



**REGULAR BOARD MEETING AGENDA**  
**BOARD OF DIRECTORS MEETING**  
**MALAGA COUNTY WATER DISTRICT**  
**3580 SOUTH FRANK AVENUE**  
**FRESNO, CALIFORNIA 93725**  
**Thursday, April 11, 2024 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.*

**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:**

**5. New Business:**

a. **District Policies and Procedures.** Consider directing the acting General Managers to review the district policies and procedures:

1. Direct acting General Managers to review and provide draft revisions to Policies relating to the Board of Directors and report back to the board with potential updates for further consideration by the Board.
2. Direct acting General Managers to assemble an Ad-Hoc committee with at least three employee representatives to review District policies and procedures relating to operations and personnel, and report back to the Board with any potential revisions to existing policies for further consideration by the Board.

Recommended Action: Direct the acting General Managers to proceed with review of District policies and procedures as set forth in paragraphs 1 and 2 above.

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

b. **Resolution No. 04-09-2024.** A resolution to approve agreement with Rod's Lawn Service for landscaping services at Malaga Park.

Recommended action: to approve resolution as presented or amended.

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

**6. Incorporation Reports:**

**7. Recreation Reports:**

**8. Engineer Reports:**

- a. District Engineer Report.
  - i. **SPR 8257.** The district submitted a request to Trillium for an updated Operational Statement. For information only.
- b. CDBG Engineer Report:

**9. General Manager’s Report:**

**10. President’s Report:**

**11. Vice President’s Report:**

**12. Director’s Reports:**

**13. Legal Counsel Report:**

**14. Communications:**

- a. Written Communications:
- b. Public Comment: *The Public may address the Malaga County Water District Board on item(s) of interest within the jurisdiction of the Board, not appearing on the agenda. The Board will listen to comments presented; however, in compliance with the Brown Act, the Board cannot take action on items that are not on the agenda. The public should address the Board on agenda items at the time they are addressed by the Board. All speakers are requested to wait until recognized by the Board President. All Comments will be limited to three (3) minutes or less per individual/group per item per meeting, with a fifteen (15) minutes maximum.*

**15. 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 March 12, 2024.
- b. Minutes of the Regular Board Meeting of March 26, 2024.
- c. Financial Statements and Accounts Payable Report.

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

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

**16. Closed Session:**

- a. Personnel (Government Code Section 54957 (b)(1).) Employee evaluation; All positions.

**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 April 11, 2024 was posted for public view on the front window of the MCWD office at 3580 S. Frank Street, Fresno Ca 93725, at 5:00P.M. On 04/08/2024.

**Norma Melendez**, District Clerk

**RESOLUTION NO. 4-11-2024**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE  
MALAGA COUNTY WATER DISTRICT APPROVING AN AGREEMENT FOR  
LANDSCAPE SERVICES**

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**WHEREAS**, the Malaga County Water District (“District”) desires to contract for the performance of certain Landscape maintenance services; and

**WHEREAS**, Rod’s Lawn Service has the necessary tools, equipment and training to provide the service needed by the District.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE MALAGA COUNTY WATER DISTRICT as follows:

1. That the forgoing 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 of the Malaga County Water District hereby approves the Agreement as attached hereto and incorporated herein by this reference as Attachment A.
3. The Board of Directors of the Malaga County Water District hereby authorizes the President of the Board of Directors to sign the attached Agreement (Attachment A) on behalf of the District. The Board of Directors further authorizes the General Manager to authorize additional services, as set forth in the Agreement on behalf of the District.

\* \* \* \* \*

This Resolution passed and adopted this 11<sup>th</sup> day of April, 2024, by the following vote:

AYES:

NOES:

ABSENT:

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Charles Garabedian, Jr., President  
Malaga County Water District

ATTEST:

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Norma Melendez, Acting Secretary of the  
Board of Directors Malaga County Water District

**AGREEMENT FOR LANDSCAPE SERVICES BETWEEN THE MALAGA COUNTY WATER DISTRICT, A COUNTY WATER DISTRICT (“DISTRICT”) AND ROD’S LAWN SERVICE (HEREINAFTER “CONTRACTOR”)**

**RECITALS**

WHEREAS, The District desires to have routine landscape maintenance services provided by Contractor; and

WHEREAS, Contractor is qualified to and desires to prepare the aforementioned landscape maintenance work for the District.

