

**MINUTES OF MEETING
SUNSHINE WATER CONTROL DISTRICT**

A Regular Meeting of the Sunshine Water Control District’s Board of Supervisors was held on **Wednesday, November 16, 2011, at 6:30 p.m.**, in the **Commission Chambers, Coral Springs City Hall, 9551 West Sample Road, Coral Springs, Florida 33065.**

Present at the meeting were:

David Hulett	President
Joe Morera	Vice President
Emily Heafy	Secretary

Also present were:

Doug Paton	Wrathell, Hunt and Associates, LLC
Terry Lewis	District Counsel
Cory Selchan	Field Superintendent
Tom Donahue	District Engineer
Rhon Ernest-Jones	District Engineer
John McKune	McKune & Associates
Dean Hitsos	Corporate Benefit Advisors
Ginny Gascoigne	Corporate Benefit Advisors
Dennis Poore	Resident

FIRST ORDER OF BUSINESS

Call to Order/Roll Call

Mr. Hulett called the meeting to order at 6:30 p.m. Mr. Paton indicated, for the record, that Supervisors Heafy, Hulett and Morera were present, in person.

SECOND ORDER OF BUSINESS

Citizens’ Request

Mr. Dennis Poore, 2640 NW 112th Avenue, requested that ‘No Trespassing’ signs be placed at every road crossing of the canals. He noted security concerns with people having access to the canals. Mr. Selchan reported several letters were sent to the police chief informing that the drainage right-of-ways are not for any type of recreation activity, including fishing and boating, as well as not having individuals present in the District’s right-of-way. Mr. Selchan noted some residents do not want the signs, due to their appearance. Mr. Hulett reviewed the sign and stated he has no problems with it, as it is similar to the CSID signs. Mr. Hulett

recommended the resident contact the police department if people are present. Mr. Hulett suggested Mr. Selchan review the appropriate areas for sign placement.

Discussion followed on the police's ability to remove individuals from the property along a canal. Mr. Hulett asked the District Manager to investigate the approximate cost for the signs.

THIRD ORDER OF BUSINESS

***Permit Application Review: Coral Springs
Fire Station 7 – 11800 NW 41st Street***

******This item, previously item 13.B.i, was discussed out of order.******

Mr. Ernest-Jones reviewed the proposed site for the fire station. He explained the fire department is proposing to build certain facilities but having problems with the retention specifications. Mr. Ernest-Jones presented a recommendation for approval of a permit for the fire department, including seven (7) conditions. He noted the property must drain ultimately to a district canal. Typically, easements would be present but it actually sits in land lock from any legitimate canal unless they discharge into a city culvert system. He noted the city has extended the right of the property to discharge through city culverts to drain into the SWCD canal. Mr. Ernest-Jones stated the retention amount is normally required, including an exfiltration trench. He recommended the District provide the retention of the water off site, for a fee of \$30,000. The \$30,000 will go directly into the fund that is being used for canal maintenance and excavation. Mr. Ernest-Jones reported the canal widening is going to be within the same basin but in the east/west canal.

Mr. Donahue reported the City of Coral Springs will provide the funds for the permit. Mr. Peter Moore, from the City of Coral Springs, stated the funds were approved as part of the October agenda and the city is prepared to cut the check in order to satisfy the permit conditions.

Ms. Heafy inquired as to the impact of the bordering lot on the fire station's lot. Mr. Ernest-Jones explained that, currently, the water runs off the fire station lot and onto the vacant lot. He stated the bordering lot is a development site in which the owners have the ability to block the runoff. Mr. Hulett asked if the existing pipe has enough capacity to account for the runoff. Mr. Ernest-Jones reported that issue is the responsibility of the City of Coral Springs.

Mr. Morera inquired as to how the water will flow. Mr. Ernest-Jones advised that the water quality issue has to be addressed prior to the water flowing into the city's system. The bulk volumetric retention is handled by the increasing size of the canals so that the elevation is handled. Mr. Morera noted the SFWMD conditions that are being imposed on the site. Mr.

Ernest-Jones explained that SFWMD must complete a condition inspection every five (5) years to verify that the elements of the drainage system are functioning.

Mr. Ernest-Jones noted the proposed canal that will be widened is a narrow canal. He estimated widening the canal by about two (2) or three (3) feet. He recommended widening the entire canal, as the basin retention is marketable for purchase by entities that need the additional retention.

