

MERCED IRRIGATION DISTRICT
APPROVED MINUTES
REGULAR MEETING
November 20, 2012

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	Division 1
Gino Pedretti	Division 2
Dave Long	Division 3
Suzy Hultgren	President - Division 4

Roll call showed the following Board member excused absent:

Director:	Wil Hunter	Vice President - Division 5
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The following MID employees were also present:

General Manager	John Sweigard
General Counsel	Phillip R. McMurray
Director of Administrative Services	Jennifer Carter
Director of Finance	Brian Stubbert
Director of Parks	James Mills
Financial Analyst	Rigoberto Guzman
Interim Water Operations Manager/Sr. Engineer	John Wiersma
Public and Government Relations Officer	Mike Jensen
Purchasing Agent	Ross Hollinger
Executive Assistant to General Manager	Crystal Guintini
Administrative Coordinator	Ann-Marie Felsing

CORRECTIONS OR ADDITIONS TO THE AGENDA

General Counsel McMurray stated that since the time the agenda was posted, the District was served with a Summons and Complaint by the Gallo Cattle Company. Mr. McMurray requested that the closed session agenda be amended to reflect the change from anticipated litigation to pending litigation pursuant to Government Code §54956.9. On a motion by Director Long to amend the agenda as requested, seconded by Director Pellissier, the Board unanimously approved the amendment.

PUBLIC COMMENT

Director of Finance Stubbert introduced Ross Hollinger as the newly hired Purchasing Agent as of November 12, 2012. Prior to this new position, Mr. Hollinger worked for Twin Lake Management Company/MID Boat Yard and was also the General Manager for Water Resorts at the Lake McClure Marina. President Hultgren welcomed Mr. Hollinger to his new position at the District.

CONSENT CALENDAR

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|---------------------------------|------------------|
| 1. Board Minutes | November 6, 2012 |
| 2. Withdrawal Request | No. 814 |
| 3. Written Disbursement Request | No. 49 |

On motion by Director Pellissier, seconded by Director Long, the Board unanimously approved the consent calendar items.

ACTION/DISCUSSION ITEMS

Interim Water Operations Manager Wiersma addressed the Board of Directors regarding an award of contract for construction of the "Pipelining a Portion of the Garibaldi Lateral" project. Mr. Wiersma reviewed the project background including location and grant information. Mr. Wiersma explained some of the benefits of the project, including that the project will allow the District to increase efficiency of the system by increasing capacity and reducing seepage in the current facilities. Deputy General Manager of Water Resources Eltal added that the project will also give better service by applying aquatic herbicide for a better water quality to those using the Garibaldi Lateral system without having to be concerned of spilling to the Merced River.

Mr. Wiersma stated that the project was advertised for bid; which twelve bids were submitted and opened on November 13, 2012. The lowest conforming bidder was Rolfe Construction, who submitted a bid in the amount of \$1,217,340.00. Director Pedretti inquired if Rolfe Construction had completed any prior work for The District. Both Mr. Wiersma and Mr. Eltal confirmed that Rolfe Construction has completed prior work for The District. Mr. Wiersma stated staff's recommendation to award the job to Rolfe Construction. On a motion by Director Pellissier to award the job to Rolfe Construction, seconded by Director Long, the Board unanimously approved the motion.

Director of Finance Stubbert requested the Board of Directors review and consider adoption of Resolution No. 2012-35, execution of a Direct Payment Agreement with the California Department of Community Services and Development ("CSD").

After a brief explanation of the Home Energy Assistance Program ("HEAP") by Mr. Stubbert, and after answering questions from the Board, Director Long made a motion to adopt Resolution No. 2012-35, which was seconded by Director Pellissier. The Board unanimously adopted Resolution No. 2012-35.

REPORT ITEMS

Mr. Eltal reviewed the Water Statistics Report. The current elevation is at 738.11 feet and the storage is currently at 374,313 acre feet ("AF"), or 83% of average. The current inflow is 242 cubic feet per second ("CFS"). Rainfall is at 1.18 inches or 69% of average. Mr. Eltal stated that it is still very early to make a forecast for March 2013. Nevertheless, Mr. Eltal ran a 90% historical exceedence forecast of inflows and stated so far it looks like storage at Lake McClure is following the historic forecast and it should be at approximately 359,000 AF of storage in March 2013.

Mr. Eltal reported that flows on the Merced River were reduced by 45 cfs for a short time by water users downstream of District diversions. Water being released to the Westlands Water District pursuant to water transfer helped ensure compliance with minimum flow obligations. Mr. Eltal reported that the District had an exceptional 2012 water season. The District sold 315,000 AF of water and 6,000 AF to Sphere of Influence ("SOI") In comparison to the budgeted 275,000 AF for the season.

DIRECTOR REPORT

President Hultgren thanked The District staff for putting on the Grower's Appreciation Lunch that took place on November 16, 2012.

CLOSED SESSION

At 10:25am, President Hultgren announced that the Board would adjourn to closed session. General Counsel McMurray reported that the Board would meet with counsel at the District's office located at 744 W. 20th Street in Merced to meet with counsel and discuss closed session items as described on the amended agenda, and that the meeting would be adjourned from that location.

At 10:40am, President Hultgren convened the closed session with all Board members present (Director Hunter arrived for closed session). At 12:55pm, the Board returned to open session.

General Counsel McMurray reported that action was taken designating the General Manager, General Counsel and Director of Administrative Services as the District negotiators, and further designating Bruce Conhain as the District's Chief Labor Negotiator for labor negotiations with the International Brotherhood of Electrical Workers Local 1245. Staff will obtain a cost proposal from Mr. Conhain. The vote on the motion was as follows:

Ayes: Hunter; Hultgren; Long; Pellissier

Nays: None
Abstain: Pedretti

The Board also indicated its intent to award the General Manager a new employment contract. The vote on the motion was as follows:

Ayes: Hunter; Hultgren; Long; Pellissier
Nays: Pedretti
Abstain: None

General Counsel McMurray reported that the Board took no other action in closed session.

ADJOURNMENT


The meeting was adjourned at 12:58 P.M. President Hultgren adjourned the meeting.

The next scheduled Board of Directors meeting is Tuesday, December 4, 2012 at 10:00 A.M.

APPROVED:



Dave Long, Vice President



Tim Pellissier, President