



WATER AND POWER

744 W. 20th Street (95340)
P.O. Box 2288 - Merced, CA 95344-0288
(209) 722-5761

BOARD OF DIRECTORS

Tim Pellissier, *President - Division 1*
Scott Koehn - *Division 2*
David Long, *Vice President/Secretary - Division 3*
Kevin Gonzalves - *Division 4*
Billy Pimentel - *Division 5*

John Sweigard - *General Manager*
Phillip McMurray - *General Counsel*

**MERCED IRRIGATION DISTRICT
BOARD OF DIRECTORS MEETING**

Tuesday, January 7, 2014
10:00 A.M.

MERCED CIVIC CENTER
678 W. 18th Street
Merced, CA 95340

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

CONSIDER CORRECTIONS OR ADDITIONS TO THE AGENDA

The Board will consider corrections or additions to the agenda of items requiring immediate action that have come to the attention of the Board after posting of the agenda.

OPPORTUNITY FOR PUBLIC COMMENT (5 minutes per speaker)

Interested persons in the audience are welcome to introduce any topic within the District's jurisdiction. Matters presented under this heading may be discussed but no action will be taken by the Board at this meeting.

CONSENT CALENDAR

All matters listed under Consent Calendar are considered routine by the Board of Directors and will be adopted by one action of the Board unless any Board Member has any question or wishes to make a statement or discuss an item. In that event, the President of the Board will remove that item from the Consent Calendar and place it for separate consideration.

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|---------------------------------|-------------------|
| 1. Board Meeting Minutes | December 12, 2013 |
| 2. Cash Transaction Report | November 2013 |
| 3. Treasurers Report | November 2013 |
| 4. Written Disbursement Request | No. 62 |
| 5. Withdrawal Request | No. 827 and 828 |

ACTION ITEMS

1. **BOARD OFFICER ELECTIONS:** Election of Officers.
2. **COMMITTEE/OTHER APPOINTMENTS:** Appointment of Board Members to serve the following:
 - a. Finance/Administration Committee

- b. Capital/Operations and Maintenance Committee
- c. Parks and Recreation Committee
- d. Risk Management
- e. ACWA/JPIA
- f. MID Foundation
- g. Walnut Energy Center Authority

3. **RESOLUTION NO. 2014-01**: The Board of Directors will review and consider adoption of Resolution No. 2014-01 amending lease agreement with AT&T/New Cingular Wireless PCS, LLC for facilities on MID's communication tower at Exchequer Village. (Ouchley)

REPORT ITEMS

- 1. Water Operations Report (Kelly)
- 2. Energy Resources Report (Ouchley)

CLOSED SESSION

- 1. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION** – One (1) case – Federal Energy Regulatory Commission - Relicensing of the Merced River Hydroelectric Project, pursuant to Government Code section 54956.9(b)
- 2. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION** – Three (3) cases - pursuant to Government Code Section 54956.9(a).
 - Gallo Cattle Company v. Merced Irrigation District, et al., Merced Superior Court Case CV001051
 - Gallo Cattle Company v. Merced Irrigation District, Merced Superior Court Case CV003031
 - Merced Irrigation District v. County of Mariposa
Merced Superior Court; Case CV002888
US District Court Eastern District of California; Case 1:12-cv-01645-LJO-SKO

ADJOURNMENT

Posted: Friday, January 3, 2014 at 10:00 A.M.

NOTE: No action may be taken on any items not appearing on this agenda unless:

- : There is a finding of an emergency situation by majority.
- : A two-thirds vote of the legislative body or a unanimous vote if less than two-thirds of the members are present.
- : An item was properly posted, but carried over for five days.

Any materials that are public records that relate to an agenda item, and are distributed to the board of directors less than 72 hours prior to the meeting shall be available for public inspection at the offices of the Merced Irrigation District, 744 W. 20th Street, Merced, CA during normal business hours. Additionally, any materials presented during open session are available for public inspection at the same address.