

**MINUTES OF MEETING
SUNSHINE WATER CONTROL DISTRICT**

The Board of Supervisors of the Sunshine Water Control District held a Regular Meeting on November 13, 2019, at 6:00 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
Daniel Prudhomme	Vice President
John Tornincasa	Secretary

Also present were:

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

FIRST ORDER OF BUSINESS

Call to Order

Mr. Morera called the meeting to order at 6:01 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

This item was presented following the Fifth 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.*)**

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

There being no public comments, the next item followed.

- **Acceptance of Unaudited Financial Statements as of September 30, 2019**

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

Ms. Cerbone presented the Unaudited Financial Statements as of September 30, 2019.

The Board asked Ms. Cerbone to ask Rio-Bak Corporation (Rio-Bak) for a synopsis of the West Outfall Canal (WOFC) project, from their point of view, including how the project went, the pluses and minuses, things the District could improve and, from their perspective, any potential future projects.

On MOTION by Mr. Tornincasa and seconded by Mr. Prudhomme, with all in favor, the Unaudited Financial Statements as of September 30, 2019, were accepted.

FOURTH ORDER OF BUSINESS

Recess Regular Meeting/Commencement of Executive Session

On MOTION by Mr. Morera and seconded by Mr. Tornincasa, with all in favor, the Regular Meeting recessed and the Executive Session commenced at approximately 6:11 p.m.

FIFTH ORDER OF BUSINESS

Termination of Executive Session/Reconvene Regular Meeting

The Executive Session concluded and the Regular Meeting reconvened at approximately 7:07 p.m.

Ms. Cerbone called the roll. All Supervisors were present in person.

- **Pledge of Allegiance**

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

All present recited the Pledge of Allegiance.

SIXTH 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.)***

This item was presented following the Third Order of Business.

SEVENTH ORDER OF BUSINESS

Consideration of Purchase of Aquatic Chemicals for Fiscal Year 2019/2020 (Piggybacking off of the Competitive Bid Contracts of the South Florida Water Management District and Florida Wildlife Commission)

Mr. Selchan recommended piggybacking off the competitive bid contracts of the South Florida Water Management District (SFWMD) and Florida Wildlife Commission (FWC), which provided the best prices for aquatic weed control chemicals.

On MOTION by Mr. Prudhomme and seconded by Mr. Tornincasa, with all in favor, the piggybacking off the Competitive Bid Contracts of the South Florida Water Management District and Florida Wildlife Commission for the purchase of aquatic chemicals for Fiscal Year 2019/2020, was approved.

EIGHTH ORDER OF BUSINESS

Acceptance of Unaudited Financial Statements as of September 30, 2019

This item was presented following the Third Order of Business.

NINTH ORDER OF BUSINESS

Approval of October 9, 2019 Regular Meeting Minutes

Ms. Cerbone presented the October 9, 2019 Regular Meeting Minutes. All edits submitted to Management were incorporated into the final version; none of those changes were significant.

On MOTION by Mr. Prudhomme and seconded by Mr. Tornincasa, with all in favor, the October 9, 2019 Regular Meeting Minutes, as amended to incorporate all edits previously submitted to Management, were approved.

TENTH ORDER OF BUSINESS

Public Comments

There being no public comments, the next item followed.

ELEVENTH ORDER OF BUSINESS

Supervisors' Communications

Mr. Prudhomme welcomed Mr. Tornincasa back and wished everyone Happy Thanksgiving.

Mr. Tornincasa stated he was happy to be back and praised Cleveland Clinic’s facilities.

Mr. Morera also welcomed Mr. Tornincasa back. The Taste of Coral Springs had another great event. The City Commission elected Mr. Frank Babinec, the current Fire Chief, as the new City Manager, since the current one resigned. He wished everyone Happy Thanksgiving and thanked them for their continued support of the District.

TWELFTH ORDER OF BUSINESS

Staff Reports

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

There being no report, the next item followed.

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

I. Presentation: Monthly Report

a. WOFC Update

b. Proposed Capital Projects

Mr. Rubio stated that the Canal 20-1A improvement project was expected to commence in November, after hurricane season.

Mr. Maguire stated the project could commence as soon as the Board gives approval; resident outreach was almost complete, with the exception of notifying one resident. Items in the right-of-way (ROW) were removed and Bluestream was scheduled to remove three pedestals.

Mr. Rubio stated they were waiting on the field test results for all six WOFC crossings and Phase 2 of the project, comprised of design concepts, costs, etc., would follow.

c. Permit Applications

Five ROW permit applications were reviewed; however, two responses related to aerial crossing requests were pending.

- **Broward County – Wiles Road Improvements from Riverside Drive to University Drive**

Mr. Rubio presented the recommendation letter and stated the project involved widening a section of Wiles Road. The drainage would remain the same, with half draining into this District and the northern half draining into the Coral Springs Improvement District (CSID).

Mr. Morera asked if there was any change to the drainage flowing into the District. Mr. Rubio replied no and stated extra drainage, via a trench, to store 2” to 3” of runoff was being added and being tied into the existing outfall.

On MOTION by Mr. Tornincasa and seconded by Mr. Prudhomme, with all in favor, the Right-of-Way Permit Application, CAS Project No. 15-1826-P22, submitted by Kimley-Horn & Associates and Thompson & Associate, on behalf of Broward County, for the proposed Wiles Road widening and drainage improvements from Riverside Drive to North University Drive, subject to the requirements, specifications and special conditions, as set forth in the CAS recommendation letter dated October 28, 2019, was approved.

