



NOTICE OF MEETING

**BOARD OF DIRECTORS OF THE
FRESNO METROPOLITAN FLOOD CONTROL DISTRICT
WEDNESDAY, FEBRUARY 23, 2011 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 February 9, 2011
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. Authorization to Deviate from Basin Design Standard, Basin “3A”
(Shaw & Helm)
 - b. Authorization to Award Contract “AY-10”, Pipeline Project and Adoption of Resolution of Special Transfer of PPDA Funds (Cedar & Central Avenues)

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- c. Authorization to Appraise and Negotiate for Pipeline Easement in Drainage Area "LL" (Church, Highway 41, North, Highway 99), Contract "LL-29", John Moffat Property
 - d. Authorization to Participate in the Partners Program Recognition Advertisement, NPDES Program
 - e. Report of Pollutant Discharge Incidents, January 2011
 - f. Report on Real Estate Activity, January 2011
9. This Item was Pulled
10. Report of the 2009-2010 FMFCD Ad Hoc Committee
11. Authorization to Proceed with Phase II Accounting Implementation Changes to District's Financial Management System
12. Report of District's 2011-2012 Top Objectives
13. Report on Alkali Silica Reactivity (ASR) Prevention
14. Board Reports, Workshops, Correspondence and Requests for Future Agenda Items:
- a. Report on Board of Directors Attendance at Various Meetings:
 - (1) Director Groom, San Joaquin River Conservancy (SJRC)
 - (2) Association of Metropolitan Water Agencies (AMWA)

REPORT OF GENERAL COUNSEL

15. Report on Administrative, Legislative and Real Estate Legal Services

CLOSED SESSION

16. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to sub-division (b) of Section 54956.9:**
- a. **Consideration of Land Purchase, Drainage Area "II₁" (Jensen, Fig, Ventura, Orange)**

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- b. Consideration of Encroachment into Storm Drainage Pipeline Easement, McDonald, Lots 58 & 59, Tract 4897, Drainage Area "DE" (Copper, Willow & Friant Road)**
- c. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION Pursuant to subdivision (a) of Section 54956.9: Brar Construction and Development, Inc. Regarding Contract "RR-61" 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.