

**BANTA-CARBONA IRRIGATION DISTRICT  
NOTICE OF REGULAR BOARD MEETING AND AGENDA  
December 14, 2022– 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; or by conference call. 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, review scheduling of available water supplies and potential rationing. Action as necessary

ITEM 6 - Report on San Joaquin River fish population study. Action as necessary

ITEM 7 – Report on progress of PROP 1 Grant Contract development to study, design, and permit a habitat restoration project to include biotechnical bank stabilization for long term sustainability of the habitat restoration and protection of District's diversion point. Action as necessary.

ITEM 8 – Update on the Groundwater Sustainability Plan (GSP) for the Tracy Subbasin. Action as necessary

A. Review proposed BCID Conjunctive Use Project. Consider applying for grant funds for proposed project. Action as necessary.

ITEM 9 – Consider nominating a BCID district official to the ACWA Region 4 Board. Action as necessary

ITEM 10 - 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, currently on appeal in the 6<sup>th</sup> District.

B. Center for Biological Diversity et al. v. United States Bureau of Reclamation, et al., Case No. 1:20-cv-00706;DAD-EPG, Eastern District of California

2) CONFERENCE WITH REAL PROPERTY NEGOTIATIONS

A. Property: Negotiate purchase of water from Oakdale Irrigation District WY 2023.

Agency Negotiator: David Weisenberger and Jeanne Zolezzi

Negotiating Party: Oakdale Irrigation District

Under Negotiation: Water

B. Property: Up to 10,000 acre feet of San Joaquin River Water under the District's Pre 1914 water rights

Agency Negotiator: David Weisenberger and Jeanne Zolezzi

Negotiating Party: Meyers Farm Family Trust

Under Negotiation: Price, Quantity and Terms of Payment

3) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to subdivision(b) of Section 54956.9 (1 potential case)

ITEM 11– Update on filling future open position of Secretary/Treasurer. Action as necessary

ITEM 12 – Review employee compensation and benefits package for 2023. Action as necessary.

ITEM 13 – Consider closing the District the week between Christmas Day and New Years Day. Action as necessary.

ITEM 14 – Review for approval the attendance of District officials or staff to the following 2023 conferences. Action as necessary

A. Mid-Pacific Region Water Users Convention January 2023

B. ACWA Spring Conference, May 2023

C. Delta Water Users Association Annual Meeting, March 2023

D. ACWA Fall Conference, December 2023

ITEM 15 – Review Claims. Action as necessary.

A. Dietz Farms

B. J&K Robertson Family, LLC

ITEM 16 – 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.

