

MERCED IRRIGATION DISTRICT**APPROVED MINUTES**

April 16, 2013

The Board of Directors of the Merced Irrigation District met on the above date, pursuant to notice, at 10:00 A.M. in the City Council Chambers.

PLEDGE OF ALLEGIANCE

Roll call showed the following Board members present:

Directors:

Tim Pellissier	<i>President - Division 1</i>
Dave Long	<i>Vice President-Division 3</i>
Kevin Gonzalves	<i>Division 4</i>
Billy Pimentel	<i>Division 5</i>

The following Director was not present:

Director:	Scott Koehn	<i>Division 2 - excused</i>
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The following MID Employees were also present:

General Manager	John Sweigard
General Counsel	Phillip McMurray
Deputy General Manager, Water Supply/Rights	Hicham Eltal
Deputy General Manager, Water Resources	Bryan Kelly
Deputy General Manager, Energy Resources	Don Ouchley
Director of Administrative Services	Jennifer Carter
Director of Finance	Brian Stubbert
Public and Government Relations Officer	Mike Jensen
Director of Parks and Recreation	James Mills
Manager of Water Operations	John Wiersma
Information Technology Manager	Jesse Kilgore
Executive Assistant to General Manager	Crystal Guintini

CORRECTIONS OR ADDITIONS TO THE AGENDA

General Counsel McMurray requested the Board of Directors add one action item to the Board's open session action/discussion agenda regarding a claim for damages recently received; add one item to the closed session agenda regarding anticipated litigation pursuant to Govt. Code §54956.9(d)(2); and remove the existing LaCava litigation from the closed session agenda. Mr. McMurray also requested that the closed session be held immediately after the Board's consideration of the Consent Calendar rather than its usual spot near the end of the Board's meeting. On a motion by Director Long to amend the agenda as requested, seconded by Director Pimentel, the Board unanimously approved the amendments to the agenda.

PUBLIC COMMENT

None

CONSENT CALENDAR

1. Board Meeting Minutes April 2, 2013 and April 9, 2013

On a motion by Director Long, seconded by Director Pimentel, the Board unanimously approved the Consent Calendar items.

CLOSED SESSION

At 10:03 A.M., President Pellissier announced that the Board would adjourn to closed session. General Counsel McMurray reported that the Board would meet with counsel to discuss one (1) matter of anticipated litigation pursuant to Government Code §54956.9(d)(2).

At 10:05 A.M., President Pellissier convened the closed session with Board members Gonzalves, Long, Pellissier and Pimentel present. At 10:36 A.M., the Board returned to open session. Mr. McMurray reported that the Board met with counsel in closed session and provided staff with direction, but took no action.

ACTION/DISCUSSION ITEMS

Director of Administrative Services Carter requested the Board of Directors consider a claim filed by Mr. William Haeling for damage to his houseboat after the marina dock broke lose during heavy winds on April 8, 2013. Ms. Carter made a recommendation to deny the claim and forward to ACWA/JPIA for further review and disposition. On a motion by Director Long, seconded by Director Pimentel, the Board unanimously denied the claim and referred the claim to ACWA/JPIA for further investigation and disposition.

Director of Finance Stubbert requested the Board of Directors consider adoption of Resolution No. 2013-12 adopting the District's Operating and Capital Budget for 2013-2014. Mr. Stubbert reviewed the process of developing the 2013-2014 Operating and Capital Budget, including a review of the various Board, Finance and Administration Committee, and Parks and Recreation Committee meetings at which the draft budget had been presented, reviewed and edited. Mr. Stubbert indicated that since the draft budget was presented to the Board on February 19, 2013, no public comments have been received.

Mr. Stubbert also reviewed and discussed his memorandum to the Board which summarizes revisions staff has made to the Water Resources, Energy Resources and Parks and Recreation Departments budgets since the draft budget was reviewed by the Board on February 19, 2013. Mr. Stubbert indicated that the changes were made in anticipation of the low water levels at Lake McClure this year. Mr. Stubbert answered a number of questions regarding the budget and the memorandum, and the Board had further discussion of the budget and the public review process.

Mr. Gonzalves indicated that the minutes from the Board's Finance and Administration, and Parks and Recreation Committees should be available to the public on the District's website. General Counsel McMurray indicated that all Committee minutes are regularly posted on the District's website, as are the minutes from the Board of Directors. Mr. Stubbert recommended the Board adopt Resolution No. 2013-12, adopting the 2013-2014 Operations and Capital Budget. Director Long made a motion to adopt Resolution No. 2013-12, seconded by Director Pimentel. Motion approved by the following vote:

Ayes:	Directors:	Long, Pellissier, Pimentel
Noes:	Directors:	Gonzalves
Abstain:	Directors:	None
Absent:	Directors:	Koehn

Deputy General Manager, Water Right/Supply Eltal requested the Board of Directors adopt Resolution No. 2013-13 authorizing of acceptance of a Water Security, Clean Drinking Water, Costal and Beach Protection Act of 2002, Proposition 50, DWR grant on behalf of MAGPI for the development of a Water Resources Model ("Model"). Mr. Eltal indicated that adoption of the proposed resolution will allow MID, on behalf of MAGPI, to receive grant funds from the State. MID and the City of Merced will use the funds to pay for the majority of the costs associated with developing a groundwater basin model for the region underlying the MID. The Model will allow the basin users and future managers to rely on an unbiased Model based on a scientific foundation to assess the basin and acceptable practices related to groundwater, and can be used as a tool to assess environmental impacts of FERC and State Water Resources Control Board ("SWRCB") decisions impacting the basin. The District is partnering with the City of Merced for the 50% local cost share at \$250,000 each for a total local of \$500,000. With DWR contribution of \$00,000, the overall cost of the effort is \$1,000,000. Director Long made a motion to approve Resolution No. 2013-13, seconded by Director Gonzalves; the Board unanimously approved Resolution No. 2013-13.

Deputy General Manager, Water Resources Kelly presented the Water Statistics Report for April 16, 2013. Mr. Kelly stated the 2013 forecast assumptions include 12,500 acre feet for the October pulse flow, 36,000 acre feet for the District's supplemental groundwater supply pool program, with no flood control releases. The 90% exceedence results provide reservoir peak around the end of April of approximately 523,000 acre feet with a peak elevation of 777 feet. Director Gonzalves inquired when the minimum pool of 115,000 acre feet at Lake McClure was last reached. Mr. Eltal responded in 1992. Mr. Kelly stated if minimum pool is reached, then all diversions are stopped immediately except for fish flows in the Merced River.

DIRECTOR REPORT

None

ADJOURNMENT

President Pellissier adjourned the meeting at 11:26 A.M.

The next scheduled Board of Directors meeting is Tuesday, May 7, 2013 at 10:00 A.M.



Dave Long, Vice President

APPROVED:



Tim Pellissier, President

Tim Pellissier, President