

**MINUTES OF MEETING  
SUNSHINE WATER CONTROL DISTRICT**

The Board of Supervisors of the Sunshine Water Control District held a Regular Meeting on February 12, 2020, 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
Daniel Prudhomme	Vice President
John Tornincasa	Secretary

**Also present were:**

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)
John McKune	Engineering Consultant
Karen Joly	Resident
Donna Hudson	Resident
Dana Adams	Resident

**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**

Ms. Cerbone called the roll. Supervisors Morera and Tornincasa were present, in person. Supervisor Prudhomme was not present at roll call.

**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)*

Resident Karen Joly stated that Mr. Maguire notified residents of the canal project; however, since the completion, her sprinkler system and pump and those of a few surrounding neighbors were not working. She believed the pipes were severed.

**Mr. Prudhomme arrived at the meeting at 6:37 p.m.**

Due to the urgency and Ms. Joly's concern about losing her lawn, Mr. Rubio stated that his Field Representative and the contractor would inspect all of those residences on Monday.

Resident Dana Adams stated that his water pump ran dry for several cycles, which he was unaware of for about a week.

**FIFTH ORDER OF BUSINESS**

**Acceptance of Unaudited Financial Statements as of December 31, 2019**

Ms. Cerbone presented the Unaudited Financial Statements as of December 31, 2019. There were no new updates from The Federal Emergency Management Agency (FEMA).

**On MOTION by Mr. Tornincasa and seconded by Mr. Prudhomme, with all in favor, the Unaudited Financial Statements as of December 31, 2019, were accepted.**

**SIXTH ORDER OF BUSINESS**

**Approval of January 8, 2020 Regular Meeting Minutes**

Ms. Cerbone presented the January 8, 2020 Regular Meeting Minutes.

**On MOTION by Mr. Prudhomme and seconded by Mr. Tornincasa, with all in favor, the January 8, 2020 Regular Meeting Minutes, as amended to incorporate all edits submitted to Management, were approved.**

**SEVENTH ORDER OF BUSINESS**

**Public Comments**

There being no public comments, the next item followed.

**EIGHTH ORDER OF BUSINESS**

**Supervisors' Communications**

Mr. Prudhomme stated he was glad to see Mr. Tornincasa well enough to attend the meeting and he apologized for being late.

Mr. Tornincasa thanked everyone for the gift basket and stated that he planned to resign as Supervisor. Ms. Cerbone asked him to stay until his term expires in March, allowing time to find a candidate. Mr. Prudhomme suggested asking Mr. Maguire to consider filling the seat; he would contact Mr. Maguire and advise the District Manager of his answer.

Mr. Morera acknowledged that it would be the second anniversary of the Marjory Stoneman Douglas High School tragedy.

Ms. Cerbone relayed Mr. Selchan's appreciation for the love and prayers going out to his family.

**NINTH ORDER OF BUSINESS**

**Staff Reports**

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

Mr. Malefatto thanked Mr. Tornincasa for his service.

Mr. Malefatto presented the final version of the IBI Settlement Agreement and reviewed Paragraph 18, related to the Non-Disparagement clause. If asked, he advised everyone not to disclose anything outside of public records and to say nothing further than that the case settled and the settlement amount.

Mr. Morera expressed his concern about the clause preventing Staff from speaking on factual items, as it relates to the issue that occurred, since it was discussed in full in public meetings. He asked what the repercussions would be for current or former staff if a disparaging conversation got back to them. Mr. Malefatto stated that defendants would first need to prove they were damaged by a statement but it was better to not discuss anything. Discussion ensued regarding the clause, fees and costs, allocating settlement funds, etc.

Mr. Morera asked for the addition of verbiage to the clause stating “that it does not apply to those no longer affiliated with the District”.

**On MOTION by Mr. Tornincasa and seconded by Mr. Prudhomme, with Mr. Tornincasa and Mr. Prudhomme in favor and Mr. Morera dissenting, the Settlement Agreement and Release Documents, and authorizing the Chair to execute documents, was approved. [Motion passed 2-1]**

Mr. Malefatto stated that the proposed House Bill 1115, filed by Representative Daly, to change the method of electing Supervisors for Special Districts most likely would not pass; however, there were a few more weeks left in the current session.

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

**I. Presentation: Monthly Report**

**a. Proposed Capital Projects**

Mr. Rubio reported the following:

- Canal 20-1A improvement construction project and as-builts were completed.
- Irrigation pump replacement at 2570 NW 112<sup>th</sup> Avenue: The pump was now working properly. An issue of water gushing by the pool deck area, away from the original work area, was identified.

Ms. Cerbone stated this was Ms. Hudson’s home; she was at the meeting but did not speak. Mr. Rubio stated he would coordinate with Shenandoah Construction to inspect and confirm that the sprinklers and pumps at the residences mentioned during public comments are working properly.

