

**BRADFORD RECLAMATION DISTRICT 2059**  
**Meeting Minutes**  
**For a Regular Meeting of the Board of Trustees**  
**Tuesday, September 7, 2021 at 10:00 A.M. (P.S.T.)**  
**Location: Antioch Fair Grounds**  
**1201 West 10<sup>th</sup> St Antioch, CA**

Pursuant to the Governor's Executive Orders, the physical meeting requirements of the Brown Act have been lifted due to the Coronavirus (COVID-19). The State and Contra Costa County Orders are permitting public gatherings, provided certain protocols are adhered to. However, physical attendance by members of the public is not possible at this time due to vaccination and social distancing requirements. Therefore, interested members of the public may participate in the meeting via phone/video conference. Please Contact the District Manager at [angelia\\_bradford@sbcglobal.net](mailto:angelia_bradford@sbcglobal.net) or (925)209-5480 with questions or if accommodations are necessary.

Please join the meeting from your computer, tablet or smartphone at:

[https://us02web.zoom.us/j/87085102734?pwd=dkZqZ2RVTjJWk1o3ZTA5T2hpL014QT09Meeting ID: 87085102734](https://us02web.zoom.us/j/87085102734?pwd=dkZqZ2RVTjJWk1o3ZTA5T2hpL014QT09Meeting+ID:87085102734)  
Passcode: 962429

+1 408 638 0968 US (San Jose)

**Board President:** Rob Davies – present  
**Trustees:** Bill Hall – present  
Brian Elliff – present  
Kevin Finta – present  
Smith Cunningham – absent

10:03 A.M. Convene, Call to Order, and Determine a Quorum Other's Present: Attorney Raquel Hatfield, District Engineer Blake Johnson, Levee Superintendent Ronald Mijares

**PUBLIC COMMENT ON NON-AGENDA ITEMS**

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

- C.1 MEETING MINUTES: Review Board meeting minutes.**  
Attachments: RD 2059 Meeting Minutes from the June 1, 2021, Regular Meeting and August 20, 2021 Emergency Meeting Minutes
- C.2 PAYROLL: Review Appropriation warrant for \$8,000.00 deposit to Replenish Payroll Account.**  
Attachments: Payroll documents for two (2) Employees
- C.3 GENERAL WARRANTS: Review Warrants for General Expenses/Work Agreements**  
Attachments: List of Warrants

**DISCUSSION ITEMS**

- D.1 CONSENT AGENDA: DISCUSSION/POSSIBLE ACTION on any Consent Items removed from Consent Agenda for Discussion. No consent items were removed**
- D.2 DWR LONG TERM MITIGATION:**  
a. Report on the Purchasing of the Herbicide Sprayer, Tow behind mower Utility Vehicle and Storage container. – Blake discussed the funds that have been spent out of the mitigation site and the fact that he

did not want to spend anymore at this time until we inquired with the State on how much was available in the account.

b. Status Report on (RFQ) to establish a list of qualified construction contractors to assist the District to eradicate blackberries along mitigation site fence line (\$25k) – tabled for now due to COVID.

- Update on bids for this project

### **D.3 FERRY MATTERS:**

a. Report from President Davies

b. Temporary Ferry Schedule – Effective the 12<sup>th</sup> on Tuesday's and Thursday's the ferry will not run during the dry dock

c. Dry Dock and Ferry Repairs – It was reported that the ferry would be going into dry dock and a temporary ferry would be available.

b. Legal Counsel Preparing Ferry Placard Rules & Regulations – M/S/P by Hall/Finta all in favor and zero opposed to allow for Legal to work with the District Manager to DRAFT a Rule and Regulations Booklet to hand out with the ferry hangers

c. Status of New Ferry Hangers – Ordered and waiting for delivery

d. Authorize District's Legal Counsel to conduct legal research to exercise whatever remedies are lawful and available to the District that will notify property owners of their ferry pass being null and void if they do not pay their property tax assessments M/S/P by Hall/Finta with all in favor and zero opposed to allow for District counsel to conduct legal research to exercise whatever remedies are lawful and available to the District for the landowners who haven't pair their property tax assessments.