On MOTION by Ms. Heafy and seconded by Mr. Morera, with all in favor, the proposed permit application for Coral Springs Fire Station 71, 11800 NW 41st Street, was approved.

FOURTH ORDER OF BUSINESS

Discussion: Renewal of Employee Health Insurance and Benefits

******This item, previously the Third Order of Business, was discussed out of order.******

Mr. Dean Hitsos, with Corporate Benefit Advisors, presented the current rates for medical insurance, including Aetna, Blue Cross, United Healthcare (UHC), Neighborhood Health and Humana. He noted the competitive quotes were Aetna, UHC and Neighborhood Health. He discussed alternate medical renewals and explained that the benefit selection affects the rates of the plans. He stated healthcare reform accounts for about 2% of the increase.

Discussion ensued on an employee enrolling in Medicare, Part B. Mr. Hitsos explained the District's insurance rate would be reduced if the employee enrolled in Medicare, Part B. The employee would have double coverage, with Medicare as the main coverage and the District insurance as a supplement. Mr. Hulett supported the District covering the costs associated with the premium for Medicare, Part B.

Discussion followed on the savings made available to the District if the employee enrolled in the Medicare program. Mr. Hitsos anticipated a savings of around \$500 per month in premium costs to the District.

Mr. Selchan noted Mr. Hitsos did a great job of explaining the Medicare plan to the employee.

Mr. Hitsos explained there are less expensive medical plans available through AvMed. He reviewed the available medical plans. He stated the District has not reviewed a Flexible Spending Account (FSA) or Health Savings Account (HAS).

Mr. Hulett explained the FSA allows employees to set aside pre-taxed monies in an account that is used solely for medical expenses. Mr. Hitsos noted the HSA plans are associated with a high deductible amount. Mr. Hulett requested a FSA for consideration next year.

Discussion followed on the high level of service provided by the health insurance plan. Mr. Hitsos discussed the rising healthcare costs. Mr. Morera stated at a certain point in time, the cost of the insurance plans is going to be prohibitive and the District will have to consider additional possibilities to account for rate increases. He noted the potential for the employees contributing to their health care plans. Mr. Hulett commented that there are other creative design plan elements that can be considered at the appropriate time; however, he did not believe that it was necessary for the time being.

Discussion ensued on the overall benefit package available to employees. Mr. Hulett stated he was comfortable with the existing package, as the employees work in the field and provide a good level of work. Ms. Virginia Gascoigne, with Corporate Benefit Advisors, stated she believed the package that the District offers helps the District retain very good employees with very little turnover. Mr. Paton noted that the cost of health insurance increased throughout the healthcare industry and the premium increase was not a result of our employee claims.

Mr. Hitsos reviewed the dental plan and benefits available to employees. He noted there is a 10% increase and reviewed some alternate plans. He recalled Mr. Wrathell's recommendation for the dental alternate if a change to the health insurance benefits is made. The dental alternate would remain the same as the existing, except that the out-of-network coverage is decreased. Mr. Hulett asked if the employees are using the dental plan. Mr. Hitsos responded that employees are using the plan and recommended, if needed, changing to a plan restricting use to in-network dentists. Ms. Heafy recommended keeping the same plan and Mr. Hulett agreed.

Mr. Hitsos reviewed the incidental insurance, including life insurance, and stated there are no changes.

Mr. Hitsos reviewed the long-term disability and stated it will renew in December, 2012.

Mr. Hitsos reported the United Healthcare Vision Plan was renewed with no cost changes.

Mr. Morera asked if the health insurance reform affected the provided rates. Mr. Hitsos responded affirmatively and stated it added 2% to the premiums. He explained the next changes are scheduled to occur in 2014, depending on the outcome of the elections.

Discussion followed on the addition of employees to the plan. Mr. Hitsos replied that it will not change; however, if three (3) employees were added, then it would affect the plan.

On MOTION by Mr. Hulett and seconded by Ms. Heafy, with all in favor, renewal of the Employee Health Insurance AvMed HMO Plan 33796 and ancillary benefits, including offsetting the Medicare B premium for the eligible employee, was approved.

Mr. Hitsos anticipated the open enrollment date to be November 22, 2011, in which the employees can make any changes to the approved plans.

