

**MINUTES OF MEETING
SUNSHINE WATER CONTROL DISTRICT**

The Board of Supervisors of the Sunshine Water Control District held a Regular Meeting on February 10, 2021, at 6:30 p.m., at La Quinta Inn Coral Springs, 3701 N. University Drive, Coral Springs, Florida 33065

Present were:

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| Joe Morera | President |
| Ivan Ortiz | Vice President |
| Daniel Prudhomme | Secretary |

Also present were:

| | |
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| Cindy Cerbone | District Manager |
| Daniel Rom | Wrathell, Hunt and Associates, LLC (WHA) |
| Al Malefatto | District Counsel |
| Orlando Rubio | District Engineer |
| Steve Smith | Craig A. Smith & Associates, Inc. (CAS) |
| Cory Selchan (via telephone) | Field Superintendent |
| John McKune (via telephone) | Consultant Engineer |
| Larry Smith | Smith Engineering Consultants, Inc. (SEC) |

FIRST ORDER OF BUSINESS

Call to Order

Mr. Morera called the meeting to order at 6:32 p.m.

SECOND ORDER OF BUSINESS

Roll Call

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]

There were no public comments.

▪ **District Engineer: *Craig A. Smith & Associates* - PS1 and PS2 Electrical Engineering Design Update**

- **Status of Electrical Engineering Plans for Pump Stations 1 & 2 (Mr. Larry Smith, Smith Engineering Company)**

This item, previously Item 10BIII, was presented out of order.

Mr. Rubio stated that the 60% set of plans were in the agenda and that an on-site meeting with Mr. Selchan, Mr. Steve Smith and Mr. Larry Smith was conducted prior to this meeting to discuss any issues before going onto the next phase of the project.

Mr. Larry Smith, of Smith Engineering Consultants, Inc. (SEC), reported the following:

- PS1 and PS2 Electrical Upgrades: The PS2 pump would increase from 200 to 250 horsepower (hp), as most of the electrical equipment was being replaced. The PS1 pump would increase from 100 to 150 hp, which is believed adequate to handle the load of the two pumps.
- The goal was to submit the 90% plan next month and the 100% plan in April.

Mr. McKune conveyed, and Mr. Selchan agreed, that Mr. Larry Smith was doing a great job. Mr. Ortiz perceived, from the meeting he participated in a few weeks ago, that everything was moving in the right direction and SEC could get to 90% within one month.

The following were in response to questions about the project:

- Type of Starters: SEC would proceed with the original recommendation to use the same technology, as most of Mr. Selchan's issues were with the breakers in the starters and not the starters themselves. That decision was made during the on-site inspection today; this would be a cost savings on the project. Salvaging components in PS 1 was determined to not be in the best interest of the District. The items to be replaced were discussed.
- Florida Power & Light (FPL): FPL would disconnect the power to the transformer while the new cables are installed. FPL would also do the final tie in to the transformer and reconnect the pump station. Backup equipment would be on site, if needed.
- The project should be completed within the next month or so. Backup equipment would be available during this time.

Mr. Selchan preferred starting with PS2 and to have the equipment for PS1 ready to proceed, once PS2 is completed and fully operational.

Mr. Steve Smith discussed the tentative summary schedule comprised of various projects and dates, which was distributed during the meeting. A more detailed backup to the schedule would be provided. He suggested coordinating the PS2 project with the West Outfall Canal – Phase 2B project, simultaneously, so the area is only shut down once. He recommended the preparing an appropriate Request for Qualifications (RFQs) and Request for Proposals (RFPs) and that Radise International prepare the design build package, cost proposals and timelines of each project for presentation and approval next month, with the expectation to commence work as early as December 1, 2021. He expected that everything could be operational before the 2022 wet season.

Discussion ensued regarding the design build, proceeding with Dr. Werth's recommendations and coordinating with him. Mr. McKune agreed with this approach, as long as he, Mr. Selchan and Mr. Craig A. Smith are involved in the document preparation sessions. Staff agreed with these recommendations.

- **Presentation: Monthly Engineer's Report**

This item, previously Item 10BI, was presented out of order

Mr. Rubio presented the Monthly Report and gave an update on the Electrical Engineering Services for PS1 and PS2 items discussed in the virtual meeting and the follow-up field visit to both stations. He discussed the upcoming ROW permit applications recommended for approval.