### **D.4 TRUSTEE'S TERMS & ELECTIONS:**

a. Election for 11/2021, Select an Alternative Election Date 11/16/2021 – M/S/P by Hall/Finta with all in favor and zero opposed to elect the 16<sup>th</sup> November 2021.

b. Adopt Resolution 2021-07 – M/S/P by Hall/Finta with all in favor and zero opposed to adopt the resolution for an all-mail ballot for the upcoming board election.

c. Legal Counsel's Memorandum on Conducting the Election and Calendar.

d. Status of Legal Posting and Costs – The cost of the legal ad for the election was announced.

### **D.5 ENCROACHMENT REGULATIONS:**

a. Encroachment Committee meetings postponed until the COVID-19 meeting restrictions are lifted. – tabled

### **D. 6 DELTA LEVEE MAINTENANCE SUBVENTIONS PROGRAM FOR 2021/2022:**

a. Status Report on 2021-2022 Delta Levee Maintenance Subventions Program – Blake announced that the application was submitted, and he went over the cost sharing rules.

b. Advance Funding Request to DWR for Fire Assistance in the amount of \$50,000 – Blake reported that he had spoke with DWR and reported that the District would be able to get an advance on \$50,000 and went over the other amounts available in addition to the \$50,000.00. M/S/P by Hall/Finta with all in favor and zero opposed to allow for the District Engineer to request a \$50k advance from DWR.

### **D.7 STAKEHOLD OUTREACH RPP PLANNING:**

a. Possible Wildfire Assistance for the District – CDF Regarding Fire Protection – The District Engineer went over the joint effort with other counties. Blake reported that they are working with the California Conservation Group.

b. Participating in Fire District – Blake reported that he wanted the fire chief come out and speak at a future board meeting, potentially October.

### **D.8 REQUESTING COUNTY SUPPORT FOR STATE SPECIAL DISTRICT COVID-19 RELIEF**

a. Board Discussion & Decision on Participation – Blake reported that some Districts maybe looking for funding due to COVID-19. Blake expressed that the District may not be eligible, however he felt that the District should still look into it.

**D.9 EMERGENCY DROUGHT BARRIER**

a. Blake provided an update on the barrier project. Blake reported that some tests had been conducted by the State and he was waiting to obtain the results of those tests. Early October or November is when Blake reported that the barrier project would begin.

**D.10 LEVEE SUPERINTENDENT:**

- a. Receive update from Levee Superintendent on District Maintenance – Ron reported that the Dredging project had begun.
- b. Report on Ongoing Vegetation Control – Ron also reported that he had been working with the AG Department on getting the items needed to begin spraying.
- c. Ditch maintenance – Blake expressed that it may be a good idea to use the California Conservation Corps for vegetation removal – M/S/P by Hall/Finta with all in favor and zero opposed to enter into a contract with the California Conservation Corps for Emergency Service and General Routine Maintenance Services such as vegetation removal in and around the ditches.
- d. Goats for vegetation control – The District’s Engineer expressed that he wanted to speak with some of the various landowners that have cattle out on the island to ensure that the goats on the island will not affect their cattle prior to inquiring about contracting goats to assist with vegetation control out on the island.
- e. Holt, Grainger and Ace Hardware Credit Application(s) – M/S/P by Hall/Finta with all in favor and zero opposed to allow for the District to have the charge accounts with the follow creditors: Holt, Grainger and Ace Hardware.

**D.11 2021-2022 ANNUAL DISTRICT BUDGET:**

- a. Report from Budget Committee – Blake went over each category of the budget and explained categories by section with the Board of Trustees.
- b. Adopt Annual Budget for 2021-2022 – M/S/P by Hall/Finta with all in favor and zero opposed to adopt the annual budget for the fiscal year 07/01/2021 – 06/30/2022
- c. CPI Increase or Decrease Adoption – The District Manager outlines that during the Prop. 218 the assessment was reduced at that time. The reduction in the assessments was not collected.

