

ACTION SUMMARY MINUTES
MINUTES OF THE REGULAR MEETING OF
THE BOARD OF DIRECTORS OF THE
FRESNO METROPOLITAN FLOOD CONTROL DISTRICT
HELD WEDNESDAY, FEBRUARY 9, 2011

Pursuant to notice, the Regular Meeting of the Board of Directors of the Fresno Metropolitan Flood Control District was held Wednesday, February 9, 2011 at 6:00 p.m. at the Piccadilly Inn – University 4961 N. Cedar Avenue; Fresno, California.

DIRECTORS PRESENT: Roy Spina, Chairman
Jennette Williams, Vice-Chairman
Kendall Groom,
Mike Rastegar
Barbara Goodwin
Frank Fowler
Buzz Burleson

DIRECTORS ABSENT: None

STAFF, CONSULTANTS,
OTHERS PRESENT: Bob Van Wyk, General Manager-Secretary
Jerry Lakeman, District Engineer
Alan Hofmann, Assistant District Engineer/Design
David Pomaville, Administrative Services Manager
Peter Sanchez, Operations Engineer
Frances Lopez, Office Manager
Esther Schwandt, Clerk to the Board

Doug Jensen, General Counsel
John Smith, Assistant General Counsel

Frank Franco, Past Director FMFCD
Richard Welton, Past Director FMFCD
Carol Welton, Wife of Past Director Welton
Jean Burleson, Wife of Director Burleson
Carol Fowler, Wife of Director Fowler
Sharon Van Wyk, Wife of Bob Van Wyk
Sandra Lakeman, Wife of Jerry Lakeman
Brenda Hofmann, Wife of Alan Hofmann
Dan Schwandt, Husband of Esther Schwandt

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PRESIDING: Director Spina, presiding as Chairman called the meeting to order at 6:00 p.m. and Director Rastegar led the Pledge of Allegiance. Director Spina then presented Director Groom with a plaque commemorating his two years of service as the District's Chairman.

2. REPORT OF THE GENERAL MANAGER:

Mr. Van Wyk reported on the following: (1) EDC will be having their Annual Real Estate Forecast on April 7, 2011; the Clerk to the Board will be contacting the Board as to their availability to attend.

3. APPROVAL OF MINUTES: Minutes of January 26, 2011

Approved as Recommended

Motion by: Williams **Second by:** Groom
Ayes: Spina, Williams, Groom Rastegar, Goodwin, Fowler, Burleson
Noes: None
Abstentions: None
Absentees: None

4. BUSINESS AND PRESENTATIONS FROM THE FLOOR:

There was no Business or Presentations from the Floor

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. Authorization to Execute Standard Reimbursement Agreement, Gates Avenue Improvements, Drainage Area "AE" (Gates & Figarden), John Allen Company
- b. Engineer's Report of Construction, January 2011
- c. Engineer's Report of Projects, January 2011
- d. Ratification of Expenditures, January 2011
- e. Report of Public Concerns, January 2011

Approved as Recommended

Motion by: Williams Second by: Goodwin
Ayes: Spina, Williams, Groom Rastegar, Goodwin, Fowler, Burleson
Noes: None
Abstentions: None
Absentees: None

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

- a. **Authorization of Board Members to Attend Training, California Special Districts Association Webinar: Must Have Communication Protocols for Board & Staff**

Recommend the Board approve the attendance at this Webinar qualifies as a "Day of Service Rendered Under Order of the Board", to comply with District Ordinance Code 1.203(c).

Approved as Recommended

Motion by: Williams Second by: Burleson
Ayes: Spina, Williams, Groom Rastegar, Goodwin, Fowler, Burleson
Noes: None
Abstentions: None
Absentees: None

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Director Spina noted the Economic Development Corporation (EDC) is no longer assigned to a Director to represent the District as stated in the Ordinance, and the Association of Metropolitan Water Agencies is currently in the process of considering dissolving its membership. Mr. Lakeman noted while AMWA is in the process of dissolving, there still exists a need for a Board Member to attend the meetings in order to participate in this decision making process. Director Spina requested the Clerk to the Board notify him of the next AMWA meeting.

b. Ratification of Appointment of Standing Committees and External Representations

Recommend the Board of Directors ratify the appointments as proposed by Chairman Spina and as outlined on Attachment No. 1 of the Board Memorandum.

Approved as Recommended

Motion by: Burleson Second by: Williams
Ayes: Spina, Williams, Groom Rastegar, Goodwin, Fowler, Burleson
Noes: None
Abstentions: None
Absentees: None

REPORT OF GENERAL COUNSEL

Mr. Jensen reported on Legislative items of interest to the District.

9. Presentation of Resolutions, Past Directors Richard Welton, Frank Franco, and George Marcus

Recommend the Board of Directors present past Directors Welton, Franco, and Marcus with Resolutions of Appreciation for their time served on the Fresno Metropolitan Flood Control District Board of Directors.

Director Spina noted at the last minute, Mr. & Mrs. Marcus had telephoned and indicated that they would unfortunately not be able to attend due to Mr. Marcus' health.

Director Spina acknowledged the many years of service to the District by past Directors Welton, Franco and Marcus, and their notable accomplishments as outlined in the Board Memorandum.

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Mr. Van Wyk noted the amount of time it takes from family to serve on this District Board, and acknowledged the amount of work of past Directors Welton, Franco and Marcus as phenomenal.

Director Spina then presented the framed Resolutions to Mr. Welton and Mr. Franco.

Mr. Welton addressed the group, welcoming the new Board Members and acknowledged the work of Mr. Franco, the other Board Members he has served with, and the work of District staff and Legal Counsel.

Mr. Franco addressed the group, noting his pleasure in having represented the District as a Board Member, and having served with his fellow Board Members. He then acknowledged the hard work and dedication of the District staff.

Director Williams acknowledged Mr. Franco and expressed her appreciation of his friendship, and thanked him for talking to her about being on the District Board which she stated has been a wonderful experience for her. Director Williams stated she enjoyed working with Mr. Welton, and stated she had learned more about being a Director from Mr. Welton.

The Board recessed at 6:42 pm and reconvened in regular session at 7:17 pm.

Mr. Van Wyk noted that after his many years of service to the District Board, Mr. Franco has now accepted an appointment from Mayor Swearingen to be on her Advisory Committee Council. Mr. Franco noted one of the things the Advisory Council has been working on is a new program entitled "Adopt a Park" where they are asking organizations to adopt a specific park. He requested the District consider adopting a park. He stated it specifically would require two days out of the month where volunteers would be asked to give two to three hours to perform light maintenance at a designated park.

Director Spina noted he is on the Board of Directors of the Shinzen Japanese Gardens and they have a volunteer program for the third Saturday of the month, they are asking for volunteers to give approximately two to three hours to help, noting the garden requires very detailed work and they are looking for those that have specific talents in pruning, etc.

Mr. Jensen expressed his thanks to Mr. Welton and Mr. Franco noting their volunteerism and participation as citizen statesmen; and acknowledged Mr. Welton and Mr. Franco's desire to maximize investment and employment in this area as well as to protect property.

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CLOSED SESSION

A Closed Session was not convened.

ADJOURNMENT

Adjourned Board Meeting at 7:25 pm

Motion by: Williams Second by: Fowler
Ayes: Spina, Williams, Groom Rastegar, Goodwin, Fowler, Burleson
Noes: None
Abstentions: None
Absentees: None



BOB VAN WYK
GENERAL MANAGER/SECRETARY



DATE