

**MINUTES OF MEETING
SUNSHINE WATER CONTROL DISTRICT**

The Board of Supervisors of the Sunshine Water Control District held a Regular Meeting on October 12, 2022 at 6:30 p.m., at the La Quinta Inn Coral Springs, 3701 N. University Drive, Coral Springs, Florida 33065.

Present were:

Joe Morera	President
Ivan Ortiz	Vice President

Also present were:

Cindy Cerbone	District Manager
Jamie Sanchez	Wrathell, Hunt and Associates, LLC
Andrew Kantarzhi	Wrathell, Hunt and Associates, LLC
Al Malefatto	District Counsel
Orlando Rubio	District Engineer
Cory Selchan	Field Superintendent
Brad Larsen	NFP

FIRST ORDER OF BUSINESS

Call to Order

Mr. Morera called the meeting to order at 6:35 p.m.

SECOND ORDER OF BUSINESS

Roll Call

Supervisors Morera and Ortiz were present. Supervisor Khouri was not present.

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.)

No members of the public spoke.

Referencing slides, Mr. Larsen presented the Fiduciary Investment Review Report and discussed the Investment Policy Statement, which is the strategy by which investment options are monitored, selected or potentially replaced. He noted the desire to establish a formal Committee comprised of Board Members.

Mr. Larson discussed a fee reduction and the difficulty moving the Mission Annuity Contract to their Open Architecture contract because Mission Square is no longer allowing that transition until plans become much larger. As a result of this, he thought it necessary to investigate alternative record keepers, such as Lincoln, potential pricing and savings in the open market. He discussed the conversion process, investment options, asset class, a 10-point scoring methodology/system, acceptable funds that are above 7, funds on the watchlist that are 6 or below, pricing/expense ratios and Asset Management Charges (AMC).

Mr. Larsen stated, once the switch is made from Mission Square to another investment company, the Board will notice a significantly better investment lineup, with lower costs and better performance. His goal is to obtain the best deals for the District's employees. Lincoln will allow the District to move to the open architecture platform, in time; however, that is just one option. He and his team will research and consider several other record keepers in the retirement contribution space for the District.

Mr. Larsen responded to questions about moving assets from Mission Square, mid-cap growth funds, transfer costs, how often funds might be transferred, quarterly reviews and scoring funds. If the Board is amenable, he would recommend the formation of a 401A Pension Plan Committee and, with the Board's authorization, he will shop the plan on the open market.

Ms. Cerbone asked about memorializing the Committee Members and if the group must be comprised of Board Members. Mr. Larsen stated the Committee could consist of one person or 15 people and someone must be in the leadership role; it would be good for a person with an interest in investments and a human resource professional.

Mr. Morera stated he favored having a representative from the employee pool and having an odd-number of people on the Committee for voting purposes. Ms. Cerbone stated she could not designate anyone tonight to join the Committee, on behalf of District Management, and suggested that the Board nominate itself and Mr. Selchan as the Committee

and task the District Manager to confer with District Counsel regarding joining the Committee. If a representative from District Management can be on the Committee, someone will be named and, if they cannot, she would explain why.

Discussion ensued regarding when Committee meetings would be held, if the Committee meetings should be advertised and how decisions will be made once the Committee makes a recommendation to the Board.

On MOTION by Mr. Ortiz and seconded by Mr. Morera, with all in favor, creating a SWCD 401A Committee, comprised of the three Board Members, Mr. Selchan, and allowing for additional Committee Members to be appointed later, was approved.

Mr. Larsen stated, once the Committee is established, he will start looking into funding analytics and making potential investment decisions.

On MOTION by Mr. Ortiz and seconded by Mr. Morera, with all in favor, the, authorizing NFP to move two existing funds from Mission Square to another record-keeper, was approved.

Mr. Larsen stated he will enact the document, as the District's Investment Representative, by executing and putting it in place. He suggested another motion to take the plan to market and explore other record keepers, in addition to Lincoln.

On MOTION by Mr. Ortiz and seconded by Mr. Morera, with all in favor, authorizing NFP to take the 401A Plan to market, was approved.

