

Summary of Actions

BROAD BEACH GEOLOGIC HAZARD ABATEMENT DISTRICT

REGULAR SESSION MEETING

Sunday June 5, 2022; 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 9:07 a.m.

**2. Roll Call**

PRESENT: Chair Karno, Board Members Needleman, Kuba, and Marine

ABSENT: N/A

BBGHAD STAFF ALSO PARTICIPATED VIA TELECONFERENCE: Special Counsel Colantuono, BBGHAD Engineer Tonia McMahon, Russ Boudreau (BBGHAD Consultant), Clerk/Treasurer Fuchs, and Project Counsel Ehrlich.

**3. Adoption of Agenda**

The Chair recognized PROJECT COUNSEL EHRlich who reported that the Agenda was posted June 2, 2022 at approximately 6:00 p.m. and concurrently posted on the BBGHAD website. The Chair recognized Board Member Needleman, who moved to adopt the Agenda as posted. Board Member Marine seconded the Motion, and the Motion passed 4-0.

**4. Findings to Hold Virtual Board Meeting Under AB 361**

MOTION: The Chair recognized Board Member Marine, who moved to adopt Resolution No. 2022/01 authorizing remote teleconferencing/virtual meetings in accordance with AB 361. Board Member Needleman seconded the Motion. Hearing no further discussions or public comment, the Chair called the question, and the Motion passed 4-0.

**CLOSED SESSION**

The Chair recognized Board Member Kuba, who moved to recess Regular Session and move into Closed Session. Board Member Needleman seconded, and the Motion passed 4-0. The Chair recessed the Regular Session meeting at 9:11 a.m.

## REGULAR SESSION

The Chair reconvened Regular Session at 9:45 a.m.

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

### 8. Consider Summary of Actions from December 12, 2021 Meeting.

The Chair recognized Board Member Marine, who moved to approve the Summary of Actions from the December 12, 2021 Board of Directors meeting. Board Member Kuba seconded the Motion, and the Motion passed 4-0.

Board Member Needleman departed the Board Meeting at approximately 9:59 a.m.

### 9. Old Business

#### a. Permitting and Regulatory Status.

#### 1. CCC

##### A. Prior-to-Issuance Conditions compliance

The Chair recognized Project Counsel, who reported that there are currently five (5) revetment owners who have not yet signed the CDP-required License Agreement. Project Counsel gave a detailed individualized status report on each of the owner's position on the License Agreement. Project Counsel further stated that the CCC is aware of the five (5) revetment owner's positions.

##### B. CDP Amendment Status

The Chair recognized Project Counsel, who reported on various matters in connection with the storm water treatment system below the 31118 BBR residence. Project Counsel further stated that BBGHAD staff is meeting with CCC staff so that the CDP Amendment application will be complete. Project Counsel anticipates to submit the CDP Amendment application within the next month.

The Chair recognized Project Engineer McMahon, who reported in more detail about the different solutions to the potential revetment gaps. The Chair recognized Project Counsel, who stated that staff is proposing to the CCC staff a gap protection solution that includes flank protection. Project Counsel referred to Item 9.a.1B CDP Amendment Status/page 8 in the Board packet.

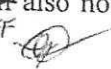
The Chair recognized Project Counsel, who reported that the Trancas Bridge reconstruction has begun and, as part of the reconstruction, Caltrans is installing a temporary/permanent signal at Guernsey and PCH, which also constitutes an essential element of the BBGHAD Project. Project Counsel further stated that BBGHAD staff will coordinate with the CalTrans Trancas Bridge construction team to ensure that the BBGHAD construction team will have easy access in and out of the lot upon the anticipated start of the Project in 2023.

#### D. Sand Status

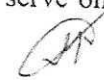
The Chair recognized Project Counsel, who reported that Cemex, which is committed to provide the BBGHAD with sand, had a change in leadership. Project Counsel further stated that staff reached out to Cemex's new leadership and it confirmed that they have the supply. Project Counsel added that the business details remain unknown and staff awaits pricing from Cemex.

#### 10. New Business

##### a. Vacancy on BBGHAD Board of Directors

The Chair recognized Project Counsel, who reported that Vice Chair Marshall Grossman ceased to be a property owner as of May 16, 2022 and, therefore, is ineligible to serve as a BBGHAD Board Member. Project Counsel further stated that the Notices of Board Vacancy were posted timely at three (3) locations within the BBGHAD, the BBGHAD website, and at all other required locations. BBGHAD ~~staff~~ also notified the County Election Official of the vacancy. STAFF 

Project Counsel further stated that the Board proposes Tony Antoci for the Director position vacated by Mr. Grossman.

