

**MINUTES OF MEETING  
SUNSHINE WATER CONTROL DISTRICT**

A Regular Meeting of the Sunshine Water Control District's Board of Supervisors was held on **Wednesday, July 17, 2013, at 6:30 p.m.**, at the **LaQuinta Inn, Coral Springs, 3701 N. University Drive, Coral Springs, Florida 33065.**

**Present at the meeting were:**

Joe Morera	President
Emily Heafy	Vice President
Daniel Prudhomme	Secretary

**Also present were:**

Doug Paton	Wrathell, Hunt and Associates, LLC
Howard McGaffney	Wrathell, Hunt and Associates, LLC
Bill Capko	District Counsel
Tom Donahue	District Engineer
Cory Selchan	Field Superintendent
John McKune	McKune & Associates
Gary Runge	Resident
Louis Gartner	All County Tree & Landscape Co., Inc.
Orlando Otero	Superior Landscaping & Lawn Service, Inc.
Nelson Gonzalez	Superior Landscaping & Lawn Service, Inc.
David Harris	Harris Engineering
Andy Mosbey	Cumber Professional Park
Liz Adler	GreenspoonMarder

**FIRST ORDER OF BUSINESS**

**Call to Order**

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

**SECOND ORDER OF BUSINESS**

**Pledge of Allegiance**

All present recited the Pledge of Allegiance.

**THIRD ORDER OF BUSINESS**

**Roll Call**

Mr. Paton noted, for the record, that all Supervisors were present, in person.

**FOURTH ORDER OF BUSINESS**

**Update: Canal Z**

- **ROW Clearing Summary [DP, TD]**

Mr. Paton presented the ROW Clearing Summary. He indicated that the Option 2 and 3 agreements were mailed to 76 landowners. Approximately 30 landowners have not responded. The deadline to respond was July 1; some arrived late and some are still pending. Mr. Paton noted that some landowners indicated that they would select an option but have not responded, with ten (10) being the condominium associations on the north side of Canal Z. He feels that the condominium boards do not meet frequently, which is what might be causing the delay. Mr. Paton advised that the project was bid and is ready to commence; if additional agreements are received, the District will likely honor them.

Mr. Morera asked about the “refusals”. Mr. Paton explained that those landowners informed the District that they will not sign any agreement. Mr. Morera asked if those landowners clearly understand that, by not signing an agreement, they will not receive the benefit of the 10’ buffer option. Mr. Paton replied affirmatively; Staff met with each landowner and explained that fact to them. Mr. Morera noted the accommodations that the District made and voiced his feeling that everyone’s needs should have been met. Mr. Paton confirmed that those three (3) landowners still refuse to sign an agreement.

In response to Mr. Morera’s question, Mr. Paton stated that, for those three (3) properties, the District will take the Option 2 approach and clear the land. Mr. Paton pointed out that, overall, 17 landowners have not responded to any of the four (4) mailings. The District will clear the ROW for 20 properties, those 17 and the three (3) refusals. Mr. Morera questioned again if those property owners understand that they will have a bare backyard. Mr. Paton stated that they will have sod; the vegetation will be removed but the ROWs will not be destroyed.

Regarding the privacy issue, Mr. Donahue recalled that a few residents are interested in adding fences within the buffer. He advised that this matter is before the City Commission tonight. He explained that the first reading stated no fences within 25’ of the waterline. That distance will be changed tonight to be 20’.

Mr. Morera asked what can be done if an amendment passes that is contrary to what the District agreed upon. Mr. Capko advised that the District can require a greater distance; the City is setting the limit for the closest it can possibly come. Mr. Donahue explained that, in the ordinance, the City is allowing fences in that area of the ROW; however, the matter must still

come to the drainage districts for issuance of their own permits. Mr. Donahue stated that each district can act on its own. Mr. Morera stressed that he does not want the District to lose its ability to manage its ROWs if the City's position is contrary and could take away what the District worked towards. Mr. Capko confirmed that, under the ordinance, the District still does not have to allow any fences in the ROW, if it does not want to.