Mr. Morera asked about the vendor who pierced a District culvert. Mr. Rubio stated he was working with the vendor to address their obligations. Discussion ensued regarding the timeline to complete the repairs, the slow response, District Counsel issuing a letter to address the response time, etc. Mr. Rubio was directed to discuss the status of the repairs with the vendor and provide information to District Counsel, if he was not satisfied with the answer. District Counsel was directed to send the letter with a seven-day deadline to comply. An update on this matter would be added to the next agenda, under the District Engineer Status Report.

- **Permit Applications**

This item, previously Item 10.BII, was presented out of order.

- a. **Broward County – Highway Construction and Engineering Division
(Atlantic Blvd. from Coral Springs Drive to State Road 7/US 441)**

On MOTION by Mr. Prudhomme and seconded by Mr. Ortiz, with all in favor, the Right-of-Way Permit Application, CAS Project No. 15-1826, submitted by Broward County-Highway Construction & Engineering Division, subject to the requirements, specifications and special conditions, as set forth in the recommendation letter dated January 25, 2021, was approved.

- b. **N.W. 24th Street Culverts – Westchester Update**

Mr. Rubio provided an update regarding discussions with Mr. Selchan and the City about modifying the plans for the guardrails, which would result in additional construction costs. The District agreed to cost-share just the design portion of the project but he thought they might ask to cost-share these modification costs, as the District requested them. If they request funds from the District, Mr. Selchan felt that the modifications would be beneficial, as the project would bring value to the District. The Board approved the modifications, as presented.

Mr. Rubio presented the South Florida Water Management District (SFWMD) signature page of the permit application for execution, which is necessary for the City to proceed with the permit process.

FIFTH ORDER OF BUSINESS

**Coral Springs Police Department
Trespass/Barring Program**

- A. Overview from Officer Glenn Roberts, Community Services Component**

Ms. Cerbone stated that the Chief of Police responded quickly to her call to discuss trespassing issues. She presented the program provided by Coral Springs Police Department (CSPD) to the Board for approval. Mr. Selchan discussed the policy implemented by the City a long time ago. He voiced his opinion that the program and signs would not be effective and the process was not cost effective; the resident has not reported any other occurrences. The Board decided not to take any action at this time.

- B. Traffic Enforcement Request**

C. Trespass Affidavit

These items were provided for informational purposes.

SIXTH ORDER OF BUSINESS

Acceptance of Unaudited Financial Statements as of December 31, 2020

Ms. Cerbone presented the Unaudited Financial Statements as of December 31, 2020. She believed there were sufficient funds in the budget to proceed with the upcoming projects without drastically increasing assessments.

On MOTION by Mr. Ortiz and seconded by Mr. Prudhomme, with all in favor, the Unaudited Financial Statements as of December 31, 2020, were accepted.

SEVENTH ORDER OF BUSINESS

Approval of January 13, 2021 Regular Meeting Minutes

Ms. Cerbone presented the January 13, 2021 Regular Meeting Minutes. Minor edits from Mr. Rubio and Mr. Malefatto were submitted to Management and would be incorporated before posting the minutes to the District website.

On MOTION by Mr. Ortiz and seconded by Mr. Prudhomme, with all in favor, the January 13, 2021 Regular Meeting Minutes, as amended to incorporate edits previously submitted to Management, were approved.

EIGHTH ORDER OF BUSINESS

Public Comments

There being no public comments, the next item followed.

NINTH ORDER OF BUSINESS

Supervisors' Communications

Mr. Prudhomme suggested having the Board of Supervisor title changed to Commissioner with the Water District, if possible, to prevent any misunderstanding during individual introductions. Mr. Malefatto stated that the process would involve changing Chapter

298, Florida Statute, which would be similar to the process to have the Supervisor compensation amount changed.

Mr. Ortiz stated that he enjoyed participating in the virtual meeting and in discussing the plans in more detail; he deemed it a positive outlet and recommended conducting more in the future.

Mr. Morera stated he was glad to see everyone healthy and doing well and glad for those who qualified for the COVID-19 shot and received it. On behalf of the residents, he thanked everyone for their contributions to the District.

