

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

Regular Meeting

Wednesday October 28, 2015

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.

1. 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*, Contra Costa County Superior Court Case No. N15-0967.
- B). Conference with General Counsel – Significant exposure to litigation as allowed under Government Code Section 54956.9 – 1 potential case;

- C) Conference with General Counsel – Initiation of litigation as allowed under Government Code Section 54956.9 – 1 potential case.

RETURN TO OPEN SESSION

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

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.

- 3. Approve meeting minute summary for the month of September, 2015.
- 4. Accept Treasurer's Report and Income Statements of September, 2015.
- 5. Review account reconciliations and approve Check Register and Purchase Journal of September, 2015.

DISCUSSION/ACTION CALENDAR

- 6. Establish the date and time to consider conducting a public hearing regarding the formation of a Groundwater Sustainability Agency within the East Contra Costa County portion of the Tracy Sub-basin; and, a Memorandum of Understanding with the City of Brentwood, Diablo Water District, East Contra Costa Irrigation District and the Town of Discovery Bay.
- 7. Consider authorizing the General Manager and General Counsel to negotiate an agreement, pursuant to the California Revenue and Taxation Code, authorizing the transfer of property tax revenues with the East Contra Costa Fire Protection District.

REPORTS / DIRECTOR COMMENTS

- 8. Directors
 - General Manager
 - General Counsel

ADJOURNMENT