**D.12 LEASING OUT DISTRICT PROPERTY:**

- a. Leasing Out District Property for Monthly Residual Income – Board’s direction to obtain a proposal from the rancher inquiring about leasing District property.

**D.13 BRIDGE AND ROADWAYS TO BRADFORD ISLAND:**

- a. Inquiring about obtaining funds to construct a bridge or other accessible roadways to Bradford.
- b. Report on findings from Trustee Brian Elliff spoke with regards to constructing a potential bridge to Bradford Island in the future. Trustee Elliff reported that Woodward island farming company put in a bridge that cost 24 million dollars and expressed that they had an arch bridge. Trustee Elliff also reported that a federal grant was obtained that offered 100% funding to replace ferry’s with bridges. The three parties involved were responsible for engineering and environmental costs, and they divided the costs in three. Trustee Elliff expressed that he spoke with Attorney Nomellini and he expressed that he used to represent Webb Tract. Trustee Elliff expressed that we could get the county involved to inquire on if we can get the grant money to help. Trustee Elliff is inquiring on if the District would be interested in obtaining a bridge and allow for the District Manger to inquire more on this. Blake reported that he conducted some research on this subject matter and found that they replaced the ferry due to it being a cable ferry. The District’s ferry is a power ferry and Blake felt that this could be something that the District looked into. Blake reported that the access would have to be looked into due to their being Webb Tract to account for.

M/S/P by with Hall/Finta with all in favor and zero opposed to allow Angelia to look into more information for a Grant for a Bridge with the Contra Costa County.

#### **D.14 EMERGENCY FIRE DECLARATION:**

a. Adopt Resolution 2021-06 Confirming Bradford Island's August 1 Fires an Emergency Declaration – Continuing emergency declaration – M/S/P by Hall/Finta with all in favor and zero opposed to adopt the resolution 2021-06.

- i. Ability to bring in contractor without public bid for levee repair/pump station repair, continuing work with CES – District Engineering wanted to ensure that the District will be able to obtain contractors as necessary. There was confirmation that a section in resolution 2021-06 covers this concern:
- ii. That on August 2, 2021, by a vote of three (3) Trustees in favor: Robert Davies, Bill Hall, and Kevin Finta, two (2) absent – Trustee Brian Elliff and Trustee Smith Cunningham, the Board took the following actions:
  - A. Directed the District Engineer to acquire such informal bids for fire damage prevention and repairs for the purchase and/or rental of materials and equipment and to prepare contracts necessary and appropriate to meet the emergency needs of the District, without observing the need to seek formal competitive solicitation of bids, or bonding;
  - B. Authorized District Engineer and Board President to enter into contracts that are necessary and appropriate to meet the emergency needs of the district for emergency fire(s) to the District's levees, property, structures, and pump house without observing the need to seek formal competitive solicitation of bids, or bonding; and
  - C. Authorized District Board President to submit any information or execute any documents necessary to acquire funding assistance from the California Department of Water Resources or any other agency for emergency use.

Blake expressed his concern with the expenses relative to the fire and emergency repairs on the island and suggested doing each item needed as a task.

- b. Potential Funding – DWR Subventions – It was reported earlier in the board meeting that the District would be applying for an advance on the 2021-2021 Annual Subventions Claim.
- c. Insurance Claim Status – Reported that the District Engineer met with the Insurance adjuster out in the field and was also speaking with a third-party adjuster as well.
- d. Renting of Temporary Pumps & Fueling for Pumps throughout the winter season – There is \$250k in the insurance policy to cover these costs. Blake reported that the District is still speaking with the insurance company to see what all is covered. There will be an assessment done on the pumps to see what damages were caused to the motors to see what may be re-usable.
- e. Joint Agreement with Webb Tract for Usage of Equipment – Tabled Item
- f. California Conservation Corps Contract Renewal for future service with emergencies and general maintenance M/S/P with all in favor and zero opposed to renew the contract with the California Conservation Corps.
- g. Ramos Oil – It was reported by Blake that a Diesel fuel 1800 gallon diesel fuel tank was dropped off that was being fueled for the District. Also reported that CES had a 100 gallon tank the District that they could fill up the rented tanks and the temporary pumps.
- h. Pump station repairs
  - i. Storage container for housing – Storage container for the motors, assessment on motors, discharge pipes melted and need to be replaced.
  - ii. Motors – reported that the motors need to be sent out for inspection/repair
  - iii. Impellers – need to be inspected for damage(s)
  - iv. Piping – Discharge pipes needs replacing, HDPE/Steel buried.
  - v. Electrical – It was reported that the electrical burnt down
- i. Through Seepage: Davies, Cola, Craig, others

