

BRADFORD RECLAMATION DISTRICT 2059
Meeting Minutes
For a Regular Meeting of the Board of Trustees
Tuesday, November 19, 2019 at 10:00 AM
Location: Antioch Fair Grounds
1201 West 10th St Antioch, CA

Present were the following people:

Board President: Rob Davies
Trustees: Michael Craig
Bill Hall
James Folsom - absent
Brian Elliff

Other Present: Attorney Raquel Hatfield, Engineer Blake Johnson, Landowners: Smith and Karen Cunningham, Cate Kuhne and Kevin Finta. The District Manager/Secretary Angelia Tant is taking the meeting minutes.

Meeting began at 10:00 A.M. Convene, Call to Order, and Determine a Quorum

PUBLIC COMMENT ON NON-AGENDA ITEMS

CONSENT ITEMS (Items listed as C.1 through C.3 on this Agenda) - M/S/P by Eliff/Hall with all in favor and zero opposed

- C.1 MEETING MINUTES: Review Board meeting minutes.**
Attachments: RD 2059 Special Meeting Minutes from September 17, 2019
- C.2 PAYROLL: Review Appropriation warrant for \$5,000.00 deposit to Payroll account.**
Attachments: Payroll documents
- C.3 GENERAL WARRANTS: Review Warrants for General Expenses/Work Agreements**
Attachments: List of Warrants

DISCUSSION ITEMS

- D.1 CONSENT AGENDA: DISCUSS/POSSIBLE ACTION on Consent Items removed from Consent Agenda for Discussion. - No items removed.**

M/S/P by Davies/Elliff with all in favor and zero opposed to approve the late addition of items D.3(c) and D. 3(d) to closed session agenda regarding to: employee status and employee classification.

- D.2 Open Session Disclosure regarding Closed Session Items pursuant to Government Code Section 54957.7**

D.3 CLOSED SESSION: The District went into closed session @ 10:02 AM

- a. Conference with Legal Counsel—Existing Litigation (Government Code § 54956.9 (d) (1)): Kuhne v. Bradford Island Reclamation District No. 2059, Case No. C18-02432 – No reportable action
- b. Conference with Legal Counsel – Public Employment (Government Code § 54957(b)): Levee Superintendent Employee position – The Levee position will be closed out and there is a candidate that the District will be considering.

Items Added:

- c. Conference with Legal Counsel – Public Employment (Government Code § 54957(b)): Employee Status
- d. Conference with Legal Counsel – Public Employment (Government Code § 54957(b)): Employment Classification

D.4 RETURNED TO OPEN SESSION @ 10:34 AM Public report of action(s) taken in Closed Session (Government Code section 54957.1) There was no reportable action.

D.5 FERRY MATTERS:

- a. President Davies reported that the ferry was shut down and he notified landowners
- b. Reported Repairs Conducted on the Bradford Island Ferry

D.6 TRUSTEE ELECTIONS:

- a. Update on Nominations and Consideration for Appointment to the Board of Supervisors
- b. Instructions for New Trustee(s) Swearing in of Oath by means of a Public Notary
- c. Staff shared Bureau of Reclamation Flyer on 2019 Annual Ethics Training for Confidential Financial Disclosure Filers Reclamation
- d. 2019 Procurement Ethics Training

Landowner Cate Kuhne inquires on if Smith will need leases for the properties that he runs his cattle on now that he is a Trustee. Landowner Kuhne outlines the following properties: District Property, Port of Stockton, Bank owned Property.

Angelia gave a brief outline on how the process works:

- Waiting for a response from the Board of Supervisors. Their meeting is also today
- Will provide two (2) Trustees with the Swearing in by Oath Language to take to the public notary. New trustees will take positions at January 2020 meeting.
- Training for New Trustees

D.7 ENCROACHMENT REGULATIONS: - Tabled

- a. Consider Resolution # 2019-01 Revising District Levee Encroachment Regulations
- b. Tabled until new board members are confirmed.

