

**MINUTES OF MEETING  
SUNSHINE WATER CONTROL DISTRICT**

A Regular Meeting of the Sunshine Water Control District's Board of Supervisors was held on **Wednesday, March 8, 2017, immediately following the Landowners' Meeting at 6:30 p.m.**, at **Sartory Hall, located in Mullins Park, 10150 NW 29 St. (Ben Geiger Drive), Coral Springs, Florida 33065.**

**Present at the meeting were:**

Joe Morera	President
Jim Maguire	Vice President
Daniel Prudhomme	Secretary

**Also present were:**

Craig Wrathell	District Manager
Cindy Cerbone	Wrathell, Hunt and Associates, LLC
Alfred J. Malefatto	District Counsel
Gene Schriener	District Engineer
Steve Zielnicki	Craig A. Smith & Associates, Inc.
Orlando Rubio	Craig A. Smith & Associates, Inc.
Cory Selchan	Field Superintendent
John McKune	McKune & Associates
Bernie Moyle	Landowner

**FIRST ORDER OF BUSINESS**

**Call to Order**

Mr. Wrathell called the meeting to order at 6:56 p.m.

Mr. Wrathell stated that Mr. Maguire was reelected to the Board during the Landowners' Meeting and would serve a three-year term.

▪ **Administration of Oath of Office to Newly Elected Supervisor**

**\*\*\*This item, previously the Fourth Order of Business, was presented out of order.\*\*\***

Mr. Wrathell, a Notary of the State of Florida and duly authorized, administered the Oath of Office to Mr. Maguire. Mr. Wrathell provided and briefly explained the following items:

- A. Guide to Sunshine Amendment and Code of Ethics for Public Officers and Employees**
- B. Membership, Obligations and Responsibilities**

**C. Financial Disclosure Forms**

- **Form 1: Statement of Financial Interests**
- **Form 1X: Amendment to Form 1, Statement of Financial Interests**
- **Form 1F: Final Statement of Financial Interests**

**D. Form 8B, Memorandum of Voting Conflict**

These items were presented following the First Order of Business.

**SECOND ORDER OF BUSINESS**

**Roll Call**

Mr. Wrathell 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**

**Administration of Oath of Office to Newly Elected Supervisor**

**A. Guide to Sunshine Amendment and Code of Ethics for Public Officers and Employees**

**B. Membership, Obligations and Responsibilities**

**C. Financial Disclosure Forms**

- **Form 1: Statement of Financial Interests**
- **Form 1X: Amendment to Form 1, Statement of Financial Interests**
- **Form 1F: Final Statement of Financial Interests**

**D. Form 8B, Memorandum of Voting Conflict**

Mr. Wrathell explained the purpose of Form 8B, Memorandum of Voting Conflict.

**FIFTH ORDER OF BUSINESS**

**Consideration of Resolution 2017-1, Canvassing and Certifying the Results of the Landowners' Election**

Mr. Wrathell presented Resolution 2017-1 for the Board's consideration. Mr. Maguire received 214 votes and would serve a three-year term.

**On MOTION by Mr. Morera and seconded by Mr. Prudhomme, with all in favor, Resolution 2017-1, Canvassing and Certifying the Results of the Landowners' Election, was adopted.**

**SIXTH ORDER OF BUSINESS**

**Consideration of Resolution 2017-2, Electing Officers of the District**

Mr. Wrathell presented Resolution 2017-2 for the Board's consideration. Mr. Maguire nominated the following slate of officers:

- |                  |                     |
|------------------|---------------------|
| Joe Morera       | President           |
| Jim Maguire      | Vice President      |
| Daniel Prudhomme | Secretary           |
| Craig Wrathell   | Treasurer           |
| Craig Wrathell   | Assistant Secretary |
| Cindy Cerbone    | Assistant Secretary |

No other nominations were made.

**On MOTION by Mr. Maguire and seconded by Mr. Prudhomme, with all in favor, Resolution 2017-2, Electing the Officers of the District, as nominated, was adopted.**

**SEVENTH 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.

**EIGHTH ORDER OF BUSINESS**

**Approval of February 8, 2017 Regular Meeting Minutes**

Mr. Morera presented the February 8, 2017 Regular Meeting Minutes and asked for any additions, deletions or corrections.