- **Review Bids and Award of Contract: *ROW Vegetation Removal Program, Canal Z***  
***\*\*\*This item, previously the Eighth Order of Business, was presented out of order.\*\*\****

Mr. Donahue presented the bids received for the ROW Vegetation Removal Program, Canal Z. He reported that bids were opened on July 2, 2013. Five (5) bids were received. He noted that the bids were widespread, from All County Tree & Landscape Co., Inc. (All County), the lowest, at \$115,700, to Lanzo Construction Co. (Lanzo), the highest, at \$860,310. Mr. Donahue explained that the wide range makes the issue complicated.

Mr. Donahue indicated that the two (2) lowest bidders, All County and Superior Landscaping & Lawn Service, Inc. (Superior), are present tonight. He stated that his recommendation letter addresses administrative observations made, as the bids were reviewed. Mr. Donahue noted that, initially, it appeared that All County might not have provided all of the required documentation; however, All County subsequently provided that information.

Mr. Donahue recalled that All County performed work on Canal AA-BB, last year; however, regarding the breakdown, Mr. Donahue voiced a concern that their bid is too low to perform the Canal Z work, as he has envisioned.

Mr. Donahue indicated that the second lowest bidder was Superior, at \$277,250.

Mr. Donahue noted additional line items that were not included in All County's bid, such as mobilization, maintenance of traffic (MOT), access from Coral Ridge Drive, etc.

Mr. Donahue advised that all five (5) bidders are experienced but reiterated the concern that All County, the lowest bidder, viewed the scope of the project much differently than the other contractors and the District Engineer.

Ms. Heafy asked if the District Engineer was satisfied with All County's work on the Canal AA-BB Project. Mr. Donahue advised that their work was good and they accomplished everything; however, the project did not have the same complexities, density or MOT. Ms. Heafy suggested that All County explain why their bid is so low. Mr. Donahue indicated that he spoke to both All County and Superior and they are available to answer questions tonight.

Mr. Prudhomme asked if each bidder was given the same parameters. Mr. Donahue stated that each firm received the bid package, specification book, a set of plans and a set of photographs. With the exception of Adventure Environmental, Inc., all firms attended a pre-bid meeting where the project was explained, in detail, and the District Engineer answered all questions. Additionally, a number of contractors met with the District Engineer in the field. Mr. Prudhomme asked if the lower or higher priced bidders were the ones that met Mr. Donahue in the field. Mr. Donahue indicated that All County, Superior and Lanzo met with him, in the field. Mr. Donahue reiterated that those three (3) companies work locally and are familiar with Coral Springs and Canal Z.

Recalling All County's work on Canal AA-BB, Mr. Prudhomme asked if the District had to request the required documentation, as it did this time. Mr. Donahue felt that their previous bid contained the information. Mr. Prudhomme questioned if All County performs enough municipal work to know that this information should be included. Mr. Donahue indicated that All County provided their license numbers but did not include copies; he stressed that those were paperwork issues. Mr. Donahue's greater concern is All County's low price and whether there is a complete understanding of the project.

Mr. Prudhomme suggested that, if All County provided the required documentation the first time but not this time, the reason might be that they may no longer have the required documentation.

Mr. McKune explained the typical bid process, noting that price is usually the first consideration. He noted that, when there is an issue, such as this one, other criteria come into effect. Mr. McKune stated that a bidder must be responsive and responsible; responsive means the bid conforms to the request. He noted that All County stumbled on the responsive end but subsequently provided the requested administrative information, which makes them responsive. Regarding whether All County is responsible, that is a judgment call for the Board. The Board must determine whether they believe the bidder can produce the manpower, equipment and have the necessary financial backing to handle the work in progress. Mr. McKune stated that no one can be expected to know that, just by looking at the bids.

Ms. Heafy asked to hear from the two (2) bidders who are present at today's meeting. Mr. Capko confirmed that the Board may hear their comments.

Mr. Donahue indicated that Mr. Louis Gartner is present, representing All County. He clarified that All County's licenses were included in their bid; the references and financial background information were missing but were subsequently provided.

