

ACTION SUMMARY MINUTES
MINUTES OF THE REGULAR MEETING OF
THE BOARD OF DIRECTORS OF THE
FRESNO METROPOLITAN FLOOD CONTROL DISTRICT
HELD WEDNESDAY, MAY 25, 2016

Pursuant to notice, the Regular Meeting of the Board of Directors of the Fresno Metropolitan Flood Control District was held Wednesday, May 25, 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
Frank Fowler
Buzz Burleson

DIRECTORS ABSENT: Kendall Groom

**STAFF, CONSULTANTS,
OTHERS PRESENT:** Alan Hofmann, General Manager-Secretary
Debbie Campbell, Design Engineer
Brent Sunamoto, Operations Engineer
Paul Merrill, Finance Manager
Daniel Rourke, Environmental Resources Manager
Jarrod Takemoto, Rural Streams Manager
Andrew Remus, Staff Analyst
Esther Schwandt, Clerk to the Board

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

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

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2. REPORT OF THE GENERAL MANAGER:

Mr. Hofmann reported on the following: (1) he distributed copies of two Fresno Bee Letters to the Editor, one dated May 17, 2016 entitled, "Dog Etiquette for Ponding Basins" and one dated May 22, 2016 entitled, "We have so much to do in Fresno" both regarding dog parks in District basins; (2) he reported the Mayor's State of the City Address is scheduled for June 15, 2016 and the Clerk to the Board would be contacting the Board Members as to their availability to attend; (3) he noted one Board Meeting that was inadvertently left off the bottom of this Agenda was a Regular Board Meeting on Wednesday, June 15, 2016; (4) he has been confirmed and accepted on the ACWA Federal Affairs Committee; and (5) he gave the Board a brief update on his and Mr. Remus' attendance at the CSDA Legislative Days in Sacramento.

3. APPROVAL OF MINUTES: None Submitted

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.

8. CONSENT CALENDAR:

- a. Acceptance of Quarterly Investment Report, First Quarter
- b. Authorization to Enter into Reimbursement Agreement for Construction of Master Plan Facilities, City of Clovis, Willow Avenue Improvement Project, Drainage Area "CZ" (Willow n/o Alluvial)

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- c. Authorization to Execute Standard Developer Agreement, Tract 6107, Drainage Area "DP" (Shaw & Highland) Lennar Fresno, Inc.
- d. Award of Contract "AB-47", Installation of Check Valve (Lead & La Costa)
- e. Confirmation of Existing FMFCD Investment Policy
- f. Ratification of Expenditures, Report of Fund Balances and Activity, April 2016
- h. Report on Pollutant Discharge Incidents, April 2016

Directors Burleson and Rastegar requested Agenda Item 8g be pulled.

Approved as Recommended

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

g. Report on Other Post Employment Benefit (OPEB) Investment Returns

The report is intended to be informational only. No action is required of the Board of Directors unless specific direction is to be given to staff.

Mr. Merrill reported Director Burleson had pointed out a discrepancy in the report; specifically, on May 28, 2014 the Board of Directors had voted to move from a "Moderate" selected performance to a "Balance" selected performance. However, according to the report it shows the District is still in a "Moderate" performance. Mr. Merrill stated staff will be contacting and reviewing this discrepancy with the representatives of PARS. Mr. Hofmann stated staff has done a quick review of this item, and from the District's administrative record, PARS was given direction to change to the "Balance" selected performance. Mr. Hofmann stated he will insure PARS understands that had the District benefited in being in the "Balance" selected performance, PARS will have a fiduciary responsibility to make the District whole. Noting he will be asking for PARS to give the District a report as to how the District would have done under both scenarios and will report this back to the Board for a determination as to a plan of action.

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Director Rastegar requested information from PARS as to how their fees are different from CalPERS beginning from inception of the District's Plan to the present.

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

9. Authorization to Execute Fill Agreement, City of Clovis, Big Dry Creek Detention Basin (Ashlan & State Route 168)

It is recommended that the Board of Directors authorize staff to execute a fill agreement with the City of Clovis for the site identified in the Board Memorandum.

Director Fowler requested in the future, he would recommend staff include in the Board Memorandum the costs, and what the District's share would be. Director Rastegar concurred, noting additional information in the Board Memorandum regarding the agreement would have been helpful.

Approved as Recommended

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

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

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

- (1) Association of California Water Agencies/Joint Powers Insurance Authority (ACWA/JPIA) 2016 Spring Conference Monterey, California, Director Groom**

It is recommended Director Groom give a verbal report of the Association of California Water Agencies/Joint Powers Insurance Authority (ACWA/JPIA) 2016 Spring Board of Directors' Meeting held on May 1-3, 2016 in Monterey California.

In the absence of Director Groom, Mr. Hofmann gave a brief report.

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

REPORT OF GENERAL COUNSEL

No items were reported.

CLOSED SESSION

Mr. Price 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:

12. **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.

ADJOURNMENT

Adjourned Board Meeting at 6:26 pm

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



ALAN HOFMANN
GENERAL MANAGER-SECRETARY

6/3/16

DATE