

ACTION SUMMARY MINUTES
MINUTES OF THE REGULAR MEETING OF
THE BOARD OF DIRECTORS OF THE
FRESNO METROPOLITAN FLOOD CONTROL DISTRICT
HELD WEDNESDAY, JANUARY 13, 2016

Pursuant to notice, the Regular Meeting of the Board of Directors of the Fresno Metropolitan Flood Control District was held Wednesday, January 13, 2016 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: Mike Rastegar, Chairman
Barbara Goodwin, Vice-Chairman
Jennette Williams
Roy Spina
Kendall Groom
Frank Fowler
Buzz Burleson

DIRECTORS ABSENT: None

STAFF, CONSULTANTS,
OTHERS PRESENT: Alan Hofmann, General Manager-Secretary
Peter Sanchez, District Engineer
Debbie Campbell, Design Engineer
Brent Sunamoto, Operations Engineer
Paul Merrill, Finance Manager
Karyn Kruser, Staff Analyst
Carol Gerking, Staff Analyst
Esther Schwandt, Clerk to the Board

Ken Price, Assistant General Counsel;
Baker, Manock & Jensen

Jeff Roberts, Granville Homes

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

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2. REPORT OF THE GENERAL MANAGER:

Mr. Hofmann reported on the following: (1) ACWA/JPIA has appointed Director Groom to their Finance Committee, and District Legal Counsel, Doug Jensen and Lauren Layne have been appointed to the Legal Affairs and State Legislative Committees; (2) staff distributed copies of numerous Fresno Bee Articles (as attached to these Board Minutes), and staff has participated in various interviews all regarding “EL Nino’s” effect on the District’s facilities and the District’s preparedness; (3) he reported of the unfortunate incident of a body of a man found in Basin “EF” (Barstow & Cornelia); he stated staff cooperated with law enforcement with respect to this incident; (4) he requested the District’s Operations Engineer, Brent Sunamoto, brief the Board as to the current rainfall totals; Mr. Sunamoto reviewed graphs showing the current amount, noting since October 1, 2015 we are currently at 6.48 total inches of rainfall; (5) as a member of CSDA, Mr. Hofmann stated he has been working with a local group to develop a local chapter of the CSDA, which would enable us to host trainings here in the valley, rather than having to send Board Members and staff out of the area; he then distributed a copy of an upcoming Workshop regarding AB 1825 Sexual Harassment Prevention for Staff and Elected Officials and Understanding Board Member and District Liability Issues, scheduled for March 2, 2016 to be held at the Clovis Veterans Memorial District, and he encouraged Board Members to attend; he requested they notify the Clerk to the Board as to their availability to attend; he also noted as CSDA members, the District is entitled to AB 1234 Ethics Compliance Training Online free of charge; (6) the District’s Executive Staff Planning Retreat has been scheduled for February 8th – 10th; (7) he announced the resignation of a District Accountant, and stated staff is now advertising for a replacement for this position; and (8) he showed a short video prepared by the Kings Basin Water Authority entitled, “Kings Basin California Water Supply/Land Use Planning”.

3. APPROVAL OF MINUTES: November 9, 2015

Due to their absence at the November 9, 2015 Board Meeting, Director Rastegar, Williams, and Fowler abstained.

Approved as Recommended

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

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3. APPROVAL OF MINUTES: December 16, 2015

Due to her absence at the December 16, 2015 Board Meeting, Director Goodwin abstained.

Approved as Recommended

Motion by: Williams Second by: Spina
Ayes: Rastegar, Williams, Spina, Groom, Fowler & Burleson,
Noes: None
Abstentions: Goodwin
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. CONTINUED PUBLIC HEARING:

Adoption of Resolution Amending the Storm Drainage and Flood Control Master Plan and Amending the Schedule of Drainage Fees, Surcharges and Costs for Local Drainage Area "DN" (2016 Rate Schedule)

It is recommended that the Board of Directors adopt the Resolution attached to the Board Memorandum establishing a surcharge fee schedule for a portion of Drainage Area "DN".

Ms. Campbell distributed an amended Resolution to the Board of Directors. She noted the proposed changes include an adjustment to the surcharge pipe for areas east of Willow Avenue and a portion of a subdivision near Friant Road.

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Director Rastegar opened the Hearing for Public Comment at 6:20 pm.

Mr. Jeff Roberts, representing Granville Homes as the managing partners of Copper River Ranch, addressed the Board, stating they agree with staff recommendation and expressed their appreciation of the staff's work on this item and the extra time allotted by the Board for consideration of this item.

There being no further public comment, the Public Comment portion of the Hearing was closed at 6:23 pm.

Approved as Recommended, Adopting the Amended Resolution No. 2016-840

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

8. CONSENT CALENDAR:

- a. Adoption of Resolution Adopting the Restated District 401(a) Money Purchase Pension Plan
- b. Authorization to Execute Standard Developer Agreement, Tract 6117, Drainage Area "7D" (Alluvial & Armstrong), De Young Properties
- c. Report of Public Concerns, December 2015
- d. Report on Drainage Fee Time Payment Agreements, October-December 2015

Approved as Recommended

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

9. Authorization to Award a Contract for Delivery and Installation of Financial Management Software

It is recommended the Board of Directors consider the proposals and information provided, including any respondent testimony, and award a contract for the purchase and installation of Caselle Financial Management software system for ten (10) users. It is further recommended staff be authorized to execute the Software License Agreement in the amount of \$67,581 and a Software Maintenance Agreement in the amount of \$1,365 per month.

Mr. Price requested the Board's authorization be contingent upon the successful negotiation of a contract as approved by District Legal Counsel.

Approved as Recommended, Contingent upon the Successful Negotiation of a Contract as approved by District Legal Counsel

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

10. Authorization to Submit Letter of Intent to Apply for Fansler Foundation Grant to Refurbish Trolley Car and Install Shade Structure over Trolley Car, Trolley Creek Park, Basin "Y" (Huntington & Helm)

It is recommended that the Board of Directors authorize staff to send the Letter of Intent to apply for Fansler Foundation Grant to Refurbish the Trolley Car and Install Shade Structure over Trolley Car as outlined within the Board Memorandum.

Responding to Director Spina's question, Mr. Hofmann stated should the District not receive a grant, the refurbishing of the Trolley Car would have to be budgeted in next year's Budget.

Approved as Recommended

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

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

Director Spina requested staff review the Board Requests & Assignments Form for updating, noting there are several older items that should either be completed or are no longer applicable and, therefore, should be deleted.

REPORT OF GENERAL COUNSEL

There were no items reported.

CLOSED SESSION

Mr. Hofmann stated while the following Closed Session item was scheduled, at this time, staff and Legal Counsel do not believe there is a need for a Closed Session this evening:

13. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to sub-division (d) of Gov. Code Section 54956.9:

(Number of Potential Cases: 1)

A Closed Session was not convened.

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ADJOURNMENT

Adjourned Board Meeting at 6:36 pm

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



ALAN HOFMANN
GENERAL MANAGER-SECRETARY

1/27/16

DATE