Mr. Gartner indicated that he walked the job area but, perhaps, did not see some of the issues that the Board is discussing. He confirmed that this is not the first job of this sort that All County has done. Mr. Gartner stated that All County owns its own equipment and does not subcontract the work. He advised that All County has performed work for many different entities. All County has been in business for 45 years and has its own tree farm.

Mr. Morera asked about the absence of mobilization costs from All County's bid. Mr. Gartner indicated that their mobilization costs are the same, daily; All County brings their trucks to the site and does not plan to use cranes, barges, etc. Mr. Gartner voiced his opinion that the work completed on the Canal AA-BB Project was more difficult, due to the lack of access; they had to access through the easement. The Canal Z project has much more space to access.

Mr. Paton asked Mr. Gartner if he walked the entire length of Canal Z. Mr. Gartner replied affirmatively. Regarding access, Mr. Morera referred to the MOT permit and asked if All County can handle it without it impacting the project costs. Mr. Gartner stated that All County will not be going in and out, as much as someone who might be hauling off site; when they chip the trees on site, they can put more in the chipper trucks than in dump or gravel trucks. In response to Ms. Heafy's question, Mr. Gartner confirmed that All County would also stump grind. Mr. Morera asked if the bid includes fence removal. Mr. Paton advised that fences are included under 'hardscape'.

Mr. Donahue asked Mr. Gartner if the 90-day completion time frame, listed in the specifications, is possible. Mr. Gartner stated that he sees no problem with the time frame; he feels that All County can complete the project within 90 days.

Ms. Heafy asked if All County would repair damaged sprinklers. Mr. Donahue confirmed that this item is included in the specifications as the contractor's responsibility.

Mr. Capko indicated that the determination is in the Board's hands; the Board had sufficient justification if it agrees with the District Engineer's recommendation to not accept the low bidder. He noted that the Board can also choose the low bidder, if they are comfortable with the bid.

Regarding stump grinding, Mr. Donahue stated that, on the south side, the 15' nearest the water will only be flush cut; there is no need to stump grind, as canal excavation will take place shortly thereafter and dig the area.

Mr. Morera asked Mr. Donahue to reiterate the reasons that the recommendation favors Superior, over All County.

Mr. Donahue stated that the recommendation comes down to the District Engineer's professional experience of what a project like this should cost. IBI Group felt that the project would be in the \$300,000 to \$500,000 price range. All County's bid would be excellent, if the work could be done for that price.

Mr. Orlando Otero, of Superior, reviewed Superior's background and experience. He stated that Superior has been in business for 25 years, is bonded and would self-perform the work for this project. Superior has MOT crews, with experience to do advanced MOT permits. Superior has irrigation crews to repair damage to irrigation systems. Additionally, Superior would have an arborist on site, along with Mr. Nelson Gonzalez, as project manager. Mr. Otero confirmed that Superior is confident with their bid. The approach involves clearing most areas by land but using a barge in a few areas. Mr. Otero felt that the 90-day time frame is sufficient and, given their anticipated staffing, he believes they could finish sooner.

Ms. Heafy asked what Superior will do with the trees. Mr. Otero indicated that some will be chipped and hauled; others will be cut and moved, by barge, to be hauled off site.

In response to Mr. Paton's question, Mr. Otero confirmed that Superior did work for the District, in the past.

In response to Mr. Morera's question, Mr. Otero reiterated that all work would be self-performed by Superior; they own their own equipment. Mr. Morera asked why all materials will not be chipped. Mr. Otero explained that, in areas that must be accessed by barge, a chipper cannot be hauled onto the location.

Discussion ensued regarding previous work supervised by Mr. Gonzalez, Superior's proposed project manager for this job. Mr. Selchan stated that Mr. Gonzalez did an excellent job and resolving resident issues is his strong suit.

In response to Mr. Paton's question, Mr. Donahue indicated that areas where there is stump grinding will be resodded; flush cut areas will be sodded around the stump. Mr. Donahue added that any areas damaged by tire tracks, etc., will be repaired. Regarding access on the north

side, Mr. Donahue confirmed that access is limited; access must be gained from the canals coming from the north or some other means.