The Chair thanked Mr. Tony Antoci for his willingness to serve on the BBGHAD Board. The Chair asked Project Counsel if Project Counsel received any other applications from homeowners to serve on the Board. Project Counsel responded that there were no additional applicants. 

MOTION: The ~~recognized~~ Chair recognized Board Member Kuba, who moved to adopt Resolution No. 2022/03 acknowledging resignation of Vice Chair Marshall Grossman and appointing replacement Board Member Tony Antoci. Hearing no further discussion, the Chair called the question and the Motion passed 3-0.

The Chair welcomed and congratulated Mr. Antoci, and further stated that the Board looks forward to Mr. Antoci's Board service for years to come.

The Chair suggested for Project Counsel to draft a letter to Mr. Grossman



expressing the BBGHAD's extreme gratitude for Mr. Grossman's dedication and service to the BBGHAD and have it signed by the Board members and BBGHAD staff.

b. 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. Project Counsel further reported that the appropriate CPI increase for the BBGHAD for May 2021 – May 2022 will not be available until June 10, 2022 on the Bureau of Labor Statistic website.

MOTION: The Chair recognized Board Member Marine, who moved that, once the BBGHAD staff can obtain from the Bureau of Labor Statistics website ([https://www.bls.gov/regions/west/newsrelease/consumerpriceindex\\_losangeles.htm#tableA](https://www.bls.gov/regions/west/newsrelease/consumerpriceindex_losangeles.htm#tableA).) the information necessary to determine the Fiscal Year 2021-22 CPI Adjustment for each BBGHAD parcel, BBGHAD staff is directed to apply the Fiscal Year 2021-22 CPI Adjustment to each BBGHAD parcel and prepare the proposed property tax roll (Exhibit "A" to the necessary Resolution) specifying the assessment for each parcel within the District for Fiscal Year 2022-23, and reflecting the Fiscal Year 2021-22 CPI Adjustment. Board Member Kuba seconded the Motion.

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

c. Proposal to Share Beach Monitoring Data with Los Angeles County.

The Chair recognized Project Counsel, who reported that former BBGHAD Engineer Russ Boudreau, now a P.E. for Coastal Frontiers, contacted the BBGHAD and asked if the BBGHAD would share its proprietary beach survey data developed since approximately 2009. Project Counsel further explained that Coastal Frontiers, a subcontractor for BBGHAD Engineer Moffat & Nichol, works for L.A. County. L.A. County has apparently experienced significant beach erosion at Zuma and most recently, Westward Beach.

The Chair recognized Mr. Boudreau, who reported that the county is in a similar situation as the BBGHAD was many years ago, and the County intends to take action to install some form of shoreline protection device at Zuma and Westward. Mr. Boudreau stated that they are working on getting their regular CDP application started. Mr. Boudreau further stated the benefits of sharing the data with L.A. County.

The Chair inquired if Mr. Boudreau considers L.A. County as a competitor. Mr. Boudreau responded that he does not see it as a negative as it is a much smaller project. The Board and Mr. Boudreau then discussed the pros and cons of potentially sharing data with L.A. County.

MOTION: The Chair recognized Board Member Marine, who moved to approve the

request to share the BBGHAD beach monitoring data with Los Angeles County. Board Member Kuba seconded the Motion. Hearing no further discussion, the Chair called the question, and the Motion passed 4-0.

11. Treasurer's Report

The Treasurer reported that, as of May 31, 2022 the cash balance was \$5,132,865.26 in the regular checking account and the estimated bills amount to \$206,182.85. The Chair directed Treasurer to transfer \$3,000,000 into the BBGHAD Money Market account.


12. BBGHAD Board Member Reports

- Board Member Marine welcomed Mr. Tony Antoci to the Board.
- Chair Karno commented on an email received from the Malibu Times requesting to consider an offshore protection project instead of sand nourishment. The Chair directed Project Counsel to respond to the email stating that the BBGHAD would appreciate if he can convince the CCC to approve an offshore project.

13. Public Comment - Non-Agenda Items

No public comment.

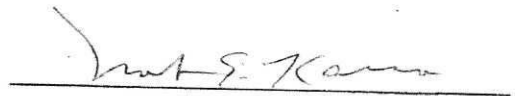
14. Future Meeting

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

15. 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 4-0. The Chair adjourned Regular Session at 10:45 a.m.

Approved and adopted by the Broad Beach GHAD Board

  
Norton S. Karno  
CHAIR, BBGHAD BOARD

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Attest:

  
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Heike Fuchs, Clerk