



WATER AND POWER

744 W. 20th Street (95340)
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(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, September 3, 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 AG Water Management Plan ("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.

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|---------------------------------|----------------|
| 1. Board Meeting Minutes | August 6, 2013 |
| 2. Cash Transaction Report | July 2013 |
| 3. Treasurers Report | July 2013 |
| 4. Withdrawal Request | No. 823 |
| 5. Written Disbursement Request | No. 58 |

ACTION/DISCUSSION ITEMS

1. **RESOLUTION NO. 2013-25**: The Board of Directors will review and consider adoption of Resolution No. 2013-25 adopting Merced Irrigation District 2013 Agriculture Water Management Plan and adopting Notice of Exemption relating thereto. (Eltal)
2. **RESOLUTION NO. 2013-26**: The Board of Directors will review and consider adoption of Resolution No. 2013-26 making changes to the District's Investment Policy. (Stubbert)
3. **(UNFINISHED BUSINESS) – SETTLEMENT**: The Board of Directors will review and consider participating in proposed settlement of litigation between two (2) District customers: Kevin and David Gonzalves, and Gary and Ken Nunes. – Item tabled from July 2, 2013 and August 6, 2013 meetings.
4. **CLAIM**: The Board of Directors will review and consider a claim filed by Delmar Nichols for property and tree loss at 13565 W. Peach Avenue, Livingston, CA. (Carter)
5. **CLAIM**: The Board of Directors will review and consider a claim filed by L. Reno Martinelli for vehicle damage. (Carter)
6. **CALIFORNIA ENERGY COMMISSION (“CEC”)**: The Board of Directors will review and consider approval of submission of the attestation of the veracity of the 2012 Annual Report to the California Energy Commission (“CEC”): Power Source Disclosure Program. (Ouchley)
7. **RESOLUTION NO. 2013-27**: The Board of Directors will review and consider adoption of Resolution No. 2013-27 adopting Addendum No. 1 to the Initial Study/Mitigated Negative Declaration for the “Tuttle Lateral Extension” Project. (Wiersma)
8. **ORDINANCE 2013-01**: The Board of Directors will review and consider adoption of Ordinance 2013-01 adopting fees for the Merced Irrigation District Drainage Improvement District (“MIDDID”) No. 1. (Wiersma)
9. **RESOLUTION NO. 2013-28**: The Board of Directors will review and consider adoption of Resolution No. 2013-28 authorizing execution of a pre-1914 winter flows transfer agreement with the United States Bureau of Reclamation for up to 4,000 AF in Bear Creek and adopting Notice of Exemption relating thereto. (Eltal)
10. **RESOLUTION NO. 2013-29**: The Board of Directors will review and consider adoption of Resolution No. 2013-29 authorizing execution of a pre-1914 winter flows transfer agreement with the United States Bureau of Reclamation for up to 9,000 AF in the Merced River and adopting Notice of Exemption relating thereto. (Eltal)

REPORT ITEMS

1. Water Operations Report (Wiersma)
2. Energy Resources Report (Ouchley)

CLOSED SESSION

ADJOURNMENT

Posted: Wednesday, August 28, 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.