Regarding the IBI litigation, Mr. Rubio stated he and Mr. Landis were deposed in October.

Mr. Malefatto provided the following IBI litigation update:

- IBI’s request to continue the case was denied; thereby, the trial docket would commence December 3rd, unless a settlement is reached.
- Calendar Call - November 19th: Mr. Wilson would request setting the trial for the second week of December.

Ms. Cerbone stated, in light of the Executive Session today, this meeting would be continued to Wednesday, November 20, 2019 at 6:00 p.m., rather than it being adjourned.

C. District Engineering Consultant: *John McKune*

Mr. McKune stated he was optimistic about the conclusion of the IBI litigation and looked forward to moving ahead with the upcoming pump station project.

Mr. Malefatto stated a report from Dr. Worth, IBI’s modeling expert, and a settlement figure were due today. Based on the report, the District’s litigation attorneys would make a settlement recommendation. The report would be sent to Mr. McKune for his review.

D. District Field Supervisor: *Cory Selchan*

Mr. Selchan reported the following:

- Little rainfall was received since the last meeting, water levels were holding up.
- Caught up with removing aquatic weeds.
- Fewer resident complaints were received.

Mr. Morera asked about staff retention. Mr. Selchan stated the current staff was keeping up with all the projects, while down two employees. Mr. Tornincasa commended Mr. Selchan for not adding staff yet and still keeping up with projects.

Mr. Tornincasa referred to the recent issues with Roundup® and asked about the safety of the chemicals the District uses. Mr. Selchan stated the District uses only products approved by the federal government and U.S. Environmental Protection Agency (EPA). He and others have used the product for over 20 years and he knew of no one that became ill. Residents that request it would be notified on the day it would be used, so they could avoid going outside.

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

Ms. Cerbone asked for everyone to RSVP to her calendar invitation to the annual holiday luncheon.

I. Discussion/Consideration: Rio-Bak Corporation Recommendation

Discussion ensued regarding whether to ask Rio-Bak for feedback on the WOFC project and whether the District should prepare a letter of recommendation to Rio-Bak, in response to Mr. King's request. The consensus was to advise Rio-Bak that they could list the District as a reference, as it is not a standard practice of the District to provide a recommendation letter.

II. Discussion/Update: General Public Utilization of District Rights-of-Way and Canals for Recreational Purposes

▪ Discussion: Update: to Letter Issued in 2012 to Chief Duncan Foster, City of Coral Springs Police Department

Items 12EII and 12EIV were presented simultaneously.

The consensus was to revise and submit the letter to the existing City of Coral Springs Police Chief, which would allow Officers to remove trespassers utilizing the District ROWs and canals for recreational use, as they were not created for that purpose. Residents recreating behind their personal property would be exempt from the directive.

III. Discussion: Obstructions Removal

Ms. Cerbone noted an increase in requests for Letters of No Objection (LONO) for fence permits, which typically relate to having obstructions in the ROW. Recently, Ms. Stewart, a resident, asked why her neighbors with the same issue were not being told to remove items in the ROW. She explained the current policy. Discussion ensued regarding whether to address all ROW issues, regardless of whether construction is planned in the area, to avoid potential issues

during impending hurricanes. The current condition of Canal A, a hostile relationship with the City, etc., were discussed. The consensus was to keep the existing position, which was to address ROW issues only when new vegetation is planted.

Ms. Cerbone presented Ms. Stewart’s executed Obstruction and Removal Agreement, along with proposals to remove trees behind the residence before issuing a LONO. She recommended awarding the contract to the lowest bidder.

On MOTION by Mr. Tornincasa and seconded by Mr. Prudhomme, with all in favor, authorizing District Staff to award the contract to the lowest bidder, Need Trees Trimmed, Inds (NTTI), for obstruction removal, in the amount of \$1,300, and issuing a Letter of No Objection, was approved.

IV. Discussion: Update: to Letter Issued in 2012 to Chief Duncan Foster, City of Coral Springs Police Department

This item was presented with Item 12EII, simultaneously.

V. NEXT MEETING DATE: December 4, 2019, at 6:30 P.M.

Ms. Cerbone stated Ms. Patty Villaran, of Arthur J. Gallagher, would present the health benefits at the next meeting.

○ QUORUM CHECK

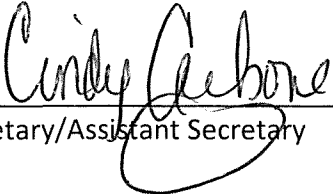
Mr. Morera and Mr. Prudhomme confirmed their attendance at the December 4, 2019 meeting. Mr. Tornincasa could not confirm his attendance.


THIRTEENTH ORDER OF BUSINESS

Adjournment

There being no further business to discuss, the meeting recessed and was continued to November 20, 2019 at 6:00 p.m., at Sartory Hall, located in Mullins Park, 10150 NW 29 St. (Ben Geiger Drive), Coral Springs, Florida 33065.

On MOTION by Mr. Morera and seconded by Mr. Prudhomme, with all in favor, the meeting recessed at 8:08 p.m., and was continued to November 20, 2019 at 6:00 p.m., at Sartory Hall, located in Mullins Park, 10150 NW 29 St. (Ben Geiger Drive), Coral Springs, Florida 33065.


Secretary/Assistant Secretary


President/Vice President