

**MINUTES OF A SPECIAL MEETING  
OF THE BOARD OF DIRECTORS OF THE  
OLIVEHURST PUBLIC UTILITY DISTRICT**

November 24, 2009

The special meeting of the Board of Directors of the Olivehurst Public Utility District was called to order by President Patty at 6:00 p.m., at 1970 9<sup>th</sup> Avenue, Olivehurst.

**PLEDGE OF ALLEGIANCE**

Everyone was asked to stand and give the Pledge of Allegiance to the Flag of the United States of America.

**ROLL CALL**

Responding to roll call was: Director Morrison, Hollis, Dougherty, and Patty. Director Peebles was absent. Others present were:

Timothy R. Shaw                      General Manager

**CLOSED SESSION**

The Board adjourned to Closed Session at 6:02 p.m. to address the following:

- 1) Closed Session. Government Code 54957.6. Board to instruct District Labor Negotiators Shaw and Meith.
- 2) Closed Session. Government Code 54957.6. Board to instruct District Labor Negotiators Shaw and Meith regarding proposed Cafeteria Plan AKA Flexible Spending.
- 3) Closed Session. Anticipated Litigation. Government Code 54956.9(b). The Board shall meet in closed session with legal counsel to discuss a matter in which counsel has advised the Board there is a significant exposure to litigation. One potential case.

**MEETING RECONVENED**

The meeting reconvened at 7:34 p.m., and the following actions were taken.

- 1) A MOTION WAS MADE TO APPROVE A SUCCESSOR MOU BETWEEN OPUD AND THE MANAGEMENT AND PROFESSIONAL EMPLOYEES ASSOCIATION, AS PRESENTED. THE TERM OF THE SUCCESSOR MOU

IS NOVEMBER 24, 2009 TO NOVEMBER 24, 2010. THE MOTION PASSED AS FOLLOWS:

AYES, AND IN FAVOR THEREOF: DIRECTOR MORRISON, HOLLIS, DOUGHERTY, AND PATY.

ABSENT : DIRECTOR PEEPLES.

- 2) A MOTION WAS MADE TO APPROVE THE PROPOSED CAFETERIA PLAN AKA FLEXIBLE SPENDING, AS PRESENTED. THE MOTION PASSED AS FOLLOWS:

AYES, AND IN FAVOR THEREOF: DIRECTOR MORRISON, HOLLIS, DOUGHERTY, AND PATY.

ABSENT : DIRECTOR PEEPLES.

- 3) The Board conferred with legal counsel regarding a matter of anticipated litigation.

### **ADJOURNMENT**

As there was no further business to come before the Board at this time, the meeting was adjourned at 7:36 p.m.