

**MINUTES OF MEETING  
SUNSHINE WATER CONTROL DISTRICT**

A Regular Meeting of the Sunshine Water Control District's Board of Supervisors was held on **Wednesday, February 12, 2014, at 6:30 p.m.**, at **Sartory Hall, located in Mullins Park, 10150 NW 29 St., 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
Bill Capko	District Counsel
Tom Donahue	District Engineer
Cory Selchan	Field Superintendent
John McKune	McKune & Associates
Gary Runge	Resident
Bernie Moyle	Resident

**\*\*\*DUE TO TECHNICAL DIFFICULTIES, AUDIO WAS NOT AVAILABLE -  
MINUTES TRANSCRIBED FROM THE MEETING NOTES\*\*\***

**FIRST ORDER OF BUSINESS**

**Call to Order**

Mr. Morera called the meeting to order at approximately 6:33 p.m.

**SECOND ORDER OF BUSINESS**

**Roll Call**

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

**THIRD ORDER OF BUSINESS**

**Pledge of Allegiance**

All present recited the Pledge of Allegiance.

**FOURTH ORDER OF BUSINESS**

**Public Comments [3-Minute Time Limit]**  
*(Comments should be made from the microphone to ensure recording. Please state your name prior to speaking.)*

There being no public comments, the next item followed.

**FIFTH ORDER OF BUSINESS**

**Update: Canal Z**

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

Mr. Paton presented the ROW Clearing Summary. He reported that, with the exception of several outstanding issues, the Canal Z ROW clearing was essentially complete and dredging was ongoing, east of Coral Ridge Drive. Mr. Paton stated that, with the exception of one (1) property on the east, the remaining ROW cleanup work is west of Coral Ridge Drive.

Mr. Morera instructed Staff to resolve the remaining ROW clearance issues by February 14. Mr. Donahue pointed out that the contractor's fee is being held until the issues are resolved.

Mr. Selchan indicated that he took action with respect to a resident's complaint that was unresolved, after numerous requests. He hired a contractor to repair the ROW problem and will instruct the District Engineer to deduct the costs from the original contractor's payment. Mr. Selchan advised that the issue will be fully resolved by tomorrow.

Mr. Morera asked the District Engineer when the Eagle Trace canal bank, west of Coral Ridge Drive, will be cleared. Mr. Donahue indicated that he, Mr. Selchan and Mr. McKune are working with Lanzo Construction Co., (Lanzo) to develop options to use the canal bank for the excess dredging fill.

- **Canal Restoration Project Update [TD]**

Mr. Donahue reviewed the photographs of the Canal Z progress. He explained that significant demucking was accomplished. Material dug from the canal was trucked away. Mr. Donahue indicated that Lanzo was providing limited irrigation to residents, which appeared to be well received.

Mr. Donahue distributed two (2) proposed change order requests for the Canal Z Project. Change Order #1 was for headwall modification of one (1) misidentified culvert, from 60" to the actual 72" corrugated metal pipe (CMP), at Coral Springs Drive. The requested cost increase

was \$5,821.43, to increase the size of the culvert pipe, the band and gasket and the slide gate, from 60” to 72”.

Mr. Donahue discussed the second portion of Change Order #1, which was to modify the four (4) slide gates from rising stems to non-rising stems. During review of the shop drawings of the slide gates, it was noted that the stem of the screw would extend 7’ to 8’ above the top of the slide gate frame, which is already 4’ above the headwall. He stated that this posed safety and security concerns. Mr. Donahue presented the alternative to modify the slide gates with non-rising stems, in which the stem and screw mechanisms are located below the top of the headwall and not visible from above. The requested cost of this modification was \$2,697.28.

Mr. Morera asked Mr. McKune for his opinion of the proposed changes. Mr. McKune supported the headwall modifications, as prudent. Mr. Morera sought Mr. Selchan’s input. Mr. Selchan agreed with the proposed changes. Mr. Gary Runge, a resident, questioned the location of the slide gates. Mr. Selchan explained the reason for the slide gates and the function.

