

Summary of Actions

BROAD BEACH GEOLOGIC HAZARD ABATEMENT DISTRICT

REGULAR SESSION MEETING

Sunday June 27, 2021; 9:00 a.m.

Via Teleconference

(Governor Executive Order N-08-21 issued June 11, 2021).

1. Call to Order

The Chair called the Regular Meeting to order at 9:06 a.m.

2. Roll Call

PRESENT: Chair Karno, Vice Chair Grossman, Board Members Kuba, and Marine

ABSENT: Board Member Needleman

BBGHAD STAFF ALSO PARTICIPATED VIA TELECONFERENCE: Special Counsel Colantuono, BBGHAD Engineer Tonia McMahon, BBGHAD Election Official Donesia Gause-Aldana, Clerk/Treasurer Fuchs, and Project Counsel Ehrlich.

3. Adoption of Agenda

The Chair recognized Project Counsel, who reported that the Agenda was posted June 24, 2021 at approximately 6:00 p.m. and concurrently posted on the BBGHAD website. The Chair recognized Board Member Marine, who moved to adopt the Agenda as posted. Board Member Kuba seconded the Motion, and the Motion passed 4-0.

CLOSED SESSION

The Chair recognized Board Member Marine, who moved to recess Regular Session and move into Closed Session. Board Member Kuba seconded the Motion, and the Motion passed 4-0. The Chair recessed the Regular Session meeting at 9:09 a.m.

Project counsel reported that the Board took no action in Closed Session on any matter that requires additional reporting.

REGULAR SESSION

The Chair reconvened Regular Session at 10:01 a.m.

7. Consider Summary of Actions from March 21, 2021 Meeting.

The Chair recognized Board Member Marine, who moved to approve Summary of Actions from March 21, 2021 Meeting. Chair Karno seconded the Motion, and the Motion passed 4-0.

8. Old Business

Permitting and Regulatory Process Status.

a. Lead Agency Update

1. CCC

i. Prior-to-Issuance Conditions compliance

No update.

ii. CDP Extension Request: Granted 11/7/20.

The Chair recognized Project Counsel, who reported that CCC approved the latest BBGHAD CDP extension in November 2020 and that the BBGHAD staff will process another extension request in the coming months.

2. SLC

i. Amended and Restated Lease- Approved by SLC (4/21), including year extension on rental "grace" period for \$50,000 BBGHAD payment.

Project Counsel reported, that the extended grace period is expiring on 12/31/21. To extend the grace period for another year, the BBGHAD will need to pay another \$50,000 on or before 12/31/21

ii. Separate \$50,000 payment due to SLC in August 2021 for yearly payment for revetment impacts. \$500,000 total due over 10 years; \$50,000/year. Payments started in 2016.

Project Counsel briefed the Board on the management agreements required by the SLC for every lease in the state where the tenant pre-pays all of the oversight/anticipated SLC staff time costs at the inception of the Lease.

Project Counsel requested a Motion ratifying the recent and near future payments to the SLC.

MOTION: The Chair recognized Board Member Marine, who moved that the BBGHAD Board ratify the following recent actions related to the State Lands Commission: a) payment to the SLC of \$50,000 for a year extension of the free rent period specified in the Amended and Restated BBGHAD Lease with the SLC, and b) entry into the management agreement whereby the BBGHAD pre-paid \$49,875 for anticipated SLC staff time through and during the course of the SLC-BBGHAD Lease.

Board Member Marine also moved that the BBGHAD Board direct staff to pay the SLC the annual \$50,000 payment due in August 2021 for revetment mitigation, which will be the BBGHAD's 6th of 10 such yearly payments. Board Member Kuba seconded the Motion.

Hearing no further discussions or public comment, the Chair called the question, and the Motion passed 4-0.

9. New Business

a. BBGHAD CPI Assessment Increase

The Chair recognized Project Counsel, who reported that, every year, the BBGHAD must submit a new assessment roll to LA County by August 10. Identical to past years, Project Counsel further proposed to adjust the current assessment by the Consumer Price Index (CPI). According to the Bureau of Labor Statistics website, the CPI Adjustment between May 2020 and May 2021 is 3.9%. Project Counsel recommended the Board to adopt Resolution No. 2021/01 which reflects this CPI increase for the annual assessment.

MOTION: The Chair recognized Board Member Marine, who moved to adopt Resolution No. 2021/01 implementing the CPI adjustment. Board Member Kuba seconded the Motion. Hearing no further discussion or public comment, the Chair directed the Clerk to call the roll for a vote on Resolution No. 2021/01. The Motion passed 4-0.

10. BBGHAD Officer Report

The Treasurer reported that, as of May 28, 2021, the cash balance was \$2,046,558.70 in the regular checking account and the estimated unpaid bills amount to \$122,634.29.

11. BBGHAD Board Member Reports

The Chair recognized Board Members Kuba and Marine for their extensive efforts in seeking amicable resolutions in the pending litigation and other disputes among members of the beach community.

12. Public Comment - Non-Agenda Items

No public comments.


13. Future Meeting

The Chair stated that there are no definitive dates set for future meetings.

14. Adjournment


The Chair recognized Board Member Marine, who moved to adjourn Regular Session. Vice Chair Grossman seconded the Motion. The Chair called the question, and the Motion passed 4-0. The Chair adjourned Regular Session at 10:28 a.m.

Approved and adopted by the Broad Beach GHAD Board



Norton S. Karno, Chair

Attest:



Heike Fuchs, Clerk