

**MINUTES OF MEETING
SUNSHINE WATER CONTROL DISTRICT**

The Board of Supervisors of the Sunshine Water Control District held a Regular Meeting on July 12, 2023 at 6:30 p.m. at the La Quinta Inn & Suites, 3701 N. University Drive, Coral Springs, Florida 33065.

Present were:

Joe Morera	President
Ivan Ortiz (via telephone)	Vice President
Carol Smith	Secretary

Also present were:

Jamie Sanchez	District Manager
Al Malefatto	District Counsel
Chris Lyons	Lewis, Longman & Walker, P.A.
Orlando Rubio	District Engineer
Cory Selchan	Field Superintendent
Tony Grau	Grau & Associates
Ron Foertmeyer	Member of the public

FIRST ORDER OF BUSINESS

Call to Order

Mr. Morera called the meeting to order at 6:30 p.m. Supervisors Morera and Smith were present, in person. Supervisor Ortiz attended via telephone.

SECOND ORDER OF BUSINESS

Roll Call

All Supervisors were 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.)**

There were no public comments.

FIFTH ORDER OF BUSINESS

Consideration of 401(A) Related Matters

Ms. Sanchez stated there is nothing to consider; the Committee Meeting was informational.

- **Staff Reports - District Engineer – Presentation: Monthly Engineer’s Report**

This item, previously Item 13BI, was presented out of order.

Mr. Rubio presented the Monthly Engineer’s Report. He discussed the electrical repairs at Pump Stations 1 and 2 and presented Change Order #3, in the amount of \$27,570. Mr. Selchan stated he requested the Change Order items from the vendors and asked the Board to consider Change Order #3 to improve and update the Pump Stations.

On MOTION by Ms. Smith and seconded by Mr. Ortiz, with all in favor, Change Order #3, in the amount of \$27,570, was approved.

- **Presentation of Audited Financial Report for the Fiscal Year Ended September 30, 2022, Prepared by Grau & Associates**

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

Mr. Grau presented the Audited Financial Report for the Fiscal Year Ended September 30, 2022 and noted the pertinent information. There were no findings, recommendations, deficiencies on internal control or instances of non-compliance; it was a clean audit.

Discussion ensued regarding cash reserves, current interest rate and District projects.

Mr. Grau left the meeting.

- **Consideration of Resolution 2023-05, Hereby Accepting the Audited Financial Report for the Fiscal Year Ended September 30, 2022**

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

Ms. Sanchez presented Resolution 2023-05.

On MOTION by Ms. Smith and seconded by Mr. Ortiz, with all in favor, Resolution 2023-05, Hereby Accepting the Audited Financial Report for the Fiscal Year Ended September 30, 2022, was adopted.

SIXTH ORDER OF BUSINESS

Consideration of Quotes for District Access at 9725 NW 36 Manor

Mr. Selchan recapped that the resident at 9725 NW 36 Manor wants to enclose his property; however, the District uses the area to launch a boat to spray the canals. The resident offered to allow the District to access the property if it pays for a gate. Mr. Selchan presented a \$1,700 proposal from Extreme Fence to install a gate to enable continued access to the canals.

On MOTION by Ms. Smith and seconded by Mr. Ortiz, with all in favor, the Extreme Fence proposal, in the amount of \$1,700, was approved.

SEVENTH ORDER OF BUSINESS

Consideration of Resolution 2023-04, Designating Dates, Times and Locations for Regular Meetings of the Board of Supervisors of the District for Fiscal Year 2023/2024 and Providing for an Effective Date

Ms. Sanchez presented Resolution 2023-04.

Discussion ensued regarding the February 14, 2024 Regular Meeting, the March 13, 2024 Landowners' Meeting, the election cycle, attracting qualified candidates, educating potential candidates on the aspects of the Sunshine Water Control District (SWCD), advertising, the Supervisor of Elections (SOE), the budget and the District's website.

Ms. Sanchez will email the Board and Staff to find out if February 15, 2024 or February 21, 2024 works best for everyone. The Resolution with the revised date will be brought back.

Mr. Malefatto will email the District's Statutes to Supervisor Smith. Ms. Sanchez and Mr. Malefatto will coordinate to discuss options on how best to educate potential candidates and provide an update at the next meeting.

On MOTION by Ms. Smith and seconded by Mr. Ortiz, with all in favor, Resolution 2023-04, Designating Dates, Times and Locations for Regular Meetings of the Board of Supervisors of the District for Fiscal Year 2023/2024 and Providing for an Effective Date, was adopted.

EIGHTH ORDER OF BUSINESS

Presentation of Audited Financial Report for the Fiscal Year Ended September 30, 2022, Prepared by Grau & Associates

This item was presented following the Fifth Order of Business.

NINTH ORDER OF BUSINESS

Consideration of Resolution 2023-05, Hereby Accepting the Audited Financial Report for the Fiscal Year Ended September 30, 2022

This item was presented following the Fifth Order of Business.

TENTH ORDER OF BUSINESS

Acceptance of Unaudited Financial Statements as of May 31, 2023

On MOTION by Ms. Smith and seconded by Mr. Ortiz, with all in favor, the Unaudited Financial Statements as of May 31, 2023, were accepted.

ELEVENTH ORDER OF BUSINESS

Approval of May 10, 2023 Regular Meeting Minutes

On MOTION by Ms. Smith and seconded by Mr. Ortiz, with all in favor, the May 10, 2023 Regular Meeting Minutes, as presented, were approved.

TWELFTH ORDER OF BUSINESS

Supervisors' Communications

Ms. Smith stated she would like to make sure everything runs as smoothly as it has and will continue with future changes in Board memberships.

