

RUSSELL KAGEHIRO
President
Division V

TIM MAGGIORE
Vice President
Division III

LARRY ENOS, JR.
Director
Division I

MARK MAGGIORE
Director
Division II



FELIX MUSCO
Director
Division IV

CHARLES TUSO
Director
Division VI

JEFF BROWN
Director
Division VII

RICK GILMORE
General Manager
Secretary

AGENDA

Rescheduled Meeting

Tuesday, August 23, 2016

11:00 a.m.

Charles Spatafore Auditorium
7995 Bruns Road, Byron, CA

Members of the public may speak on any matter within the jurisdiction of the Byron Bethany Irrigation District by filling out a speaker request form, available at the Auditorium entrance, and submitting the speaker form to the District Secretary/General Manager. Comments not listed on the agenda will be taken during the "Public Comment" section of the agenda. Comments on matters listed on the agenda will be taken during consideration of that item.

This facility complies with the Americans with Disabilities Act. If any special accommodations are needed for you to participate, please contact the District Secretary/General Manager as soon as possible.

Agendas, agenda-packet materials, and other supporting documents are available for inspection at the District headquarters. A fee will be charged for copies.

Food will be available for staff and Board members during the half-hour before the Board meeting. If Board members are present, they will not discuss District business.

CALL TO ORDER – ROLL CALL

PLEDGE OF ALLEGIANCE

ADOPTION OF THE AGENDA

PUBLIC COMMENT (Please observe a three-minute time limit)

This section of the agenda is provided so that the public may express comments on any item within the District's jurisdiction not listed on the agenda. Board members may refer a matter to staff, or follow Board procedures to direct staff to place a matter of business on a future agenda. The public may express comments on agenda items at the time of Board consideration.

CONSENT CALENDAR

The following items are expected to be routine and non-controversial and can be acted on in one consolidated motion as recommended or may be removed from the Consent Calendar and separately considered at the request of any person.

1. Approve meeting minute summary of July, 2016.
2. Accept Treasurer's Report and Income Statements of July, 2016.
3. Review account reconciliations and approve Check Register and Purchase Journal of July, 2016.

REPORTS / DIRECTOR COMMENTS

4. Directors
 - General Manager
 - General Counsel

CLOSED SESSION

5.
 - a) Conference with General Counsel – Existing litigation pursuant to Section 54956.9, subdivision (d)(1) Byron-Bethany Irrigation District v. State Water Resources Control Board, Superior Court of California, County of Santa Clara - Case No. 1-15-CV-285182.
 - b) Conference with General Counsel – Existing litigation pursuant to Section 54656.9, subdivision (d)(1) Byron-Bethany Irrigation District v. Jess Family 1998 Trust, Superior Court of California, County of Alameda – Case No. RG 16821412.
 - c) Conference with General Counsel – State Water Resources Control Board Enforcement Action ENF01951 – Administrative Civil Liability Complaint regarding alleged unauthorized diversion of water from the intake channel to the Harvey O. Banks pumping plant.
 - d) Conference with General Counsel – Existing litigation pursuant to Section 54956.9, subdivision (d)(1) Byron Bethany Irrigation District v. State Water Resources Control Board, Superior Court of California, County of Sacramento – Case No. 34-2016-80002388.

RETURN TO OPEN SESSION

6. Report from Closed Session, if any, as required pursuant to Government Code Section 54957.1.

ADJOURNMENT