Discussion ensued regarding the bids received and award of the contract. Ms. Heafy voiced her preference for selecting a Broward County contractor, if possible, but is agreeable to either All County or Superior. Mr. Prudhomme asked if Superior's bid is negotiable. Mr. Capko advised that the bid was submitted under a bidding system, which does not really provide for negotiation, once the bids are given. Mr. Prudhomme stated that he is leaning towards Superior. Mr. Morera indicated that, based on the information presented and the opinions of the District Engineer and Field Supervisor, he favors Staff's recommendation to award the contract to Superior.

**On MOTION by Mr. Prudhomme and seconded by Ms. Heafy, with all in favor, the Superior Landscaping & Lawn Service, Inc., bid for ROW vegetation removal on Canal Z, in a not-to-exceed amount of \$277,250, was approved.**

- **Permit Application Review: Cumber Professional Park, 11784 W. Sample Road, Modification to Permit 2003-05**

**\*\*\*This item, previously Item 10.B.i., was presented out of order.\*\*\***

Mr. Donahue recalled discussion, at the last meeting, regarding the Cumber Professional Plaza. He noted that the original developer did not provide the proper stormwater system. As a hardship, the property owners association requested the opportunity to purchase the storage volume that they are short, from the District's upcoming canal projects. Basically, the amount would be one (1)-acre foot for approximately \$80,000, which is consistent with the cost negotiated with the City related to the fire station.

Mr. Donahue indicated that the Board approved this action, at the last meeting, subject to Staff approval. He stated that the applicant submitted a full permit application to modify the original 2003-5 permit. The applicant provided engineering, drainage calculations on the stormwater storage, an off-site flex storage volume agreement, slightly changed from the version within the agenda package. Mr. Donahue confirmed that the agreement addresses all of the discussion points from last month's meeting and any other concerns.

Mr. Donahue stated that the permit application appears sufficient from both the engineering and legal standpoints. He asked the Board to consider approval of the permit.

Mr. David Harris, of Harris Engineering, discussed the steps taken and confirmed that South Florida Water Management District (SFWMD) is poised to issue an operations permit, pending approval of the District's permit. He voiced his understanding that there will be no other obligations on the District, as part of the permit; the agreement contains many contingencies, just in case.

Mr. Donahue recalled a concern about what happens if the District allows this and there is flooding on site. He advised that the agreement stipulates that the District is not liable, should the area flood. In response to Mr. Morera's question, Mr. Donahue confirmed that if SFWMD's permit contains something that the District does not agree to, the District can back out of the agreement.

Mr. Harris advised that he spoke to SFWMD and they are ready to issue their permit without any contingencies.

Mr. Paton asked if the permit must be renewed. Mr. Harris believed it does not; it is a modification to the District's West Basin. The permit is permanent,, unless it is further modified.

**On MOTION by Ms. Heafy and seconded by Mr. Prudhomme, with all in favor, modification of Permit 2003-5, Cumber Professional Park, 11784 W. Sample Road, was approved.**

**FIFTH ORDER OF BUSINESS**

**Citizens Comments/Requests [3-Minute Time Limit] (*Requests should be made from the microphone to ensure recording of all comments. Please state your name prior to speaking.*)**

Mr. Gary Runge, a resident, noted the following correction to the June 12, 2013 Regular Meeting Minutes:

Line 26: Change "CSID" to "SWCD"

Mr. Runge referred to the proposed 12% assessment increase and asked if the Board will work on it. Mr. Morera stated that the Board already began its review of the proposed budget.



Mr. Runge stated that the Corporate Park project is obviously very important, aesthetically, to Coral Springs but noted that, as a Sunshine taxpayer, Downtown Coral Springs and the Industrial Park fall within the District. He hopes that the District can do its best on this because he believes that projects like this should not all fall on the District’s residents. Mr. Runge advised that residents will not be happy about a 12% increase.

Mr. Runge stated that he understands the importance of the Corporate Park project but questioned if the entire District is financially set for its own protection, in the event of a hurricane.