D. 8 DELTA LEVEE MAINTENANCE SUBVENTIONS PROGRAM FOR 2019/2020:

- a. Status Update on Annual Subventions Claim – no items to discussed

D.9 INTERIUM ENGINEERING CONTRACT:

- a. Review and Consider Interim Engineering Contract for Blake Johnson, PE
Blake reported that Harris historically was interested in opening a flood control division. The gentleman running this division has since left the company. Blake reported that from a financial

position, it is not beneficial to their company and is very costly. Harris is re focusing and opening an office in Los Angeles focusing on utilities and staff augmentation. Blake reported that his interest is in the flood control division and he would like to stay in this field. Attorney Raquel Hatfield expressed that the district will be obtaining a fee schedule and will bring it for consideration.

M/S/P by /with all in favor and zero opposed to authorize an Interim Engineering Contract with Blake Johnson.

D.10 FIVE YEAR PLAN/FRANKS TRACT:

a. Five Year Plan Update – Blake reported that they may allow some survey work and survey the profile of the levee every five years. Blake reported that he will see if it is feasible to put this budget item in. Blake reported that the State did a fly over the islands and there are some reports available.

b. Frank’s Tract Update – Blake reported that himself and Smith Cunningham attended the meeting. The State is currently coming up with a plan and Blake expressed that the impacts are minimal to Bradford. Blake reported that they put up graphics in which outlined marshes and beach areas. This is the larger part of the discussion expressed Blake. Blake expressed that he spoke with the Hydraulic engineer to inquire with regards to impacts on Bradford Island, Webb Tract or Jersey Island. There is still a lot more to come with the project reported Blake. The State was thinking about providing access to these marshes and islands and this ruffled the feathers of the Marina owners due to the fact that they generate income from their boat launches. Reported was a brief discussion on allowing the public to use the ferry. The State may pick up the expense of the ferry if they are going to allow the public to have access to it. Landowner Cate Kuhne expressed that Webb identified as a part of their master plan an intake for a marina at the north end. This plan has never gone away. President Davies expressed that this is now a mitigation site. Landowner Kuhne expressed that Metropolitan Water is now involved and discuss the data and impacts from the hydraulics.

D.11 LEVEE IMPROVEMENT MATTERS:

a. Receive update from District Engineer – Vegetation needs to be conducted, aggregate rock placed on the roadway, and rodent control needs to be conducted. Blake reported that he conducted a levee inspection and outlined the areas that need additional rock to be added.

b. Continued Monitoring of Beaver Hole

c. Vegetation Control

d. Purchase of AB Aggregate Rock

D.12 LEVEE SUPERINTENDENT:

a. Receive update from District Engineer/District Counsel regarding interviews conducted with potential candidates- There is a candidate that is being considered for the position and a job offer will be made.

D.13 PROPOSITION 218:

a. Updates on Proposition 218 after the approval of the Consultant Agreement – Ongoing agenda item until this project is closed out.

D.14 DWR PROPOSAL SOLICITATION PACKAGE (PSP) 2018

a. Status report on Draft PSP – There was nothing to report on this subject matter

D.15 REPORTS:

a. District Secretary Angelia Tant provided and reported on the following items:

1. Financials & District Manager’s Report – Year-to-Date Budget, Profit and Loss Report, Balance Sheet, Delinquent Assessments Report and Manager’s Report

b. Engineer

1. Emergency Action Plan – Blake had a copy of the DRAFT plan and provided it to the Board of Trustees. Blake reported that it discusses flood fighting and they gave a bar code to that can be scanned with a cell phone to obtain information on that specific area. President Davies had three specific questions and wants to know about obtaining fire protection. Blake reported that he will do some additional research on the project to answer the questions presented and will report back to the Board of Trustees at the next board meeting. Landowner Kuhne inquires on once this is finalized will it be available on the website. The District will be putting out a newsletter in the near future to notify the landowners.

2. Update on Future Maintenance for the 50 Acre Mitigation Site – Reported that the district is responsible to maintain this site and once we hire a Levee Superintendent, this will be conducted.

3. Update on Encroachment Permits – Pending permit(s) is the dredging permit. Blake reported that he was out on the island with the Dredging contractors and they will be placing sand and water. Blake expressed that he requested that a berm be placed to prevent any water from going onto President Robert Davies property. Blake reported that they may be installing a Cofferdam.

c. Attorney

1. Legal assistance report – Katie will return in January and Raquel Hatfield will be continuing to assist the District.

ADJOURNED at 11:17 Next meeting to be held **Tuesday, January 7, 2020**