



REGULAR BOARD MEETING AGENDA
BOARD OF DIRECTORS MEETING
MALAGA COUNTY WATER DISTRICT
3580 SOUTH FRANK STREET
FRESNO, CALIFORNIA 93725
Monday, July 08, 2019 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:

- a. **Resolution 7-08-2019: Outdoor Watering Schedule.** A resolution to adopt the same outdoor watering schedule as the City of Fresno.

Recommended action: To adopt resolution 7-08-2019 as presented or amended.

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

- b. **CDBG 17451 Progress Payment Request #2.** A payment request of \$306,852.00 is requested by Davis Moreno Construction for contract services for CDBG 17451.

Recommended action: To approve payment request #2.

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

- c. **Prop 68 Grant.** An update on the development of a Prop 68 Park Grant application for MCWD.

For information and discussion.

5. New Business: No new business for this meeting.

6. Recreation Reports:

- a. **Community Center Report.**

b. Recreation Report.

7. Engineer Reports:

- a. District Engineer Report. Documentation of completion of the meter project is being finalized.
- b. CDBG Engineer Report: Fresno County Planning has announced applications for CDBG 2020-2021 are due on 30 August 2019. Staff will develop potential projects for discussion at the next regular meeting. Board members please submit ideas to the GM.

For information.

8. General Manager's Report:

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 June 25, 2019.
- 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. An invitation to attend a fundraising luncheon honoring Fresno County Supervisor Sal Quintero.
- b. Public Comment:

15. Closed Session:

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 July 9, 2019 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 07/05/2019.

Norma Melendez

Norma Melendez, District Clerk

RESOLUTION NO. 7-08-2019

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
MALAGA COUNTY WATER DISTRICT
MODIFYING SUMMER WATER RESTRICTIONS**

WHEREAS, the Malaga County Water District has established a seasonal outdoor watering schedule to encourage water conservation; and

WHEREAS, the City of Fresno has also established a season outdoor watering schedule to encourage water conservation that is nearly identical to the schedule adopted by the District; and

WHEREAS, the City of Fresno has the resources available to advertise the City's outdoor watering schedule across several advertising platforms including television, radio, print and social media which the District lacks resulting in confusion for the District's customers, some of which are located in the City of Fresno, making enforcement of the District's outdoor watering restrictions more difficult; and

WHEREAS, therefore, the Board of Directors desires to modify the District's outdoor water schedule to coincide with the City of Fresno's watering schedule.

**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 herein by this reference as though fully set forth at this point.

2. That the Malaga County Water District summer outdoor watering schedule shall be as follows:

A. No outdoor watering between 10:00 a.m. and 6:00 p.m. on days when outdoor watering is permitted.

B. Odd numbered addresses (ending in 1, 3, 5, 7 and 9) will be permitted to water on Tuesdays, Thursdays and Saturdays between 6:00 p.m. and 10:00 a.m. only.

C. Even numbered addresses (ending in 0, 2, 4, 6, and 8) will be permitted to water on Wednesdays, Fridays and Sundays between 6:00 p.m. and 10:00 a.m. only.

D. No watering on Mondays.

These water restrictions are intended to modify only the Summer Schedule set forth in section 2.11.040(B)(6)(a) of the Malaga Code and are in addition all other

restrictions set forth in the Malaga Code and are subject to penalty for violation in amounts set forth in the Master Schedule of Fees, Charges, Penalties and Recovered Costs.

This Resolution is approved and adopted this 8th day of July 2019, at the regular meeting of the Malaga County Water District, by the following roll call vote, to wit:

AYES:

NOES:

ABSENT:

Charles Garabedian Jr., President of the
Malaga County Water District

ATTEST:

James D. Anderson, Secretary to the
Board of Directors of the
Malaga County Water District



Yamabe & Horn Engineering, Inc.

CIVIL ENGINEERS • LAND SURVEYORS

LETTER OF TRANSMITTAL

item 4.b.

TO: Laurie Cortez
Malaga County Water District
3580 S. Frank Ave.
Fresno, CA 93725

DATE: June 12, 2019
JOB NO. 18-169

RE: **Arriaga Community Center Roof & AC Project
CDBG 17451**

Enclosed we are sending you: —

Via: Mail

Description

Progress Payment No. 2 to Davis Moreno Construction.

