REGULAR MEETING OF THE BOARD OF

THE BETHEL ISLAND MUNICIPAL IMPROVEMENT DISTRICT

BETHEL ISLAND, CALIFORNIA

3085 STONE ROAD

BETHEL ISLAND, CALIFORNIA

DATE: JANUARY 13, 2022

The Bethel Island Municipal Improvement District met in a special session located at 3085 Stone Road, Bethel Island, CA at 6:00 p.m. Upon roll call, the following were found to be present: Directors: Bruce Smith, Anthony Berzinas, Tom Knorr, Jr. and Lisa Kirk. Attorney Dave Larsen and District Manager Regina Espinoza were also in attendance. Director Steve Lucas was absent.

CLOSED SESSION

Conference with Legal Counsel – Anticipated Litigation

Initiation of Litigation Pursuant to Paragraph (4) of Subdivision (d) of Section 94956.9 – One Potential Case

REPORT OUT OF CLOSED SESSION

The Board reported out at 6:37p.m. Direction was given to Legal Counsel.

BOARD DISCLOSURE OF POTENTIAL APPEARANCES OF CONFLICTS OF INTEREST

Directors Smith and Berzinas stated they would recuse themselves if there was a vote on the Taylor Road Drainage Project. Directors Knorr, Jr. and Kirk had no conflicts.

CONSENT CALENDAR

A motion was made by Director Berzinas and seconded by Director Kirk to: approve the minutes of the Regular Meeting of December 9, 2021; adopt Resolution No. 22-01-13B “Authorizing a Proposal for Funding from the Department of Water Resources and Designating a Representative to Execute the Agreement and Amendments for New Pump Station and Drainage Facilities Project”; adopt Resolution No. 22-01-13C “Authorizing a Proposal for Funding From Department of Water Resources and Designating a Representative to Execute the Agreement and Amendments for Replacement of Existing Damaged Drainage Pipe Project”. The vote showed four directors in favor (Director Lucas was absent). Motion carried.

ANNOUNCEMENTS

None.

PUBLIC COMMENT

None.

UNFINISHED BUSINESS

UPDATE ON BETHEL ISLAND CULVERT/DRAINAGE/STANDING WATER ISSUES

District Manager Espinoza stated there have been more frequent levee patrols during the recent rains. The District is applying for grant funding with the Department of Water Resources as noticed previously with the resolutions adopted under Consent Calendar.

UPDATE ON ASSET MANAGEMENT SYSTEM

No update.

SHEETPILE PROJECT – FIVE YEAR PLAN

No update.

EMERGENCY PLANNING REVIEW

No update.

CONTINUED DISCUSSION OF PARK SAFETY ISSUES

District Manager Espinoza stated there will be further discussion later in the meeting under New Business. The Park Grant Application was submitted to the Office of Grants and Local Services of State Parks near the end of December 2021. The funding will be used to install more lighting and security cameras to improve park safety.

District Manager Espinoza asked the Board if this agenda item needs to remain on future agendas.

Director Berzinas stated there will be some policy reviews concerning this issue, the item should remain on the agenda for now, in case something needs to be discussed at a later date.

Director Berzinas asked if there has been any news from the Department of Water Resources regarding the Five Year Plan.

District Manager Espinoza stated staff has not heard anything yet.

Director Kirk asked if the Park Grant has been presented to BIMAC.

District Manager Espinoza stated at the last meeting the Board discussed that the application would be submitted and when the application comes back asking for a scope, then it would be presented to BIMAC.

NEW BUSINESS

PRESENTATION BY IN-USE SOLUTIONS REGARDING BIMID’S EQUIPMENT READINESS

Mr. Kevin Fairweather presented to the Board the status of the vehicles and equipment in the BIMID fleet and what will be coming up in the future. He also gave the Board strategies to start replacing equipment to stay in compliance with California Air Resources Board (CARB).

After discussion, the Board directed Mr. Kevin Fairweather to move forward with designating the excavator as a year by year low use equipment. After the grant ends for the loader, the excavator can be brought off low use and then the District could apply for another grant.

ADOPTION OF RESOLUTION NO. 22-01-13A “AMENDING EMPLOYEE HANDBOOK TO ADDRESS WORKPLACE VIOLENCE”

Attorney Dave Larsen presented an update to Employee Handbook Policy 3035 to enhance the discussions of the previous park violence.

The Board discussed the new policy with several edits on the Workplace Violence and Weapons sections of the policy.

Attorney Dave Larsen stated he will do some edits on the policy and bring it and the resolution back to the Board at the February 10th meeting.

Director Kirk left the meeting at 7:45pm.

CONSENT ITEMS – STAFF REPORTS

Reports were available to the public.

A motion was made by Director Berzinas and seconded by Director Knorr, Jr. to receive and file the Staff Reports. The vote showed three directors in favor (Directors Kirk and Lucas were absent). Motion carried.

TREASURER REPORT

**Balances as of 12/31/21:**

Checking Account: $585,190.68

Park Account: $2,342.87

House Number Account: $336.02

Delta Coves First Deposit: $380,271.93

Delta Coves Contingency Funds: $2,007.560.11

Delta Coves O & M Funds: $934,936.79

LFCF Repairs and Improvements: $25,576.43

LFCF Maintenance: $53,007.63

**Advance Funding from DWR**

Money Market is $442,399.98 (NWS Project)

Money Market is $17,759.32 (HEHE Project)

BETHEL ISLAND PARK COMMITTEE (AD-HOC)

Nothing to report.

DELTA INTERGOVERNMENTAL WATCHDOG COMMITTEE (AD-HOC)

No report.

LEVEE GATE COMMITTEE (AD-HOC)

Nothing to report.

SHEETPILE PROJECTS/NON-CONFORMING STRUCTURES (AD-HOC)

Nothing to report.

WEB SITE

Nothing to report.

BIMAC/FIRE DISTRICT UPDATE

Nothing to report.

SUGGESTION FOR FUTURE AGENDA ITEMS

None.

CORRESPONDENCE

None was discussed.

A motion was made by Director Berzinas and seconded by Director Knorr, Jr. to adjourn the meeting. The vote showed three directors in favor (Directors Kirk, and Lucas were absent). Motion carried.

The meeting adjourned at 7:48pm.

Submitted by Denece Bixby, District Clerk