



**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*

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

**MERCED IRRIGATION DISTRICT  
BOARD OF DIRECTORS MEETING**

**Thursday, January 3, 2013**

**11:00 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.

**CLOSED SESSION**

1. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION** – pursuant to Government Code Section 54956.9(a).  
*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*
2. **CONFERENCE WITH LABOR NEGOTIATOR**, pursuant to Government Code Section 54957.6.  
Agency Negotiators: John Sweigard, General Manager  
Phillip McMurray, General Counsel  
Jennifer Carter, Director of Administrative Services  
Employee Organization : International Brotherhood of Electrical Workers (“IBEW”)

## 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 18, 2012 |
| 2. Cash Transaction Report      | November 2012     |
| 3. Treasurers Report            | November 2012     |
| 4. Written Disbursement Request | No. 50            |
| 5. Withdrawal Request           | No. 815 and 816   |
| 6. Out of State Travel Request  | 2013-01           |

## ACTION/DISCUSSION ITEMS

1. **WATER RESOURCES AND PARKS AND RECREATION FINANCIALS**: The Board of Directors will consider financial analysis and provide direction to the Finance and Administration Committee. (Sweigard)

## REPORT ITEMS

2. Water Resources Report (Eltal)
3. Energy Resources Report (Ouchley)

## DIRECTOR REPORTS/UPDATES

## ADJOURNMENT

**Posted: Friday, December 28, 2012 at 9:30 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.