

**MINUTES OF MEETING
SUNSHINE WATER CONTROL DISTRICT**

A Regular Meeting of the Sunshine Water Control District's Board of Supervisors was held on **Thursday, December 13, 2012, at 6:30 p.m.**, at the **LaQuinta Inn Coral Springs, 3701 N. University Drive, Coral Springs, Florida 33065.**

Present at the meeting were:

David Hulett	President
Joe Morera	Vice President
Emily Heafy	Secretary

Also present were:

Craig Wrathell	District Manager
Doug Paton	Wrathell, Hunt and Associates, LLC
Cory Selchan	Field Superintendent
Rhon Ernest-Jones	District Engineer
Tom Donahue	District Engineer
Mark Westfall	City of Coral Springs City Forester
John McKune	McKune & Associates
Mike Saltzman	CSID Resident
Michael Goldberg	CSID Resident
Geraldine Newman	CSID Resident
Guillermo Padin	CSID Resident
John Raper	CSID Resident
Orlando Vasquez	CSID Resident
Larry Vignola	Coral Springs City Commissioner

FIRST ORDER OF BUSINESS

Call to Order/Roll Call

Mr. Hulett called the meeting to order at 6:30 p.m.

Mr. Wrathell indicated, for the record, that Supervisors Hulett, Morera and Heafy were present, in person.

SECOND ORDER OF BUSINESS

Discussion: Canal Z

- A. December 4, 2012 Letter to Property Owners Adjacent to Canal Z**
- B. Typical Sections**
 - i. No Landscape Buffer**

ii. With Landscape Buffer**iii. Line of Sight**

Mr. Donahue reported that, since the last meeting, he received much input from Canal Z property owners, along with various contractors. He explained that Canal Z is located in the southwestern corner of the District and collects drainage from the corporate park, Westchester neighborhood and most of the West Basin. Canal Z carries the drainage to the West Outfall, arriving at Pump Station #2, ending in the C-14 Canal. Tree clearing was completed along Canals AA-BB, which was a major north-south component. Canal Z is next and will be followed by other critical canals. Canal Z runs from Coral Springs Drive, across Coral Ridge Drive and ends at the Sawgrass Expressway. Right-of-way vegetation, along the entire length, is planned and dredging and widening will take place from Coral Springs Drive to Coral Ridge Drive and ending at Canal KK.

Mr. Donahue noted that the construction methods and the necessity for clearing along Canal Z were discussed at past meetings. He explained that, because it is a major canal, it will be excavated, dredge the canal bottom from its current elevation of 2 to 4, down to -1, removing the silt and rock to increase water flow. There will be minor widening of the water surface by five (5) to ten (10) feet in various areas. In the past, the approach was to excavate from the south side, along with consideration of using a barge. A pre-bid meeting was held with 11 contractors; the contractors had concerns with the barge and bank approaches, feeling it would be difficult to achieve the necessary leverage from a barge. Ideally, the contractors want to work longitudinally down the canal, ripping the rock, as they go; working from the side forces them to work against the grain of the canal, which is more difficult. Mr. Donahue stated that the contractors, who are experts, suggest dewatering sections of the canal, building a berm or dyke and placing the excavator in the dry section. The downside to this approach is that it is limited to the dry season, meaning it may need to be completed in phases. Mr. Donahue explained that the District must ensure that the canal can still be used, should there be a major rain event while the work is being completed. This means that the berms or dykes must be constructed to a certain elevation so the water could flow over them. The contract would also require the contractor to be available, on call 24/7, in the event of a rain event emergency.

Mr. Donahue indicated that the positive with this approach is that the District does not need as much workspace on the canal bank on the south side. He suggested that, within the right-of-way, the District could allow a ten (10)-foot landscape buffer to remain. Mr. Donahue

noted that this adjustment will not save many of the buffers that residents have, as they currently extend ten (10) to 30 feet into the right-of-way.

Mr. Donahue stated that a line-of-sight analysis was completed and, from the second floor of the multi-family housing across to the roofline of the single-family homes, would require ten (10)-foot high vegetation, which meets the City's maximum allowable height for vegetation. He noted that this option came about in response to resident concerns about preserving their privacy. Mr. Donahue presented examples of yards in the affected area and discussed homes where vegetation and other items must be removed and/or relocated, as they extend too far into the District's right-of-way, but will allow some buffer to be created.

Mr. Donahue stated that, once approved by the Board, the plan is to issue letters, including aerial and ground photographs, along with an inventory list of the vegetation, to each property owner along Canal Z. In January, the District Engineer and Staff would meet with the homeowners, individually, to review the situation. In response to a question, Mr. Donahue confirmed that the project will be coordinated with the City; a sample packet will be sent to the City and the tree permit will be finalized in the next few weeks. Bids for the dredging will be obtained while the tree clearing takes place. Mr. Donahue stated that a portion of the dredging could be completed in May and June but must be shut down during the rainy season.

Mr. Donahue reviewed the documents to be included in the letter to the property owners. He noted that encroaching vegetation falls into various categories, including nuisance, which do not require a tree permit, tree removals requiring a permit from the City and hardscape, such as fences, sheds, etc., Mr. Donahue explained that residents will have two (2) options: the first is for the District to clear the area at the District's expense and the other option involves negotiation of what can remain in the areas.

Mr. Wrathell noted that a benefit of dewatering and excavating from the canals is what makes the ten (10)-foot buffer concept possible.

Mr. Hulett voiced his opinion that this approach accomplishes everything the District hoped to do and does so in the best possible way. Ms. Heafy agreed.

Mr. Morera found this to be a hopeful, workable, scenario that maintains the privacy that has been a key component of the discussions, while allowing the District to achieve its goals.

Mr. Morera questioned who will bear the cost of replanting, if certain items are replanted. Mr. Wrathell stated that, if the vegetation is acceptable and the City Forester agrees, the District will work with the property owner to relocate items to the buffer, at the District's expense. Mr.