- j. Damaged levees – Blake discussed the homes that burnt down because of the fire.
- k. Burned trees on levees – Blake reported that a tree burnt down on Andy’s property along with other trees and that there was a dead tree on the levee that can fall over would damage the levee. There were other trees reported as being burnt as well.
- l. PG&E – Rob reported that he had been speaking with PGE and to date no one has a report on when PGE will come out. Ron reported to the board that himself and Angelia would be working together on an application to get the electricity going back at the pump house.

**D.15 PROPOSITION 218:** M/S/P by Hall/Elliff with all in favor and zero opposed to allow for Legal to DRAFT the resolution for the Prop. 218 and DRAFT an RFP for Conducting the Prop. 218

- a. Adopt Resolution 2021-07 Proposition 218
- b. RFPs for Conducting the Proposition 218
- c. Waiver of Ferry Assessments for Landowners

**REPORTS:**

**a. Trustee**

**b. District Secretary:** Angelia went over the District Financials, answered questions regarding delinquent assessments from Trustee Hall.

- 1. District Financials
- 2. Summary of Activity Report
- 3. Property Owner’s Delinquent Assessment Report
- 4. Annual Property Tax Assessments Report
- 5. Next Property Tax Lien Sale Scheduled 02/2022 for APN 026-020-006 (Sosnowski)

**c. Engineer**

- 1. Fire Protection MOU with Webb Tract
- 2. Potential installation of Siphons throughout the island – There was a brief discussion on placing a siphon on the District property. Blake reported that he obtained a quote from rain for rent to install a siphon and the approximate cost would be \$27,000. Blake reported that this is up for discussion. There was a brief discussion on placing a siphon at the pump station. Blake reported that Landowner Gonce ran his siphon and as the group discussed it. Gonce did a great job assisting the other siphon running. We know who the owner is and had no contact with them. Blake expressed that the West Side Siphon passes through the district’s property, need for an encroachment permit. The District will add as a factor into their encroachment regs. Trustee Elliff believes that putting siphons in at main ditches would eliminate the other issues completely. President Davies expressed that every time there is a fire, they are fired off with no questions asked. President Davies reported that there was another one at BUI 37, there is no questions, when the property is burning, there should be no issue.
- 3. Permits –
  - a) Scott Diamond – Steel pipe, Gangway, & Power Pole
  - b) Jerry Kinnaman – Siphon
  - c) Jake Cruz – PVC Pipe
  - d) Alexander Webster (Webster Trust) – stairs with landing, siphon & gangway
  - e) Jack Sheehy – Steel pipe
  - f) Dredging Permit
- 4. Mosquito & Vector Control – Blake reported that he will continue to have conversations with the Mosquito and Vector

**d. Attorney**

- 1. Update on COVID Orders – Raquel reported that she recommends that we continue with virtual meetings due to the increase in COVID numbers.

**ADJOURNMENT 11:39 AM:** Next meeting to be held **Tuesday, October 5, 2021 – Discuss November Meeting Date to be after the 10<sup>th</sup> of November.**

**After Meeting Items:**

- Balance in Account for Mitigation Site
- Look into Grants for Ferry
- Ferry Placard Rules and Regulations – Gather Historical Discussion and Board Motions & Landowner Policy regarding NO Ferry Placard if your assessments are not paid
- Get details from gentleman wanting to rent the District property for cattle
- Resolution for Prop. 218 & read historical minutes on if they decided to use the Engineering firm that conducted the Prop. 218 or go out for RFP.