NOW, THEREFORE, in consideration of the mutual covenants set forth herein and for such good and valuable consideration, the receipt and adequacy of which is hereby acknowledged, the parties hereto agree as follows:

**AGREEMENT**

1. Scope of Services. Contractor shall do, perform, and carry out, in a satisfactory and proper manner, as determined by the District, the following services:

A. Landscape Maintenance at the Malaga Park located at the Arriaga Community Center, 3582 S. Winery Ave, Fresno, CA 93725.

1. Weekly (on Thursdays or Fridays) Mowing/Trimming of all turf areas to recommend height.
2. Weekly (on Thursdays or Fridays) edging with an edger to a neat uniform vertical line all abutting curves, sidewalks, driveways, flush-paved surfaces.
3. Blowing: All cemented, paved areas/walkways weekly.
4. Shrubs: Hedges and Ground covers: trimmed as needed in order to maintain a proper shape/height and appearance.
5. Trees: Trimmed of any overhang exceeding 10 ft or as requested by the District.
6. Maintaining (free of leaves, grass trimmings, weeds, and other debris) the areas located around and behind Recreation Center buildings.

B. Well Site Maintenance.

1. Mow/trim/edge, as necessary the four (4) well site areas as described in Attachment A.
2. Maintaining (free of leaves, grass trimmings, weeds, and other debris) the well sites as directed by the District.
3. Work to be performed on an as needed basis as requested by the District.

2. Compensation. District agrees to pay Contractor for services rendered pursuant section 1(A) this Agreement at the rate of \$2,532.80 per month. District agrees to pay Contractor for services rendered pursuant section 1(B) this Agreement at the rate of \$950.00 each time said work is completed by Contractor at the request of the District.

3. Independent Contractor. Contactor is and shall perform said services under this Agreement as an independent contractor and any payments made by District are compensation solely for the services rendered. Neither Contactor nor its officers, employees, agents, contractors, or representatives shall obtain any right to retirement or any other benefits that accrue to District employees.

4. Request for Service by District. Requests for service by the District under item 1(B) may be made by emailing Contractor at the email address set forth below.

5. Request for Additional Services. Requests for any additional services under this agreement shall be agreed to by both parties, be in writing and shall specify the additional services to be provided and the costs of those services.

6. Communications/Notices. All communications and notices permitted or required by this Agreement shall be as follows:

To District:  
Malaga County Water District  
Attn: General Manager  
3580 South Frank Street  
Fresno, CA 93725

To Contactor:  
Rod's Lawn Services  
P.O. Box 15183  
Fresno, CA 93702  
Email:

7. Entire Agreement. This Agreement contains the entire understanding and agreement between the parties hereto with respect to the subject matter hereof and supersedes all previous communications, negotiations, and agreements, whether oral or written, between the parties with respect to the subject matter hereof. No change, addition, or modification or waiver of any of the provisions of this Agreement shall be binding on either party unless made in writing and executed by Contractor and a duly authorized agent of District.

8. Hold Harmless/Indemnity. Except to the extent of Districts' gross negligence or willful misconduct, and to the fullest extent permitted by law, Contractor agrees to indemnify, hold harmless, protect and defend the District and District's

employees, Directors, agents, representatives and contractors from any and all claims, causes of action, liability, losses, costs and damages, for the foreseeable or unforeseeable, arising out of or relating to any act, omission, or negligence of Contractor or Contractor's agents, employees, representatives, contractors, or arising from or related to Contractor's use of or activities on or about the property owned or controlled by District, including, without limitation to, any claims related to the services provided by Contractor under this Agreement. The provisions of this section shall survive the termination, cancellation or expiration of this Agreement.

