

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 Regular Meeting

Wednesday, November 9, 2016

9:00 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 for the month of October 2016.
2. Accept Treasurer's Report and Income Statements of October 2016.
3. Review account reconciliations and approve Check Register and Purchase Journal of October 2016.

4. Adopt Resolution 2016-12 authorizing execution of Amendment 2 for full load service with the Western Area Power Administration.
5. Authorize the General Manager to execute the Memorandum of Understanding with Contra Costa Water District, and other local water agencies, regarding the CALFED Bay-Delta Program Studies on the expansion of Los Vaqueros Reservoir.
6. Adopt Resolution 2016-11 authorizing execution of Cost Share Agreement with Contra Costa Water District for Los Vaqueros Reservoir Expansion Project Planning and authorizing related actions thereto.

#### **DISCUSSION/ACTION CALENDAR**

7. Consider approval of Capital Improvement Project 2017-2: Sub-surface drainage line rehabilitation project for a total cost not to exceed \$204,600. (Byron area-Division II)
8. Approve agreement for District provided services during the consolidation phase with The West Side Irrigation District, subject to its final form and sufficiency approved by General Counsel.
9. Review and consider request from East Contra Costa Fire Protection District regarding proposed reallocation of Proposition 13 property tax funding.

#### **REPORTS / DIRECTOR COMMENTS**

Directors  
General Manager  
General Counsel

#### **10. CLOSED SESSION**

- 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 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.
- C) Conference with General Counsel – Existing litigation pursuant to Section 54956.9, , subdivision (d)(1) *Byron Bethany Irrigation District v. Jess Family 1998 Trust*, Superior Court of California, County.

#### **RETURN TO OPEN SESSION**

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

#### **ADJOURNMENT**