

**SOUTH BROWARD DRAINAGE DISTRICT
BOARD OF SUPERVISORS MEETING
****AMENDED AGENDA****
THURSDAY, MARCH 29, 2007**

(NOTE: BOARD MEMBERS, PLEASE TURN YOUR MICROPHONES ON)

- 01. CALL TO ORDER/PLEDGE OF ALLEGIANCE
- 02. PUBLIC COMMENT
- 03. APPROVAL OF FEBRUARY 22, 2007, BOARD MEETING MINUTES
- 04. DIRECTOR'S REPORT:
 - A. VACATIONS/QUIT-CLAIM/DEDICATIONS
 - 1. PANAVELIL SURFACE-WATER MANAGEMENT AREA VACATION
 - 2. IVY SURFACE-WATER MANAGEMENT AREA VACATION
 - 3. RIVIERA SURFACE-WATER MANAGEMENT AREA VACATION
 - B. PEMBROKE PINES/CANAL-CLEANING REQUEST
 - C. FEMA UPDATE
 - D. ADOPT-A-CANAL PROGRAM
 - E. OPERATION & MAINTENANCE PERMITS/FEE
 - F. BIDS:
 - 1. TREE REMOVAL
 - 2. VEHICLE (FORD ESCAPE)
 - G. WATER-CONSERVATION PROCLAMATION
 - H. OTHER

05. LEGAL FEES/JOHN EASTMAN

- 06. ATTORNEY'S REPORT:
 - A. FISIKELLI EASEMENT AGREEMENT/RESOLUTION #2007-05
 - B. REVISED TREES-IN-EASEMENT AGREEMENT/RESOLUTION #2007-06
 - C. SWR FIRE-STATION INDEMNIFICATION-AGREEMENT/RESOLUTION #2007-07
 - D. ALTERNATIVE TAX-METHOD ANALYSIS REPORT
 - E. LEGISLATION UPDATE
 - F. OTHER

07. APPROVAL OF LEGAL BILLS

08. BOARD MEMBERS QUESTIONS/COMMENTS

09. OTHER

10. MEETING DATES:

- A. BOARD OF SUPERVISORS MEETING - THURSDAY, APRIL 26, 2007, 9:30 A.M.,
- B. MANAGEMENT COMMITTEE MEETING - SET DATE

11. ADJOURNMENT

ANYONE WISHING TO APPEAL ANY DECISION MADE BY THE BOARD WITH RESPECT TO ANY MATTER CONSIDERED AT SUCH HEARING/MEETING MAY NEED A RECORD OF THE PROCEEDINGS AND FOR SUCH PURPOSE MAY WISH TO INSURE THAT A VERBATIM RECORD IS MADE, WHICH RECORD IS TO BE USED FOR TESTIMONY AND EVIDENCE UPON WHICH AN APPEAL WOULD BE BASED. IN ACCORDANCE W/THE AMERICANS W/DISABILITIES ACT AND FLORIDA STATUTE 286.26, PERSONS W/DISABILITIES NEEDING SPECIAL ACCOMMODATION TO PARTICIPATE IN THIS PROCEEDING SHOULD CONTACT THE DISTRICT AT (954) 680-3337 AT LEAST 48 HOURS PRIOR TO THE PROCEEDINGS FOR ASSISTANCE.

**SOUTH BROWARD DRAINAGE DISTRICT
GOVERNING BOARD MEETING MINUTES
MARCH 29, 2007**

Present:

Jack McCluskey, President
Scott Hodges, Vice President
Carl J. Lanke, Treasurer
James Ryan, Secretary
John Eastman, Supervisor

Robert E. Goggin, Supervisor
Leo M. Schwartzberg, District Director
Douglas R. Bell, Legal Counsel
Joann Long, Recording Secretary
General Public - See Attached List

01. Call to Order/Pledge of Allegiance

Meeting called to order at 9:40 A.M. followed by the Pledge of Allegiance.

02. Public Comment(s) - None

03. Meeting Minutes - (A) February 22, 2007, Board meeting minutes approved unanimously as corrected (page 2, item #10, paragraph 2, "Tree Removal", Craco Contracting Co. should read "K & R Tree Service") per motion by Mr. Ryan, second by Mr. Hodges.

04. SFWMD/Water-Conservation Proclamation

At the request of SFWMD, SBDD prepared a document proclaiming April as Water-Conservation Month in the hope of stressing to all the great need to save water, The Proclamation document was unanimously approved per motion by Mr. Ryan and second by Mr. Lanke (see attached Proclamation memo).

05. District Director's Report

A. Surface-Water Management Area Vacations

1. Panavelil (16801 S. W. 64 Court, SWR): Motion by Mr. Eastman, second by Mr. Hodges to approve vacation of original surface-water management area which will be replaced in a more-suitable area. Motion approved unanimously.

2. Ivy: Motion by Mr. Hodges, second by Mr. Goggin, to approve vacation of original surface-water area on property in SWR which will be replaced in another acceptable location carried by unanimous vote.

3. Rivera (Parcel B, Slater Plat, SWR): Motion by Mr. Ryan, second by Mr. Hodges to vacate existing surface-water management area and replace in another area on the property approved unanimously.

B. Pembroke Pines City Manager's Request/Canal Cleaning

In reference to Mr. Dodge's request that SBDD include monies in its annual budget for the purpose of cleaning the canals within Pembroke Pines, it was agreed that Mr. Dodge will be notified that no action will be considered on his request until the District's Adopt-A-Canal program has been instituted and sufficient information available to determine if Mr. Dodge's request merits further action. Suggestion also made to consider setting a specific day for cleanup of canals within SBDD.

