



REGULAR BOARD MEETING MINUTES
BOARD OF DIRECTORS MEETING
MALAGA COUNTY WATER DISTRICT
3580 SOUTH FRANK STREET
FRESNO, CALIFORNIA 93725
Tuesday, March 8th, 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: 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 23 February 2016;
- b. Minutes of the Special Meeting of 1 March 2016;
- c. Accounts Payable Report;
- d. Financial Statement.

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

Motion by Vice President Cerrillo, Second by Director Cerrillo and by a 5-0 vote, approved the Minutes of the Consent Agenda as presented.

5. Old Business:

- a. **Resolution 03-08-2016.** A Resolution to approve the second amendment to the General Manager's employment agreement.

Recommended Action: To approve Resolution 03-08-2016.

Motion by Vice President Cerrillo, Second by Director Cerrillo and by a 5-0 vote, accepted the action to approve Resolution 03-08-2016.

6. New Business:

- a. **Recognition of Recreation Committee Members.** A request by a Recreation Committee member for free use of the Recreation Center was submitted for 4 June 2016 for use of the facility from 5:00 PM to 1:00 AM for a party of 282 people. The General Manager requests clarification of the Board's policy regarding recognizing service of volunteers to the District. A staff report is included.

Recommended Action: For discussion and clarification of the policy for recognition of Recreation Committee members.

District Counsel pointed out that “in-kind” compensation such as “free rental” hours of the Recreation Center are IRS reportable, and could be interpreted as a gift of public funds. The General Manager was directed to discuss the matter with the Recreation Committee to draft a proposal for the Board to consider.

- b. **RFP for Solid Waste Disposal Services.** The current contract with IWS expires on 31 May 2016. The California Water Code requires the District to solicit proposals for residential solid waste disposal services. An RFP has been prepared to solicit proposals for residential and District solid waste disposal service.

Recommended Action: To approve the RFP as presented or amended for publication.

Motion by President Cerrillo, Second by Director Cerrillo and by a 5-0 vote to approve the RFP as presented for publication.

- c. **Public Hearing of the 2016 Water Supply Report.** AB 2532 requires a Public Hearing be held for the bi-annual Water Supply Report. The 2016 Water Supply Report was accepted on 9 February 2016 and a Notice of Public Hearing was published for this hearing.

Recommended Action: Approve Resolution 03-08-2016A, A Resolution of the Board of Directors of the Malaga County Water District Adopting the 2016 Water Supply Report.

No comments from the Public.

Motion by President Cerrillo, Second by Director Cerrillo and by a 5-0 vote to approve Resolution 03-08-2016A to adopt the 2016 Water Supply Report.

- d. **Mid-Year Budget Review.** The FY 2015 mid-year budget review is submitted for discussion.

Discussion was held, no reportable action was taken.

7. Recreation Reports:

- a. Events Coordinator: To be provided at the meeting.
Discussion was held, no reportable action was taken.
- b. Sports Coordinator: To be provided at the meeting.
Discussion was held, no reportable action was taken.

8. Engineer Reports:

- a. District Engineer Report.
- 1) Funding. Proposition 1 includes opportunities for funding of water facility improvements. The District has determined to submit an application for water meters (new and replacement). Grant and loan funding is available. The final criteria for determination of grant funds has not been completed by the State, however, economically disadvantaged communities have a significant opportunity for grant funds.

Recommended Action: Adopt the attached Notice of Exemption for environmental review purposes for the proposed project.

Motion by Vice President Cerrillo, Second by Director Cerrillo, and by a 5-0 vote to adopt Notice of Exemption for the proposed project.

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

9. General Manager's Report:

- a. The new Ford F-150 utility truck was delivered on 2 March. The F-250 truck is expected to be delivered on 25 April.
 - b. The General Manager is reviewing an option to change website hosting from Digital Mirrors to Streamline Services. Streamline Services webhosting will allow the District to upload items to the website itself, and also has a built-in feature to monitor compliance related requirements for special district websites. Streamline Services is the preferred vendor of CSDA for website hosting. The monthly fee for Digital Mirrors is \$150, and \$200 per month for Streamline Services.
 - c. The General Manager attended the second meeting of the Central Valley Chapter of the CSDA and completed sexual harassment and district liability training. The Central Valley Chapter will serve to bring compliance training to Fresno.
 - d. Department Reports.
 - e. Other Reports.
- Discussions were held, no reportable action was taken.**

10. President's Report:

President Garabedian Jr. believes that Sal Quintero would be an ally for Malaga to consider for reorganization as a city.

11. Vice President's Report:

Requested that the Board be advised of any assistance needed for the Easter Program.

12. Director's Reports:

Director Carlos Tovar announced that 300 Easter baskets were donated for the Easter Program on March 19th by Girl Scout Troop #2004.

Director Frank Cerrillo suggested Cost-U-Less Plumbing may have a camera suitable for sewer inspections and gave their contact information to the General Manager.

13. Legal Counsel Report: Comments for closed session.

14. Communications:

a. Written Communications:

- 1) The District received by mail an undated letter addressed to the Fresno County Health Department from a member of the public complaining of odors from Speedy Truck Wash. An investigation of the complaint is underway. A special newsletter will be distributed to inform the public that sewer use/sewer odor complaints should be made directly to the District for action.

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.

Discussion was held, no reportable action was taken.

15. Closed Session: 8:15

- a. **Pending Litigation, Conference With Legal Counsel (Gov't Code 54956.9)**
Discussion was held, no reportable action was taken.

16. Adjournment: 8:55

Motion by: Vice President Sal Cerrillo, Second by: Director Carlos Tovar. Unanimous.

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 March 8th, 2016 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 03/04/2016.

Norma Melendez, District Clerk