

**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 12, 2017, 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:

Cindy Cerbone	District Manager
Al Malefatto	District Counsel
Gene Schrinier	District Engineer
Orlando Rubio	Craig A. Smith & Associates, Inc.
Cory Selchan	Field Superintendent
John McKune	McKune & Associates

FIRST ORDER OF BUSINESS

Call to Order

Ms. Cerbone called the meeting to order at 6:32 p.m.

SECOND ORDER OF BUSINESS

Roll Call

Ms. Cerbone called the roll. 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

Approval of May 10, 2017 Regular Meeting Minutes

Mr. Morera presented the May 10, 2017 Regular Meeting Minutes and asked for any additions, deletions or corrections.

Ms. Cerbone stated that changes previously emailed to Management, by Mr. Rubio, would be incorporated.

On MOTION by Mr. Prudhomme and seconded by Mr. Maguire, with all in favor, the May 10, 2017 Regular Meeting Minutes, as amended to incorporate the District Engineer’s previously submitted changes, were approved.

SIXTH ORDER OF BUSINESS

Supervisors’ Communications

Mr. Maguire stated that he toured the Corporate Park and the Coral Springs Bridge, with Mr. Selchan and attended a Florida Association of Special Districts (FASD) event.

In response to Mr. Morera’s question regarding the website, Ms. Cerbone stated that there were no major updates to the site in recent years. Mr. Morera stated that the website should include current information regarding the Permit Criteria Manual and upcoming projects. Ms. Cerbone stated that updates would occur after the next meeting with the City and letters were sent to the first set of affected landowners.

The Board thanked Mr. Selchan for managing the pump stations during the recent rainfall. Discussion ensued regarding flooding, the City’s drainage systems and outfalls.

SEVENTH ORDER OF BUSINESS

Approval of Unaudited Financial Statements as of March 31, 2017

Ms. Cerbone presented the Unaudited Financial Statements and stated that the Financials were as of May 31, rather than March 31, 2017. Assessment revenue collections were at 97%.

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

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

Mr. Malefatto gave an update on the litigation with IBI Group, Inc. (IBI). A motion to dismiss was pending on the amendment to the complaint, where Lanzo Construction Co., Florida (LANZO) costs were added to cover the LANZO settlement. The judge denied IBI's motion to dismiss and an answer must be filed within the next few days. Depositions would commence, on both sides, shortly thereafter. In response to Mr. Morera's question, Mr. Malefatto stated that IBI would suffer consequences if they failed to file an answer. In response to Mr. Maguire's question, Mr. Malefatto stated the decision to settle would originate from IBI's insurance carrier, professional liability insurance. Regarding litigation costs, Mr. Malefatto must confer with lead counsel but estimated that, ultimately, it would be in the six-figure range. Mr. Maguire sensed that the litigation would be a lengthy process and could impede the District's Phase 2 project. Discussion ensued regarding mediation, potential settlement strategies and former IBI engineers.

Regarding the Permit Criteria Manual, Mr. Malefatto stated that the revised manual was much clearer and better than previous versions and, if approved, should be posted on the District's website.

B. District Engineer: *Craig A. Smith & Associates***• Monthly Engineer's Report**

Mr. Schriener presented the Monthly Engineer's Report. The exchange of files and various other documents, with Ms. Natalie Chapel, from Mr. Mike Wilson's office, commenced and would be ongoing. Mr. Morera asked if the files were regarding the litigation. Mr. Schriener replied affirmatively and stated the files included all of the pump station information, design documents and correspondence relating to Pump Stations 1 and 2. Mr. Prudhomme stated that the most critical item was the basis for the District's findings as to the defects.

