

Bradford Reclamation District 2059

Meeting Minutes

For a Special Meeting of the Board of Trustees

Tuesday, June 13, 2023

at 10:00 A.M. (P.S.T.)

Interested members of the public may participate in the meeting via phone/video conference. Please Contact the District Manager at angelia_bradford@sbcglobal.net or (925)209-5480 with questions or if accommodations are necessary or by coming to the address below:

CALL IN ZOOM ONLY

Board Meeting

1201 W. 10th Street

Antioch, CA 94509

Join Zoom Meeting

<https://us02web.zoom.us/j/83632911079?pwd=d1dCemFiS01VbWpEZhdScGY1b0J1UT09>

Meeting ID: 836 3291 1079

Passcode: 012274

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Passcode: 012274

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Board President: Rob Davies – present
Trustees: Bill Hall – present
Kevin Finta – absent
Smith Cunningham – present
Charles Louie – present

Other's Present: Attorney Raquel Hatfield, District Engineer Blake Johnson, District Manager/Secretary Angelia Tant taking the meeting minutes. Landowners: Jerry Kinnaman, Brian Elliff and Scott Diamond.

The meeting began at 10:00 A.M. The meeting convened and was called to order and a quorum was determined.

PUBLIC COMMENT ON NON-AGENDA ITEMS

Landowner Jerry Kinnaman inquired with the District on if they had passed a budget for the fiscal year coming. District Engineer responded with no, not at this time. The District Manager outlined that the budget typically gets adopted in the beginning of July so that the District has a complete fiscal year to use as a template for the new fiscal year's budget. Landowner Jerry Kinnaman inquired if the District had a Treasurer. The District Manager outlined that the Contra Costa County Treasurer's Office was the District's Treasurer and that they held the district's funds, recorded, and initialed all warrants. The District Manager outlined that the State Controller's Office reviewed the District's financials on an annual basis and that an independent auditor's firm was contracted to conduct audit(s). Kinnaman also inquired on if the District had been borrowing money to survive. The response to this was, "Yes". The District Manager outlined that the District had notified and announced at board meetings, through newsletters, the District's financial situation. Further noted that the District had additional landowner meetings to notify the landowners of the District's Financial status and the importance of passing proposition 218 to operate the District. Kinnaman was against borrowing money from the Bank and getting the District into debt. President Davies outlined that without the Proposition 218 being passed, the District did not have any other option. The most recent Proposition 218 had failed by the majority vote of the larger landowners.

Landowner Kinnaman recommended separating levee dollars from ferry dollars in the District's budgets. President Davies went over all of the pros and cons with regards to Kinnaman's idea of charging each landowner a flat fee of \$3,000.00 per year to ride the ferry. President Davies outlined all of the emergencies that had come up in the recent months that cost the District to spend additional funds and borrowing money from the Bank of Stockton. President Davies outlined a few items however not limited to:

- Recent Fire Damages
- Pump Station Damages
- FEMA Storms and recent levee damages because of the storms

The District Manager outlined that the Board has a hard job and has to prioritize the safety of the island and its landowners. The Board had pertinent emergency repairs to prioritize because of the most recent FEMA Disaster Storms and felt that the landowners may have viewed the board in a different manner had they not borrowed the money and not conducted the repairs. Identified that the landowners would have been upset had they lost their property and lives because of not conducting the emergency repairs. The District Manger outlined that many of the questions asked are on the District's website and recommended that prior to the meetings that the landowners visit the District's website to have those questions or concerns answered.

The District Manger outlined that the Board has been transparent and has presented the budget(s) and different options for the Prop. 218 budget and the costs associated with operations and maintenance expenditures and was presented to the landowners in two (2) scenarios. The consultants presented a lower and higher budget to decide on. The District Manager outlined that the financials, budgets and other financial information has been presented at the board meetings and also posted online. The District Manager outlined that in her sixteen years (16) of employment with the District that they had annually conducted budget committees, meetings held in public for review of the budgets and an annual budget adoption. The District Manager outlined that it's difficult to follow the District's financial status if landowners don't attend every meeting and are not present to review the information and then are present at a periodic board meeting and make assumptions.