Wrathell indicated that the District could also pay for clearing the balance of the right-of-way. Mr. Lewis felt that relocating vegetation might save some mitigation costs. Mr. Donahue pointed out that a lot of the vegetation is nuisance and will not qualify for relocation.

Mr. Morera asked how the District would address the maturity issue of new plantings versus what is removed. Mr. Wrathell advised that the District never proposed planting new vegetation; the proposal is to relocate existing plants that can be relocated. Mr. Morera reiterated his question about removing vegetation that is a nuisance but provides a buffer and whether the District will address replanting. Mr. Wrathell recalled that the vegetation should not be in the right-of-way; some of it is nuisance which the City does not want and the District is willing to relocate acceptable vegetation but not nuisances. Mr. Wrathell reiterated that the District is not proposing any new planting to replace removed nuisances.

Mr. Morera asked how dewatering the canal affects aquatic life in the canal. Mr. Donahue indicated that aquatic life will be relocated to the wet side of the canal. Mr. Donahue explained the dewatering process.

Mr. Hulett asked Mr. Mark Westfall, the City of Coral Springs City Forester, to comment on whether it would be allowable to relocate ficus into the proposed buffer area.

Mr. Westfall stated that they would probably not be looking to relocate existing ficus because of the ficus related whitefly problems. He explained that ficus is being phased out in South Florida. Mr. Westfall noted that ficus is expensive to maintain and there are better alternatives.

Mr. Hulett asked Mr. Westfall if he would work with the District to develop a list of City-approved plants and shrubs that could be relocated or what new plants could be planted. Mr. Westfall voiced his willingness to assist the District.

Mr. Morera asked if the property owners would qualify for funds from the City's Tree Trust Fund. Mr. Westfall replied no, the funds must be used on public property.

Mr. Hulett referred to Paragraph 3, of the sample letter to residents, stating that it should also reference the ten (10)-foot buffer, if the Board is agreeable to it. Discussion ensued regarding the terms of the agreements for the various options.

In response to Mr. Hulett's question regarding changes to Option 3, Mr. Paton explained that the Canal AA-BB Project involved plantings in a narrow right-of-way, such that, if the plants were left, the District had no means to access the canal. Option 3 allowed some plants to remain but required an easement onto the homeowners' property in order to go around the

obstructions to access the canal. Mr. Paton noted that, in that instance, Option 3 was tailored to the Canal AA-BB situation. He stated that, with Canal Z, the District has a 45-foot right-of-way upland of the canal and a portion will be left as a buffer; therefore, Option 3 was reworded to allow for the buffer, along with taking into account future buffers that might require the easements, as well. The reworded Option 3 now applies to either type of situation.

Mr. Wrathell indicated that the previous Option 3 did not account for relocating vegetation; however, the new one, for Canal Z, does.

Mr. Michael Goldberg, 11911 Classic Drive, recalled his understanding from the last meeting was that, on the west side of Coral Ridge, the canal would not be widened; only the east side of the canal would be widened. He recalled that the only reason the ficus on the west side would be removed was due to clogging.

Mr. Ernest-Jones advised that Canal Z, west of Coral Ridge Drive, will not be widened but it will be deepened, which requires access.

Mr. Goldberg reiterated his belief, from the last meeting, that nothing was going to be done on the west side of the canal.

Mr. Hulett stated that the issue is access and the ficus hedges must be removed.

Mr. Donahue clarified that there will be canal dredging west of Coral Ridge Drive.

Mr. Goldberg asked what the District will do about rats and snakes that will be disrupted by the work. Ms. Heafy pointed out that rats and snakes are there, regardless. Mr. Wrathell stated that nuisance rodents and snakes would likely leave once the area is cleared and their cover is gone.

Mr. Goldberg referred to the ten (10)-foot hedge previously discussed and voiced his opinion that the sight-line portrayed on the slides is unrealistic, as new vegetations would take years to mature to that height. Mr. Wrathell felt that some larger vegetation will be eligible to be relocated, aside from a ficus hedge.

Mr. Goldberg asked if the District plans to remove every hedge along the Eagle Trace area to the Sawgrass. Mr. Donahue replied affirmatively; those in the right-of-way would be removed. Mr. Goldberg conceded that all of the hedges are in the right-of-way and asked if every hedge, within every easement, will be removed, citywide.

Mr. Hulett advised that the District's boundaries are not those of the entire City.

Mr. Goldberg clarified that he meant within the District's boundaries.

Mr. Hulett stated the District's boundaries and noted that, for years, the canal banks were allowed to become overgrown, eliminating access. He acknowledged that the Board realized that the right-of-way access part of the capital improvement project would be controversial. In response to Mr. Goldberg's question, Mr. Hulett confirmed that the District will systematically work through the entire District to gain the necessary access to perform maintenance.

Mr. Goldberg recalled that the ficus has been in place for 25 years. He does not agree with the ficus being removed and then followed by the dredging, etc., creating noise and disruption for a long period of time. Mr. Goldberg voiced his hope that the City Council continues to not approve the project.

Mr. Guillermo Padin, 11355 NW 21 Court, referred to discussions of vegetation and relocation and asked if a determination has been made regarding what is acceptable.

Mr. Wrathell recalled earlier discussion and explained that each property owner would receive a letter and complete inventory list of the acceptable vegetation that might be eligible for relocation and the vegetation that is invasive and must be removed. He stated that Staff will contact each property owner and meet to discuss their individual situation and determine what can be relocated and what must be removed.

Mr. Padin indicated that he recently bought the home and the bank did not inform him of the property line. He stated that everyone, including the surveyor, told him that all of the property is his. He discussed his concerns about the possibility of other issues on his property, the impact of the destruction, to his children's asthma condition, as well as the noise issues. Noting that he is an engineer, Mr. Padin stated that machinery is not quiet and encouraged the City Council to investigate what really needs to be done. He discussed the noise created by machinery.

