

Bradford Reclamation District 2059
Meeting Minutes
For a Special Meeting of the Board of Trustees
Tuesday, April 04, 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:

The Board meeting was an IN-PERSON Board Meeting
1201 W. 10th Street
Antioch, CA 94509

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

10:01 A.M. Convene, Call to Order, and Determine a Quorum

PUBLIC COMMENT ON NON-AGENDA ITEMS

Legal counsel inquires of Trustee Louie is online? The response was no that he had advised the district manager that he would be on a flight.

CONSENT ITEMS (Items listed as C.1 through C.3 on this Agenda) – M/S/P with all in favor and zero opposed: Hall/Cunningham/Finta/ & Davies with all in favor and zero opposed to adopt the following consent items:

- C.1 MEETING MINUTES: Review Board meeting minutes.**
Attachments: RD 2059 Meeting Minutes from the Special board meeting held February 28, 2023
- C.2 PAYROLL: Review Appropriation warrant for \$10,000.00 deposit to Replenish Payroll Account.**
Attachments: Payroll documents for three (3) Employees
- C.3 GENERAL WARRANTS: Review Warrants for General Expenses/Work Agreements**
Attachments: List of Warrants

DISCUSSION ITEMS

- D.1 CONSENT AGENDA: on any Consent Items removed from Consent Agenda for Discussion. –**
There were no consent items removed

D2 FERRY MATTERS/TICKET SALES:

- a. Ferry Repair Update and Current Events – President Davies provided the report on the ferry maintenance. President Davies reported that the ferry had the following repairs and updates:
- The ferry had been painted.
 - Issued with tickets, recommending that the purchasers of the ferry tickets, remove their ticket stub.
 - Spoke with Dave Forkel with the DFA to inquire on who they use for their pumps. The response was Delta Pumps and Don Pedro. A call was put out to another company and there is a returned call back pending.
 - Incident reported that the cable was not down all of the way on the ferry and it tore part of the Levee Superintendent's bumper off. Ron reported that the ferry staff put all of the vehicles on the ferry and the staff put the cable under his vehicle and Ron explained that he was not aware that he had done this. Therefore, when Ron went to drive off, it ripped his bumper.
 - It is reported that if something happens to your vehicle while you are on the ferry, it is your personal responsibility to take care of any issues. Trustee Finta outlined that if the deck hand had some responsibility in what he is doing, then they maybe responsible. President Davies expressed that the deck hand will be responsible to pay back some of the repair costs. It is noted that Josh the deckhand did have some responsibility in what happened. President Davies touched base on drug testing the staff when incidents occur. President Davies expressed that the DFA staff is required to follow the guidelines of drug testing.
 - There is a brief discussion on the district staff doing the accounting for the DFA

D.4 DWR LONG TERM MITIGATION:

- a. Letter Requesting Funding: provided by Blake Johnson – Blake reported that there is a copy of the letter regarding the DWR Long Term Mitigation plan was provided in the packet. Blake reported that the letter requests for funding that would be needed and outlined that the letter would need to be signed by the District Manager to move forward with the Mitigation site.

D.5 FIVE YEAR PLAN:

- a. Project Update provided by Blake Johnson – Blake reported that he is still working on the five year plan and he will be getting it over to the state. Blake reported that the state has responded to the plan that has been submitted. Blake reported that amount that he requested from the state and the response he received is that they wanted the budgeted items down to the penny.

D.6 EMERGENCY DROUGHT BARRIER -

- a. Report on Results from Geotechnical & Surveyor from District Engineer Blake Johnson
- b. Update on Emergency Cracks Identified on the False River Side – Blake reported on the inclinometer readings that were being taken. Blake reported that our Geotech would look at the measurements and the State would look at theirs in the false river. It was reported that there was nothing weird being reported with the water pressure. Emergency cracks are not widening at this time. Trustee Cunningham inquired on the barrier and the installation. The response from Blake was that the permit is a ten-year permit and the State has one more time within those ten years that they can install the barrier.

D.7 LEVEE SUPERINTENDENT:

- a. Report on Ongoing District Maintenance – A report on the current items needed to be purchased and their status to conduct the levee maintenance was reported by Ron. Ron provided a report on the containers brought out by Mr. Wesson out on the island and the potential hazard that it could cause. There was a brief statement made regarding the junk on Trustee Louies property.

D.8 FEMA/CAL-OES; DECEMBER 2022 AND JANUARY 2023 STORMS:

- M/S/P by Hall/Cunningham/Finta & President Davies with all in favor and zero opposed to allow for the Board President & the District Manager to sign the FEMA contracts.

M/S/P by Hall/Finta/Cunningham & President Davies with all in favor and one approved to approve the hiring of Larsen and Wurzel to assist with the FEMA application and the contract.