Ms. Cerbone stated that District Counsel emailed changes, which would be incorporated.

**On MOTION by Mr. Prudhomme and seconded by Mr. Maguire, with all in favor, the February 8, 2017 Regular Meeting Minutes, as amended, were approved.**

**NINTH ORDER OF BUSINESS**

**Supervisors' Communications**

Mr. Maguire attended the Taste of Coral Springs. Over 800 people attended and 40 restaurants participated. He toured the West Outfall Canal with Mr. Selchan, which was educational.

Mr. Prudhomme congratulated Mr. Maguire on his re-election. He attended The State of the City with Mr. Morera and his wife.

Mr. Morera congratulated Mr. Maguire. The Taste of Coral Springs raised money that was donated to the YMCA of South Florida, Coral Springs Cadet Squadron of the Civil Air Patrol and Junior Achievement of South Florida. A number of employees from Mr. Wrathell's office attended. The 13<sup>th</sup> annual Coral Springs Art Festival would be held on March 18 and 19 at The Walk. Mr. Morera thanked the Board for allowing him to continue serving as President of the District.

**TENTH ORDER OF BUSINESS**

**Approval of Unaudited Financial Statements as of January 31, 2017**

Mr. Wrathell presented the Unaudited Financial Statements as of January 31, 2017. Assessment revenue collections were 82%. Under "Capital outlay", none of the \$1.6 million budgeted for the West Outfall Canal project was expended yet. If necessary, remaining funds in the Capital Projects Fund could be utilized for the West Outfall Canal project.

**On MOTION by Mr. Maguire and seconded by Mr. Prudhomme, with all in favor, the Unaudited Financial Statements as of January 31, 2017, were approved.**

**ELEVENTH ORDER OF BUSINESS**

**Staff Reports**

**A. District Counsel: *Lewis, Longman & Walker, P.A.***

Regarding the IBI Group Inc., (IBI) litigation, Mr. Malefatto stated that the court approved the amendment to the complaint filed by Mr. Michael Wilson, the attorney representing the District. There was opposition from IBI but the court allowed the amendment, which included a claim for recovery of settlement costs from Lanzo Construction (Lanzo). Discovery was progressing. Mr. McKune expressed concern about the last minute creation of documents but Mr. Malefatto felt there was sufficient time. Mr. Malefatto thanked Mr. Selchan for showing him the District's facilities. In response to Mr. Maguire's question, Mr. Malefatto stated that the District was not interested in mediation of the case.

**B. District Engineer: *Craig A. Smith & Associates***

- **Monthly Engineer's Report**

Mr. Schriener presented the Monthly Engineer's Report. Regarding Advanced Hood Systems (AHS), Mr. Zielnicki stated that the canal work was complete and certified, in accordance with the plans. To date, CAS expended \$5,926.75 towards enforcing the special conditions of the permit. If the \$2,500 trash bond was applied against that amount, the remaining balance from the applicant would be \$3,426.75. There was Board consensus for CAS to apply the trash bond and bill AHA for the remaining balance of \$3,426.75, prior to providing final acceptance of the project.

- **Coral Springs Drive Bridge Improvements**
- **West Outfall Canal Improvements**

Mr. Rubio presented a summary of the completed West Outfall Canal improvements and stated that meetings were held with Staff, the City, County, the Broward County Highway and Bridge Maintenance Division and a Structural Engineer. A scope would be provided by the Structural Engineer, to ensure stabilization of the proposed bridge and cross sections. A tentative project timeline was prepared. If there was progress with the City and resident outreach, work would start in October and be completed by April. Cost estimates on the proposed bridge section were revised, based on prices obtained from the contractor, and provided to the Board. Mr. Rubio is working with Waste Management (WM) on lowering their price. Material with a beneficial use was less expensive but WM would charge an initial fee for uncontaminated clean muck. WM was working with the Engineer to find the beneficial material and discuss the frequency of testing, which was required by WM when the canals were dredged; 19,500 cubic yards was being dredged.

In response to Mr. McKune's question, Mr. Rubio stated that muck was classified as either contaminated or uncontaminated. Uncontaminated muck must be transported to a commercial facility or landfill. Mr. Maguire understood that uncontaminated muck could remain. Mr. Rubio stated that there was room on the project for 15,000 cubic yards of muck. Mr. Maguire suggested removing the uncontaminated muck from the lake bank, selling it and replacing with sod. Mr. Schriener stated that there could be no guarantee that it was uncontaminated muck until it was tested.