Mr. Rubio gave an update on the West Outfall canal improvements and stated that, on June 26, there was a meeting with the cable company that owns the pedestals. A plan to exit from the right-of-way (ROW), along with the cable lines, would soon be implemented. District Staff was prepared to submit survey information that the cable company needed to complete the project, which was expected to commence by mid-fall. In response to a question, Mr. Rubio stated that, aside from the cable, the only other utilities in the District's ROW were private

sprinkler systems but the majority in the outfall was cable. Mr. Rubio read the following project information into the record:

“CAS continues to work with the structural engineer and geotechnical consultants to assess the resulting stability to the Coral Springs Drive Bridges due to any impacts as a result of lowering of the canal bottom. Analyses have been submitted to date by these consultants. Since the analyses could only be based on an assumed pile depth, i.e., no as-built data exist to date, it was cautiously decided to consider having a Parallel Seismic Test performed on at least one pile of the bridge to obtain an actual pile depth and update the performed analyses. The PST was originally proposed at a cost of \$318K from the onset of this project. This cost included four bridges for 12 tests (12 piles). A revised cost proposal of \$58.4K was submitted upon request to have one PST performed at the Coral Springs Drive Bridge. Performing this test only guarantees the depth of one pile and could potentially show that the canal bottom cannot be lowered any further. In a meeting with staff, (June 28, 2017), an alternate structural approach was conceptualized in lieu of performing a PST that would not depend so much on existing pile depth. This would involve installing a continuous longitudinal footer around the piles at given depth and width with the latter dimensions and reinforcements to be determined by a structural engineer. Information has been shared with the structural engineer for feasibility and we are waiting for a proposal.”

Mr. Rubio stated that a \$5,000 reduction on the revised cost proposal was negotiated and, since the report was completed, the structural engineer submitted feedback, expressing doubts that the footer would be effective. Upon conferring with Mr. McKune, Mr. Rubio wondered if the question could be rephrased about how the footer would work, as he wanted to ensure that the footer replaced the lost friction of the pile and not necessarily the structural stability of the bridge. Mr. Morera expressed concern about proceeding with the bridge project, as there were too many unanswered questions and there was uncertainty about whether the District would be completely free of any potential issues that the County may find, as a result of the work. In response to Mr. Morera's question regarding depth, Mr. Schriener stated the goal was to reach

1½' below the canal bottom, which consisted of a silt and lime rock combination. Discussion ensued regarding the depth of the piling, the water level, the mud line, the County and the design modification options. Ms. Cerbone volunteered to contact Murphy Construction to obtain old records regarding bridge depth, which would help the District determine whether to proceed with the project. Ms. Cerbone stated, with the 6.4 million total cost for the West Outfall, \$50,000 was a nominal amount to spend to test the piling. Mr. Morera stated testing would not guarantee that the older pilings were the same depth. Mr. Maguire stated that the District would not be relieved of liability. Discussion ensued regarding the pilings, hydraulics, as-builts, the County, bridge inspections, ROW and costs. Mr. Malefatto stated the County's hesitancy was because it was a governmental entity. The structural engineer hired should be competent, safety-conscious and must ensure that the bridge's integrity was maintained, throughout. The consensus was to proceed with the bridge project and go wider, not deeper. Mr. Malefatto would meet with Mr. Jim Hickey, within the next few weeks to review the bid documents or Request for Proposals (RFPs). Mr. Schriener stated that the Army Corps of Engineer (Corps) submitted a review letter, was sending public notices to property owners and suggested deferring the item until residents were notified. Staff submitted a joint permit application with the South Florida Water Management District (SFWMD), which should cover all of the state agencies; however, the Corps required additional forms and a listing of all adjacent property owners for Phase 1. The additional data would be submitted, following a meeting with the City, and after the City informed residents of the proposed project. Discussion ensued regarding the C-14 waterway and the bid advertisement period.

- **Presentation/Consideration of Revised Permit Manual**

Ms. Cerbone stated that, in revising the Permit Manual, all unnecessary or superfluous information was removed, as well as data that potential applicants should not be privy to. Addresses were updated and measurement references were reviewed and updated; the District now only had to provide one reference instead of two. Ms. Cerbone stated that Mr. Rubio could elaborate further on the technical changes. A few revisions were made, from a legal perspective but nothing monumental. Mr. Malefatto stated that there was a change in the language under "bridges," which was explained on Page 10A, Bridge Crossing. Mr. Morera found the manual very informative and commended Ms. Cerbone on the document's clarity. Discussion ensued regarding the revised Permit Manual, irrigation systems, wells, permits and the SFWMD.

