

ACTION SUMMARY MINUTES
MINUTES OF THE REGULAR MEETING OF
THE BOARD OF DIRECTORS OF THE
FRESNO METROPOLITAN FLOOD CONTROL DISTRICT
HELD WEDNESDAY, APRIL 27, 2016

Pursuant to notice, the Regular Meeting of the Board of Directors of the Fresno Metropolitan Flood Control District was held Wednesday, April 27, 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
Daniel Rourke, Environmental Resources Manager
Karyn Kruser, Staff Analyst
Mark Will, Engineer
Andrew Remus, Staff Analyst
Gurjot Chahal, Engineer
Brandy Swisher, Staff Analyst

Esther Schwandt, Clerk to the Board

Doug Jensen, General Counsel; Baker, Manock & Jensen

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

**FMFCD BOARD MEETING MINUTES
WEDNESDAY, APRIL 27, 2016
PAGE 2 OF 7**

2. REPORT OF THE GENERAL MANAGER:

Mr. Hofmann reported on the following: (1) a Priorities & Programming Committee has been scheduled for Tuesday, May 10, 2016 to begin the review of the 2016-2017 Budget documents; and he noted at the next Board Meeting staff will bring the proposed Budget schedule for the Board's approval; (2) staff distributed a memorandum dated April 21, 2016 from Brent Sunamoto, Operations Engineer, addressing the questions Director Burleson had regarding the District's sound attenuated pumps; (3) the Board Requests & Assignments Form had been distributed to the Board; at the request of Director Spina, staff recently reviewed items on the list for relevance; and (4) next week Director Groom would be attending the Joint Powers Insurance Authority Board Meetings, and the General Manager would be attending the Joint Powers Insurance Authority Board Meetings as well, along with the Association of California Water Agencies Conference in Monterey; he stated during his absence, Mr. Sanchez would be overseeing the District.

3. APPROVAL OF MINUTES: Meetings of April 6, 2016 and April 13, 2016

Approved as Recommended

Motion by: Williams Second by: Goodwin
Ayes: Rastegar, Goodwin, Williams, Spina, Groom, 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.

**FMFCD BOARD MEETING MINUTES
WEDNESDAY, APRIL 27, 2016
PAGE 3 OF 7**

7. PUBLIC HEARING:

There were no Public Hearings scheduled.

8. CONSENT CALENDAR:

- a. Authorization to Execute Renewal Lease for Agricultural Use of Fancher Creek Reservoir, Bonner Sample
- b. Authorization to Sign Basin Use Soccer Agreements, Central Valley Soccer Alliance, Basins "H" (Del Mar & Mesa); "I" (Bullard & Teilman); "M" (San Jose e/o First); "C" (Ashlan & Barton), and East Fresno Youth Soccer League, Basin "C" (Ashlan & Barton)
- c. Engineer's Third Quarter Report of Developer Agreements, January 2016 through March 2016
- d. Ratification of Expenditures, Report of Fund Balances and Activity, March 2016
- e. Report of Groundwater Recharge Activity in District Basins for 2015 Recharge Year
- f. Report of Pollutant Discharge Incidents, March 2016

Approved as Recommended

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

**FMFCD BOARD MEETING MINUTES
WEDNESDAY, APRIL 27, 2016
PAGE 4 OF 7**

- 9. Adoption of Resolution Authorizing General Manager to Execute an Agreement with High Speed Rail Authority for Reimbursement of District Costs Related to Real Estate Transactions and Payment of Drainage Fees; Basins “CE” (American & Maple), “EE” (McKinley & West), “EH” (Golden State & Herndon) and “RR₂” (Belmont Circle)**

It is recommended the Board of Directors adopt the Resolution attached to the Board Memorandum authorizing the General Manager to execute an agreement with the Authority to reimburse the District for certain District costs associated with real estate transactions and their payment of drainage fees.

Approved as Recommended, Adopting Resolution No. 2016-847

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

- 10. This Item was Pulled**

As this item was pulled, no action was taken.

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

- a. Recommendation from Community Relations Committee:**

- (1) Approval of the District’s 60th Anniversary Recognitions**

It is the recommendation of the Community Relations Committee that the Board of Directors select activities from the list of proposed public recognition and outreach activities to commemorate the District’s 60th anniversary, and authorize staff to move forward with their implementation.

Discussion was carried among Board Members and staff with respect to the proposed taglines as outlined in the Board Memorandum.

**FMFCD BOARD MEETING MINUTES
WEDNESDAY, APRIL 27, 2016
PAGE 5 OF 7**

(1) The Board approved staff moving forward with all of the proposed public recognition and outreach activities as outlined in the Board Memorandum; (2) The Board selected the Tagline “Capturing stormwater since 1956”; and (3) The Board recommended staff use the other proposed Taglines as captions under the photographs in the Four-page Fresno Bee newspaper insert, and insure we tell the story of the photograph as to what the situation was and how the situation has now been remedied.

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

(2) Authorization to Print the Spring 2016 Issue of the Flood Line Newsletter

It is the recommendation of the Community Relations Committee that the Board of Directors approve the publication of the Spring 2016 issue of the Flood Line newsletter, as reviewed and approved at the April 11, 2016 meeting of the Community Relations Committee.

Ms. Swisher noted the only change that will be made to the submitted newsletter was the picture of staff employee Jason Clark. Mr. Clark has requested his photo be switched to a photo of his family.

Approved as Recommended

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

b. Report on Board of Directors Attendance at Various Meetings:

**(1) Association of Metropolitan Water Agencies (AMWA),
Director Burleson**

It is recommended (1) Director Burleson give a verbal report of the Association of Metropolitan Water Agencies (AMWA) held on April 7, 2016.

Director Burleson gave a verbal report.

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

**(2) Upper Kings Basin Integrated Regional Water Management
Authority (UKBIRWMA), Director Burleson**

It is recommended (2) Director Burleson give a verbal report of the Upper Kings Basin Integrated Regional Water Management Authority (UKBIRWMA) Board Meeting held on April 20, 2016.

Director Burleson gave a verbal report.

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

REPORT OF GENERAL COUNSEL

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

CLOSED SESSION

The Board then convened in Closed Session at 6:49 pm to consider the following litigation:

**FMFCD BOARD MEETING MINUTES
WEDNESDAY, APRIL 27, 2016
PAGE 7 OF 7**

- 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)

While the above item was scheduled, it was not discussed in Closed Session.

- 14. CONFERENCE WITH REAL PROPERTY NEGOTIATORS**
Gov. Code Section 54956.8
Property: 327-030-10 and APN 327-030-52
Agency Negotiator: Alan Hofmann
Negotiating Parties: Ronald Samuelson and Walker Family Partners
Under Negotiation: Price, terms of payment

The Board then convened in regular session at 6:59 pm. Mr. Jensen stated discussion was carried regarding the Real Property item; however, no reportable action was taken in Closed Session.

ADJOURNMENT

Adjourned Board Meeting at 7:00 pm

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



ALAN HOFMANN
GENERAL MANAGER-SECRETARY

5-5-16

DATE