FIFTH ORDER OF BUSINESS

**Update:
Clearing**

Right-of-Way/Easement

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

Mr. Paton recalled that the Board approved a right-of-way clearing policy at the last meeting. The pilot program included three (3) options: residents clear the right-of-way themselves, the District clears the right-of-way at the District's expense and, thirdly, the District could determine that certain items could remain in a right-of-way with work to be completed around the item. He stated Mr. Capko drafted agreements between the District and prospective homeowners when Options 2 and 3 apply.

Mr. Paton reported that he contacted five (5) residents with diverse right-of-way issues about the revised Policy. He reviewed the reported issues, including a property that has a tree at the edge of the canal where the homeowner cannot afford to relocate the existing fence and remove the existing tree. The homeowner was agreeable to remove the fence and tree, at the District's expense.

Mr. Paton discussed another property in which a large tree was present in the right-of-way. He also noted the presence of retirees in this area. The homeowner stated she obtained a quote to remove the tree for \$1,000 and would be in agreement with Option 2.

Mr. Paton recalled a property owner with a palm tree in the right-of-way, who was in agreement to removal under Option 2. He discussed a separate property with six (6) feet of fence in the right-of-way that was present for nearly 32 years. Mr. Morera discussed the possibility of having the city code officer provide citations for the existing fences that did not obtain a permit.

Mr. Selchan recalled similar issues in which the property fences were not removed. The homeowner requested Option 3 to address the issue.

Ms. Heafy inquired as to how the District addresses cable boxes. Mr. Selchan confirmed that he contacts the cable company and they are temporarily removed or relocated. He did not recommend having an option for homeowners to leave existing, illegal fences.

Mr. Hulett inquired as to the plans for dredging that canal. Mr. Selchan explained he had planned to use that side of the canal to dredge and stated large pieces of equipment will be needed due to the presence of thick rock. Mr. Hulett noted the area is already narrow. Mr. Selchan indicated that hard rock bottom typically cannot be dug out using a barge.

Discussion ensued on the particular obstructions that relate to Option 3. Mr. Hulett noted the Board has the right of refusal for any option.

The Board discussed removal of the particular fence, as the right-of-way is being obstructed and the fence cannot be driven around. Discussion followed on the cost for re-installation of a fence and removal of existing fences.

Mr. Paton related that another resident had a large tree on their property with branches extending into the right-of-way; the homeowner agreed to trim the tree. He noted the residents that he talked with are willing to work with the District and want to resolve the issue.

Discussion ensued on the time frame to start clearing the right-of-way. Mr. Selchan recommended starting the process after the first of the year. He recommended completing the bid process after the homeowners elect from their available options. Mr. Ernest-Jones noted that the contracting has to be very structured, especially if bond funds will be used. He stated he will compile specifications.

SIXTH ORDER OF BUSINESS

Update: FEMA Appeal

******This item, previously the Fifth Order of Business, was discussed out of order.******

Mr. Paton provided an update on the FEMA appeal. He stated the second appeal is still pending and the six (6)-month period ends in December. He reported that Mr. Selchan, and himself, met with the State Emergency Department of Management liaison to FEMA, Mr. Julio Casanovas. Mr. Paton noted the District had three (3) FEMA grants to be cleared; two (2) were small and the one (1) large amount that is being appealed. He stated the two (2) small FEMA storm restoration grant projects were closed out. Mr. Paton related that Mr. Casanovas indicated, in several cases similar to Sunshine's, FEMA made exceptions and reversed appeals. He

forwarded this supportive information to the chief counsel of the State Department of Emergency Management, who is supporting Sunshine in its appeal.

Mr. Morera inquired as to legal action if the appeal is not granted. Mr. Capko explained that the District may have to proceed to court for further action. He noted that the information provided on the exception decision cases is positive for the District's position.

SEVENTH ORDER OF BUSINESS

Consideration of Rescheduling December Meeting: December 14 to December 21

****This item, previously the Sixth Order of Business, was discussed out of order.****

Discussion followed on the December meeting date. The meeting was tentatively rescheduled to December 14, 2011 at 3:00 p.m.