**SIXTH ORDER OF BUSINESS**

**Approval of June 12, 2013 Regular Meeting Minutes**

Mr. Morera presented the June 12, 2013 Regular Meeting Minutes and asked for any additions, deletions or corrections. The following change was made:

Line 26: Change “CSID” to “SWCD”

**On MOTION by Ms. Heafy and seconded by Mr. Prudhomme, with all in favor, the June 12, 2013 Regular Meeting Minutes, as amended, were approved.**

**SEVENTH ORDER OF BUSINESS**

**Continued Discussion: Proposed Budget for Fiscal Year 2013/2014**

Mr. Paton recalled that the highlighted items, on Page 2, were discussed at the last meeting. Those items were identified for further investigation, along with the District’s legal and engineering expenses. Mr. Paton indicated that the Board must have its final budget in place at the September meeting.

Mr. Paton advised that the budget currently projects assessment increases of approximately \$23 per property owner. Ms. Heafy felt that \$23 is a large increase. Mr. Paton pointed out the assessment did not increase last fiscal year.

Mr. Morera feels that the increase is excessive and prefers an increase of 5.5% to 6%. He noted that the key project driving the increase is the \$200,000 budgeted for the Corporate Park project, requested by the City. Mr. Morera stated that removing that project would keep assessments to an acceptable rate. He stressed that he is not opposed to the project, which has

wide-range implications for the benefit of the City; it is a matter of it putting a burden on the District's residents, versus the benefit that the residents would receive. Mr. Morera stated that he is in favor of completing the project only if there is a way to do so without increasing assessments.

Mr. Morera pointed out that most of the District's budget and time, during the coming fiscal year, will be spent on the Canal Z project; the District should not lose focus of that project, as it is the major project, with the widest impact, for the longest time.

Mr. Paton advised that the District could put the Corporate Park project off for another year or cut the contribution. He noted that the Corporate Park project benefits all residents, not just Sunshine Water Control District residents; it would be more equitable if the expense was spread to all city property owners.

Ms. Heafy suggested delaying the project until Fiscal Year 2015. She feels that the Board should be focused on canal restoration, which is most important, along with continuing to build its hurricane fund.

Mr. Selchan and Mr. Paton discussed the District's relationship with the NRCS in working on hurricane recovery.

Ms. Heafy pointed out that the District is paying a lot of money to the City for tree mitigation and, if the City gave relief on that point, it would free up money for the District to use for other projects.

In response to Mr. Morera's question, Mr. Donahue estimated that mitigation costs of \$23,000 were paid on Canal AA-BB and Canal Z will be around \$30,000. Mr. Morera noted the possibility that the City will charge tree mitigation fees on the Corporate Park work, in spite of the work being requested by the City. Mr. Morera suggested posing the question to the City and asking them to waive mitigation costs, which might make it more feasible for the District to proceed with the requested work. Mr. Morera concluded that, if the City is unwilling, he cannot truly justify the assessment increase for this project to the District's residents.

Mr. Morera asked Mr. Paton to rework the proposed budget to include a 5% to 6% assessment increase, so that the Board can determine which items to eliminate or reduce. Mr. Paton asked if the Board wishes to remove the \$200,000 in the proposed FY 2014 Budget for the Corporate Park.

Mr. Donahue indicated that he attended a City Commission workshop where the City Engineer gave a presentation regarding the Westchester flooding issue. The City's summary was fair to the District and supported the District's Canal Z dredging project; however, part of the City's suggestions to resolve flooding was to increase the size of the two (2) culvert crossings from the Westchester neighborhood to Canal Z. He explained that the City recommended that the District continue its capital improvement program (CIP) to include those culverts. Mr. Donahue recalled that the Commission asked many questions regarding the Corporate Park and how everything feeds into the work. After the meeting, Mayor Boccard asked Mr. Donahue to convey to the Board that the City Commission feels that the Westchester improvements are very high priority but the Board should not forget that the requested Corporate Park improvements are also a high priority. Mr. Donahue stated that the City is very interested in pursuing both of the projects, with the District. Funding was not discussed. He confirmed that Mayor Boccard recognizes that money is an issue.