Mr. Wrathell stated that the canals will not be completely dried during dewatering, meaning the possibility of a dustbowl is small. During dewatering, the water level will be reduced but wetness will remain. Mr. Padin stated that dust is unavoidable. Mr. Wrathell indicated that the equipment will not remain in one (1) place for months. The concept is to dewater and excavate as segments and move on, as quickly as possible. Mr. Wrathell noted that the equipment will be within the canal, not on the banks, which should create some noise abatement. Mr. Wrathell explained the proposed ten (10)-foot buffer area.

Mr. Padin asked the District Engineer to comment on the logistics and whether areas will remain dewatered until the entire project is completed. Mr. Ernest-Jones indicated that

excavation will be completed in 100-yard increments and water will return, when work moves to the next section. Mr. Padin referred to the trucks that will be used to transport the material from the area and asked if barriers will be placed along the haul line to ensure that the trucks remain in a specific area and to protect children playing in the area. Mr. Wrathell suspected that a barrier will be required, as part of the permitting process, and voiced his opinion that the trucks will remain behind the buffer area. Mr. Ernest-Jones confirmed that the buffer area will not be disturbed. Mr. Padin asked who will supervise, as contractors often do what they want, if they are not closely supervised. Mr. Hulett assured that the contractors will be closely monitored and the contract will contain penalties for not adhering to the specifications. Mr. Hulett suggested adding a clause in the contract defining the area that trucks can use.

Ms. Geraldine Newman, 12705 NW 21st Place, asked why the excavating equipment cannot be used from the park area on the north side of the canal, where there are no homes. It was noted that the park is the City of Coral Springs' property; the District work will remain on District property. Mr. Hulett noted that the right-of-way may not be sufficient on the north side.

Ms. Newman asked what hours during the day the work will take place. Mr. Ernest-Jones indicated that work will adhere to normal hours allowed, under City code.

Ms. Newman asked how long each section will take to complete. Mr. Donahue indicated that it will be determined by the contractors and the type of equipment used. Mr. Ernest-Jones estimated a week to ten (10) days to complete each 100-yard section. Mr. Hulett pointed out that the type of rock encountered will be a factor.

Ms. Newman asked who will replace sod. Mr. Ernest-Jones confirmed that the District will pay to replace sod. Mr. Wrathell stated that the District's intention is restore grass areas after the work is completed.

Ms. Newman voiced appreciation that the Board listened and considered the concerns of the residents.

Mr. Mike Saltzman, 10763 NW 21st Place, thanked the Board for continuing to pursue new options for completing the clearing and dredging project. He felt that progress is being made but they are not quite there yet. Mr. Saltzman referred to the timeline and asked if there is a bar for the permitting phase. Mr. Donahue indicated that permitting for the vegetation will be through the City, the dredging permit was submitted to Broward County Aquatics and Wetland Resources and the District is working with South Florida Water Management District (SFWMD). Mr. Saltzman asked when the permits will be in hand. Mr. Donahue anticipated that

the dredging permits will be received by February 1. Mr. Saltzman asked when the permitting process began. Mr. Donahue stated that the Broward County permit application was submitted in November. Mr. Saltzman recalled that, as of the last meeting, the dredging permit applications had not been submitted. Mr. Donahue reiterated that it was in November; probably just after the last meeting. Mr. Saltzman asked if it will be a dredge permit and NPDES permit, taking into consideration silt fencing and all other standards and practices. Mr. Donahue indicated that turbidity barriers were submitted to Broward County and very detailed requirements are expected from the County. Mr. Saltzman questioned the dredging permit timeline. Mr. Ernest-Jones confirmed that the dredging is intended for the beginning of March. Mr. Ernest-Jones noted that some work will be completed simultaneously with other phases; the vegetation clearing overlaps with the beginning of dredging. Mr. Donahue noted that the District attended a pre-application meeting with Broward County that outlined the District's intentions. Mr. Saltzman asked if the District will hold a public meeting regarding the dredging permit. Mr. Donahue stated only if it is required by Broward County.

Mr. Saltzman recalled discussion regarding a workshop with the City of Coral Springs but it was delayed until after the elections and holidays. He questioned when the tree removal process will begin.

Mr. Donahue indicated that tree removal will go out to bid on February 1, 2013. Mr. Ernest-Jones advised that the workshop is tentatively scheduled for mid-January. Mr. Wrathell informed Mr. Saltzman that the City requested to delay the workshop until after the elections and confirmed that the District has not heard from the City. Mr. Hulett stated that the District made the offer of a workshop to the City and the City has not responded to the offer. Mr. Wrathell will contact the City with the details of tonight's meeting and re-extend the District's offer to hold a workshop.

Mr. Saltzman voiced his opinion that the purpose of the workshop was not to relay to the City what the District plans to accomplish but to discuss the project with the City and citizens to gain support and recommendations. He felt holding the workshop prior to moving forward with permits better serves everyone.

In response to Mr. Wrathell's question, Mr. Ernest-Jones confirmed that the focus of the permits is dredging the canals. Mr. Wrathell noted that everyone, including the City, understands that the canals must be dredged. The only question is the method and mechanics regarding the right-of-way clearing.

