



## REGULAR BOARD MEETING MINUTES

BOARD OF DIRECTORS  
ALTERNATE MEETING ROOM  
3582 SOUTH WINERY AVENUE  
FRESNO, CALIFORNIA 93725  
Tuesday, August 8, 2023 at 6:30PM

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.

❖ *For future items, 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: 6:30pm

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, Moises Ortiz, 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 July 24, 2023.
- b. Minutes of the Special Board Meeting of July 31, 2023.

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

**Motion by Vice President Cerrillo; Second by Director Castaneda and by a 5-0 vote to approve the consent agenda as presented.**

### 5. Old Business:

- a. **Audit.** Continued discussion from the previous meeting. Review and discussion of the audit report for fiscal year 2021-2022.

Recommended action: to approve Audit 2021-2022 as presented or amended.

**Item tabled to the next regular board meeting of August 22, 2023 to review 2022 refinance.**

- b. **Parking Lot Project.** Continued discussion from the previous meeting. Asphalt Technology, Inc. made repairs necessary to fully complete the project. An invoice was submitted for \$203,857.00.

Recommended action: to approve payment to Asphalt Technology.

**Motion by Vice President Cerrillo; Second by Director Tovar, Jr. and by a 5-0 vote approve payment to Asphalt Technology for #203,857.00.**

**6. New Business:**

- a. **Pool Fees.** Minimum wage has increased. With this increase, pool rental fee for lifeguards must be modified to cover payroll costs. Currently, the lifeguard fee is \$14.00, and the California minimum wage rate is \$15.50.

Recommended action: to modify the pool rental lifeguard fee to \$15.50.

**Motion by Vice President Cerrillo; Second by Director Cerrillo, jr. and by a 5-0 vote to modify the pool rental lifeguard fee to reflect \$15.50 hourly wage.**

- b. **Soccer Park Agreement.** SAM Soccer League has expressed interest in using the park facilities for soccer practice and games. The league has been on a trial run to observe the type of presence it generates. They came to an agreement that the youth of Malaga may be able to enter the league free of charge. A draft agreement is presented for review.

Recommended action: to review and discuss agreement. For potential action.

**Board consent is that a contract needs to be signed as soon as possible, therefore Director Tovar, Jr. and Vice President Cerrillo will meet with the General Manager to review the agenda. Both Directors will have the authority to approve with amendment or agreement of contract and authorize the General Manager to sign on behalf of the District.**

**7. Sheriff Report:** Presented by CSO, Elaine Montoya.

**This item was moved at the top of the agenda as the presenter was in a time constraint. The CSO reported crime that occurred between the months of June to early August.**

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

**9. Recreation Reports:**

**Director Castaneda reported a good turn-out for the 50's Dance. The next recreation meeting is scheduled for Wednesday, August 16.**

**Director Cerrillo, Jr. raised some concerns with park operations.**

**10. Engineer Reports:**

- a. District Engineer Report.
  - i. **Well 3A & Tank Project Results.**
- b. CDBG Engineer Report:
  - i. **CDBG Funding Application Cycle 2024-2025.** A public hearing will be held at the next regular board meeting of August 22.

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

- a. Employee retention credit.

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

**13. Vice President's Report: None for this meeting.**

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

**15. Legal Counsel Report:**

**16. 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.*

**17. Closed Session: none for this meeting.**

**18. Adjournment:**

**Motion by Vice President Cerrillo, Second by Director Cerrillo, Jr. and by a 5-0 vote to adjourn the meeting at 7:39pm.**

#### **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 August 8, 2023, was posted for public view on the front window of the MCWD office at 3580 S. Frank Street, Fresno Ca 93725, on 08/23/2023.

*Norma Melendez* District Clerk