9. Assignability. Neither this Agreement nor any other rights or obligations hereunder may be assigned or otherwise transferred by either party, nor shall this Agreement inure to the benefit of a trustee in bankruptcy, receiver or creditor of either party, whether by operation of law or otherwise, without the prior written consent of the other party. Any attempt to so assign or transfer this Agreement or any rights or obligations hereunder without such prior written consent shall be null and void and of no force and effect and shall constitute a material breach of this Agreement.

10. Termination. Either party may terminate this Agreement by giving the other party thirty (30) days written notice of intent to terminate the Agreement.

11. Governing Law. This Agreement shall be governed by the laws of the State of California and jurisdiction for any action related to this Agreement shall be in the Superior Court of California, County of Madera.

12. Attorney's Fees. In the event that either party hereto shall commence any legal action or proceeding against the other party to enforce any right or obligation under this Agreement, the prevailing party shall be entitled to and recover, in addition to its costs, reasonable attorney's fees to be fixed by the court, and such recovery shall include costs and attorney's fees on appeal, if any.

13. Waiver. The waiver by either party of any breach or other violation of any provision of this Agreement shall not be deemed to be a waiver of any breach or violation of any other provision nor any subsequent breach or violation of the same or any other provision. The acceptance of any monies that become due hereunder shall not be deemed to be a waiver of any pre-existing or concurrent breach or violation by either party of any provision of this Agreement.

14. Severability. If any of the provisions contained in this Agreement shall, for any reason, be held invalid, illegal, or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect any other provision of this Agreement and this Agreement shall be construed as if such invalid, illegal, or unenforceable provision had not been contained in this Agreement.

15. Effective Date, Authority and Counterparts. Each person signing below represents and warrants that he or she is duly authorized to sign and enter into this



Agreement. The effective date of this Agreement shall be the last date set forth below. This Agreement may be executed in counterparts, or by facsimile or electronic transmission, each of which shall be an original and all of which shall constitute one and the same agreement.

16. Time is of the Essence. The parties hereto acknowledge that time is of the essence in this Agreement.

17. Term/Termination. This Agreement may be terminated by either party at any time by giving the other party thirty (30) days' notice.

IN WITNESS WHEREOF, the parties have entered into this Agreement as of \_\_\_\_\_, 2024.

MALAGA COUNTY WATER DISTRICT

ROD'S LAWN SERVICE.

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

By: \_\_\_\_\_  
Rolondo Rodriguez,



**REGULAR BOARD MEETING MINUTES**  
**BOARD OF DIRECTORS MEETING**  
**MALAGA COUNTY WATER DISTRICT**  
**3580 SOUTH FRANK AVENUE**  
**FRESNO, CALIFORNIA 93725**  
**Tuesday, March 12, 2024 at 6:00PM**

item 15.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.*

**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.

**All present.**

**Also present: Norma Melendez and Michael Slater**

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

**4. Old Business: None for this meeting.**

**5. New Business:**

- a. **UPS Battery Replacement.** PC Solutions submitted a quote for the replacement of the battery in the District Office. The proposal aims to replace the beeping battery in the district office. When a battery emits a beeping sound, it indicates that it is no longer holding a charge and requires replacement. The UPS (Uninterruptible Power Supply) battery serves to provide battery backup and surge protection for network devices connected to it. In the event of a power outage, the UPS battery ensures that the connected devices do not immediately lose power. Instead, it senses the power loss and allows for a systematic shutdown to prevent damage from power surges, helping regulate power fluctuations within the building. It is highly recommended as a preventative measure to protect connected devices.

Recommended action: to proceed with the replacement of the UPS battery to ensure uninterrupted power supply and protection for connected devices.

**Motion by Director Castaneda; Second by Director Cerrillo, Jr. and by a 5-0 vote to proceed with the replacement of the UPS battery at the district office.**

- b. **Fiber Run.** As part of the pre-work for activating the Maintenance Building, a fiber certification was conducted on the existing fiber run to ensure optimal connectivity and avoid any potential issues. The current fiber run consists of 6 strands, and the results of the certification were provided. The question posed is whether to proceed with utilizing only the two working strands (3 & 4) or to replace the entire fiber run. If the two good connections fail, there will be no internet access in the Maintenance Building. This fiber connection currently runs from the Community Center to the Maintenance Building.

