

**BANTA-CARBONA IRRIGATION DISTRICT**  
**NOTICE OF REGULAR BOARD MEETING AND AGENDA**  
**September 12, 2018 – 9:00 am**

Notice is hereby given that a regular meeting of the Board of Directors of the Banta-Carbona Irrigation District (BCID) will be held on the above named date and time, at the Banta-Carbona Irrigation District, 3514 West Lehman Road, Tracy, California 95304.

Note: If you need disability-related modification or accommodation in order to participate in this meeting, please contact the Secretary of the Board of Directors at (209) 835-4670 at least 48 hours prior to the start of the meeting. Government Code Section 54954.2(a).

ITEM 1 - Minutes & Treasurer's Report

ITEM 2 - Miscellaneous Correspondence

ITEM 3 - Manager's Report & Discussion Items.

ITEM 4 - Director and Staff Items

ITEM 5 - Review current water supplies available to the District, consider transfers, and review scheduling of available water supplies. Action as necessary

ITEM 6– Discuss possible shutdown or reduction in water deliveries for two weeks in October for lift canal inspections and repairs. Action as necessary

ITEM 7 – Consider proposal from neighboring landowner for a lot line adjustment at 3514 W Lehman Road. Action as necessary. John Glick will make a presentation.

ITEM 8– Update on agreement for Temporary Construction Easement CalTrans. Action as necessary

ITEM 9 – Report on submittal of concept proposal for a PROP 1 Grant to study, design, and permit a habitat restoration project to include spur dikes for long term sustainability of the habitat restoration. Action as necessary.

ITEM 10 – Consider resolution of necessity approving acquisition of interest in property by eminent domain. Action as necessary.

ITEM 11 – Consider resolution of necessity approving acquisition of interest in property by eminent domain. Action as necessary.

ITEM 12 – Consider resolution of necessity approving acquisition of interest in property by eminent domain. Action as necessary.

ITEM 13- CLOSED SESSION:

1) CONFERENCE WITH LEGAL COUNSEL on EXISTING LITIGATION PURSUANT to Subdivision (a) of Section 54956.9 of the Government Code

A. Banta-Carbona Irrigation District v. California State Water Resources Control Board, et al, Case No. 2015-1-CV-285182 in Santa Clara County Superior Court, Dept 1. This case originated in San Joaquin County as Case No. 39-2015- 00326421-CU-WM-STK

B. Natural Resources Defense Council v. Sally Jewell, U.S., Department of the Interior Case No. 1:05-cv-01207 LJO-GSA

2) CONFERENCE WITH REAL PROPERTY NEGOTIATIONS

A. Property: Water Transfer  
Agency negotiator: District Counsel Jeanne Zolezzi  
Negotiating parties: Modesto Irrigation District  
Under Negotiation: Quantity, price, period of transfer

B. Property: Wheel Water through lift canal and Pump Station Facilities for Third Parties  
Agency negotiator: David Weisenberger and District Counsel Jeanne Zolezzi  
Negotiating parties: Friant Water Authority

3) CONFERENCE WITH LEGAL COUNSEL – POTENTIAL LITIGATION

Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9  
(2 cases)

ITEM 14 - Approval of Warrants

**ADJOURNMENT**

Any materials related to items on this agenda distributed to the Board of Directors of Banta-Carbona Irrigation District less than 72 hours before the public meeting are available for public inspection at the District's offices located at the following address: 3514 W. Lehman Rd., Tracy, CA 95304. Upon request, these materials may be made available in an alternative format to persons with disabilities.