Mr. Rubio discussed the design section of the bridge. Mr. Morera asked if the County provided information about the depth of the pilings. Mr. Selchan stated that there was no data because the plans were from 1972. Mr. Rubio stated that as-builts would show the depth of the piles; however, no one could find the as-builts. The Coral Springs Improvement District (CSID) was searching its records. The plans noted that bidders were to assume a 40' piling but actual field conditions may be less than 40'. In response to Mr. Prudhomme's question, Mr. Schriener stated that testing was underway to determine if the pilings were 10', 15' or 20'. Mr. Rubio anticipated the County Engineer saying that it was not a problem.

Mr. Rubio referred to slides of the proposed canal and bridge sections and the work to be performed. Mr. McKune suggested placing a concrete collar around the piling and stainless steel cinches around the column for additional stability, which was an insignificant cost. Mr. Rubio would ask the Structural Engineer. Mr. Morera asked if excavated material would be used to fill the bank. Mr. Rubio stated that the material would be used to widen the canal. Mr. Maguire suggested taking the bank down 3', versus 2' and placing the muck on the bank. Mr. Selchan stated that the most cost effective method would be utilized; however, the muck must be removed to complete the work; the bad muck would be removed first. Mr. McKune suggested placing the muck on each side of the canal to create a berm. Mr. Rubio would explore this.

Mr. Rubio presented the current \$1.577 million cost estimate for Phase 1; \$654,000 for the bridge, \$200,000 for the material and the remainder for labor. Mr. Morera asked how much the County contributed. Mr. Schriener stated that the County only placed riprap from the water level to the top of bank. Mr. Selchan stated that there were preliminary discussions with the Broward County Bridge Superintendent but, once the District decided to widen the bridge, the County decided not to participate in any cost share arrangement. Mr. Morera asked if this was the most cost-effective method. Mr. McKune stated that it was the most cost-effective way to

achieve what the District wanted. If the contractor had a better idea, Mr. Rubio would entertain it before the bid was submitted. Mr. McKune stated that, at the mandatory pre-bid meeting with all contractors, all options would be discussed. Mr. Morera requested that, during construction, the construction company Project Manager attend each meeting. Mr. Rubio stated that improvements for the entire canal were \$6.4 million. Mr. Wrathell estimated that \$2.6 million, in Fiscal Year 2018, could be used towards the improvements.

Mr. Rubio referred to slides of Phase 2. Mr. Maguire asked if the improvements from Canal Z were Phase 1 and the pump station was Phase 2. Mr. Selchan stated that Phase 1 was Canal Z to Coral Ridge Drive and Phase 2 was from the pump station to Riverside Drive, which would form a nice intake station for the pump and provide the most significant impact to the system, with the least impact to residents. The other phases could be completed later to achieve the final goal of making improvements to the drainage system. Mr. Maguire estimated that it would be a five-year project and requested a plan. Mr. Wrathell felt that impacting residents the least would build tremendous momentum with the City. Mr. Schriener stated that Phase 3 would impact residents the most.

Mr. Rubio discussed the tentative schedule; over 30% was completed, to date. Encroachment issues were being addressed. Mr. Wrathell recommended managing political issues with the new City Manager, first, before addressing more difficult issues. Mr. Morera agreed with Mr. Maguire's points but wondered if information about Phase 3 should be shared with the City. Mr. Wrathell suggested having a document with the information for all phases and an aerial for the entire length of the canal showing resident impacts.

Mr. Maguire suggested presenting the following to the City:

- The District's Mission Statement
- The District's five-year plan for improving infrastructure, which includes:
  - A picture of the District, highlighting all canals
  - What was accomplished in the District over the past five years, such as Canal Z and the pump stations
  - Current challenges with Canal Z
    - Showing aerials from a drone

- Current plans for the West Outfall Canal, defining challenges, showing all four phases, the revised plan, costs and what funds would be used to pay for the improvements, impact to residents and issues
- Engineering presentation

Mr. Wrathell recommended evaluating the vegetative buffers. At the Taste of Coral Springs, the City Attorney, Mr. John Hearn, and Commissioner Daly expressed gratitude to the District for showing goodwill. Mr. Maguire felt that it was a good plan that should be presented. Mr. Morera requested that, before sending anything, it be presented to the Board, fully discussed and, then, shared with the City. The City should be fully informed to handle calls from CSID residents. Mr. Malefatto agreed and suggested that the letter state the purpose, which was to provide drainage improvements and flood protection.

