



NOTICE OF MEETING

**BOARD OF DIRECTORS OF THE
FRESNO METROPOLITAN FLOOD CONTROL DISTRICT
WEDNESDAY, JANUARY 13, 2010 at 6:00 p.m.
Chambers of the Board of Directors
5469 East Olive Avenue
Fresno, California**

AGENDA

1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE
2. **REPORT OF THE GENERAL MANAGER**
3. APPROVAL OF MINUTES: Meeting of December 16, 2009
4. BUSINESS AND PRESENTATIONS FROM THE FLOOR
(This is an opportunity for the members of the public to address the Board on any matter related to the District that is not listed on the Agenda.)
5. ADDITIONS TO THE AGENDA
(Two-thirds vote required)
6. **POTENTIAL CONFLICTS OF INTEREST**
(Any Board Member who has a potential conflict of interest may now identify the item and recuse themselves from discussing and voting on the matter.) *[FPPC §87105]*
7. **PUBLIC HEARING: None Scheduled**
8. **CONSENT CALENDAR**
(All Consent Calendar items are considered to be routine action items and will be enacted by one motion. There will be no separate discussion of these items unless requested, in which event the item will be removed from the Consent Calendar and considered following approval of the Consent Calendar.)
 - a. Acceptance of Quarterly Investment Report, Third Quarter
 - b. Adoption of Resolution Declaring Excess Property and Authorizing Potential Sale, Portion of Basin "CL" (Willow & Escalon)

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- c. Annual PPDA Transfer:
 - (1) Adoption of Resolution Transferring PPDA Fund Reimbursement to General Fund
 - (2) Authorization to Loan Funds to PPDA Trust Fund for Developer Reimbursement
 - d. Authorization to Allocate Funding, Design and Advertise for Bids, Storm Drain Pipeline, Clovis & Belmont Avenues, Drainage Area "W"
 - e. Authorization to Enter Into Time Payment Agreement, NorthPointe Community Church, Drainage Areas "EG" and "AC", City CUP 2005-148 (s/e/c Palo Alto & Milburn)
 - f. Authorization to Design and Advertise for Bids and Allocation of PPDA Funding, Storm Drain Pipeline in Mitchell Avenue, Drainage Area "3A", (Shaw, Willow, Barstow, Peach)
 - g. Authorization to Enter Into Agreements, Reimbursement of Improvements, City of Fresno, Contract "AW₁-13" (Cedar & North Avenues)
 - h. Authorization to Extend Developed Basin Maintenance Contract for 3 Months, ARC Fresno
 - i. Ratification of Expenditures, December 2009
 - j. Report of Grand Opening of the City of Fresno's Figarden Loop Park and Trail, Basin "AC" (w/o Brawley, n/o Bullard)
 - k. Report of Public Concerns, December 2009
- 9. Adoption of Resolution Honoring Verlyn Neufeld's Twenty Years of District Service
 - 10. Adoption of Resolution Authorizing the General Manager to Make Adjustments to Property Tax Assessments
 - 11. Authorization of Advance Engineering Design and Easement Acquisition, Main Trunkline, Drainage Area "CQ" (Fruit, Annadale, Clara, Muscat)

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12. Authorization to Place Additional Antennae on the District's Communication Tower to Enhance Fresno County Communications
13. Report on EPA's Proposed Rule Making for Reducing Stormwater Runoff from Developed Areas
14. Authorization to Execute Agreement for Exchange of Easements and Improvements to Basin "T" (Peach-Shields Connector), City of Fresno
15. Adoption of Resolution to Amend the Second Restated Cafeteria Plan and the Summary Plan Description to Include 2009 Legislative Changes
16. Authorization to Modify the ICMA Retirement Corporation Money Purchase Plan and Trust Agreement Regarding Mandatory Participant Contributions
17. Adoption of Resolution Withdrawing from Uniform Public Construction Cost Accounting Procedures and Authorization to Amend District Act Increasing Limits for Issuance of Contracts Without Formal Bidding
18. Board Reports, Workshops, Correspondence and Requests for Future Agenda Items

REPORT OF GENERAL COUNSEL

19. Report on Administrative, Legislative and Real Estate Legal Services
20. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Section 54956.9(a): Avila vs. FMFCD

ADJOURNMENT

ACCOMMODATIONS FOR PERSONS WITH DISABILITIES

A person with a qualifying disability under the Americans With Disabilities Act of 1990 may request the District to provide a disability-related modification or accommodation in order to participate in any public meeting of the District. Such assistance includes appropriate alternative formats for the agendas and agenda packets used for any public meetings of the District. Requests for such assistance and for agendas and agenda packets shall be made in person, by telephone, by facsimile, or written correspondence to the District's Clerk to the Board at (559) 456-3292 at the District office, at least 48 hours before a public District meeting.