



NOTICE OF MEETING

**BOARD OF DIRECTORS OF THE
FRESNO METROPOLITAN FLOOD CONTROL DISTRICT
WEDNESDAY, SEPTEMBER 22, 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 September 8, 2010
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. Approval of Revision to Landscaping, Basin “EG” (Spruce w/o Hayes)
 - b. Approval to Submittal Letter of Map Revision of Fancher Creek Floodplain Map to FEMA
 - c. Authorization to Schedule Public Hearing on Resolution of Necessity, Basin “AE” (San Jose & Marty) Expansion

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- d. Award of Contract “BD-21”, Pipeline Project (Helm & Jensen Avenues) and Adoption of Resolution of Special Transfer of PPDA Funds
 - e. Report of Pollutant Discharge Incidents, August 2010
 - f. Report on Real Estate Activity, August 2010
- 9. Authorization to Apply for Environmental Enhancement and Mitigation Grant Funds for Basin Landscaping
 - 10. Report on American Recovery Reinvestment Act (ARRA) Construction Funds
 - 11. Authorization to Enter into Time Payment Agreement as Resolution to Drainage Fee Payment, CUP 2010-102, Drainage Area “KK”, Kirkus Burks (Elm n/o Annadale)
- 12. Board Reports, Workshops, Correspondence and Requests for Future Agenda Items:
 - a. Authorization to Schedule Special Board Meeting, Joint Workshop with City of Clovis Council Members, and Determination of Potential Agenda Items
 - b. Report on Board of Directors Attendance at Various Meetings, Director Groom, San Joaquin River Conservancy (SJRC)
 - 13. Allocation of National Deferred Compensation Distributions
 - 14. Authorization to Execute Conflict of Interest Waiver; Baker, Manock & Jensen as to Eric Kozlowski, Central Valley Presort, and Enviro Fuels Enterprises, LLC
 - 15. Report on Negotiations to Obtain Permanent Pipeline Easement and Temporary Construction Easement, Contract “ZZ-28” (Marks, Whitesbridge, Kearney, Tielman)

REPORT OF GENERAL COUNSEL

- 16. Report on Administrative, Legislative and Real Estate Legal Services

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CLOSED SESSION

17. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9:
- a. Report on Negotiations to Obtain Pipeline Easement and Temporary Construction Easement, Contract “ZZ-28” (Marks, Whitesbridge, Kearney, Tielman)

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.