On MOTION by Mr. Maguire and seconded by Mr. Prudhomme, with all in favor, the revised Permit Criteria Manual, as presented, was approved.

C. District Engineering Consultant: *John McKune*

There being no report, the next item followed.

D. District Field Supervisor: *Cory Selchan*

Mr. Selchan stated that over 22” of rain fell in June, which was twice the usual amount for the area. Most of that rainfall occurred in one day, resulting in an uptick in calls from concerned residents. The District was prepared. There were no major issues to report and the areas that experienced flooding, such as the Corporate Park and Westchester, were expected to be flooded, by design; there were no reports of flooding in homes. Excess water was drained from the flooded areas within 24 hours and all major roadways remained navigable. In response to a question, Mr. Selchan stated that 13.6” of rain fell in one day; for a three-day event, it was similar to a 100-year storm and the District went through it unscathed. Discussion ensued regarding the storms, pending bridge project and City officials. Mr. Maguire stated that the District wanted the best operating system that could be provided and was actively doing its best to improve the infrastructure. Upon visiting Pump Station #1, Mr. Morera encountered numerous dead fish. Mr. Selchan stated that the fish kill was an unfortunate result of the rain event, as fish were pulled into the pumps.

Mr. Selchan stated, that during the storm, a tree fell in the canal on Coral Springs Drive and 45th Avenue. Four vendors were contacted for a proposal but only Need Trees Trimmed, Inds., (NTTI) responded, today, which was why the proposal was not included in the agenda.

On MOTION by Mr. Maguire and seconded by Mr. Prudhomme, with all in favor, the NTTI proposal to remove a tree from a canal, in the amount of \$1,600, was approved.

Mr. Maguire remarked that City Hall construction was completed by its June 1 deadline and asked if the City completed the District’s project, as well. Mr. Selchan stated that the project was 90% completed. In response to a question, Mr. Selchan confirmed that one employee left and a replacement was being sought.

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

- **Vegetative Buffer: 10805 NW 21st Place**

Ms. Cerbone recalled that, in June, a resident, contacted Management’s office requesting permission to use the 10’ vegetative buffer along Canal Z, behind her home. Ms. Cerbone informed the resident that she missed an important deadline, many years ago, to accept buffer guidelines along the canal and Management would present the matter to the Board for consideration at the next meeting. Discussion ensued regarding the homeowner, the buffer and neighboring homes. In response to a question, Ms. Cerbone stated that the homeowner submitted a written request. Mr. Morera polled the Board. The Board voted not to approve the request, with Mr. Prudhomme in favor and Mr. Morera and Mr. Maguire dissenting.

- **NEXT MEETING DATE: August 9, 2017 at 6:30 P.M.**

The next meeting will be held on Wednesday, August 9, 2017 at 6:30 p.m., at this location. If the bid documents are ready, they would be presented for approval to proceed with the bridge project. District Staff would meet prior to the Board meeting.

In response to Mr. Maguire’s question regarding benefits, Ms. Cerbone stated that the documents were being prepared. If they were not ready by the August meeting, Management would present them in September and, if necessary, amend the budget healthcare amounts during the public hearing.

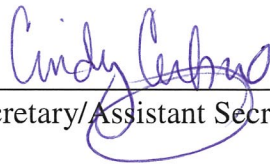
Mr. Maguire requested an update on a plat. Ms. Cerbone stated that the City Commission approved Management’s recommendation and the Board and Management made sure that the signatures were on the plat, which was then delivered to the City.

NINTH ORDER OF BUSINESS

Adjournment

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

<p>On MOTION by Mr. Morera and seconded by Mr. Maguire, with all in favor, the meeting adjourned at 8:34 p.m.</p>
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Secretary/Assistant Secretary


President/Vice President