

ACTION SUMMARY MINUTES
MINUTES OF THE REGULAR MEETING OF
THE BOARD OF DIRECTORS OF THE
FRESNO METROPOLITAN FLOOD CONTROL DISTRICT
HELD WEDNESDAY, AUGUST 25, 2010

Pursuant to notice, the Regular Meeting of the Board of Directors of the Fresno Metropolitan Flood Control District was held Wednesday, August 25, 2010 at 6:00 p.m. in the Board Chambers of the Fresno Metropolitan Flood Control District at 5469 East Olive Avenue; Fresno, California.

DIRECTORS PRESENT: Kendall Groom, Chairman
Roy Spina, Vice-Chairman
Richard Welton
Frank Franco
George Marcus
Mike Rastegar

DIRECTORS ABSENT: Jennette Williams

STAFF, CONSULTANTS,
OTHERS PRESENT: Alan Hofmann, Assistant District Engineer/Design
David Pomaville, Administrative Services Manager
Paul Allen, Facilities Manager
Daniel Rourke, Environmental Resources Manager
Esther Schwandt, Clerk to the Board

Doug Jensen, General Counsel

Charlie Wilkins, Boy Scouts of America
Bruce Batti, Jeffrey Scott Agency
Jim Lowe, Jeffrey Scott Agency
Melissa Moradian, Jeffrey Scott Agency
Vern Crow, Vice President, Astone

PRESIDING: Director Groom, presiding as Chairman, called the meeting to order at 6:00 p.m. and Director Spina led the Pledge of Allegiance. Mr. Hofmann then announced the reappointment of Director Spina by the City of Clovis. The Clerk to the Board then administered and notarized Director Spina's Oath of Office.

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2. REPORT OF THE GENERAL MANAGER

Mr. Hofmann reported the following on behalf of the General Manager: (1) Mr. Van Wyk and Mr. Lakeman were attending the NAFSMA Conference in San Diego, California this week; (2) the Burlington Northern Railroad has accepted the language in the purchase agreement so the District is able to move forward with the purchase of property for the expansion of Basin "AE"; (3) Mr. Ajib, who was before the Board at the last Board Meeting in which the Board denied Mr. Ajib's claim and referred it to the District's JPIA, has filed a Governmental Tort Claim; the District's Legal Counsel and JPIA were handling this matter; and (4) the Clerk to the Board is in the process of rescheduling the Ad Hoc Committee.

3. APPROVAL OF MINUTES: Minutes of July 28, 2010

Approved as Recommended

Motion by:	Franco	Second by:	Welton
Ayes:	Groom, Spina, Franco, Marcus, Welton, Rastegar		
Noes:	None		
Abstentions:	None		
Absentees:	Williams		

4. BUSINESS AND PRESENTATIONS FROM THE FLOOR:

Director Franco distributed flyers announcing the annual Veterans' Stand Down which will be held on September 22nd & 23rd; he invited all those who are able to participate

5. ADDITIONS TO THE AGENDA:

There were no Additions to the Agenda.

6. POTENTIAL CONFLICTS OF INTEREST:

There were no Conflicts of Interest.

7. PUBLIC HEARING:

There were no Public Hearings scheduled.

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8. CONSENT CALENDAR:

- a. Resolution of Appreciation, Kathy Millison, City Manager, City of Clovis
- b. Award of Contract for Portable Sound Attenuated Pumps
- c. Report of Pollutant Discharge Incidents, July 2010
- d. Report on Real Estate Activity, July 2010
- e. Authorization to Execute Standard Developer Agreement, Tract 5965/CL CUP 2009-013, Drainage Area "3G", 5965 Enterprises, LP (Wilson Homes)

Approved as Recommended

Motion by: Franco Second by: Spina
Ayes: Groom, Spina, Franco, Marcus, Welton, Rastegar
Noes: None
Abstentions: None
Absentees: Williams

9. Report on Installation of Bat Houses at Basins "DK" (Friant & Champlain), "I" (Bullard & Fruit), "O" (Bullard & First) and Fancher Creek Detention Basin (McKinley & McCall)

Mr. Charlie Wilkins addressed the Board with respect to completion of his Eagle Scout project, and expressed his thanks to the Board for the opportunity of installing the bat boxes in the various District locations. Mr. Wilkins then showed photographs of the installation and answered Board Members' questions regarding the project.

Report submitted for informational purposes only, no action is required by the Board unless specific direction is to be given to staff.

As the report was submitted for informational purposes only, no further action was taken.

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10. This Item was Pulled

As this item was pulled, no further action was taken.

11. Authorization to Extend Professional Services Agreement with Larry Walker Associates and Approval of 2010-2011 Scope of Work, NPDES Stormwater Quality Monitoring Program

Recommend the Board of Directors approve extending the term of the agreement with Larry Walker Associates through August 31, 2011 and authorize the scope of work and rate schedule, dated August 25, 2010, not to exceed \$113,059 for fiscal year 2010-2011.

Approved as Recommended

**Motion by: Spina Second by: Rastegar
Ayes: Groom, Spina, Franco, Marcus, Welton, Rastegar
Noes: None
Abstentions: None
Absentees: Williams**

12. Award of Contract, District Public Information Service Provider

Recommend the Board of Directors select Jeffrey Scott Agency to provide Public Involvement and Education Services to the District and authorize the General Manager-Secretary to sign an agreement for those services.

Director Welton requested a follow-up report once the outreach campaigns have been implemented.

Approved as Recommended

**Motion by: Welton Second by: Spina
Ayes: Groom, Spina, Franco, Marcus, Welton, Rastegar
Noes: None
Abstentions: None
Absentees: Williams**

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13. Authorization to Obtain Dam Failure Insurance through the Joint Powers Insurance Authority

Mr. Pomaville requested this item be placed on hold to allow for further review. He stated the item would be brought back to the Board at a subsequent meeting.

As the item was put on hold, no further action was taken.

14. Board Reports, Workshops, Correspondence and Requests for Future Agenda Items:

- a. **Authorization of Board of Director Travel, Chairman Groom, ACWA Joint Powers Insurance Authority (JPIA) 2010 Fall Conference, November 29 – November 30, 2010, Indian Wells, California**

Recommend the Board of Directors authorize Director Groom and the General Manager to attend the ACWA/JPIA Board of Directors' Annual Meeting & Fall Conference on November 29 – 30, 2010 in Indian Wells, California. It is further recommended the travel expenses be paid on behalf of Director Groom and the General Manager. It is also recommended the Board ratifies the attendance at this Conference qualifies as a compensable meeting defined by the District's Ordinance Code as a "Day of Service Rendered under Order of the Board".

Approved as Recommended

Motion by: Franco Second by: Rastegar
Ayes: Groom, Spina, Franco, Marcus, Welton, Rastegar
Noes: None
Abstentions: None
Absentees: Williams

- b. **Recommendation from Community Relations Committee to Distribute the District's 2010 Summer Issue of the Flood Line Newsletter**

Recommend the Board of Directors approve publication of the Summer 2010 issue of the Flood Line newsletter as approved by the Community Relations Committee at its August 12, 2010 meeting.