EIGHTH ORDER OF BUSINESS

Discussion: Newsletter

****This item, previously the Seventh Order of Business, was discussed out of order.****

Mr. Paton recalled prior conversation on a District newsletter. Mr. Hulett noted the need to increase communication with constituents. He recommended a bi-annual newsletter to the residents. The District Manager will review other District's newsletter communications and come back with recommendations.

NINTH ORDER OF BUSINESS

Discussion: Ordinance No. 2010-22 Code of Ethics for Broward County Commission

****This item, previously the Eighth Order of Business, was discussed out of order.****

Mr. Capko explained that the Broward County ordinance extends to the municipalities located in Broward County. He stated there is very limited reference to special taxing districts and their boards. It includes a provision of covered individuals. He stated he has not spoken to anyone in the county's office. He explained it applies to individuals that may appear before the Board.

TENTH ORDER OF BUSINESS

Discussion/Consideration of Teleco Quote for Schedule A-Website Content Update

****This item, previously the Ninth Order of Business, was discussed out of order.****

Mr. Paton reviewed the quote from the existing webmaster to post scrolling pictures on the website. He noted another company submitted a lower cost quote of \$150 to perform this work. Discussion ensued on finding another website host to provide a more up-to-date website. The Board agreed to move forward with the quote from the lower cost provider, The Strange Zone, to add scrolling pictures to the website.

ELEVENTH ORDER OF BUSINESS

FASD: October 2011 Legislative Update

******This item, previously the Tenth Order of Business, was discussed out of order.******

Mr. Capko reported possible discussion on FASD pushing for legislation that would allow special districts the opportunity to piggy-back on to the state's insurance benefits. He stated it will be discussed in January.

TWELFTH ORDER OF BUSINESS

Approval of October 12, 2011 Regular Meeting Minutes

******This item, previously the Eleventh Order of Business, was discussed out of order.******

Mr. Paton presented the October 12, 2011 Regular Meeting Minutes and asked for any additions, deletions or corrections.

On MOTION by Mr. Morera and seconded by Ms. Heafy, with all in favor, the October 12, 2011 Regular Meeting Minutes, as presented, were approved.

THIRTEENTH ORDER OF BUSINESS

Supervisors' Requests

******This item, previously the Twelfth Order of Business, was discussed out of order.******

Mr. Morera encouraged beginning the dredging project as soon as possible. He recalled visiting the Coral Springs Improvement District (CSID) office and noted the poor condition of a wood chipper belonging to Sunshine. Mr. Selchan noted the wood chipper has no value and is not currently being used. Discussion ensued on the new pump station. Mr. Ernest-Jones reported erosion control methods will be used.

Mr. Morera recalled a FASD meeting and noted the potential for FASD to hold a joint meeting in the area. He anticipated attending the FASD meeting in January.

Discussion ensued on a rainstorm event in which flash flooding occurred. Mr. Selchan explained all storm drains are the responsibility of the city.

FOURTEENTH ORDER OF BUSINESS**Staff Reports**

******This item, previously the Thirteenth Order of Business, was discussed out of order.******

a. Attorney

Mr. Hulett noted that Mr. Capko currently serves as the attorney for CSID and inquired as to possible issues. Mr. Capko explained any potential issues are dependent on the circumstances as some issues can be waived and other issues require hiring of an outside firm.

b. Engineer**i. Consideration/Discussion: Permits/Applications/Letters of No Objection**

- ***Permit Application Review: 3375 NW 124th Avenue, Hi Line Investments, LLC – Irrigation Line***

Mr. Ernest-Jones reviewed the irrigation permit application for a small 2" irrigation pipe and recommended approval, with the proposed seven (7) conditions.

<p>On MOTION by Mr. Morera and seconded by Ms. Heafy, with all in favor, the permit application for 3375 NW 124th Avenue, Hi Line Investments, LLC, with the included conditions, was approved.</p>

ii. Permit Application Log

Mr. Ernest-Jones reported a letter of no objection was issued to All-Star Fencing for 4260 NW 95th Avenue. He reported the CPP Condo permit is on hold, as they were going to fill in a large retention area. He stated he requested information as to a new, proposed retention area.

iii. Monthly Engineer's Report - 10/05/11 to 11/09/11

Mr. Donahue discussed the construction of Pump Station 1 and reviewed pictures. He noted the central and wing walls were constructed and reviewed the completed areas.