Regarding the vegetative buffers, Mr. Morera stated that the contractor must have sufficient room to perform the work, without any disruptions, and wanted assurance, in writing, that the contractor could perform the work without any problems. The District should not be tied to granting a specific amount of space, not knowing the needs of the contractors. Mr. Rubio estimated that the contractor would have 10' to 30' to work with. Mr. Wrathell suggested informing the City that the District was willing to move material to the vegetative buffer. Mr. Rubio would contact Blue Stream to have the utilities moved.

The Board requested an electronic version of the slides.

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

Mr. McKune stated that the work was accelerating, without any County issues. Mr. Schriener stated that the County wanted signed documents.

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

Mr. Selchan enjoyed touring the District by boat with Mr. Maguire and, on land with Mr. Malefatto. The District did not receive much rain, since the last meeting; however, the small amount received stabilized the East Basin, raising the water level to slightly above 5'. The water level in the West Basin was 6.5'. Calls from residents about the low water levels subsided. Staff was busy spraying. There were great results, during the past year, which carried into the beginning of 2017. Residents did not complain, other than about the low water levels. Mr. Morera asked if a vehicle could drive along the West Outfall Canal. Mr. Selchan stated that some parts could be driven but north of the bridge was impassible.



Mr. Prudhomme suggested that, for the benefit of future Supervisors, Mr. Selchan take pictures, one day per month, of the current infrastructure, taking detailed notes of the work completed and why. In response to Mr. Maguire's question, Mr. Selchan stated that the employee he wanted to hire did not work out and one employee was serving in the military; however, everything was operating well and jobs were completed on time. Mr. Selchan participated in the Waterway Cleanup.

Mr. Maguire stated his opinion that the canals south of Wiles Road looked terrible and asked Mr. Selchan to prepare a three-year plan. Mr. Selchan suggested evaluating the budget to ensure that funds were available for current projects, completing those projects in a timely fashion and revisiting the canals in three years. Mr. Maguire preferred to clear trees and address issues now, before the problems worsened.

Mr. Morera asked who removed vegetation off of Coral Ridge Drive before Wiles Road. Mr. Selchan stated that the City and a company named ABB asked the District to de-silt and he told them that he would consider it, if they cleared all of the overgrown vegetation. The City cleared the path and ABB was clearing its vegetation so the District had access. Once it was cleared, Mr. Selchan would obtain proposals.

Mr. Maguire asked about the City Hall project. Mr. Selchan stated that the City did not complete the waterway or the box culvert work. Mr. Zielnicki spoke to the City's Engineer, Mr. John England, about completing the projects, prior to hurricane season. Mr. Morera suggested contacting the City, if the Engineer did not respond. Mr. Selchan would contact Mr. Ron Stein, the City's Construction Project Manager. In response to Mr. Malefatto's question, Mr. Morera stated that the project was expected to be completed by October or November, 2017.

Mr. Maguire asked about the status of Broken Woods. Mr. Selchan stated that the project was progressing smoothly; however, the contractor was investigating low water level in one of the new lakes. The contractor worked closely with the District and completed all improvements requested by the District.

Mr. Morera asked if the City owned the construction company that was building the linear park on the west side of University Drive. Mr. Selchan stated that the City owned the property.

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

- **NEXT MEETING DATE: April 12, 2017 at 6:30 P.M.**

Mr. Wrathell indicated that the next meeting will be held on Wednesday, April 12, 2017 at 6:30 p.m., at this location.

**TWELFTH ORDER OF BUSINESS**

**Adjournment**

There being no further business to discuss, the meeting adjourned.

**On MOTION by Mr. Maguire and seconded by Mr. Prudhomme, with all in favor, the meeting adjourned at 8:53 p.m.**

[SIGNATURES APPEAR ON THE FOLLOWING PAGE]

*Cindy Carbons*

Secretary/Assistant Secretary

*Joe E. Moore*

President/Vice President