Mr. Saltzman questioned if residents in other areas were notified that this type of work will eventually take place in their area. Mr. Morera stated that the District is hoping to hold a workshop with the City to address concerns of all affected parties and, once they have an agreeable plan, the District may then move forward with notifying future affected residents. Discussion ensued regarding the notification plan. Mr. Wrathell pointed out that the City recommended pursuing the project in smaller segments, on a prioritized basis. Mr. Saltzman reiterated his concern that the workshop has not occurred and voiced his opinion that the District should hold a public meeting for the entire community. Mr. Saltzman felt that the District should slow the project. Mr. Wrathell noted that the District already committed to meeting with every affected property owner, on an individual basis, prior to commencing work. Mr. Saltzman stated that the District has not met with them. Mr. Wrathell asked Mr. Saltzman if a shovel has hit the dirt. Mr. Saltzman conceded that one has not. Mr. Wrathell reiterated that the District will meet with each property owner prior to beginning work and pulling a permit does not mean that work is starting. Mr. Wrathell stated that the District has worked to accommodate residents and asked that residents show the same courtesy. Mr. Wrathell concluded that the work must be done to prevent flooding.

Mr. John Raper, 10837 NW 21st Place, asked who created the sight line dimensions on the presentation and whether lasers were used. Mr. Hulett stated that the District Engineer created it. Mr. Donahue indicated that it was a typical section, which was conservatively designed. Discussion ensued regarding the sight lines and Mr. Ernest-Jones explained the calculations. Mr. Raper questioned what will be allowed to remain. Mr. Westfall's comments were inaudible. Discussion returned to the sight line determinations.

Mr. Raper asked if the contractors are aware of the rock that is in the canals. Mr. Ernest-Jones indicated that expensive research was completed and the contractors are aware. Mr. Ernest-Jones explained the dredging process. Mr. Raper stated that he was referring to the widening part of the project and asked if the intention of dredging is to remove silt or to deepen the canal. Mr. Ernest-Jones stated that the intention is to do what is necessary to reach elevation -1; explosives will not be used to remove rock.

Mr. Orlando Vasquez, 10739 NW 21st Place, indicated that he works in Miami and asked if the resident meetings will be at night or on weekends, to accommodate those that do not work in the area. Mr. Hulett replied affirmatively. Regarding contractors, Mr. Vasquez questioned if contractors will work at night. Mr. Hulett indicated that the District will adhere to the City's

requirements. Mr. Vasquez stated that he has a lot of vegetation and asked about the ten (10)-foot buffer. Mr. Ernest-Jones explained that the buffer will begin at the property line and extend ten (10) feet into the right-of-way. Mr. Vasquez noted some palm trees on the other side of the canal but questioned what will be done on the other side to buffer against the yelling and whistling coming from the other side. Mr. Ernest-Jones advised that nothing is planned for the other side; it is a very steep slope. Mr. Vasquez noted that many use canal water for their sprinklers and asked how the project will affect the relocation efforts and irrigation. Mr. Ernest-Jones stated that withdrawal of water from the canal is a privilege; there will be times when the canal is dry. Mr. Hulett clarified that the question is regarding replacement of irrigation pipes, once work is completed and confirmed that the pipes will be put back in place.

Mr. Morera stated that the Board will hear concerns and try to integrate the process to accommodate those concerns.

Mr. Hulett thanked the residents in attendance. He voiced his hope that it is apparent to everyone that the District is working to be a good citizen. The Board has worked for more than a year on this project. He reminded the public that the District has the right and could have cleared everything, without public input or any accommodations. The District could have asked the City to enforce its own ordinances whereby vegetation along the canal bank, greater than eight (8) inches in height, shall be removed and, if not, the City's Code Compliance Department will notice the resident and eventually remove the item and bill the resident. In response to a question, Mr. Hulett stated that, if the terms were changed, this is the terminology that still shows in the City's ordinance. Mr. Hulett reiterated that the Board has done everything possible to make this process as customer-friendly as possible, including endless consultation, agony, listening to residents, etc. to accomplish the project. He noted that the workshop with the City was offered to educate the City Commissioners; it was not for the purpose of asking permission to proceed. Mr. Hulett stressed that the District wants to maintain a cooperative relationship with the City Commission but does not intend to be interrogated by the Commission again. A response from the City regarding their interest in a joint workshop is pending.

Regarding the multi-family units, across the canal, which are of concern to the Canal Z residents, Mr. Hulett recommended that those residents contact the City to question if those buildings provide the required buffer for multi-family units and further pose those questions to the City Commission.

Prior to sending the letter to residents, Mr. Wrathell recommended a review of the final form at the January meeting.

Discussion ensued regarding the dredging process and truck paths. Mr. Ernest-Jones stated that the District can tell the contractors the scope of work and parameters but should leave it to the contractors to determine how to accomplish it within the District's parameters. Mr. Selchan suggested installation of a temporary chain link fence to protect children or others from danger.

On MOTION by Ms. Heafy and seconded by Mr. Morera, with all in favor, authorizing the parameters of the Canal Z project providing for a ten (10)-foot buffer in the District's right-of-way and the proposed dewatering concept, as specified in the District Engineer's Canal Z Typical Sections with Landscape Buffer Exhibit, was approved.

THIRD ORDER OF BUSINESS

Citizens' Requests

Citizens' requests were heard during the Second Order of Business.

FOURTH ORDER OF BUSINESS

Discussion/Consideration: Location for Remainder of Fiscal Year 2013 Meetings

Mr. Wrathell recalled that the parameters, accommodations and services have been reduced recently. He stated that the City has been noncommittal regarding the District's future use of the Commission Chambers.

Mr. Morera voiced his opinion that the District's regular Wednesday night is not in conflict with the City's anticipated future Wednesday workshops. Ms. Heafy felt that residents believe that the District is part of the City, since they meet in the Commission Chambers.

Mr. Wrathell indicated that Management inquired whether the City would allow continued use, if the District paid a rental fee. The City's noncommittal was the result of this request. In response to Mr. Morera's question, Mr. Wrathell indicated that he was not aware of any changes in the City's position. Regarding advertisement of a new meeting location, Mr. Lewis indicated that published notice must take place seven (7) days prior to the meeting.