Mr. Morera stated that he toured the Canal 20-1A project. He asked for proof of the work that was done and if the scope of work matched the invoice, as he believed certain items were not completed as he expected. Mr. Rubio confirmed that the invoice matched the reduced scope of work; the video and photographs of the project would be provided to the Board. Ms. Cerbone stated that a blanket communication regarding modifications to a capital project being completed between meetings would be sent to the Board. Discussion ensued regarding procedure clarification, whether the contractor or District Engineer is notifying

residents of an upcoming project, are notifications verbal and written and whether residents are instructed to not turn their pumps on during a project.

➤ Radise International Geotechnical Services (Radise) expects to present the Phase 2 design recommendations for all six West Outfall Canal (WOFC) crossings by April.

**b. Permit Applications**

Mr. Rubio stated that the newly revised as-builts from Crown Castle, formerly Fibernet Direct, were verified again to be non-compliant with the approved permit and that no repairs were done. Mr. Malefatto stated that a demand letter requiring all necessary repairs to be made by March 15<sup>th</sup> would be sent tomorrow.

Mr. Rubio presented the following right-of-way (ROW) permits submitted on behalf of MCI Metro Access Transmission Services Corp:

- i. **DraftPros on Behalf of MCI Metro Access Transmission Services Corp. – Segment 6, Sample Road between Sawgrass and Coral Ridge Drive – Canal MM**
- ii. **DraftPros on Behalf of MCI Metro Access Transmission Services Corp. – Segment 8, N.W. 120<sup>th</sup> Avenue between N.W. 41 Street and N.W. 40 Street – Canal 18-1**
- iii. **DraftPros on Behalf of MCI Metro Access Transmission Services Corp. – Segment 9-1, Coral Ridge Drive (South of Wiles Road), Canal RR-A**
- iv. **DraftPros on Behalf of MCI Metro Access Transmission Services Corp. – Segment 9-2, Coral Ridge Drive, Canal NN**
- v. **DraftPros on Behalf of MCI Metro Access Transmission Services Corp. – Segment 14, Sample Road East of Coral Hills Drive, Sample Road East of N.W. 101 Avenue and Coral Springs Drive South of N.W. 41 Street - Canals M, P & U**

On MOTION by Mr. Prudhomme and seconded by Mr. Tornincasa, with all in favor, the DraftPros Right-of-Way Permit Applications, submitted on behalf of MCI Metro Access Transmission Services Corp, for Canal MM, Canal 18-1, Canal RR-A, Canal NN and Canals M, P & U, subject to the special conditions, as set forth in the CAS recommendations letters dated January 17, 2020, were approved.

- vi. **Re-Plat Exemption Request – Paul E. Brewer & Associates, Inc –  
Between Lots 12 and 13, Block A, Greater Coral Springs Research  
& Development Park Addition**

On MOTION by Mr. Tornincasa and seconded by Mr. Prudhomme, with all in favor, the Re-Plat Exemption Request for between Lots 12 and 13, Block A, Greater Coral Springs Research & Development Park Addition, submitted by Paul E. Brewer & Associates, Inc, subject to the conditions, as set forth in the CAS recommendations letters dated February 5, 2020, was approved.

- C. **Update: Crown Castle As-Built and Potential Repairs**  
This item was presented during Item 9B1b.
- D. **Discussion/Consideration: Change Order from Shenandoah Construction for Irrigation Pump Replacement, 2570 NW 112 Avenue (Canal 20-1A)**  
This item was presented during item 9B1a.
- E. **District Engineering Consultant: *John McKune***  
There being no report, the next item followed.
- F. **District Field Supervisor: *Cory Selchan***  
There being no report, the next item followed.
- G. **District Manager: *Wrathell, Hunt & Associates, LLC***  
Ms. Cerbone stated that Mr. Selchan’s team was very supportive during his absence, which is a good indication of his leadership. She introduced WHA’s new District Manager, Mr. Daniel Rom.

- **NEXT MEETING DATE: March 17, 2020, immediately following Landowners' Meeting at 6:30 P.M., at La Quinta Inn & Suites Coral Springs, 3701 N. University Drive, Coral Springs, Florida 33065**

The Landowners' Meeting, immediately followed by the Regular Meeting, will be held on March 17, 2020, instead of March 11, 2020.

Ms. Cerbone suggested Supervisors collect proxies to cast votes at the Landowners' Meeting and seek candidates interested in running. Mr. Tornincasa stated that, if no one qualifies for his Seat he would run to prevent the Governor from having to designate someone.

Ms. Cerbone and others recognized Mr. Tornincasa's service to the District.

- **Quorum Check**

All Supervisors confirmed their attendance, in person, at the March 17, 2020 meeting.

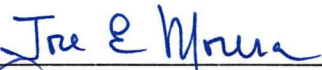
**TENTH ORDER OF BUSINESS**

**Adjournment**

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

[SIGNATURES APPEAR ON THE FOLLOWING PAGE]

  
\_\_\_\_\_  
Secretary/Assistant Secretary

  
\_\_\_\_\_  
President/Vice President