



**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**

Tuesday, November 5, 2013  
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.

**PUBLIC HEARING**

To receive public input regarding the adoption of Merced Integrated Regional Water Management Plan.

**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.

- |   |                           |
|---|---------------------------|
| 1. Board Meeting Minutes                          | September 3, 2013         |
| 2. Written Disbursement Request                   | No. 59 and 60             |
| 3. Withdrawal Request                             | No. 824 and 825           |
| 4. Treasurers Report                              | August and September 2013 |
| 5. Cash Transaction Report                        | August and September 2013 |
| 6. MID Foundation – Ratification of Board Members | Resolution No. 2013-30    |

## **ACTION ITEMS**

1. **RESOLUTION NO. 2013-31**: The Board of Directors will review and consider adoption of Resolution No. 2013-31 establishing the price of available supplemental winter water supplies.
2. **RESOLUTION NO. 2013-32**: The Board of Directors will review and consider adoption of Resolution No. 2013-32 adopting the Merced Integrated Regional Water Management Plan, as well as Notice of Exemption relating thereto. (Eltal)
3. **CLAIMS**: The Board of Directors will review and consider a claim filed by Domingos Correia for almond loss at 6342 N. Washington, Livingston, CA. (Carter)
4. **CLAIMS**: The Board of Directors will review and consider a claim filed by Stan Silva for landscaping damage at 12255 W. Mangolia. (Carter)
5. **CLAIMS**: The Board of Directors will review and consider a claim filed by Brian Forest for windshield replacement. (Carter)
6. **INVESTIGATION**: The Board of Directors will review and consider request for investigation received by District growers in letters dated September 3, 2013.

## **REPORT ITEMS**

1. Water Operations Report (Kelly)
2. Energy Resources Report (Ouchley)
3. Parks and Recreations Report (Mills)
4. RPS Bill Update (Jensen)
5. Hydro Transition Update (Ouchley)
6. Forensic Audit Report
7. Quarterly Financial Review (Stubbert)

## **CLOSED SESSION**

1. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION** – One (1) case – pursuant to Government Code section 54956.9(b)
2. **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)
3. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION** – Title: General Manager, pursuant to Government Code Section 54957.

## **ACTION/DISCUSSION ITEMS**

7. **CONTRACT**: The Board of Directors will review and consider renewal/extension to the General Managers contract.

## **ADJOURNMENT**

**Posted: Wednesday, October 30, 2013 at 4:00 P.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.