Discussion ensued regarding Mr. Morera's understanding of the City's position and Mr. Wrathell's information. Mr. Lewis noted that the District's meetings should be held in a public

building, if available. The Board discussed alternate meeting locations. Mr. Hulett expressed his opinion that the City has made it abundantly clear that they do not want the District using their facility.

Mr. Hulett agreed with Ms. Heafy's comments; meeting in the City's Commission Chambers creates confusion and gives the presumption that the District's Board is appointed by, controlled by or reports to the City Commission. He pointed out that the City has not had the courtesy to inform the District if they can continue to meet in the Commission Chambers. Mr. Hulett explained that when Mr. Paton went to retrieve the District's name placards for use at tonight's meeting, he was questioned by City personnel as to whether the District or the City paid for them, prior to him being able to obtain them. He confirmed that the District purchased its own name placards. Mr. Hulett felt that the City's attitude is clear that they do not want the District in their facility.

Mr. Wrathell recalled that the City requested that the City's seal not appear behind the Board but would not allow the District to remove or cover the seal during its meetings, which creates an impossible situation. He noted that this may be a political tactic as the District and the City had worked well together; however, over the past few months, personnel in the City Manager's office have been less accommodating and friendly.

Mr. Hulett indicated that he would be comfortable returning to the City's facility only if the District pays rent. Mr. Morera supported paying rent but voiced his feeling that Mr. Wrathell should again reach out to the City Manager's office and demand a direct answer, yes or no. Mr. Wrathell indicated that Management has asked the City for a response, in writing, and the City refused. Mr. Morera reiterated that he wants a direct answer from the City Manager and if Management cannot get it, he will meet with him and ask for it himself. Ms. Heafy voiced her opinion that the District should not grovel to the City Manager, as the District already knows the City's position. Mr. Wrathell advised that, in his experience, a response is a common courtesy; however, he will contact the City again but is confident that the City Manager's position is known.

Mr. Hulett and Ms. Heafy stated that they are not interested in meeting at City Hall. Mr. Morera voiced his opinion that by moving, the District is giving up something that has been in place for a long time. Mr. Wrathell stated that he will personally contact the City Manager again to inquire about renting the room. Mr. Wrathell suggested designating an alternate meeting location, if the City is not agreeable or fails to respond. Mr. Morera offered to meet in person

with the City Manager. Mr. Hulett suggested that this matter be handled between the City and District's staffs. Mr. Wrathell confirmed that his request will be in writing, immediately followed by a telephone call to the City Manager.

FIFTH ORDER OF BUSINESS

Discussion/Consideration: Sponsorship Options for Sawgrass Nature Center & Wildlife Hospital's 8th Annual "Go Wild In The Park" and 3rd Annual "Walk on the Wild Side"

Mr. Hulett voiced his opinion that sponsorship of this event is a good opportunity for the District to be involved in a City event. Ms. Heafy's comments were inaudible. Mr. Lewis discussed the legal ramifications and whether the District can sponsor this type of event. Mr. Wrathell suggested that Management, District Counsel, the District Engineer, the Board Members, etc., each give the District a \$100 check made payable to the charity, which avoids actually using District funds. Discussion ensued regarding appropriate signage to clearly inform that taxpayer money was not used to sponsor the event.

SIXTH ORDER OF BUSINESS

Approval of November 14, 2012 Regular Meeting Minutes

Mr. Hulett presented the November 14, 2012 Regular Meeting Minutes and asked for any additions, deletions or corrections.

Ms. Heafy referred to Ms. Clark's statements, on Page 10, and inquired about the use of "watershed managers" terminology. Mr. Lewis confirmed that the District is a water control district with a single purpose mission, which is flood control within Sunshine. Mr. Lewis explained that there is a watershed district in Broward County, which is essentially for conservation aimed at reforesting property and slowing runoff. Discussion ensued regarding the history of the District and water management in Coral Springs.

Mr. Lewis asked why approval of the meeting minutes is the Sixth Order of Business, as it is usually the second or third item on a typical meeting agenda. Mr. Wrathell indicated that this item can be anyplace on the agenda. Ms. Heafy suggested placing it after Citizens' Requests.

Mr. Hulett asked that a sentence be added to Line 306 stating: “The Sunshine Water Control District flows water to the C-14 Canal, at which time South Florida Water Management District is now responsible for the water.”

Ms. Heafy pointed out that no one said the statement that Mr. Hulett wants added to the minutes. Mr. Hulett stated that he is adding the correction to the minutes. Mr. Wrathell asked who made the comment that Mr. Hulett wants added, so that it can be properly included in the minutes. Mr. Hulett confirmed that he did not make the comment during the meeting. Mr. Wrathell indicated that if there is a misstatement, the correction is notated on the record.

Mr. Hulett referred to Mrs. Clark’s statement on Lines 297 and 298: “Mrs. Clark voiced her opinion that millions of dollars were spent for engineering, only to find out, after the pumps were installed, that they do not have the capacity to suck the water out.” Mr. Hulett stated, for the record, that the total of the project, so far, is \$8,710,214, of which \$362,000 was engineering fees. Mr. Wrathell indicated that the \$8.7 million was the proceeds of the bonds, of which the engineering fee is part of the bonds and part is related to the additional capital work. Mr. Wrathell stated that some of the capital work expenses are also in the general fund; the \$8.7 million in the construction account has additional general fund money so when the total engineering number is compared to the amount spent from the construction account and the bonds, plus the operating expenses, it will make the engineering fees even lower, in comparison to a project as large as this.

Mr. Ernest-Jones voiced his feeling that not one (1) word of Mrs. Clark’s comments and assertions are correct. He stated, for the record, that these minutes shall stand as a rebuttal of Ms. Clark’s misstatements made in the prior meeting. Mr. Ernest-Jones indicated that he objects to everything Ms. Clark stated.