**On MOTION by Ms. Heafy and seconded by Mr. Prudhomme, with all in favor, the Canal Z Restoration – Change Order #1 – Headwall Modification, not-to-exceed \$8,518.71, as set forth by the IBI Group, were approved.**

Mr. Donahue presented Change Order #2, related to the West Outfall Canal crossing. He explained the reason that an alternative method of crossing the West Outfall Canal is necessary and why a temporary bridge is being proposed. Mr. Donahue stated that the original bid was based on installation of a dirt berm, for crossing; however, that method was cause for concern in the event of a major rain event. In response to those concerns, the contractor presented the temporary bridge option, at a cost of \$74,800. He noted that the bridge would allow continuous water flow to the West Outfall, without restriction and would decrease the risk factor associated with heavy rain. Mr. Donahue pointed out that, with the current berm crossing, it would cost the District approximately \$5,000 each time emergency conditions required the contractor to remove the berm, as required by the District, due to weather and water flow conditions.

Ms. Heafy noted the number of times berm removal must occur to reach the \$74,800 cost for a bridge.

Mr. Runge asked if the bridge would be purchased or rented. Mr. Donahue replied that it would be rented.

Mr. Prudhomme questioned if there was another method of pumping water around the berm, in lieu of removing it. Mr. McKune responded that pump could not move the necessary volume of water in this situation. Mr. Donahue pointed out that the contract’s contingencies contain \$50,000 that could be applied to this change order.

Ms. Heafy inquired about City fees for this type of project. Mr. Donahue stated that there would be no fees, as it would be a temporary construction item and not a permanent structure.

Mr. Morera asked Mr. McKune and Mr. Selchan to give their recommendations. Mr. McKune and Mr. Selchan supported the temporary bridge concept but noted that it was the Board’s decision.

Mr. Morera expressed his concern that the original bid package did not include all contingencies and needs. He found it troubling that the \$74,000 would not be able to be used for other needed improvements, if the Board approves the change order.

Mr. Donahue explained that the contractor was local and could respond quickly to remove the berm, if necessary. Mr. Morera questioned what would happen if the contractor did not respond quickly, in an emergency.

Mr. Prudhomme was against installation of the proposed temporary bridge.

**On MOTION by Mr. Prudhomme and seconded by Ms. Heafy, with Mr. Prudhomme and Ms. Heafy in favor and Mr. Morera dissenting, denying Canal Z Restoration – Change Order #2 – West Outfall Canal Crossing, was approved. (Motion passed 2-1)**

**SIXTH ORDER OF BUSINESS**

**Consideration of Wildlife Habitat ROW Policy**

Mr. Paton explained that this policy was discussed at the January meeting but was tabled for further Board consideration. He indicated that the District currently has 12 properties with certified wildlife habitats, which encroach on the District’s ROW. The proposed policy would allow existing certified wildlife habitats to remain, if certain conditions are met.

Ms. Heafy expressed her belief that habitats should be within property line boundaries; not encroach into the District’s ROW.

Mr. Runge stated that he is against clearing and would like to keep what is there.

Mr. Prudhomme disagreed with the policy stipulation that the wildlife habitat is non-transferable to subsequent property owners.

All Board Members voiced their support of natural wildlife habitats within the City but had differing opinions of where they should be allowed to be placed.

Mr. Selchan stated that ROW access is needed for maintenance and the District should follow FPL’s “Right Tree, Right Place” example. Discussion ensued regarding revising Line 11 of the Fence Policy.

Motions were made twice to approve the Wildlife Habitat ROW Policy but both failed, due to lack of a second.

Further discussion centered on whether the agreement, if issued, applied to the present owner, only, or would be transferrable with changes to property owner. Mr. Paton suggested the following, “Agreement is transferrable if property owner changes hands. New owner must submit application to record new agreement with the District”.

**On MOTION by Mr. Prudhomme and seconded by Ms. Heafy, with all in favor, the Wildlife Habitat ROW Policy, as amended, was approved.**

**SEVENTH ORDER OF BUSINESS**

**Discussion: Canal Z Canal Bank Work**

This item was discussed during the Fifth Order of Business.

**EIGHTH ORDER OF BUSINESS**

**Discussion: Sample Door Hanger for Canal A**

Mr. Paton explained that the Board previously recommended informing Canal A residents that access is needed to maintain the waterway. Mr. Morera had stated that, if the District does not communicate its needs, residents will continue to place obstructions in the ROW.

Mr. Morera asked that the appropriate City Ordinance information be added to the door hangers. The Board directed the District Manager to order the door hangers and for Mr. Selchan's field crews to hang them.