These are transmitted:

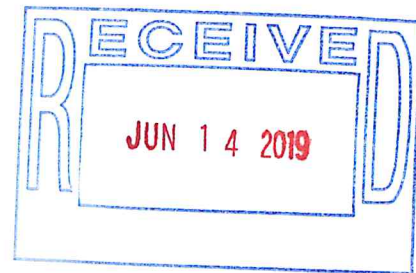
- | | | |
|---|--|---------------------------------------|
| <input type="checkbox"/> For Your Use | <input type="checkbox"/> For Corrections | <input type="checkbox"/> For Approval |
| <input type="checkbox"/> As Requested | <input type="checkbox"/> For Review | X Payment |
| <input type="checkbox"/> For Signatures | <input type="checkbox"/> _____ | |

Remarks:

Please process for payment.

Sincerely,

Gary D. Horn
ghorn@yhmail.com



YAMABE & HORN ENGINEERING, INC.
PROGRESS PAYMENT REPORT

MALAGA COUNTY WATER DISTRICT

PROJECT: Arriaga Roof & AC Project - CDBG 17451

INVOICE NO.: 19042

DATE: 6/12/2019


CONTRACTOR: DAVIS MORENO CONSTRUCTION, Inc.

PAYMENT NO. : 2

ITEM NO.	DESCRIPTION	CONTRACT QUANTITY	UN	UNIT PRICE	CONTRACT AMOUNT	PERCENT COMPLETE	AMOUNT EARNED
1	Mobilization (Not to Exceed \$17,000)	1	LS	\$17,000.00	\$17,000.00	50.0%	\$8,500.00
2	Provide & Install New Air Conditioning & Heating Equipment	5	EA	\$50,319.60	\$251,598.00	75.0%	\$188,698.50
3	Provide & install new Electrical Service to A/C Units	1	LS	\$116,718.90	\$116,718.90	75.0%	\$87,539.18
4	Provide & Install New Foam Roofing	6,200	SF	\$7.60	\$47,120.00	100.0%	\$47,120.00
5	Provide & Install Concrete Pads for A/C Units	5	EA	\$3,799.16	\$18,995.80	90.0%	\$17,096.22
6	Fresno County Building Permit	1	EA	\$1,045.00	\$1,045.00	100.0%	\$1,045.00
TOTAL					\$452,477.70		

1	CHANGE ORDERS	TOTAL CONTRACT COMPLETED TO DATE	\$349,998.90
			\$0.00
		TOTAL EARNED TO DATE	\$349,998.90
		LESS 5% RETENTION	\$17,499.94
		TOTAL AMOUNT DUE	\$332,498.95
		LESS PREVIOUS PAYMENTS	
		NO. 1	25,646.95
		NO. 2	0.00
		NO. 3	0.00
		TOTAL PREVIOUS PAYMENTS	\$25,646.95
		TOTAL AMOUNT DUE THIS PAYMENT	\$306,852.00

APPROVED FOR PAYMENT


 GARY D. HORN, CDBG ENGINEER

Job No. 18-169

REQUEST FOR PAYMENT

From: Davis Moreno Construction, Inc.
4720 N. Blythe Avenue
Fresno, CA 93722

To: Malaga County Water District
3580 S Frank Street
Fresno, CA 93725

Invoice: 19042
Invoice date: 6/3/2019
Period ending date: 5/31/2019
Contract date:

Project: 1-904 Malaga Arriaga HVAC/Roof

Request for payment:

Original contract amount	\$452,477.70	
Approved changes	\$0.00	
Revised contract amount		\$452,477.70
Contract completed to date		\$349,998.90
Add-ons to date	\$0.00	
Taxes to date	\$0.00	
Less retainage	\$17,499.94	
Total completed less retainage		\$332,498.96
Less previous requests	\$25,646.95	
Current request for payment		\$306,852.01
Current billing		\$323,002.11
Current additional charges	\$0.00	
Current tax	\$0.00	
Less current retainage	\$16,150.10	
Current amount due		\$306,852.01
Remaining contract to bill	\$119,978.74	

I hereby certify that the work performed and the materials supplied to date, as shown on the above represent the actual value of the accomplishment under the terms of the Contract (and all authorized changes thereof) between the undersigned and the Malaga County Water District relating to the above referenced project. I also certify that the contractor has paid all amounts previously billed and

CONTRACTOR: Davis Moreno Construction Inc.

By: _____

Date: 6/3/19

ARCHITECT'S CERTIFICATE FOR PAYMENT :

In accordance with the Contract Documents, based on the on-site observations and the data comprising this application, the Architect certifies to the Owner that to the best of the Architects knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED.....\$ _____

(Attached explanations if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that are changed to conform to the amount certified.)