Mr. Wrathell reminded the Board that Line 297 begins with “Mrs. Clark voiced her opinion...”, meaning it is not based on fact, it is her opinion. Mr. Hulett stated that he wants the correct information on the record; the pumps work so well that they can pull the water to capacity.

The following change was made:

Line 673: Insert “respectfully” after “Mr. Morera”

Mr. Hulett referred to Line 127: “Mr. Saltzman stated that city Code does not require him to maintain the District right-of-way to be free of obstructions” and noted, for the record, that Mr. Saltzman’s statement was incorrect.

Mr. Hulett indicated that he wants clarification of Ordinances 8-19, 8-20, 8-21. Mr. Ernest-Jones pointed out that, while Mr. Hulett was reading directly from the Ordinance, earlier in the meeting, Mr. Westfall, a City employee, was shaking his head “no”, which he found to be unsatisfactory behavior in a meeting full of residents.

Mr. Selchan stated, for the record, that when he meets with Mr. Westfall to negotiate what the District wants, the District should not want any plant, such as ficus, that will grow into a large tree. Mr. Hulett stated that the District will require residents to maintain hedges to ten (10) feet, regardless of type. Mr. Hulett noted that he does not object to relocating ficus to the ten (10)-foot buffer area.

Mr. Hulett requested that Mr. Saltzman’s comments on Lines 131 through 133 be researched to determine what City Code Mr. Saltzman was referring to with his statement “The City Code requires homeowners to landscape up to 30 feet beyond their property line”.

The following change was made:

Line 186: Change “that, oftentimes, it is unclear” to “that it is oftentimes misunderstood”

Mr. Hulett referred to Mr. Saltzman’s comments on Lines 262 through 264: “Mr. Clark surmised that decisions are being made without knowing the original conveyance and capacity of the canal or the original depth contours”. Mr. Hulett wished to clarify, for the record, that all capital improvements are being done based on a hydrologic study provided by engineering staff. Mr. Ernest-Jones agreed.

Mr. Hulett referred to Mrs. Clark’s comment on Line 286: “Mrs. Clark indicated that they are the bowl. She stated that the Board approved building the neighboring community higher than theirs”. Mr. Hulett stated, for the record, that this Board had no role in approving the land use in La Placida; that is a City function and not a function of the Sunshine Water Control District.

Mr. Hulett referred to Mrs. Clark’s comment on Lines 289 through : “Mrs. Clark stated that when they attend meetings, they hear that the Board is granting a variance, that buildings are being constructed closer than they were meant to be...”. He clarified, for the record, that the District does not grant variances; it is a function of the City’s Planning and Zoning Board and City Commission.

On MOTION by Mr. Morera and seconded by Ms. Heafy, with all in favor, the November 14, 2012 Regular Meeting Minutes, as amended, were approved.

SEVENTH ORDER OF BUSINESS**Supervisors' Communications**

Mr. Morera stated that the driving conditions on Royal Palm Boulevard are 100% better and thanked Centerline for their work. Mr. Donahue added that the Broward County Inspector was complimentary about the quality of the project and the coordination and cooperation they had with the contractor.

Mr. Hulett indicated that he wants to attend the upcoming FASD meeting.

EIGHTH ORDER OF BUSINESS**Staff Reports****A. Attorney: *Lewis, Longman & Walker, P.A.***

Mr. Lewis noted that the legislative season has officially begun and the first set of committee meetings will take place the first week of December. He reminded the Board that his attendance at District meetings, beginning in January, will be limited. Mr. Lewis stated that he does not anticipate anything directly affecting the District. He noted that the Governor's office is reviewing special districts but water management districts are further down on the priority list. Mr. Lewis briefly discussed the Governor's findings to date, noting that, right now, everything is okay.

Mr. Lewis indicated that the next Florida Association of Special Districts (FASD) meeting is January 31 through February 1, in Sebring, Florida.

Mr. Donahue indicated that there is a full-page article about the District in the FASD Newsletter.

Mr. Wrathell explained that the IRS recently ruled that special districts are not a subdivision of state and local government and indicated that the Governor wrote a glowing letter to the IRS explaining how vitally important CDDs are to Florida's economy. He feels that the Governor's office may be gaining an appreciation for the value of districts in helping the economy grow and protecting property owners. Mr. Wrathell added that Representative Bill Nelson also wrote a letter explaining the importance of districts and how a recent IRS ruling regarding districts is problematic. Mr. Wrathell feels that the IRS and others are softening their positions, with regard to districts.

Mr. McKune asked Mr. Lewis to comment on the nutrient standards. Mr. Lewis indicated that the EPA accepted the DEP's numeric nutrient rules. Those rules cover everything except South Florida. The EPA has rules that they will publish and take comments on for a year. The EPA is not proposing the final adoption of the Federal Rules until early 2014. The DEP will continue to work basin-by-basin to determine concentrations of nutrients and possibly develop the average.

B. Engineer: IBI Group

Mr. Ernest-Jones indicated that Mr. Donahue is taking a more active role and the capital projects are winding down. He detailed a recent meeting with Mr. Morera where he explained the capital improvement project and his hiring as the District Engineer.

Mr. Morera thanked Mr. Ernest-Jones and noted that he gained more knowledge.

Regarding the use of The Weitz Group as CM at Risk on Culverts W-55 and W-56, Mr. Ernest-Jones stated that it was a wise decision.

i. Permit Application Review: FPL - Atlantic Blvd at East Outfall Canal - Replace Underground Cable

Mr. Donahue presented the permit application and explained the proposed work. He recommended approval of a permit under the special conditions, as noted in his letter dated December 4, 2012.