The District Manager defended the Board President and outlined that he had a very difficult job and that he spent hours upon hours of his personal time not just speaking to one landowner but many; and how he stood by the District even when his wife was battling cancer. The District Manager personally announced that she didn't feel that the comments being made to him were fair. The District Manager outlined the work that goes on behind the scenes to get things done and how well everyone on the board, staff and consultants worked with different people's opinions and personalities. The District Manager reminded everyone that everyone on the Board, the landowners and staff all had the same wants and that is to keep the island safe.

DISCUSSION ITEMS

D.1 CONSENT AGENDA: Possible Action on any Consent Items removed from Consent Agenda for Discussion. There were no consent items for adoption and there were none removed.

D2 FERRY MATTERS/TICKET SALES:

- a. Ferry Repair Update and Current Events
- b. Unauthorized Ticket Usage – President Davies outlined that a deckhand had to be terminated due to selling tickets for unauthorized use.
- c. Landowner(s) have priority to ride first. President Davies outlined that when there is a large group of people invited over to the island that landowner's have priority over the guests.
- d. Additional Trips After Hours Paid for by Property Owner(s) & Event Holders – President Davies outlined that there is an additional fee that has to be set up for additional rides after hours. President Davies outlined that the ferry captains needed to know in advance how many riders will be on the ferry to prepare for the additional runs. President Davies outlined that there was going to be a No Trespassing Sign posted that was currently being made.

Landowner Scott Diamond voiced his opinion(s) with regards to trespassing on his property, other landowner's properties and on the District's levees. Landowner Jerry Kinnaman recommended calling the police. Scott outlined that he had notified the police and it took them approximately three (3) hours to come out. Trustee Louie voiced an idea with regards to the trespassing and recommended that the guest should write on the back of the ticket which landowner's guest they were. President Davies outlined that Angelia could generate a sign to state, "That if you have a guest, notify the ferry captain of whose guest you are".

Landowner Brian interjected and outlined that people were purchasing tickets and paying a lot of money for them to ride the ferry. Brian expressed his opinion was that this was the District's issue on how to cover the additional costs. Brian expressed that the last run states, "5 PM and if a person arrives with a ticket, he shouldn't be given dirty looks". Landowners Brian Elliff and Scott Diamond thanked President Davies for his hard work. Trustee Louie requested that the District publicly announce who did the unauthorized ticket usage and expressed that this should be public record. The Board President outlined that he would inquire with legal counsel and see if he could make such public announcement.

The District Manager announced that she would consult with legal to see if the District could prepare a restraining order on behalf of the District and the District's levees to remove the trespassers and provide a copy to the local police department. The District Manager emphasized that there were safety concerns with having the District's staff approach tweekers out on the levee while being alone. The District Manager outlined that the Board President and board had addressed the trespassing matter on several occasions during public meetings and had addressed the matter as follows however not limited to: ordering no trespassing signs to post at both ferry landings, printing a no trespassing statement on the back of the ferry tickets, posting a no trespassing statement on the District's website, consulting legal counsel to obtain a legal opinion on the matter and reported back to the landowners in public meetings. One suggestion

was notifying landowners of their rights to personally obtain their own restraining order against trespassers. Scott Diamond voiced many complaints with regards to the trespassers and President Davies responded that this was the first time that he had been hearing about these matters. That some time had gone by since the previous board meeting discussions and he hadn't heard of any newer issues since those meetings.

- e. Landowner offered to pay for Deckhands share of staff's truck damages. This subject was not discussed at the board meeting.

**D.12 AUTHORIZING THE CCC COLLECTING THE 2023/2024 TAXES ON THE TAX ROLL:
M/S/P by Louie/Hall/Cunningham with all in favor and zero opposed to Authorization &
Adoption of Resolution NO. 2023-05 to allow for the CCC to collect the tax assessment on the
2023/2024 tax roll.**

REPORTS:

a. Trustee(s) – Trustee Hall expressed that he believes that the ferry is built into the cost of the District and believes that if it were to be assessed differently that it would have to be addressed as a special benefit and if not there could possibly be a review from the Grand Jury. Trustee Hall outlined that there is a code that outlines that the District must go through proposition 218 and outlined that he personally felt that there was a lot of miss information going around and this is why the proposition 218 did not pass.

d. Attorney

1. The District Attorney had no updates.

ADJOURNMENT 11:10 AM: Next meeting: Tuesday, July 11, 2023