Discussion ensued on the wake created from pumping water. Mr. Morera noted the potential for erosion. Mr. Selchan reported the culvert is very large and the new pumps will sling some water when pumping. Mr. Ernest-Jones discussed erosion control.

Mr. Donahue reported that they requested a quote from Weitz for a proposed boat ramp on the canal near the Coral Springs Christian Academy.

Mr. Donahue reviewed pictures of Pump Station 2 from November 7. He noted a bypass was constructed for the work and a lot of the turbidity settled out. He anticipated the first foundation pour to be scheduled on Friday.

Discussion ensued on the continued pump station progress and the location of Pump Station 2. Mr. Hulett noted it is being moved back further so there is more room for the discharge water, before it hits the culverts. Mr. Ernest-Jones reported that he reviewed the area after a very heavy rain and stated the area was flowing very well.

Mr. Ernest-Jones recalled discussion on Canals AA and BB and stated he will discuss the canals with the city forester.

Mr. Ernest-Jones reported the East-West Basin Interconnect Report was approved by the county and the grant reimbursement documents are being prepared for submittal. He stated he had discussions with SFWMD about the possibility of taking over jurisdiction from SFWMD.

Mr. Ernest-Jones discussed the water quality criteria that the EPA is trying to establish in Florida. Mr. Capko noted the wide-range opposition to the criteria.

Mr. Donahue discussed a trip to the huge canal, C-51, near Southern Boulevard, that takes water from the Everglades out to tide. He noted the need to understand the position of SFWMD regarding the water quality.

- **Consideration of Pump Station Asbestos Survey Proposals**

Mr. Donahue noted the asbestos survey proposal is for both pump stations and is a requirement by the city building department in order to obtain the demolition permit to tear down the existing pump stations. He stated proposals were obtained from two (2) companies, including Gaudet Associates, Inc., \$1,700, and EE&G Environmental Services, \$2,000. The contractors would be directly contracted with the District to mitigate any potential asbestos upon demolition of the pump stations. He noted both contractors are well qualified. Mr. Ernest-Jones recommended Gaudet Associates. He explained, if it exists, the specifications are included under the Weitz contract.

On MOTION by Mr. Morera and seconded by Ms. Heafy, with all in favor, the proposed contract with Gaudet Associates, Inc., in the amount of \$1,700, was approved.

- **Update on Canal & Culvert Program**

Mr. Donahue reviewed a bank failure in the Broken Woods neighborhood in which the bank slid into the canal. It was determined that the District would clean up the area and see how much silt was present in the canal. He stated he met with three (3) contractors and one (1) contractor, Allstate Resource Management, provided a proposal for \$4,996. It includes excavation of the areas that slid into the canal and spreading on the bank of the canal, as well as removing potential silt and resodding, as needed. Mr. Donahue noted Broken Woods controls the gate to access the area.

Ms. Heafy asked if there was a complaint as to the areas. Mr. Hulett responded affirmatively. Ms. Heafy asked how much of the bank is being put back. Mr. Ernest-Jones reported that major canal restoration is not going to be completed because he anticipated that the developer in Broken Woods will complete massive restoration of the canals. He noted Mr. Highlander complained to the District regarding the condition of the area.

On MOTION by Mr. Morera and seconded by Ms. Heafy, with all in favor, the Allstate Resource Management agreement for canal bank repair, in the amount of \$4,996, was approved.

Mr. Ernest-Jones reported that Broken Woods is progressing with a total, single-family development on the north side and townhouses on the south side. He stated the community development department expressed concerns with the designers as to providing for too much water on the site. He stated he met with the engineer and reported they are going to widen and deepen the canals. Mr. Ernest-Jones reported the Land Use Amendment was not yet approved and discussed the complexity of the issue. Mr. Hulett noted they are a long way away from the District being developed. Discussion followed on the water retention for the property.

Mr. Ernest-Jones discussed the plan to repair and lower the culverts. He noted he is trying to assemble a bid package that strictly prioritizes the improvements and explained the use of a base bid in order to truly be able to compare bids. He reviewed the sketches of the proposed areas. Mr. Donahue reviewed the specific canals for the bid work including the priority project of Canals AA/BB and the canal segment north of them; Canal Z widening and two (2) east-west segments by Incredible Ice and the Corporate Park. He noted the situation of Canal AA flowing

southerly to the pump station, with the existing culverts sitting at a higher elevation of 3.5 and 4.0. He noted one (1) culvert is tilted in the wrong direction, with respect to flow.