C. FEMA Update

The FEMA issue appears to be coming along very well. Beck has been doing a great job in this endeavor.

D. Operation & Maintenance Permits

Mr. Schwartzberg suggested imposing a small fee for cost recovery only for the Operations & Maintenance Permit recertifications which are required every 5 years for commercial projects (see attached memo from Mr. Schwartzberg). Motion to approve made by Mr. Lanke, seconded by Mr. Goggin; carried unanimously.

E. Bids/Tree Removal & Hybrid Vehicle (See Attached Memo)

1. Tree Removal - The low bid came in at \$7,000 (under the \$10,000 cap requiring Board approval), no Board action was necessary. The “bidder” is new to SBDD, but referenced were checked; and all were very favorable responses.

2. Hybrid Ford Escape - Motion to purchase one 2008 Ford Hybrid Escape from the low bidder World Ford (\$23,436) made by Mr. Lanke, seconded by Mr. Hodges; carried unanimously.

06. Legal Fees

At the request of Mr. Eastman, discussion on legal fees commenced.

Mr. Lanke noted that most of last year’s legal fees as referenced by Mr. Eastman were beyond the District’s control. Mr. Ryan agreed with Mr. Lanke.

Mr. Eastman remained of the opinion that the District’s legal fees could be reduced considerably. Mr. Ryan interjected that he does not believe the majority of the Board members want amateurs doing work which would still have to be verified by Mr. Bell before it could be accepted.

Mr. Goggin doesn’t understand why this legal-counsel issue continues to be brought up, as all Board member, with the exception of Mr. Eastman, agree that Mr. Bell is an excellent attorney doing the necessary legal work which is extremely important.

Mrs. Vicki Minnaugh, a member of the public and former SBDD Supervisor, agreed that SBDD will not be able to get someone to come in for less than the amount charged by Mr. Bell.

Mr. McCluskey, like Mr. Goggin and others on the Board, does not see any point in continuing to pursue this issue.

07. Attorney’s Report

A. Fisikelli: In reference to Resolution #2007-05 and accompanying Resolution #2007-05. Mr. Schwartzberg would like to provide a copy of the agreement to Mr. Fisikelli before completing the Resolution for presentation to the Board for action. All agreed.

B. The revised Trees-In-Easements Agreement and Resolution #2007-06 was deferred until the next Board meeting.

C. SWR Fire-Station Indemnification-Agreement Resolution #2007-07 will be provided to the Town for its review prior to submittal to the Board for approval.

D. Alternative Tax-Method : Messrs. Schwartzberg and Bell have been working to come up with 63 new sub-districts for the proposed new taxing method.

E. SBDD Legislation (proposed) is moving along on target with no objections as yet. The overall water-shed district doesn’t appear likely to be approved. There are other bills that have been submitted re: water districts, but none seem likely to affect SBDD.

08. **Legal Bills**

Mr. Ryan moved for approval of all legal bills, including reimbursables, as submitted. Motion seconded by Mr. Lanke and carried by unanimous voice vote.

09. **FEMA**

If FEMA responds to the District's request(s), 87.5% to 95.0% of the erosion-restoration costs, including engineering, legal and surveying, will be reimbursed (unless they change their rules to provide higher reimbursement).

10. **Capital Expenses**

There are no known or anticipated upcoming capital expenditures in the near future to the best of Mr. Schwartzberg's knowledge.

11. **District Tour**

Mr. McCluskey would like to set up a tour for all new legislative representatives. Mr. Schwartzberg noted that this will be done after the current legislative session is over.

12. **Erosion Legal Fees**

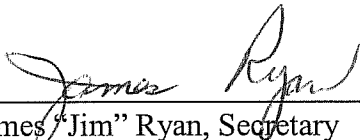
A portion of the legal fees for legal work done prior to the commencement of the erosion-restoration on work was assessed to the applicable property owners on the 2006 property-tax bill. Mr. Bell questioned if the Board was in favor of doing this again for the 2007 tax-roll billing. All agreed that should be done after we know for sure what FEMA is going to pay.

13. **Meeting Dates**

The next Board Meeting will be held on Thursday, April 26, 2007, 9:30 A.M.

A Management Committee will be held on Monday, April 16th, at 4:00 P.M., if needed.

14. **Adjournment at 11:10 A.M.**



James "Jim" Ryan, Secretary
South Broward Drainage District

/jl

Proclamation

THE SOUTH BROWARD DRAINAGE DISTRICT SOUTHWEST RANCHES, FLORIDA March 29, 2007

WHEREAS, water is a basic and essential need of every living creature; and

WHEREAS, the State of Florida, Water Management Districts and The South Broward Drainage District are working together to increase awareness about the importance of water conservation; and

WHEREAS, the South Broward Drainage District acknowledges that water conservation is an effective and efficient method to preserve our water supplies and can be tailored to local conditions and water users; and

WHEREAS, The South Broward Drainage District and the State of Florida have designated April, typically a dry month when water demands are most acute, Florida's Water Conservation Month, to educate citizens about how they can help save Florida's precious water resources; and

WHEREAS, the South Broward Drainage District has always encouraged and supported water conservation, through various educational programs and special events; and

WHEREAS, every business, industry, school and citizen can make a difference when it comes to conserving water; and

WHEREAS, every business, industry, school and citizen can help by saving water and thus promote a healthy economy and community;

NOW, THEREFORE, be it resolved that the Board of Supervisors of the South Broward Drainage District does hereby proclaim the month of April as

Water Conservation Month

The South Broward Drainage District is calling upon each citizen and business to help protect our precious resource by practicing water saving measures and becoming more aware of the need to save water.