Recommended action: Discuss and decide whether to replace the entire fiber run or utilize the existing two working strands (3 & 4) or to replace the entire run.

**Item tabled for the next board meeting. After a brief discussion, the directors would like clarification whether all six strands were previously working and could the reason be for the strands to stop working.**

- c. **District Laptop.** PC Solutions submitted three quotes for the purchase of a district laptop for the Lead Water Operator, whose current office is out of service due to construction. Prices are as follows:

- HP Probook 450 G10 15.6" Notebook, \$1,069.95
- HP ProBook 470 G10 17.3" Notebook, \$1,215.64
- HP EliteBook 800 Series G10 16" Notebook, \$2,028.75

Quote includes charges for system configuration, hardware and professional services.

Recommended action: for review and potential action.

**Motion by Vice President Cerrillo; Second by Director Tovar, Jr. and by a 5- vote to approve HP Probook 450 G10 15.6" Notebook for the total price of \$1,520.28. Total price includes system configuration, carrying case, hardware and professional services.**

- d. **Minimum Sewer Charges.** An estimate of potential minimum sewer charges has been prepared for discussion with four significant dischargers. A memorandum is attached for review and comment from the Board.

**Recommended Action:** Authorize communications with the significant dischargers to receive feedback relative to their requests for sewer unit reservations.

**Motion by Director Cerrillo, Jr.; Second by Director Castaneda and by a 5-0 vote to authorize communications between the district and the significant dischargers.**

- e. **Resolution 03-12-2024.** A resolution authorizing signers related to the solar project and the CEC ECAA Loan Program. This resolution authorizes President Charles Garabedian, Jr. and Vice President Salvador Cerrillo to sign any and all documents related to the Loan and any other documents necessary to carry out the purpose of Resolution 04-12-2022A on behalf of the District effective December 16, 2023.

Recommended action: to approve Resolution 03-12-2024 as presented or amended.

**Motion by Director Castaneda; Second by Director Cerrillo, Jr. and by a 5-0 vote to approve Resolution 03-12-2024, authorizing President Charles Garabedian, Jr. and Vice President Salvador Cerrillo to sign any and all documents pertaining to the Loan and any other documents necessary.**

- f. **Red Caboose.** The Contreras family has expressed interest in renting the Red Caboose for the purpose of selling food. Their proposal involves utilizing the Caboose as a food sales outlet, presumably for their business venture. This agenda item serves to discuss and decide on the feasibility and terms of renting out the Red Caboose to the Contreras family for this purpose.

Recommended action: To discuss and decide on the rental agreement terms. Including duration, rental fees, usage restrictions and any other pertinent considerations, in order to accommodate the Contreras family's request to utilize the Red Caboose for food sales.

**The Contreras family proposed to be open 7 days a week from 9:00am to 8:00pm. President Garabedian, Jr. suggested to the family to promote their business to the industrial customers surrounding the area. Motion by Director Castaneda; Second by Director Tovar, Jr. and by a 5-0 vote to direct Vice President Cerrillo to come into an agreement with the Contreras family for the rental of the Red Caboose. A thorough inspection of the Red Caboose will be necessary in order to be compliant with Fresno County and for the safety of the tenants.**

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

7. **Recreation Reports:**

**Director Castaneda reported that the Rec Bingo of 3/6/24 went well. The recreation committee is finalizing details for the Easter Program. 350 hot dogs and Easter baskets have been donated.**

8. **Engineer Reports:**

a. District Engineer Report.

- i. **Well 3A and Tank 1.** The project is funded with a Grant from DWR. Construction activities are proceeding. It is expected that completion of the project will be near the end of 2024. A bridge loan from RCAC is in place for interim financing of the construction activities.

**Recommended Action:** For information purposes.

- ii. **Well 5A and the Tank at the Well 5A site.** Bidders have been notified that bids were rejected. County of Fresno staff is proceeding with revising agreements so that the Well 5A project may be re-bid.