Discussion ensued on completing the damaged culverts and improvements. Mr. Ernest-Jones noted he would like to complete a base bid for the top priority work, based on the consensus of the District. Mr. Hulett asked which culverts need to be lowered. Mr. Donahue reported that seven (7) need to be redesigned. Mr. Ernest-Jones discussed the critical areas for culvert work and noted the total bond proceeds available. He stated the pump stations have some credits and discussed the need for the pump station work to be completed. He noted the potential for the sheet piling work.

Mr. Ernest-Jones believed the District has sufficient funds to put together a base bid for culvert redesign. He noted the hardness of the rock and anticipated the bids to be more random if soil borings are not completed. He stated the area was probed and the profile notes the areas for silt removal with rock. He proposed completing soil borings to know the standard penetration test's results that can be included in the bid specification. He proposed boring for the canals and culverts by Dunkelberger, for \$29,600. Mr. Ernest-Jones reviewed a proposal from IBI Group to complete the design of the additional culvert locations, in the amount of \$8,000 per location. IBI would prepare the construction documents and design for the bid work. He stated there are four (4) proposed locations, as denoted on the map.

Mr. Ernest-Jones recalled the original priority was to deal with the damaged culverts. He stated, ultimately, the intact culverts that are high are not life threatening but they do provide a major functional impediment. Mr. Donahue explained that the higher elevation was discovered through the completion of additional surveys. Mr. Ernest-Jones reported a lot of information was considered and learned from the previous large rain event. He stated he was comfortable that the high priority culverts were identified and are strictly in the west basin.

Mr. Hulett noted the potential improvement in the water flow if the culverts are lowered. Mr. Selchan agreed and discussed the water flow of the system. Discussion followed on the potential for culverts to be lowered on the east side. Mr. Selchan reported that the east side has high culverts but did not believe they were providing a flow issue.

Discussion ensued on getting water to the pump station and resolving head loss. Mr. Ernest-Jones noted the first priority is to address the seven (7) culverts, including Canal AA cleaning. He requested the Board's agreement in the applied logic for the bid specifications.

Mr. McKune noted his support for redesigning the culverts and completing the soil boring prior to the bid work. He noted a decent bid cannot be obtained without accurate borings.

On MOTION by Mr. Morera and seconded by Mr. Heafy, with all in favor, the Dunkelberger proposal for soil boring, in the amount of \$29,600, was approved.

On MOTION by Mr. Heafy and seconded by Mr. Morera, with all in favor, authorization for the IBI Group proposal survey work, detail design of construction work, permits and bid related services, in the amount of \$45,000, was approved.

c. Field Supervisor

Mr. Selchan recalled a rain event on October 28, 2011 in which almost eight (8) inches of rain was received. He noted another 3 ½ inches was received the next day. He stated 12.7 inches was received over the weekend requiring nearly 72 hours of pumping.

Mr. Selchan recalled prior discussion on hiring a new trash crew. He reported an employment application section was added to the District's website.

Mr. Selchan recalled discussion on the health insurance plan provided to employees and noted an increase was not burdened to the District because an employee enrolled in Medicare to defer additional costs. He encouraged the Board to reconsider any potential benefit cuts.

d. Manager

i. Unaudited Financial Statements as of September 30, 2011

Mr. Paton presented the Unaudited Financial Statements as of September 30, 2011. He noted the last two (2) payments for the SunTrust loan will be made this year.

On MOTION by Mr. Morera and seconded by Ms. Heafy, with all in favor, the Unaudited Financial Statements as of September 30, 2011 were approved.

ii. Check Register, September 2011

Mr. Paton reviewed the September 2011 Check Register.

iii. Invoices, September 2011

Mr. Paton reviewed the September 2011 invoices.

iv. Resident Inquiry Log


Mr. Paton noted the resident inquiry log is provided for the Board's information.

FIFTEENTH ORDER OF BUSINESS

Adjournment

****This item, previously the Fourteenth Order of Business, was discussed out of order.****

The meeting adjourned at 10:50 p.m.



Secretary/Assistant Secretary



Chair/Vice Chair