Mr. Morera acknowledged the City's position and stated that the District would like to address those projects; however, the District only has a limited amount of money, so it must focus on the projects that will most benefit the District's residents.

Mr. Morera summarized that the Board will review the proposed budget, excluding the \$200,000 for the Corporate Park project, in order to project the Fiscal Year 2014 assessments.

**\*\*\*The meeting recessed at approximately 7:43 p.m.\*\*\***

**\*\*\*The meeting reconvened at approximately 7:46 p.m.\*\*\***

**EIGHTH ORDER OF BUSINESS**

**Review Bids and Award of Contract:  
ROW Vegetation Removal Program, Canal  
Z**

This item was presented after the Fourth Order of Business.

**NINTH ORDER OF BUSINESS**

**Supervisors' Communications**

Ms. Heafy asked the status of the operational audit. Mr. Paton advised that the auditor has not contacted the District; however, it is due to begin in July. Ms. Heafy questioned how long the audit will take. Mr. Paton felt that it will last a month or two (2).

Mr. Morera indicated that the City of Coral Springs' 50<sup>th</sup> Anniversary event was a success.

Mr. Morera reminded the Board that the City Commission is discussing the fence issue, at their meeting tonight. Mr. Capko reiterated that the District can be more restrictive than the City's ordinance, if necessary. Discussion ensued regarding input from other districts regarding this matter. Mr. Selchan stated that the policy of the Coral Springs Improvement District (CSID) is 'no fences'; however, they will consider special requests.

**TENTH ORDER OF BUSINESS**

**Staff Reports**

**A. Attorney: *Lewis, Longman & Walker, P.A.***

Regarding the fence ordinance being considered by the City Commission, Mr. Capko reported that CSID received communication that Mayor Boccard was going to postpone the second reading of the ordinance, in order to have more opportunity to interact with staff to allow fences, as long as property owners obtain consent from the corresponding district, without the City establishing a line or distance. Mr. Capko noted that, subsequently, CSID discovered that the second reading would go forward, so they called a special meeting to discuss their position on the issue. The CSID District Manager is attending the Commission meeting and will provide Mr. Capko with updates tonight, as they occur.

**B. Engineer: *IBI Group***

**i. *Permit Application Review: Cumber Professional Park, 11784 W. Sample Road, Modification to Permit 2003-05***

This item was discussed after the Fourth Order of Business.

**ii. **Permit Application Log****

The permit application log was included for informational purposes.

**iii. **Monthly Engineer's Report: 06/05/13 to 07/09/13****

Regarding Pump Stations 1 and 2, Mr. Donahue indicated that FPL installed the replacement transformer at Pump Station 2 and a complete round of testing of the pumps, motors, generator and controls, including vibration analysis, were satisfactorily completed on June 4 and 10, 2013.

Mr. Donahue reported that FPL was scheduled to install the replacement transformer at Pump Station 1 on June 24; however, the large size of the transformer created a conflict with the

District's newly installed fence, which is being resolved, prior to installation. Mr. Donahue is working with Coral Springs Christian Academy and others to determine where the new transformer can be located. In response to Mr. Morera's question regarding why the District installed the fence in that location, Mr. Selchan explained that, when installing the fence, the District accommodated what it believed was needed; the issue is because FPL underestimated the transformer size. Mr. Selchan assured Mr. Morera that he will find a way to make this work.

Mr. Donahue recalled discussion, at the last meeting, regarding minor settling of the emergency generator pad, at Pump Station 1. He stated that the contractor proposed installation of 'pin piers' to fully stabilize the generator; the District Engineer, Structural Engineer and Geotechnical Engineer are reviewing the option and it appears that the design is acceptable. The repair will be at the contractor's expense.