Regarding Committee meetings, Mr. Morera favors starting them at 6:00 p.m., followed by the Board Meeting at 6:30 p.m. Management will advertise the Committee meetings. Ms. Cerbone will add Mr. Larsen to the agenda distribution list. Mr. Larsen will email the quarterly review to Management for dissemination to the Committee prior to the next meeting.

The meeting recessed at 7:31 p.m., and reconvened at 7:34 p.m.

SIXTH ORDER OF BUSINESS

Acceptance of Unaudited Financial Statements as of August 31, 2022

Ms. Sanchez presented the Unaudited Financial Statements as of August 31, 2022.

On MOTION by Mr. Ortiz and seconded by Mr. Morera, with all in favor, the Unaudited Financial Statements as of August 31, 2022, were accepted.

SEVENTH ORDER OF BUSINESS

Approval of September 14, 2022 Public Hearings and Regular Meeting Minutes

Ms. Sanchez presented the September 14, 2022 Public Hearings and Regular Meeting Minutes.

On MOTION by Mr. Ortiz and seconded by Mr. Morera, with all in favor, the September 14, 2022 Public Hearings and Regular Meeting Minutes, as presented, were approved.

EIGHTH ORDER OF BUSINESS

Supervisors' Communications

Mr. Ortiz stated that he is healing from a successful eye surgery.

Mr. Morera asked if the District's agreements were reviewed and if a plan is in place to check agreements from the field. Per Mr. Selchan, a plan will be developed after the new year.

Mr. Morera asked Staff to prepare and send a standard letter to property owners, in November, informing them that they violated the agreements and should take action to correct those violations. Ms. Cerbone will retrieve and re-send the letter.

Mr. Morera wished everyone a happy and safe Halloween and thanked everyone for their continued support of the District.

NINTH ORDER OF BUSINESS

Staff Reports

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

Mr. Malefatto reported the following:

- He conferred with a Benefit Plan Consultant about a Healthcare Reimbursement Account (HRA) for District employees. A stand-alone HRA is not feasible in this situation.

➤ The Consultant offered to assist by advising District Management and the District's Insurance agent regarding when to renew the healthcare plan to include Board Members.

Ms. Cerbone stated the existing plan is a grandfather plan, meaning no changes can be made. In order to include the Board Members, the District must switch plans and there might not be a comparable plan for the employees. At the same time, there is no guarantee at the December meeting that the District's current carrier, AvMed, will still have the same offerings. The Board previously stated it did not wish to change the employee plan. Staff will schedule a conference call with Gallagher and Gehring and report the findings at the next Board meeting.

Ms. Sanchez will include a Health Plan Update as a discussion item on the next agenda.

Discussion ensued regarding reimbursement of health insurance premiums, providing Management with evidence of insurance deduction/tax payments and taxable, non-taxable and Medicare reimbursements.

Mr. Malefatto continued his report, as follows:

➤ Regarding Blue Stream's claim against Just Call James (JCJ) for cutting a cable line, Bluestream's Counsel passed District Counsel's follow-up email on to the collection contractor, Phoenix Loss Control (PLC). Mr. Malefatto emailed PLC on September 16, 2022 and asked them to demonstrate that Blue Stream was permitted but he has not heard back.

Discussion ensued regarding Blue Stream's unresponsiveness and lack of cooperation, alerting the City about the issues with Blue Stream, potential legal action against Blue Stream, reporting Blue Stream's permit status to the City, the District right-of-way (ROW) and AT&T.

Mr. Malefatto will follow up with Blue Stream's Counsel.

➤ Regarding the SWCD Referendum on the November ballot, Mr. Malefatto reviewed the ballot language, prior to its finalization, and it was consistent with the statutes.

B. District Engineer: Craig A. Smith & Associates

I. Presentation: Monthly Engineer's Report

Mr. Rubio presented the September Monthly Engineer's Report. He responded to questions regarding needing a new survey for Pump Station (PS) 1, the design differences between PS1 and PS2 and the engineering plans/concepts and design costs for PS1.

Per Mr. Morera, the District Engineer is to provide the side-by-side costs for both pump stations and highlight any differences in engineering or legal aspects.