Mr. Ortiz thanked his fellow Board Members and Staff for their dedication and diligence.

Mr. Morera stated the SWCD celebrated its 60th anniversary on July 10, 2023. The District was established at the same time as the City of Coral Springs. He thanked Staff for their hard work and hoped the District would continue to run smoothly despite future changes.

Ms. Smith suggested including the 60th anniversary on the District's website. Mr. Malefatto stated, because of the Americans with Disabilities Act (ADA) requirement for websites, it is best to only include essential information on the website.

THIRTEENTH ORDER OF BUSINESS

Staff Reports

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

Mr. Malefatto issued a reminder that, under the Sunshine Law, Board Members are restricted from communicating with each other outside of Board Meetings, including sending emails and texting.

Mr. Lyon stated that he specializes in legislative work, handles local bills for Special Districts and successfully re-enacted this District in a special session in Tallahassee. Mr. Lyon stated, moving forward, he wants to continue working with the District and proposed a monitoring contract whereby he would monitor anything involving Special Districts, water, Delegation Meetings for local bills and drainage grants from the State. Mr. Malefatto noted that, when the Fiscal Year 2024 proposed budget was approved, an amount was set aside for legislative work. Mr. Morera stated the Board will consider Mr. Lyon’s proposal.

B. District Engineer: Craig A. Smith & Associates

I. Presentation: Monthly Engineer’s Report

This item was presented following the Fifth Order of Business.

II. Consideration of CAS Proposal No. 3681B for NW 123rd Avenue Control Structure Modification at Canal “LL”

Discussion ensued regarding the pump stations, Phase 2B additional work, South Florida Water Management District (SFWMD), geotechnical issues and Radise International.

Mr. Rubio presented CAS Proposal No. 3681B for NW 123rd Avenue Control Structure Modification at Canal “LL”.

On MOTION by Ms. Smith and seconded by Mr. Ortiz, with all in favor, CAS Proposal No. 3681B, for surveying, engineering design, permitting, bidding and engineering services during construction for the NW 123rd Avenue Control Structure Modification at Canal “LL”, in the amount of \$52,165, was approved.

III. Permit Application(s)

Mr. Rubio presented the following:

- **Comcast [Directional Bore Installation of Fiber Optic Cable]**

On MOTION by Ms. Smith and seconded by Mr. Ortiz, with all in favor, the ROW permit application for the Comcast Directional Bore Installation of Fiber Optic Cable, consisting of 200 FL of 2" HDPE Conduit under the East Outfall Canal at the Atlantic Boulevard Bridge, subject to the Special Conditions set forth in the May 30, 2023 recommendation letter, was approved.

- Broward County Board of County Commissioners (BCBOCC) [Bridge Deck Repair]

On MOTION by Ms. Smith and seconded by Mr. Ortiz, with all in favor, the ROW permit application for Bridge Deck Repair at Riverside Drive Bridge, submitted by FG Construction Services, LLC on behalf of the Broward County Board of County Commissioners, subject to the Special Conditions set forth in the May 31, 2023 recommendation letter, was approved.

- Foundry Commercial Acquisitions, LLC [Industrial Development]

On MOTION by Mr. Ortiz and seconded by Ms. Smith, with all in favor, CAS Project No. 08-23-006, the ROW permit application submitted by Langan Engineering on behalf Foundry Commercial Acquisitions, LLC, for the Industrial Trailer Parking & Storage facility adjacent to SWCD Canal "EE", subject to the Special Conditions set forth in the June 26, 2023 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:

- It has been raining daily but passing over very quickly.
- Due to ongoing issues at Pump Station #2, the water levels have been kept low in the West Basin. The East Basin is still not back to its normal elevation of 7.5.
- The University Drive canal project with the City is completed; Rio-Bak did a great job.
- The electrician will address the minor punch list electrical items at the pump stations.
- There were few complaints but most residents are happy with the District's service.
- All ROW obstruction issues with homeowners were resolved.

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

Ms. Sanchez presented the following:

I. Obstructions Removal Agreement Request [10955 NW 40th St.]

On MOTION by Ms. Smith and seconded by Mr. Ortiz, with all in favor, the Obstruction Removal Agreement – Option 2, with Maritza Meneses, of 10955 NW 40th Street, to remove vegetation, in the amount of \$2,000, was approved.

II. Obstructions Removal Agreement Request [10560 NW 41st St.]

On MOTION by Ms. Smith and seconded by Mr. Ortiz, with all in favor, the Option 2 Obstructions Removal Agreement with Andrea Fails and Moglie Ezene for vegetation removal at 10560 NW 41st Street, by Just Call James, in the amount of \$9,750, was approved.

▪ Obstructions Removal Agreement Request [7505 NW 40th Place]

This item was an addition to the agenda.

Ms. Sanchez stated the homeowner brought the Agreement to the meeting.

On MOTION by Ms. Smith and seconded by Mr. Ortiz, with all in favor, the Option 2 Obstructions Removal Agreement with the homeowner at 7505 NW 40th Place, in a not-to-exceed amount of \$7,500, was approved.

III. NEXT MEETING DATE: August 9, 2023 at 6:30 PM

○ QUORUM CHECK

The next meeting will be held on August 9, 2023 at 6:30 p.m., at Sartory Hall.

FOURTEENTH ORDER OF BUSINESS

Public Comments

No members of the public spoke.

FIFTEENTH ORDER OF BUSINESS

Adjournment

The meeting adjourned at 8:57 p.m.


Secretary/Assistant Secretary


President/Vice President