Mr. Donahue reported on a turbulence issue in the discharge basin, at Pump Station 1; he and Mr. Selchan will discuss this further, at the next meeting. The basic plan is to increase the headwall height and install a 2' cap. Mr. Selchan and Mr. Donahue explained the specifics of the planned repair. Mr. Morera asked about the danger of the headwall eroding, over time. Mr. Selchan was not concerned about the concrete headwall eroding. Mr. Morera asked if this work falls within the CIP. Mr. Donahue indicated that it is part of the pump station project; therefore, it is bond eligible. Mr. Morera asked if sufficient funds are available in the bond fund budget. Mr. Selchan felt that the cost would not be so high that it would prevent completion of other projects.

Regarding the Canal Z ROW vegetation removal, Mr. Donahue advised that he will work with Superior to begin work as soon as possible. He hopes that work can commence by mid-August.

Mr. Morera stated that he expects no change orders to Superior's contract. Mr. Selchan stated that change orders would only occur if something changed with regard to trees or fences, such as residents changing their mind or if the District receives a response from someone who did not previously respond. Mr. Morera argued that property owners were already given three (3) chances to respond; the scope of work should not change if they suddenly respond. Discussion ensued regarding possible changes to the scope of work. Mr. Selchan stated that, if someone responds now, he will advise them to attend the next meeting to ask the Board for consideration.

Mr. Donahue reported that the miscellaneous vegetation removal, approved at the March 13, 2013 meeting, was completed on April 18, 2013.

Regarding Canal LL at the Saveology IcePlex, Mr. Donahue recalled that the District had \$30,000, from the City, which was used to dredge a portion of the canal. The excavation was completed on March 30 and hauling of material, cleanup and restoration occurred on April 5. He noted that the contractor seeded the location three (3) times; however, due to variable weather conditions, restoration is not at an appropriate level to return it to the City. Mr. Donahue stated that the contractor made significant efforts to correct the issue, beyond its contract, and should not be held to provide additional effort without compensation. The contractor provided estimates of \$3,580, plus \$600 for a bobcat, to sod the complete, 12,000 square foot area, or \$2,100, plus \$600, to sod a 6,000 square foot area.

Mr. Morera asked if the seeding that was done was the standard seeding process. Mr. Donahue replied affirmatively. Mr. Selchan explained that the material at that location is clay-like, excavated material; the seeds did not grow well in that type of ground material. Mr. Morera questioned if the sod will 'take' in that area. Mr. Selchan was confident that the sod will work.

Mr. Morera asked if the second option provides enough sod. Mr. Selchan's preference was for the Board to approve the first option, covering the greatest area, and giving him the latitude to use up that amount; he will try to come in under the full amount.

**On MOTION by Ms. Heafy and seconded by Mr. Prudhomme, with all in favor, the U.S.A. Equipment Service Inc., Option 1 proposal to install up to 12,000 square feet of sod, not-to-exceed \$4,180, was approved.**

Mr. Donahue stated that the City tasked their Engineer to analyze the Westchester flooding issues, as a result of Tropical Storm Issac. He advised that he, Mr. Ernest-Jones and Mr. Selchan met with the City, a number of times, to explain the history of the situation and provided them with much of the District's modeling, to use as a basis for their analysis. They also met with the City to work on certain issues and ensure that everything was in sync. Mr. Donahue stated that the City Engineer presented his full report to the Commission on June 26, 2013. He reiterated that the report was very fair to the District, acknowledging the improvements that the District made and plans to make. The report asked that the District

continue its CIP, including culvert improvements between Westchester and Canal Z. He pointed out that the report gives support to the District's dredging of Canal Z. Mr. Donahue felt that the District has come a long way in educating the City and getting the City to understand what the District is trying to accomplish.

Mr. Donahue indicated that the City had DeGirolmo & Associates, Inc. (DeGirolmo), evaluate the flooding in the Country Club of Coral Springs area. IBI Group coordinated with DeGirolmo on the report. DeGirolmo presented their report at a June 25, 2013 meeting. The report found that the street elevations are low and the lakes inside the Country Club are linked. Several recommendations were made to the City to maintain and improve their drainage structures on the street. The report also recommends excavation of Canal 20-1A to provide for increased depth and flow and reduced maintenance. Mr. Donahue advised the City that completion of that canal is subject to available funding.