On MOTION by Mr. Morera and seconded by Ms. Heafy, with all in favor, the FPL - Atlantic Blvd at East Outfall Canal - Replace Underground Cable, IBI Job #22761, permit application, was approved.

ii. Permit Application Log

Mr. Donahue indicated the previous item and a fence request are on the permit application log this month. A Letter of No Objection was issued for the fence request.

iii. Monthly Engineer's Report: 11/06/12 to 12/04/12

Mr. Donahue noted a couple of inquiries from the City regarding well rehabilitation on Forrest Hill Boulevard; the City consulted on whether a discharge permit was necessary. It was determined that the work was far enough away from the canal and a permit was not needed.

Broken Woods is an ongoing matter before the City's Land Use Plan Amendment and Rezoning Process. The City had questions regarding the project proposed by the developer,

particularly with the canal banks. The City asked the District to complete a site walk with Mr. Westfall and the developer's engineer to obtain the District's viewpoint. Mr. Donahue indicated that the District expressed that it will review the project in detail when a formal application is permitted and the District plans to work in the best interests of its canal systems. He noted that, at the present time, the plan is still conceptual; there is not much that the District can comment on.

Discussion of the project ensued. Mr. Donahue pointed out that the rezoning matter will last through June, meaning it will be awhile before the developer submits a formal application to the District. Mr. Ernest-Jones suggested tasking the developer or association with maintenance, as it appears that the project will increase the amount of lake and canal banks that the District would otherwise be required to maintain. Mr. Selchan confirmed that this was his suggestion, early in the process.

*****Coral Springs City Commissioner Vignola joined the meeting.*****

Regarding the Westchester neighborhood, Mr. Donahue reported that the City Public Works Department commissioned the City's engineering firm, Chen Moore Associates, to analyze the Westchester neighborhood regarding how it was impacted by Hurricane Isaac and what improvements can be made in the future to mitigate or improve the situation. He indicated that the City Engineer's office met with Mr. Donahue and Mr. Selchan regarding questions about assumptions the District used. Mr. Selchan explained historic drainage issues and provided information.

- **Pump Stations 1 & 2 Update**

Mr. Donahue reported that certificates of occupancy were issued by the City Building Department. The final building permits related to the steps leading up to the emergency generators were issued yesterday. Final inspections and closing the process with the Building Department are underway. Mr. Donahue stated that FPL completed its monitoring of the transformer issues at both pump stations and it was determined that both of the previously installed transformers must be upgraded to at least 1,000 kVA. In particular, at Pump Station #2, IBI's electrical engineer is coordinating with FPL's design engineer, as the District wants that transformer to be upgraded to 1,500 kVA. He advised that the new transformers will be installed after the first of the year, at which time, the testing scenarios will be run to ensure everything is running properly.

In response to Ms. Heafy's question, Mr. Ernest-Jones estimated that installation will take until February 1. Mr. Morera asked if the upgrade will cost the District. Mr. Donahue stated that it should not be at the District's cost.

Regarding vibration issues with the pumps, particularly at Pump Station #2, Mr. Donahue reported that MWI was anxious to resolve the problem. MWI proposed a retrofit to the engine/motor mounts at Pump Station #2, which was installed a few days ago. Upon visual inspection, Mr. Selchan found that the retrofit has significantly decreased the vibration. MWI will conduct a vibration test on it before proceeding with the remaining pumps. Mr. Donahue felt that the solution is on track.

Regarding the vibration problem, Ms. Heafy questioned if the mountings are not sufficient. Mr. Ernest-Jones explained the problem and solution and assured Ms. Heafy that the solution was extensively discussed. Mr. Selchan explained that there is a lot of force and the system needed to be reinforced and voiced his opinion that it is on track. Mr. Selchan stated that, with the new pump stations, the pumps and the motors are much larger.

Mr. McKune suggested that the District not take MWI's word that the problem is fixed, without the District having input. He stated that the last understanding was that the District would conduct a vibration survey of the pumps and, if acceptable, the District would pay for it but if there is a problem, MWI must repair it again. Mr. McKune stated that MWI is no longer agreeable to this scenario and wants their personnel to check it with their equipment and if MWI is satisfied, they will deem it completed; if the District wants something else done, the District must pay for it. Mr. McKune stated that the president of the inspection firm is willing to observe MWI's testing but without completing a formal report. He suggested having the inspector on site and felt that he will not charge the District.

Mr. Donahue indicated that the Pump Station Project is in closeout mode with The Weitz Group. The documents for substantial completion are being prepared and some conditions will be included subject to the FPL retesting and miscellaneous punch list items. Once this is completed, the warranties will begin. He is still working with MWI on an extended warranty for the pumps because of everything that has happened.

Mr. Donahue indicated that the plaques for the pump stations were ordered and it is time to determine the date and details of the dedications. He reviewed the plaque and building signage renderings and asked the Board's guidance.

Mr. Hulett acknowledged Ms. Heafy and Mr. Selchan's previous request to not include signage in addition to the plaques but explained that he feels the recognition is well-deserved and wants the matter to be reconsidered. Mr. Hulett asked that the District proceed with three (3)-inch lettering for the buildings. Mr. Donahue stated that the cost estimate was under \$1,600.

On MOTION by Mr. Hulett and seconded by Mr. Morera, with all in favor, installation of three (3)-inch lettering for the pump station buildings, at a not-to-exceed cost of \$1,600, was approved.

Mr. Donahue indicated that there will be final, small change orders related to the pump stations. He noted that a change order approved last month for sod for \$20,000 was not necessary, as he was able to use contingency funds to pay for the item.

- **Culverts W-55 & W-56 Final Report**

Mr. Donahue indicated that final inspection approval was received from Broward County Highway and Engineering Division, the City of Coral Springs Engineering Department and the final closeout paperwork is in progress.

- **Canal AA-BB & East Outfall ROW Vegetation Clearing Final Report**

Mr. Donahue stated that all tree removal and stump grinding was completed, with a few minor exceptions. The work related to the tree permit was completed and Mr. Westfall conducted his final inspection. The mitigation fee was \$23,172.83, related to 77 trees and palms. Management issued the check today and, once received, Mr. Westfall will formally close the permit.