**Recommended Action:** For information purposes.

b. CDBG Engineer Report:

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

a. Consideration and necessary action to give direction to the acting General Managers to solicit proposals for contract maintenance, service, and repair of the Districts pool. For discussion and action.

Recommended action: to direct the acting General Managers to solicit and evaluate proposals for contract maintenance, service, and repair of the District pool.

**Motion by Director Cerrillo, Jr.; Second by Director Tovar, Jr. and by a 5-0 vote to direct the acting General Managers to solicit and evaluate proposals for contract maintenance, service and repair of the District pool.**

b. Consideration and necessary action to give direction to the acting General Managers to solicit proposals for contract landscape service at various locations within the District. For discussion and action.

Recommended action: to direct the acting General Managers to solicit and evaluate proposals for landscape service at various locations within the District.

**Motion by Director Cerrillo, Jr.; Second by Director Castaneda and by a 5-0 vote to direct the acting General Managers to solicit and evaluate proposals for landscape service at various locations within the District.**

**10. President's Report:**

President Garabedian gave a brief report of the staff meeting held on 3/11/24. Leads in each department will learn how to do proper department evaluations with the help of the Legal team. During the staff meeting he suggested that all employees should be cross trained within the departments. Cross-training will be beneficial by minimizing disruption in the absence of key personnel. The President reminded each department that an inventory list is necessary and should be submitted to the board. Finally, President Garabedian, Jr. asked for guidance as an employee requested to take a course in Sacramento. Director Castaneda mentioned it would be best to cover the cost of the course, as policy permits. The district may need to compensate or provide the employee with additional accommodations such as a hotel stay, if needed.

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

Vice President Cerrillo would like direction in regards to the gates at the office if they should be removed or re-painted. The board came to a consensus that the wrought iron gates should be painted. Additionally, the board agreed that the chain-link fence surrounding the vacant lot next to the district office should be removed.

**12. Director's Reports:**

Director Castaneda would like to ensure that the tables used for events at the center be power washed and disinfected after a rental. She also mentioned there will be a lot of rentals Easter weekend and suggests for staff to repair (if necessary) and clean all BBQ grills at each site and to ensure that all electric connections are functioning properly.

**13. Legal Counsel Report: Comments reserved for closed session.**

**14. Communications:**

a. Written Communications: **None for this meeting.**

b. Public Comment: *The Public may address the Malaga County Water District Board on item(s) of interest within the jurisdiction of the Board, not appearing on the agenda. The Board will listen to comments presented; however, in compliance with the Brown Act, the Board cannot take action on items that are not on the agenda. The public should address the Board on agenda items at the time they are addressed by the Board. All speakers are requested to wait until recognized by the Board President. All Comments will be limited to three (3) minutes or less per individual/group per item per meeting, with a fifteen (15) minutes maximum.*

**15. 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 February 27, 2024.
- b. Financial Statement and Account Payable reports.

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

**President Garabedian, Jr. suggests having a separate meeting to help understand the financials layout. Motion by Director Cerrillo, Jr.; Second by Director Castaneda and by a 5-0 vote to approve the consent agenda as presented.**

**16. Closed Session: 7:54pm**

- a. Potential Litigation (Government Code Section 54956.9).
- b. Personnel (Government Code Section 54957 (b)(1).) Employee evaluation; All positions.

**17. Adjournment:**

**Board of Directors came out of closed session at the time of 8:57pm. No reportable action. Motion by Director Castaneda, Second by Director Tovar, Jr. and by a 5-0 vote to adjourn the meeting at 8:58pm.**

**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 March 12, 2024 was posted for public view on the front window of the MCWD office at 3580 S. Frank Street, Fresno Ca 93725, on 03/27/2024.

**Norma Melendez**, District Clerk



**REGULAR BOARD MEETING MINUTES**  
**BOARD OF DIRECTORS MEETING**  
**MALAGA COUNTY WATER DISTRICT**  
**3580 SOUTH FRANK AVENUE**  
**FRESNO, CALIFORNIA 93725**  
**Tuesday, March 26, 2024 at 5:30PM**

item 15.b.

