.50	44,826.50	
6/1/2030	39,000	3.690%	6,125.40	45,125.40	89,951.90
12/1/2030	39,500	3.690%	5,405.85	44,905.85	
6/1/2031	40,500	3.690%	4,677.08	45,177.08	90,082.93
12/1/2031	41,000	3.690%	3,929.85	44,929.85	
6/1/2032	42,000	3.690%	3,173.40	45,173.40	90,103.25
12/1/2032	42,500	3.690%	2,398.50	44,898.50	
6/1/2033	43,500	3.690%	1,614.38	45,114.38	90,012.88
12/1/2033	44,000	3.690%	811.80	44,811.80	
6/1/2034					44,811.80
	1,026,500		317,654.18	1,344,154.18	1,344,154.18

**item 5.a.
staff report
attachment**

item 5.b.

Malaga County Water District

Staff Report

Meeting Date: December 11, 2018

Agenda Item No: 5B

Subject:

Consideration and necessary action on a Resolution of the Board of Directors approving an option agreement for the purchase and sale of surplus property.

Summary

The District previously declared certain real property located 4335 S. Maple Avenue ("Property") surplus land. RVJ Equipment Leasing, LLC expressed interest to the District in purchasing said property and after a period of negotiations between the District and RVJ Equipment Leasing, LLC, the District and RVJ Equipment Leasing, LLC have come to an agreement regarding an option for the purchase and sale of the property. Under the terms of the option agreement, RVJ Equipment Leasing, LLC ("RVJ") and the District will open an escrow account into which RVJ will deposit \$10,000 which will be immediately released to the District. RVJ will have a 120 day option period from the date of the agreement to purchase the property. RVJ has requested this option period in order to secure certain entitlements RVJ will need in order to develop the property. If RVJ does not exercise the option within the 120 day period, then the District will keep the \$10,000 option payment. If RVJ exercises the option within the 120 day period then the District and RVJ will execute the Purchase and Sale Agreement with escrow to close within 30 days and the \$10,000 option payment will be applied toward the \$500,000 purchase price. As part of the option agreement, the District will also execute an authorization and agency agreement allowing RVJ to act on behalf of District with respect to the processing of entitlements related to the property and a Memorandum of Option which can be recorded upon RVJ's payment of the option consideration.

Recommendation

Staff is recommending that the Board approve Resolution No. 12-11-2018A approving the option agreement for the purchase and sale of real property and authorizing the President to execute the agreement on behalf of the District and authorizing the President, General Manager, Counsel and Office Manager to prepare and

item 5.b.

execute any and all other documents related to the performance of the option agreement.

By Neal E. Costanzo, General Counsel

RESOLUTION NO. 12-11-2018A

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE MALAGA
COUNTY WATER DISTRICT APPROVING AN OPTION AGREEMENT
FOR THE PURCHASE AND SALE OF REAL PROPERTY**

WHEREAS, the District declared certain real property located at 4335 S. Maple Avenue (“Property”) surplus property in accordance with District policies and applicable state statutes; and

WHEREAS, the District desires to enter into an Option Agreement for the purchase of said Property with RVJ Equipment Leasing, LLC and authorize the President of the Board of Directors to execute an Option Agreement for the purchase and sale of the Property described herein.

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 and are incorporated by this reference herein as though fully set forth at this point.
2. That the Board of Directors approves of the Option Agreement for purchase and sale of real property a true and correct copy of which is attached hereto and incorporated by this reference here as Attachment A.
3. The Board of Directors authorizes the President of the Board of Directors, to sign the Option Agreement (Attachment A) on behalf of the District.
4. That the Board of Directors of the Malaga County Water District further authorizes the President of the Board of Directors, the General Manager, District Counsel, and District Finance Officer to open an escrow account as described in the Agreement, and prepare, execute, and deliver those documents and other things necessary for the performance of the Agreement as deemed necessary by those persons.

* * * * *

Passed and adopted by the Board of Directors of the Malaga County Water District at their meeting held on this 11th day of December 2018, by the following vote:

AYES:

NOES:

ABSENT:

Charles Garabedian, Jr., President
Malaga County Water District

ATTEST:

James D. Anderson, General Manager-
Secretary of the Board of Directors
Malaga County Water District



REGULAR BOARD MEETING MINUTES
BOARD OF DIRECTORS MEETING
MALAGA COUNTY WATER DISTRICT
3580 SOUTH FRANK STREET
FRESNO, CALIFORNIA 93725
Tuesday, November 20, 2018 at 6:00PM

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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.

Not Present: Director Carlos Tovar, Jr.

Also Present: Jim Anderson, Michael Slater and Norma Melendez.