**NINTH ORDER OF BUSINESS**

**Discussion: Resolution 2014-1, Permit Cost Recovery Policy**

Mr. Capko indicated that this is a draft of a formal policy for recovery of costs associated with permit applications. Discussion ensued regarding the policy. The Board directed District Counsel to redraft the policy to specify that all applications, except single-family residential homes, will pay a "minimum" \$500 deposit toward District costs for the permit review.

Mr. Prudhomme asked that small multi-family townhouses be included in the exception. Mr. Capko stated that he would address that in the revision.

This item will be included for consideration at the March meeting.

**TENTH ORDER OF BUSINESS**

**Approval of January 8, 2014 Regular Meeting Minutes**

Mr. Morera presented the January 8, 2014 Regular Meeting Minutes and asked for any additions, deletions or corrections. The following changes were made:

Line 341: Change "other" to "east"

Line 344: Insert "to the Sunshine Pump Station 2" after "freely"

Lines 359 through 360: Change "work that can be completed from" to "dredge work needs to be completed in"

Mr. Runge asked to comment on the minutes. Mr. Capko confirmed that the Board can entertain comments to the minutes for clarification, if it desires.

Mr. Runge felt that the minutes should be considered at the beginning of the agenda. He expressed his opinion of the need for better communication between the District Engineer and Staff, particularly on the Canal Z work. He referenced Lines 141 through 143, as an example with no changes to the minutes.

**On MOTION by Mr. Prudhomme and seconded by Ms. Heafy, with all in favor, the January 8, 2014 Regular Meeting Minutes, as amended, were approved.**

**ELEVENTH ORDER OF BUSINESS**

**Supervisors' Communications**

Ms. Heafy announced that she is moving and this will be her last meeting. She thanked everyone for their support during her time on the Board.

Mr. Morera thanked Ms. Heafy for her service and dedication to the District.

Mr. Morera indicated that the Taste of Coral Springs will be held on February 25 and invited all to attend. He noted that the event has raised \$500,000 for various charities.

Mr. Morera thanked Mr. Al Malefatto for his attendance, on behalf of District Counsel, at the last meeting.

Mr. Prudhomme had no comments.

**TWELFTH ORDER OF BUSINESS**

**Staff Reports**

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

**i. Consent to Access Property for Right of Way Maintenance**

Mr. Capko commented on the brevity of this document. He advised that it meets the District's access requirements for accessing property for ROW maintenance purposes.

Mr. Capko expressed his appreciation to Ms. Heafy and wished her well.

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

**i. Permit Application Log**

The permit application log was included for informational purposes. Mr. Donahue noted that there were no new permit applications and two (2) fence inquiries.

**ii. Monthly Engineer's Report: 12/27/13 to 02/05/13**

Mr. Donahue noted that Broken Woods might be developed as two (2) parcels; Staff met with the North developer to discuss their drainage plans.

Mr. Morera asked if Pump Stations #1 and #2 were completed. Mr. Donahue responded yes; however, more water is needed for optimal conditions for testing.

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

Mr. McKune thanked Ms. Heafy for her service to the District.

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

Mr. Selchan reported that the District recently received 7" of rain, which required him to open the bypass at Pump Station #1 for the recharge of 46 million gallons of water. He indicated that, today, the East Basin was at the 5'7" level and the West Basin was at 6'7".

Regarding the City's progress with the Gateway Entry, on Royal Palm Boulevard, near Pump Station #1, Mr. Selchan advised that the City is installing a formidable wall to protect against anything falling into the pump station area.

Mr. Selchan thanked Ms. Heafy for her years of dedicated service to the District and the entire community.

Ms. Heafy thanked everyone for their well wishes and recognized former Board President, Mr. David Hulett, for his accomplishments.

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

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

Mr. Paton presented the Unaudited Financial Statements as of December 31, 2013 and the corresponding unreconciled cash balances. He noted that assessment revenue collections were at 78%.

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

**ii. NEXT MEETING: March 12, 2014, immediately following Landowner's Meeting at 6:30 P.M.**

Mr. Paton indicated that the next meeting is scheduled for March 12, 2014, immediately following the Landowner's Meeting, which commences at 6:30 p.m.

**THIRTEENTH ORDER OF BUSINESS**

**Adjournment**

There being nothing further to discuss, the meeting adjourned at 8:55 p.m.

**On MOTION by Ms. Heafy and seconded by Mr. Prudhomme, with all in favor, the meeting adjourned at 8:55 p.m.**





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Secretary/Assistant Secretary

Joe E. Moore

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Chair/Vice Chair