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.*

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.  
**Absent at roll call: Director Tovar, Jr. Arrival of the director during the meeting at 5:48pm.**  
**Also present: Norma Melendez and Michael Slater.**
3. **Certification:** Certification was made that the Board Meeting Agenda was posted 72 hours in advance of the meeting.
4. **Consent Agenda.** The items listed below in the Consent Agenda are routine in nature and are usually approved by a single vote. Prior to any action by the Board of Directors, any Board member may remove an item from the consent agenda for further discussion. Items removed from the Consent Agenda may be heard immediately following approval of the Consent Agenda or set aside for discussion and action after Regular Business.

- a. Minutes of the Regular Board Meeting of March 12, 2023.

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

**Item tabled to the next board meeting. President Garabedian, Jr. took the time to mention to the board members that the next board meeting of Tuesday, April 9 will be moved to Thursday April 11. It was unanimously agreed upon by the board members present of the meeting date change.**

**5. Old Business:**

- a. **Fiber Run.** A continued discussion from the previous board meeting. As part of the pre-work for activating the Maintenance Building, a fiber certification was conducted on the existing fiber run to ensure optimal connectivity and avoid any potential issues. The current fiber run consists of 6 strands, and the results of the certification were provided. The question posed is whether to proceed with utilizing only the two working strands (3 & 4) or to replace the entire fiber run. If the two good connections fail, there will be no internet access in the Maintenance Building. Because having only two stands available restricts bandwidth, internet speeds could be very slow if multiple devices are connected. This fiber connection currently runs from the Community Center to the Maintenance Building.

Recommended action: Discuss and decide whether to replace the entire fiber run or utilize the existing two working strands (3 & 4) or to replace the entire run.

**Board consensus was to not move forward with this project at this time as it is not a high priority task.**

## 6. New Business:

- a. **Trailblazers Banquet.** Jose Leon Barraza of SEFCEDA invites the Board of Directors to the 10th Annual Trailblazers for Prosperity Awards. Awards will be held at the Fresno Fairgrounds on Wednesday, March 27, 2024 at 11:30am. The cost of an eight-person table is \$640.00.

Recommended action: to approve purchase of a table for the 10TH Annual Trailblazers banquet.

**Board consensus is to not approve the purchase of table, but they are thankful they were invited to this event.**

- b. **Consideration and Necessary Action on Resolution 03-26-2024A**, a resolution of the Board of Directors of the Malaga County Water District approving the opening of a new bank account at Wells Fargo Bank to be used exclusively for the Well 3A Project.

Recommended action: to approve Resolution 03-26-2024A, authorizing a new bank account to be used for the Well 3A project.

**Motion by Vice President Cerrillo; Second by Director Cerrillo, Jr. and by a 4-0 vote to approve Resolution 03-26-2024A as presented.**

- c. **Consideration and Necessary Action on Resolution 03-26-2024B**, a resolution of the Board of Directors of the Malaga County Water District approving President Charles Garabedian, Jr. as the Legally Responsible Officer of the District.

Recommended action: to approve Resolution 03-26-2024B, designating the President as the Legally Responsible Official.

**Motion by Director Cerrillo, Jr.; Second by Director Castaneda and by a 4-0 vote to approve Resolution 03-26-2024B to designate President Charles Garabedian, Jr. as the Legally Responsible Official of the District.**

- d. **Consideration and Necessary Action on Resolution 03-26-2024D**, a resolution of the Board of Directors of the Malaga County Water District approving Amendment No. 1 to Subrecipient Agreement No. 22-339 and Amendment No. 1 to Subrecipient Agreement No. 22-172 between the Malaga County Water District and the County of Fresno related to ARPA funding for the Well 5A Project.

Recommended action: to approve Resolution 03-26-2024D, approving an Amendment No. 1 to Subrecipient Agreement No. 22-339 and Amendment No. 1 to Subrecipient Agreement No. 22-172 between the Malaga County Water District and the County of Fresno related to ARPA funding for the Well 5A Project.