Mr. Donahue advised that he and Mr. Selchan met with the Broken Woods team who is completing their land use and rezoning process; he expects this will not reach its second reading until late fall. The Broken Woods team is beginning work on the plat. Mr. Donahue and Mr. Selchan explained the canal issues in that area.

Mr. Donahue reported that he and Mr. Selchan met with the City Engineer regarding the Downtown Coral Springs project, particularly the City Hall South area. Mr. Donahue stated that the City proposes to culvert a number of canals alongside City Hall North, City Hall South, along with other areas, including the University and Sample area. He indicated that the City currently plans to culvert the areas and sod them, for now; there would be separate permits, later, once the City decides what it wants to build.

Mr. Donahue recalled that the District previously approved two (2) culvert extensions. He noted a separate project to add a number of right turn lanes, throughout the area, for which a design was permitted, by the District, to extend multiple culvert crossings, along Sample Road. The same situation exists on University Drive. Mr. Donahue summarized that the beginnings of the culvert extension were already approved; the City plans to start their engineering design on certain segments and delay the others. In response to Mr. Morera's question, Mr. Donahue stated that maintenance of the culverts falls on the applicant.

**C. Engineering Consultant: *John McKune***

Mr. McKune had nothing additional to report.

**D. Field Supervisor: *Cory Selchan***

Mr. Selchan stated that, through today, the District had well over 10” of rainfall, for the month. Staff is actively pumping.

Regarding the fence ordinance being considered by the City, Mr. Selchan suggested that, if the District will allow fences in the ROW, the Board should consider developing a policy to include the rules and guidelines of what the District will permit, so that it is not subjective. He feels that it is important for the District to have specified criteria on which its decisions are based, so everyone is treated the same.

Mr. Morera concurred with Mr. Selchan’s suggestion and directed Management to work with Mr. Selchan and the District Engineer to draft a policy statement regarding fences. Mr. Paton agreed that it is important to have a defined policy. Ms. Heafy voiced her opinion that the policy should be that no fences will be allowed on the District’s ROWs.

Mr. Paton confirmed that a draft policy regarding fences will be prepared for discussion at the next meeting.

Mr. Selchan recalled tonight’s budget discussions and stated that he wants the Board’s focus to be on drainage; it should be the priority, ahead of beautification projects that really do not benefit a drainage district. Mr. Selchan felt that the District’s funds should be used to address drainage issues and improvements.

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

**i. Approval of Unaudited Financial Statements as of May 31, 2013**

Mr. Paton presented the Unaudited Financial Statements as of May 31, 2013 and the unreconciled cash balances.

Mr. Paton pointed out that assessment collections were at 96%. He noted that the ‘Interest and miscellaneous’ line item, on Page 2, which represents the \$30,000, plus interest, transferred over from escrow, for the Saveology IcePlex work.

**On MOTION by Ms. Heafy and seconded by Mr. Prudhomme, with all in favor, the Unaudited Financial Statements as of May 31, 2013, were approved.**

**ii. NEXT MEETING DATE: August 14, 2013 at 6:30 P.M.**

Mr. Morera indicated that the next meeting is scheduled for August 14, 2013 at 6:30 p.m.

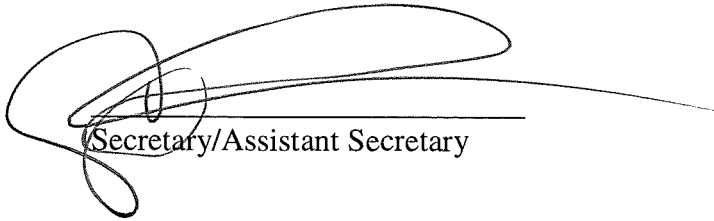


**ELEVENTH ORDER OF BUSINESS**

**Adjournment**

There being nothing further to discuss, the meeting adjourned.

**On MOTION by Ms. Heafy and seconded by Mr. Prudhomme,  
with all in favor, the meeting adjourned at 8:45 p.m.**



Secretary/Assistant Secretary

*Ira E. Morse*  
Chair/Vice Chair