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 November 13, 2018.

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

Motion by Vice; Second by Director Cerrillo, and by a 4-0 vote to approve the Consent Agenda.

5. Old Business:

a. **Water Meter Project; Partial Payment Estimate #2 and Request for Disbursement #7.** A partial payment estimate of \$137,426.99 to Vulcan Construction has been submitted for approval. A request for disbursement for reimbursement of the payment estimate is also submitted for approval.

Recommended action: To authorize payment of \$137,426.99 to Vulcan Construction and approval of the disbursement request for reimbursement.

Motion by Vice President Cerrillo; Second by Director Castaneda and by a 4-0 vote to authorize payment of \$137,426.99 to Vulcan Construction and approval of the disbursement request for reimbursement.

6. New Business:

- a. **Audit Report FY 2017-2018.** Continued from the previous meeting. No further questions on the FY17/18 audit report have been received.

Recommended action: To adopt the FY 17/18 audit report as presented.

Motion by Vice President Cerrillo; Second by Director Castaneda and by a 4-0 vote to adopt FY 17/18 audit report as presented.

- b. **Brandis Tallman: Term Sheet.** Brandis Tallman has provided the Term Sheet for the proposed \$1 Million loan. For information and discussion.

A consensus was reached to move forward with the loan and it is expected to close before the year ends.

- c. **Office Printer.** The 5-year contract for the office photocopier rental expires in March 2019. California Business Machines has presented a proposal to pay-off the remainder of the current contract, replace the copier with a guaranteed new one, and provide a \$235.78 per month savings. The maintenance agreement includes repairs and toner use at no extra charge. The term of the proposed agreement is 63 months.

Recommended action: To authorize the General Manager to enter into an agreement with California Business Machines to replace the District office copier with a new one.

Item tabled until the first board meeting in January 2019.

7. Recreation Reports: No new report for this meeting.

8. Engineer Reports:

- a. District Engineer Report. No new report for this meeting
b. CDBG Engineer Report: No new report for this meeting

9. General Manager's Report:

- a. Critique of last week's Town Hall Meeting
b. ACWA conference
c. Upcoming Holiday schedule

10. President's Report:

- a. Report of the meeting with Supervisor Quintero
President Garabedian, Jr., Vice President Cerrillo and the General Manager met with Supervisor Quintero to go over the topics that were discussed in the Town Hall Meeting of November 15, 2018. He also asked Legal Counsel if there was an update in the Malaga/ Maple Property. A new agreement is currently in the works.

11. Vice President's Report:

Vice President Cerrillo mentioned that votes from the election are still coming in. He also mentioned an incident that occurred over the weekend on Harding Street regarding a broken water pipe at a residence.

12. Director's Reports:

Director Cerrillo, Jr. would like to wish MCWD staff and MCWD's professional staff a Happy Thanksgiving.

Director Castaneda would like to also wish everyone a Happy Thanksgiving.

13. Legal Counsel Report: report in closed session.

14. Communications:

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

15. Closed Session: 6:58

- a. **Potential Litigation, Conference with Legal Counsel (Government Code section 54956.9.)**
Nothing to report.

16. Adjournment:

Motion by Vice President Cerrillo, Second by Director Cerrillo, Jr., and by a 4-0 vote to adjourn the meeting at 7:11p.m.



item 14.a.

December 4, 2018

James Anderson, General Manager
Malaga County Water District
3580 S. Frank Avenue
Fresno CA 93725

Mr. Anderson,

The purpose of this letter is to review with you the outcome of the successful community clean-up event which happened on November 17, 2018.

Overall Impressions

There was less prohibited waste at this year's clean-up. Any tires or hazardous materials, like paint, were not collected. More tons were collected than the last clean-up in May, 2018, which was the result of one particular resident who had excessively large piles. Please see the attached photos for your review. IWS swept all streets in Malaga after the clean-up was complete. All materials collected were sorted and any that were recyclable were processed accordingly.

Comparative Statistics

May, 2018

23 loads hauled
90,720 lbs. collected
45.36 tons collected
Average load: 1.97 tons

compared to

November, 2018

34 loads hauled
128,780 lbs. collected
64.39 tons
Average load: 1.89 tons

Summary of Collection Issues

Major Issue

The predominant issue at this year's clean-up was the large amount of illegal dumping at one residence within Malaga's boundaries. Many of the oversized items disposed of from the clean-up were the result of excessively large piles at this one residence.

I look forward to meeting with you to review the outcome of the November 17, 2018 Malaga Community Clean-up as detailed in this report.

Thank you for your business.

With Best Regards,

Nick Caglia

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Photos of the Malaga Clean-up: November 17, 2018

