

Summary of Actions

BROAD BEACH GEOLOGIC HAZARD ABATEMENT DISTRICT

REGULAR SESSION MEETING

Sunday September 12, 2021; 9:00 a.m.

Via Teleconference

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

1. Call to Order

The Chair called the Regular Meeting to order at 9:03 a.m.

2. Roll Call

PRESENT: Chair Karno, Vice Chair Grossman (joined meeting at approx. 9:10 a.m.), Board Members Needleman, Marine, and Kuba (joined meeting at approx. 9:10 a.m.)

ABSENT: N/A

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 September 9, 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 Needleman seconded the Motion, and the Motion passed 3-0.

CLOSED SESSION

The Chair recognized Board Member Marine, who moved to recess Regular Session and move into Closed Session. Board Member Needleman seconded the Motion, and the Motion passed 3-0. The Chair recessed the Regular Session meeting at 9:04 a.m.

Resumption of REGULAR SESSION

The Chair reconvened Regular Session at approximately 10:05 a.m.

Project Counsel reported that he gave advice on item #6, for a course of action, that will be implemented. The Board took no actions in Closed Session on any matter that requires any additional reporting.

7. Consider Summary of Actions from June 27, 2021 Meeting

The Chair recognized Project Counsel, who reported on a minor typo received from the Chair. The Chair recognized Board Member Marine, who moved to approve the Summary of Actions with the minor typo as announced by Project Counsel. Board Member Kuba seconded the Motion, and the Motion passed 5-0.

8. Old Business

a. Permitting and Regulatory Status

1. CCC

A. Prior-to-Issuance Conditions compliance

No update

B. CDP Extension Request: CDP extended through October 2021

The Chair recognized Project Counsel, who reported that staff will be submitting the CDP extension request for the BBGHAD's existing CDP next week.

C. Moffatt & Nichol Contract Modification #47

The Chair recognized Project Counsel, who briefed the Board on the details of Moffatt and Nichol's proposed contract amendment, stating that part of the costs are the responsibility of the property owner for Moffatt & Nichol's work on closing the revetment gap specific to the 30822 parcel. Project Counsel recommended approving the proposed Moffatt & Nichol contract amendment #47.

MOTION: The Chair moved to approve the Moffatt & Nichol contract amendment #47 subject to obtaining a written agreement from the owner of 30822 BBR to assume responsibility for the costs of Moffatt & Nichol's work completed specifically for this parcel. Board Member Marine seconded the Motion.

The Chair opened the Motion for Public and Board Members discussion. Hearing no further discussion or public comments, the Chair directed the Clerk to call the roll, and the Motion passed 5-0.

D. Supplemental Package - Fall 2021 Broad Beach Shoreline Monitoring Program

The Chair recognized BBGHAD Engineer, who briefed the Board on the beach profile survey to reflect the natural condition of the beach. Ms. McMahon further opined that continuing to collect the data helps establish the baseline condition of the beach and recommended to conduct the Fall 2021 survey.

The Board ensued in discussion about the pros and cons of the conducting the Fall 2021 Beach Profile Survey.

MOTION: The Chair moved to authorize the Fall 2021 Beach Profile Survey Task #1 in the amount of \$27,966. Board Member Marine seconded the Motion.

Hearing no further discussion and public comments, the Chair directed the clerk to call the roll. The Motion passed 5-0.

9. New Business

a. BBGHAD Election Cancellation

The Chair recognized Project Counsel, who briefed the Board on the current status of the BBGHAD Election. Project Counsel further stated that due to receiving only 2 applications from the incumbents, that as a matter of law, the election is cancelled and the BBGHAD requests County Supervisors to appoint the incumbents.

Project Counsel recommended that the Board consider adoption of proposed Resolution No. 2021/03, which would cancel the election and request County Supervisors to appoint the incumbents for the new term.

The Chair opined that Vice Chair Grossman and Board Member Needleman served the community enormously well and expressed his great appreciation on behalf of the Board and the beach community.

MOTION: The Chair recognized Board Member Marine, who moved to enact Resolution No. 2021/03 to cancel the scheduled election and request the County Board of Supervisors to appoint the two (2) incumbents to each serve a full 4-year term ending in November 2025. Board member Kuba seconded the Motion.

Hearing no further discussion or public comments, the Chair directed the clerk to call the roll, and the Motion passed 5-0.

10. BBGHAD Officer Report

The Treasurer reported that, as of September 5, 2021, the cash balance was \$1,870,348.23 in the regular checking account and the estimated unpaid bills amount to \$31,666.90. The Chair recognized Board Member Marine, who suggested checking for other products (CDs) yielding higher interest rates for the BBGHAD's money market account. The Chair directed the Treasurer to continue monitoring 2-year CD rates with City National Bank on a regular basis.

11. BBGHAD Board Member Reports

- Board Member Kuba recommended starting to look for a Project Manager.
- Board Member Marine stated that he is supportive of Board Member Kuba's recommendation.
- Board Member Needleman concurred with the suggestion of Board Members Kuba and Marine.

12. Public Comment - Non-Agenda Items

No public comments.

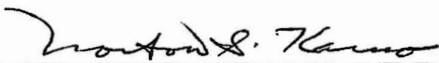
13. Future Meeting

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. Board Member Kuba seconded the Motion. The Chair called the question, and the Motion passed 5-0. The Chair adjourned Regular Session at 10:46 a.m.

Approved and adopted by the Broad Beach GHAD Board



Norton S. Karno

Attest:



Heike Fuchs, Clerk