II. Permit Applications

Mr. Rubio presented the following permit applications:

- a. **Re-Issue Permit 2020-14: Flora Fine Foods, 12400 NW 35TH Street
(Permit Modification)**

On MOTION by Mr. Ortiz and seconded by Mr. Morera, with all in favor, re-issuance of Permit 2020-14, related to the CAS Project No. 15-1826-P25 ROW Permit Application submitted by Diversified Construction & Engineering Services, on behalf of Flora Fine Foods, site development at 124 NW 35th St., as modified to include for the user of the existing catch basin to overflow into the adjacent canal and subject to the Special Conditions set forth in the P2P October 4, 2022 recommendation letter, was approved.

- b. **Langan Engineering and Environmental Services on Behalf of Sawgrass Place Owner, LLC, NW 39th St/NW 120th Avenue**

On MOTION by Mr. Ortiz and seconded by Mr. Morera, with all in favor, the CAS Project No. 15-1826-P32 ROW Permit Application submitted by Langan Engineering and Environmental Services, on behalf of Sawgrass Place Owner, LLC, for the development of an industrial warehouse facility at NW 39th St/NW 120th Avenue, with loading docks, associated parking areas and perimeter dry retention areas with overflow to the SWCD canal system, subject to the Special Conditions set forth in the October 4, 2022 recommendation letter, was approved.

- c. **FG Construction LLC on Behalf of Broward County Board of County Commissioners, Atlantic Blvd. Bridge**

On MOTION by Mr. Ortiz and seconded by Mr. Morera, with all in favor, the CAS Project No. 15-1826 ROW Permit Application submitted by FG Construction LLC, on behalf of the Broward County Board of County Commissioners, for the Atlantic Blvd. Bridge Deck Repair at the bridge over the East Outfall Canal, subject to the Special Conditions set forth in the October 10, 2022 recommendation letter, was approved.

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

There was no report.

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

Mr. Selchan reported the following:

- Rainfall: The District received 18” of rain in September, due to Hurricane Ian.
- Staff drew down the water levels to 4’ and maintained that through the storm.
- The parts needed to make the improvements at the pump stations are still pending.
- The canal systems look okay.

- **Continued Discussion: City of Coral Springs Tree Memorial Program/Plaque for Daniel Prudhomme**

Mr. Selchan conferred with the City regarding the Tree Memorial Program. The District’s request to plant a tree in Mr. Prudhomme’s memory in Cypress Park was approved, provided it is not a large tree, as the park is full. Ms. Cerbone suggested obtaining a plaque, as well.

On MOTION by Mr. Ortiz and seconded by Mr. Morera, with all in favor, authorizing Staff to procure a plaque honoring Mr. Prudhomme, in a not to exceed amount of \$1,000, and for the planting of a small tree in Cypress Park in Mr. Prudhomme’s memory, was approved.

Mr. Selchan voiced his appreciation to the Board for their efforts on the employee pension program and valuing the District’s employees.

Discussion ensued regarding hurricanes, flood insurance, residents and flood zones.

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

- **NEXT MEETING DATE: November 9, 2022 at 6:30 P.M.**
 - **QUORUM CHECK**

The next meeting is scheduled for November 9, 2022. A Committee Meeting will be held at 6:00 p.m., prior to the Regular Meeting.

TENTH ORDER OF BUSINESS

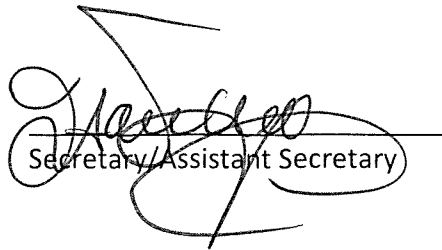
Public Comments

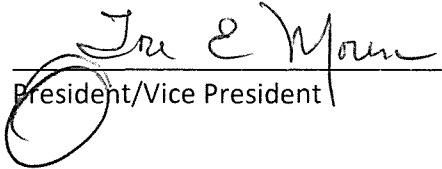
No members of the public spoke.

ELEVENTH ORDER OF BUSINESS

Adjournment

On MOTION by Mr. Morera and seconded by Mr. Ortiz, with all in favor, the meeting was adjourned at 9:03 p.m.


Secretary/Assistant Secretary


President/Vice President