ARCHITECT:

By: _____ Date: _____

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of the payment are without prejudice to any rights of the Owner or Contractor under this Contract

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Changes approved in previous months by Owner		
Total approved this Month		
TOTALS		
NET CHANGES by Change Order		

REQUEST FOR PAYMENT DETAIL

Project: 1-904 / Malaga Arriaga HVAC/Roof

Invoice: 19042

Period Ending Date: 5/31/2019 Detail Page 2 of 2 Pages

Item ID	Description	Total Contract Amount	Previously Completed Work	Work Completed This Period	Presently Stored Materials	Completed And Stored To Date	% Comp	Balance To Finish	Retainage Balance
904-001	Mobilization	17,000.00	1,700.00	6,800.00		8,500.00	50.00	8,500.00	425.00
904-002	HVAC	251,598.00	12,579.90	176,118.60		188,698.50	75.00	62,899.50	9,434.93
904-003	Electrical	116,718.90	11,671.89	75,867.29		87,539.18	75.00	29,179.72	4,376.95
904-004	Roofing	47,120.00		47,120.00		47,120.00	100.00		2,356.00
904-005	Concrete	18,995.80		17,096.22		17,096.22	90.00	1,899.58	854.81
904-006	Permit	1,045.00	1,045.00			1,045.00	100.00		52.25

Totals	452,477.70	26,996.79	323,002.11			349,998.90	77.35	102,478.80	17,499.94
--------	------------	-----------	------------	--	--	------------	-------	------------	-----------



REGULAR BOARD MEETING MINUTES
BOARD OF DIRECTORS MEETING
MALAGA COUNTY WATER DISTRICT
3580 SOUTH FRANK STREET
FRESNO, CALIFORNIA 93725
Tuesday, June 25, 2019 at 6:00PM

item 13.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.
- ❖ 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.

All Present.

Also Present: Jim Anderson, 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 June 10, 2019.

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

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

5. Old Business:

- a. **FY 2019-2020 Budget Review.** Review of the draft budget for FY 2019-2020.

Recommended action: To approve the budget as presented or amended for FY 2019-2020.

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

- b. **Surplus Property.** Consideration and necessary action authorizing the execution of a grant deed for the sale of the property at 4335 S. Maple Avenue.

Recommended action: To approve Resolution 06-25-2019 as presented or amended.

Motion by Director Castaneda; Second by Director Cerrillo, Jr. and by a 5-0 vote to approve Resolution 06-25-2019 as presented.

6. New Business:

- a. **IWRM Award.** The Project Review Panel has reviewed the four applications to the Kings Basin Water Authority for Project Development Funds through Prop 1 DAC Involvement Grant Program. The panel has recommended funding for the project "Replace Well 3" at \$90,856.00.

For information.

- b. **CDBG 17451 A/C Project.** During construction the contractor encountered unknown conditions on the project and proposed cost-saving measures. In addition, staff has requested prices for a couple of additional items totaling \$30,484.00.

Recommended action: to approve Change Orders 1, 2A, 2B, 3 and consider Change Order 5 options.

Motion by Vice President Cerrillo; Second by Director Castaneda and by a 5-0 vote to approve Change Orders 1, 2A, 2B, 3 and 5 on contingency in getting a reduction on the bollards.

7. Recreation Reports: None for this meeting.

Director Castaneda reported on the attendance of the June 10 Recreation Committee meeting. Reported on ideas that were given for Fiesta Day.

8. Engineer Reports:

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

9. General Manager's Report:

- a. **Hiring of new water operator: Gabino Gomez.**
- b. **Water and WWTF N.O.V from SJVAPCD.**
- c. **Report on medical status**

Motion by Vice President Cerrillo, Second by Director Tovar, Jr. and a 5-0 vote to move report on medical status under personnel for closed session.

10. President's Report:

President Garabedian, Jr. suggested that we follow City of Fresno's watering schedule.

11. Vice President's Report:

Vice President Cerrillo ask Burt Siverling if blower #1 has been replaced. Burt mentioned that it is in the process of being replaced.

12. Director's Reports:

None for this meeting.

13. Legal Counsel Report:

None for this meeting.

14. Communications:

a. Written Communications:

1. Media: The Malaga Community Pool was featured in channel 47 regarding pool inspections in the Central Valley.
2. Thank you letters from the MCWD Scholarships recipients.

b. Public Comment:

15. Closed Session: 7:35p.m.

a. **Personnel. No reportable action.**

16. Adjournment:

Motion by Vice President Cerrillo, Second by Director Castaneda and by a 5-0 vote to adjourn the meeting at 7:40p.m.



item 14.a.1.

Please join
Business and Community Leaders
for a fundraising luncheon honoring

Fresno County Supervisor
Sal Quintero

Friday, July 26, 2019

12 Noon – 1:30pm



Campagnia

1185 E. Champlain Drive
Champlain & Perrin

\$1000 per person

Please RSVP to 559-291-5943

Please make checks payable to: Sal Quintero for Supervisor 2020