**Motion by Vice President Cerrillo; Second by Director Cerrillo, Jr. and by a 5-0 vote to approve Resolution 03-26-2024, approving amendments to Agreement No. 22-339 and Agreement No. 22-172.**



- e. **Public Hearing of the 2024 Water Supply Report. AB 2532** requires a Public Hearing be held for the bi-annual Water Supply Report. The 2024 Water Supply Report was accepted on February 13, 2024, and a Notice of Public Hearing was published for this hearing.

Recommended Action: Approve Resolution 03-26-2024C, A Resolution of the Board of Directors of the Malaga County Water District Adopting the 2024 Water Supply Report.

**Public Hearing start time: 6:00pm.  
No comments made by the public.  
Public Hearing Closed at 6:01pm.**

**Motion by Vice President Cerrillo; Second by Director Tovar, Jr. and by a 5-0 vote to approve the 2024 Water Supply Report to fulfill requirements set by AB 2532.**

- f. **Consideration and Necessary Action on Resolution 03/26/2024**, a resolution of the Board of Directors of the Malaga County Water District approving the opening of a new bank account at Wells Fargo Bank to be used exclusively for RCAC funds.

Recommended action: to approve Resolution 03-26-2024, authorizing a new bank account to be used for RCAC funding.

**Motion by Vice President Cerrillo; Second by Director Cerrillo, Jr. and by a 5-0 vote to approve Resolution No. 03-26-2024 as presented.**

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

**8. Recreation Reports:**

- a. PG&E conducted an inspection of the trees in the park and determined that one tree will require pruning. The tree is marked with orange paint. The pruning will be done by PG&E or its contractor within the next six months. For discussion.  
**Discussion was held. Nothing to report.**
- b. Update on timeline for hiring lifeguards, opening, and operation the pool for the summer season. For discussion and potential direction.  
**Lifeguard Positions advertised. Vice President Cerrillo suggested the district also post the pool cashier position.**
- c. Failure of evaporative cooler and water damage at pool building. For discussion and potential direction regarding repairs.  
**Discussion was held. Vice President Cerrillo will review repair costs of evaporative cooler and damage of the pool building. The board's consensus is to have the evaporative cooler removed and replaced with a fan that will not cause damage to the building.**

**Other reports: Director Castaneda informed the board that the next Rec Bingo is scheduled for Wednesday April 3<sup>rd</sup>. Spaghetti dinner plates will be sold.**

**Vice President Cerrillo reported that Fresno County submitted a checklist of repairs and maintenance that must be done to bring the Red Caboose up to code. Once repairs are made, County will re-inspect.**

**9. Engineer Reports:**

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

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

**Vice President Cerrillo reported that the district received final approval for payment for the Parking Lot Project. The district has also been approved for an RCAS loan. He will also speak to the scholarship committee to begin review of scholarship applications for scholarship selections.**

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

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

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

**14. Legal Counsel Report: Reserved for closed session.**

**15. Communications:**

a. Written Communications:

- 1. Form 700. Emails have been sent. The form must be submitted by April 2, 2024.
- 2. Fowler HS Scholarship. A timeline has been provided by Mr. Vellutini of the scholarship process. Scholarship applications have been submitted and picked up by the District. The Districts Scholarship committee will review applications and select who will be awarded the scholarship.

- 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 QI minutes or less per individual/group per item per meeting, with fifteen minutes maximum.

**16. Closed Session: 6:43pm**

- a. Personnel (Government Code Section 54957 (b)(1).) Employee evaluation; All positions.

**17. Adjournment:**

**The board came out of closed session at the time of 7:31pm with nothing to report. Motion to adjourn by Director Tovar, Jr.; Second by Director Castaneda and by a 4-0 vote to adjourn at 7:32pm.**

## 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 March 26, 2024 was posted for public view on the front window of the MCWD office at 3580 S. Frank Street, Fresno Ca 93725, at or before 5:00P.M. On 04/12/2024.

[Norma Melendez](#), District Clerk