TENTH ORDER OF BUSINESS

Staff Reports

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

Mr. Malefatto stated that his law partner, Chris Lyon, the lobbyist engaged by Coral Springs Improvement District to oppose the proposed legislation to change special district elections in Coral Springs did not recommend including increasing Supervisor compensation in the proposed legislation, as that would be counterproductive to the opposition to the proposed legislation; however, that recommendation does not prevent each Supervisor to suggest it to Representative Daley directly. The Bill was in Committee and not moving very far; the legislative session convenes March 1, 2021.

Mr. Selchan stated that those interested in tracking and receiving updates on a Bill during a legislative session could sign up at the Florida.gov website. Since the North Springs Improvement District (NSID) lobbied aggressively against this, since its inception, he did not believe it would gain any traction this year.

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

I. Presentation: Monthly Engineer's Report

II. Permit Applications

**c. Broward County – Highway Construction and Engineering Division
(Atlantic Blvd. from Coral Springs Drive to State Road 7/US 441)**

d. N.W. 24th Street Culverts – Westchester Update

III. PS1 and PS2 Electrical Engineering Design Update

- **Status of Electrical Engineering Plans for Pump Stations 1 & 2 (Mr. Larry Smith, Smith Engineering Company)**

IV. West Outfall Canal and Bridge Approach

The above items were presented following the Fourth Order of Business.

C. District Engineering Consultant: *John McKune*

There being no report, the next item followed.

D. District Field Supervisor: *Cory Selchan*

Mr. Selchan reported the following:

- Rainfall in the past month was at .8”.
- He agreed with the comments of Mr. Larry Smith and Mr. Steve Smith that the meeting at the pump station was very productive. It was a team effort getting the 90% plans in place.
- Staff was busy weeding the canals, which would continue throughout the summer. No complaints were received, thus far, this year.

Mr. Morera thanked Mr. Selchan and asked him to convey his thanks to his crew.

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

Ms. Cerbone distributed an email from a Canal Z property owner asking the Board to consider his request to execute the Option 3 Agreement allowing vegetation to be planted in the buffer area beyond the fence line. She gave discussed the situation and her extensive research to retrieve the executed document the resident claimed was signed when the District previously offered this option. Mr. Selchan recalled that Canal Z residents were very unfriendly when this was presented to them and they conveyed the same attitude during the Board Meetings. He did not think any of the law enforcement residents executed the Agreement.

Discussion ensued regarding the terms of the Agreement, residents originally notified of the one-time offer via letter, door hangers and in-person discussions. A small percentage of homeowners executed the Agreement and Notice of Violation letters would be prepared soon. Ms. Cerbone recalled that the Board denied a request 18 months ago. Mr. Malefatto advised the Board that, if an exception were made for this resident, they would have to do the same for others. Each Board Member explained the reason for denying this and any future requests.

On MOTION by Mr. Morera and seconded by Mr. Ortiz, with all in favor, the property owner’s request to execute the Option #3 Agreement, was denied.

I. COVID Update

Ms. Cerbone stated that District Staff and Mr. Selchan, in coordination with District Counsel, needed more time to work on an updated COVID-19 policy to ensure the policy is legal and meets all Federal and State guidelines, extra time was needed. The policy would be added to the Employee Manual and it would affect the current sick and vacation time policy. In response to her request, the Board decided to keep the same policy approved in calendar year 2020, which was that any COVID-19 related time away from work would not affect the employee’s vacation or sick time accruals. The proposed policy would be presented at the next meeting.

II. Notice of Violation Letters

The Board reviewed draft Notice of Violation letters, specific to residents along the West Outfall Canal and a generic one, which address obstructions in the ROW. Staff was directed to proceed and send the letters via Certified Mail. Addresses would be provided to Ms. Cerbone. Mr. Rom would check with Ms. Gillyard regarding when Management Staff could mail the letters; the April 1, 2021 date on the drafts may need to be changed.

III. NEXT MEETING DATE: March 10, 2021 at 6:30 P.M.

• QUORUM CHECK

The next meeting will be held on March 10, 2021, immediately following the adjournment of the Landowners’ Meeting, scheduled to commence at 6:30 p.m.

Mr. Morera would be emailed Proxy forms for the Landowners’ meeting.

ELEVENTH ORDER OF BUSINESS

Adjournment

There being no further business to discuss, the meeting adjourned at 8:44 p.m.

[SIGNATURES APPEAR ON THE FOLLOWING PAGE]

Cindy Carbone
Secretary/Assistant Secretary

Joe E. Moore
President/Vice President