Mr. Donahue reviewed six (6) items that remain outstanding. One (1) property had concrete blocks stacked in the right-of-way. Mr. Paton indicated that the blocks are now gone. Another property has a shed located in the right-of-way. Mr. Paton reported that a final registered, certified letter was sent to the nonresident owner; if the item is not removed, the District will remove it. Mr. Selchan approached City Code Compliance, who can address the problem but that would take time. Mr. Selchan confirmed that he did not formally request that Code Compliance take action; he was seeking unofficial direction. Discussion ensued regarding the condition of the shed.

Mr. Donahue stated that four (4) fences remain in the right-of-way. One (1) homeowner plans to remove his and his neighbor's fence by the end of the week. Mr. Paton reported that Mr.

Capko sent letters to the homeowners regarding the other fences. One (1) submitted the Option 2 Agreement and the other did not respond. Mr. Selchan will contract with a fence contractor to remove the fence. Mr. Selchan advised that he is attempting to contract with a fence company to address all fence issues, as they come up, rather than on an individual basis.

All County will complete the tree stump grinding at the remaining locations, once the items are removed.

In response to Mr. Hulett's question, Mr. Donahue explained what information and items will be included in the District's report to the City. Discussion ensued regarding who the report should be sent to, including if it should be provided to all City Commissioners, in addition to City Staff.

Mr. Hulett suggested sending thank you letters to the Canal AA-BB residents, along with a reminder that it is their responsibility to maintain the canal bank. The letter should also inform them that the canal dredging is delayed but will still be completed. He questioned how the City determines where the tree mitigation money is spent. Mr. Donahue noted that the tree permit specifically states that the mitigation money will be used within the District. Mr. Westfall indicated that he would meet with the City to determine where the monies should be spent and will develop a method of reporting to the District how the monies are spent. Mr. Hulett asked that the letter also include the amount paid to the City for tree mitigation.

- **East Outfall ROW Vegetation Clearing Update**

Mr. Donahue recalled that All County was contracted to clear 750 feet of the East Outfall ROW canal bank. He presented before and after pictures. Once the work was completed, 200 stumps remained. Mr. Donahue indicated that All County provided a \$14,585 proposal to stump grind the entire area, including raking the material to create a flush, walkable surface.

Mr. Donahue noted that Mr. Westfall questioned if a clump of plants could be saved. He informed Mr. Westfall that the clump interferes with the goal of the District's clearing project. Mr. Donahue anticipated that the plants will be removed shortly.

In response to Mr. Morera's question, Mr. Donahue confirmed that, once the project is completed, Coral Springs Christian Academy will be responsible for maintaining the canal bank.

Mr. Donahue presented the \$14,585 change order for the Board's consideration. Mr. Donahue confirmed that the price does not include sod. He agreed that the price is good, considering the scope of work.

Mr. Morera questioned if an open contract for stump grinding, etc., could be obtained to avoid continuous change orders. Mr. Selchan pointed out that this type of work can vary, depending on the scope. Mr. Selchan feels that All County remains competitive. Mr. Morera questioned if local companies would be willing to complete the work, rather than all of it going to All County. Mr. Donahue indicated that he explained to All County that this project was the last that would be extended under the original contract; the next would be put out to bid.

On MOTION by Mr. Morera and seconded by Ms. Heafy, with all in favor, the All County Tree and Landscape Company change order for \$14,585 to stump grind and rake the canal bank, was approved.

Mr. Donahue provided an update on the status of the Coral Springs Drive bridge over the West Outfall Canal. He was advised by his contact at the Broward County Highway & Bridge Maintenance Division that the project is moving forward. It was anticipated to begin after first of year; however, following a funding review, it may be later in the spring.

iv. Update: Fees of Neighboring Districts for ‘Letter of No Objection’ Requests

Mr. Donahue reported that he researched six (6) neighboring districts and none of them charge for Letters of No Objection. For simple fence requests, the basic research will be completed and a letter will be issued; if necessary, the property owner will be advised that a permit is required.

C. Field Supervisor: *Cory Selchan*

Mr. Selchan noted that many major improvements were made in the District and asked that the Board not lose sight of what they have accomplished. He felt that the focus should be on the positive achievements.

Mr. Selchan expressed his appreciation to the Board and Staff for their support.

D. Manager: *Wrathell, Hunt & Associates, LLC*

i. Approval of Unaudited Financial Statements as of October 31, 2012

Mr. Wrathell presented the Unaudited Financial Statements as of October 31, 2012.

In response to a question from Mr. Hulett regarding opportunities for CDs or money market accounts, Mr. Wrathell voiced his opinion that the economy is in the early stages of recovery.

Mr. Hulett expressed his appreciation to Mr. Ernest-Jones and Mr. Donahue for providing greater specificity regarding IBI's billing.

On MOTION by Mr. Morera and seconded by Ms. Heafy, with all in favor, the Unaudited Financial Statements as of October 31, 2012, were approved.

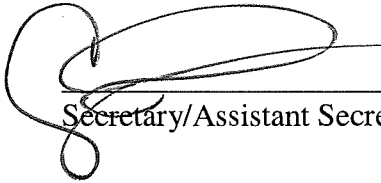
ii. NEXT MEETING DATE: January 9, 2013 at 6:30 P.M.

Mr. Wrathell indicated that the next meeting will be held on January 9, 2013, at a location to be determined.

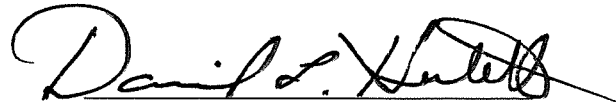
NINTH ORDER OF BUSINESS

Adjournment

There being nothing further to discuss, the meeting adjourned at approximately 10:46 p.m.



Secretary/Assistant Secretary



Chair/Vice Chair