

**ACTION SUMMARY MINUTES**  
**MINUTES OF THE REGULAR MEETING OF**  
**THE BOARD OF DIRECTORS OF THE**  
**FRESNO METROPOLITAN FLOOD CONTROL DISTRICT**  
**HELD WEDNESDAY, SEPTEMBER 26, 2012**

Pursuant to notice, the Regular Meeting of the Board of Directors of the Fresno Metropolitan Flood Control District was held Wednesday, September 26, 2012 at 6:00 p.m. at the FIVE Restaurant at 1110 E. Champlain Drive; Fresno, California.

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

**DIRECTORS ABSENT:** Buzz Burleson

**STAFF, CONSULTANTS,**  
**OTHERS PRESENT:** Bob Van Wyk, General Manager  
Jerry Lakeman, District Engineer  
Alan Hofmann, Assistant District Engineer/Design  
Peter Sanchez, Operations Engineer  
Paul Merrill, Accounting Manager  
Frances Lopez, Office Manager  
Ricky Hara, Engineering Services Manager  
Esther Schwandt, Clerk to the Board

Lauren Layne, Assistant General Counsel;  
Baker, Manock & Jensen

Shari Hara, wife of Ricky Hara  
Carol Fowler, wife of Frank Fowler  
Ed Goodwin, husband of Barbara Goodwin  
Sharon Van Wyk, wife of Bob Van Wyk  
Kelley Sanchez, wife of Peter Sanchez

**PRESIDING:** Director Spina, presiding as Chairman called the meeting to order at 6:00 p.m. and Mr. Van Wyk led the Pledge of Allegiance.

The Board recessed at 6:01 pm and reconvened in regular session at 6:12 pm.

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**2. REPORT OF THE GENERAL MANAGER:**

Mr. Van Wyk reported on the following: (1) he distributed a thank you letter to the District from Valley Crime Stoppers dated August 29, 2012; (2) The State of the County Breakfast will be held tomorrow morning at 6:45 am for those Board Members who have indicated they were able to attend; (3) the District will be conducting a Blood Drive tomorrow afternoon and invited those Board Members who are able to join District staff in donating blood; and (4) he requested Jerry Lakeman report on a trench failure on Fowler Avenue; Mr. Lakeman distributed and reviewed information on the matter that happened approximately one week ago.

**3. APPROVAL OF MINUTES: Meetings of September 12, 2012 and  
September 13, 2012**

**Approved as Recommended**

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

**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 of Payment Resolution of Agreement 754(D)-AD/AE, Site Plan Review No. 91-61 DLM Partners/Site Plan Review No. 2010-020, James Fisher (KidsKare) (Figarden Drive and Tamera Avenue)
- c. Report of Pollutant Discharge Incidents, August 2012
- d. Report on JPIA Worker's Compensation Program Risk Assessment of District Facilities and Operations

Mr. Lakeman noted staff requests Agenda item 8b be pulled, he stated staff will bring that item back to the Board at a subsequent meeting.

**Approved as Recommended, pulling Agenda Item 8b**

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

- b. **Authorization to Execute Standard Credit Agreement, Fancher Creek Town Center Project, Drainage Area "BO", Fancher Creek Properties, LLC**

**Staff recommends this item be pulled and no action be taken.**

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

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

- a. **Report on Board of Directors Attendance at Various Meetings; San Joaquin River Conservancy (SJRC), Director Goodwin**

**Recommend Director Goodwin give a verbal report of the San Joaquin River Conservancy Board Meeting held on September 12, 2012.**

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

Director Goodwin gave a verbal report.

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

**9. Adoption of Resolution Honoring Ricky M. Hara's Thirty Years of District Service**

**Recommend the Board of Directors adopt a Resolution of Appreciation acknowledging Mr. Hara's 30 years of dedicated service to the District.**

Mr. Van Wyk acknowledged Mr. Hara's longevity, experience and strong work ethic with the District.

**Approved as Recommended, Adopting Resolution No. 2012-751**

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

Mr. Lakeman acknowledging Mr. Hara's longevity and history with the District, and Mr. Hara's enthusiasm for sports, challenged Mr. Hara with San Francisco Giants trivia questions.

The Board recessed at 6:33 pm and reconvened in regular session at 7:02 pm.

Mr. Hofmann acknowledged Mr. Hara's conviction and confidence on matters that involve his department and his expertise on the District's Drainage Fee Ordinance.

Mr. Sanchez also acknowledged Mr. Hara and congratulated him on his 30 years with the District.

Director Goodwin acknowledged all the work Mr. Hara did to review the Drainage Fees and the great public service that he has provided to the community.

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Mr. Spina presented Mr. Hara with the framed Resolution and thanked Mr. Hara for his 30 year service to the District. Mr. Van Wyk presented his thanks and a bouquet of flowers to Mr. Hara's wife Shari.

Mr. Hara expressed his thanks to his wife and acknowledged his mentors, Doug Harrison, Rick Anderson, Peter Sanchez, Alan Hofmann, Jerry Lakeman and Bob Van Wyk.

**REPORT OF GENERAL COUNSEL**

There were no items reported.

**CLOSED SESSION**

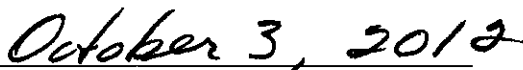
A Closed Session was not convened.

**ADJOURNMENT**

**Adjourned Board Meeting at 7:19 pm**

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

  
\_\_\_\_\_  
BOB VAN WYK  
GENERAL MANAGER-SECRETARY

  
\_\_\_\_\_  
DATE