- a. Report on the March 7 Meeting with FEMA
- b. Report on the Status of the FEMA Application Submitted; requested \$4 million. – Blake provided an updated on the application submitted to FEMA.
- c. Cal-OES form to approve Signatories. The board authorized that President Davies and the District Manager would be executing the contracts.
- d. Exploration meeting with FEMA, March 30, 2023 – Blake reported that there will be an upcoming Meeting at Angela's office with FEMA coming up on the 17th of April.
- e. Hiring Larsen Wurzel and Assoc. to assist with FEMA/Cal-OES – Blake proposed hiring this firm to be able to assist with completing the FEMA application process. Blake reported that their contract is under \$24k and reported that the funds would be paid by FEMA when you have to bring in additional consultants and engineers. Trustee Cunningham is inquiring if this is 100% reimbursable. Blake reported that we could request that Larsen and Wurzel be notified that they would not be paid directly by the District but rather by FEMA. President Davies recommended touching base with the firm and advising them that the District doesn't have the funds to pay this and implement in the contract that they would have to wait for FEMA to pay. Blake did advise the board that the District would be on the hook for the funds if FEMA did not pay. President Davies inquired on what work they would be conducting for this money.

D.9 DWR SUBVENTIONS:

- a. Annual Inspection Completed with DWR for the 2021/2022 Claim. Blake reported that the met with the state out on the island to conduct the annual Levee Subventions inspection. Blake reported that they looked at the work that was done and may provide deductions for things later.

D.10 TRESSPASSING ON BRADFORD ISLAND:

- a. Update on Trespassers – Blake reported that when they inspected with the State that the people at the Cola property were still there. Blake reported that nothing had been constructed. Ron reported that recently he had not seen anyone new at this property. Trustee Hall made mention that they do have a pile of fire wood located at the property. Trustee Hall expressed that at on point, the Cola son was going to use the wood to build a home on the levee. Trustee Hall advised them that this is not allowed. Blake touched base on the subject on how to not allow some people onto the ferry. Blake outlined that landowner Scott Diamond had personally gone to the ferry captain and inquired on if they would assist on not allowing people onto the private island by means of the ferry. The captain did advise that he would be willing to provide some support in doing this. Blake proposed using an app where the landowners could communicate who was invited to the island and they could communicate if their where visitors that had not been invited to the island. Trustee Cunningham expressed that he did not feel that the DFA staff had any business with policing who gets on and off the ferry. Landowner Michael Craig agreed with the statement made by Trustee Cunningham.
- b. Creating a communication “avenue” to inform Ferry Captains/Deckhands that a landowner is allowing someone on to their property. This “avenue” could be a call-in sheet, a software, etc. Landowner Scott Diamond interjects and provides his personal opinion on having the DFA staff to monitor who comes on and off the island. Scott notified the board that he went personally to speak with the DFA staff and outlined that both staff members expressed that they did not have an issue with assisting in selecting who can ride the ferry. Scott advised that board that there is not any confirmation that the guy (Jake Nelson) the Cattle guy has any permission to be out on the island dumping his cattle. Scott proposed that he would like to see this move forward. Scott proposed an app that the landowners could use to communicate.
- c. Raquel outlined that this issue had been addressed appropriately two (2) weeks prior. Raquel advised the board that we can not regulate, that we receive public funding and the ferry is public. Raquel advised the board that we do not want to get a public lawsuit. Trustee Finta agrees with Trustee Smith Cunningham. Blake proposed that we accept and purchase the new NO Trespassing signs. Trustee Finta proposed purchasing cameras for the district that run by solar, that contain a sim card and then are able to be monitored by the district on an application and by phone. Raquel inquired on who would be providing

the cameras and paying for them. The District would need to add an agenda item for a vote to purchase the cameras. President Davies recommended speaking with the DFA and reporting back to the board at a later time. Scott Diamond commented that he would hope that a legal answer could be provided to be able to answer if the DFA can monitor the riders on the ferry. Scott advised the board that he had a situation out on the island a couple of weeks ago, called the Sheriff's department and the Sheriff's department advised him to call Marine Patrol. Trustee Finta inquired with Raquel on the District's right to address Trespassing and the potential costs. Raquel provided an estimated four (4) hours in time; however, Raquel addressed the matter of using the district's funds to address landowners' personal matters and recommends against doing this.

REPORTS:

a. Trustee(s) – There were no Trustees

b. District Secretary: The District Manager provided the following reports:

1. District Financials – The District Manager advised the board that as of 03/13/2023 the District's ending balance on the Contra Costa County's statement is \$35,879.21 and the District manager advised the board that she has paid bills since therefore, there is under \$20k to operate. The District Manager advised the board that she would have to go to the Bank of Stockton and pull the monies paid to CES to put back into the District's bank account that had historically been board approved.

2. Summary of Activity Report

3. Property Owner's Delinquent Assessment Report

4. Secretary's Report(s)

5. Status Report on the Auto Claim for Damages – Board approved the District Manager to download legal small claim forms to complete against the driver of the automobile and have Raquel review the forms prior to submitting them. The bill to include, the district's payout, staff's time and the DFA bill for the diver. The police report that was written outlined the driver of the stolen vehicle and the admission to driving the automobile. This report is to be provided with the legal forms.

6. Mt. Diablo Resource Recovery – Blake provided a report on this during his engineer's report. Blake reported that the District had to open up a trash account to establish a bill in their name as is required for the FEMA application that outline's The District Manager Angelia's office address. The District to date has only had a PO Box and Blake reported that FEMA does not accept a PO Box as a mailing address.

c. District Engineer reported:

1. PG&E Permit to re-install power requested has been submitted

2. FEMA Grants Portal Established

d. Attorney

1. Updates

ADJOURNMENT @12:13: Next meeting: **Tuesday, May 2, 2023**