

**SOUTH BROWARD DRAINAGE DISTRICT  
BOARD OF SUPERVISORS MEETING**

**\*\*\*9:30 A.M.\*\*\***

**AGENDA**

**THURSDAY, MAY 26, 2005**

01. CALL TO ORDER/PLEDGE OF ALLEGIANCE
02. PUBLIC COMMENT
03. APPROVALS:
  - A. APRIL 28, 2005, BOARD OF SUPERVISORS MEETING MINUTES
  - B. MAY 16, 2005, MANAGEMENT COMMITTEE MINUTES
04. BASINS S-9/S-10 PHASE II STORMWATER-IMPROVEMENT PROJECT  
CONSULTANT NEGOTIATION - STAFF REPORT
05. PASADENA APARTMENTS ACCESS EASEMENT MODIFICATION PROJECT -  
DISCUSSION
06. VACATION OF DRAINAGE EASEMENT IN SUNSET FALLS - DISCUSSION/  
APPROVAL
07. HURRICANE SEASON 2005 - HURRICANE PREPAREDNESS MANUAL
08. FINANCE/BUDGET COMMITTEE - DISCUSSION
09. GENERAL FUND BUDGET 2005-06 - DISCUSSION
10. LOCAL LEGISLATIVE BILL/AD VALOREM TAX - UPDATE
11. B-5 PUMP STATION (SMITTY'S @ 10001 N. W. 2<sup>ND</sup> STREET, PEMBROKE PINES)  
PROPERTY MAINTENANCE - DISCUSSION
12. OTHER NEW BUSINESS:
13. OLD BUSINESS:
  - A. PUBLIC FACILITIES REPORT - UPDATE
  - B. S. W. 178<sup>TH</sup> AVENUE DRAINAGE PROJECT/TOWN OF SWR & SBDD -  
DISCUSSION - UPDATE
  - C. OTHER
14. APPROVAL OF LEGAL FEES
15. MEETING DATES:
  - A. BOARD MEETING, THURSDAY, JUNE 30, 2005
  - B. SCHEDULE MANAGEMENT COMMITTEE MEETING
16. 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**

**Board of Supervisors**

**Meeting Minutes**

**May 26, 2005**

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**9:30 A.M. BOARD OF SUPERVISORS MEETING CALLED TO ORDER**

**PRESENT**

President Tom Gill, Vice President Vicki Minnaugh, Secretary Jack McCluskey, Supervisor John Eastman, Supervisor Scott Hodges, District Director Neil Kalin, Assistant District Director/Engineer Leo Schwartzberg, District Legal Counsel Douglas Bell, Recording Secretary Joann Long, CG&A Engineer Shahin Hekmat. General Public: Bill Busutil, Mecca Fink, David Wilson, Diana Hansen, Don Vance, Werner Vaughn, Fidel & Rosalba Farias, Jim Ryan, Joel Goldfarb, Doug Peterson, John Canada

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited after the call to order.

**PUBLIC COMMENT**

(A) SWR staff members John Canada and Bill Busutil briefly explained information included in a written handout (copy attached) on the progress of the Town Hall complex project. This information included three funding options for the project. The Town reps would like to provide further information, including a time frame for completion of the project, at the District's June 30<sup>th</sup> Board meeting to which the Board was amenable.

(B) Mr. Don Vance presented a verbal/written request for public records. Mr. Kalin explained how such requests are handled. He added that he will be out of the Country as of this afternoon and returning June 3<sup>rd</sup>, at which time he will address Mr. Vance's request.

**MINUTES**

(A) Motion to approve the April 28, 2005, Board meeting minutes as submitted made by Mrs. Minnaugh, seconded by Mr. Hodges. Motion amended to include the following corrections: (1) Page 3, Item #09, paragraph 2, line 3, delete the last word "real"; (2) Page 6, first full paragraph, line 5, add the words "questioned if" before last word "his". Motion approved by a unanimous vote.

(B) The Management Committee meeting minutes were unavailable at this time. Mr. McCluskey moved to table. Mrs. Minnaugh seconded the motion which carried by a unanimous vote.

**PRESENTATIONS**

**SOUTHWEST RANCHES SOUTHWEST 178<sup>TH</sup> AVENUE DRAINAGE PROJECT**

Mr. Schwartzberg explained the Town's drainage-improvement project on 178<sup>th</sup> Avenue which requires the replacement of a 36" culvert adjacent to Mathers Boulevard. To benefit both the Town and SBDD, the replacement culvert should be upsized to a 48" pipe; and the Town is requesting that SBDD pay the cost difference between the two pipes (first estimate, \$32,000). Mr. Kalin added that only the actual cost difference would be reimbursed; and he felt the cost would be more in the area of \$20,000, as did Mr. Werner Vaughn who noted the exact cost would be a part of the contract. After further discus-

sion, Mrs. Minnaugh moved that the District participate in an amount not to exceed the sum of \$20,000 (to be less if the actual differential cost is less). Motion seconded by Mr. McCluskey and carried by a unanimous vote.

#### **BASINS S-9/S-10 PHASE II STORMWATER-IMPROVEMENT PROJECT CONSULTANT NEGOTIATIONS**

A proposal has been received from Craven, Thompson & Associates, Inc., in an amount of approximately \$17,000, to review the balance of the referenced project re: cost vs benefits. The proposal includes two items that may not be necessary which would reduce the overall cost, one of those items being additional modeling about which there were two different opinions. The strongest position was that the District wanted an opinion as to whether or not the cost for the Phase II would exceed the benefits, this based on information available upon completion of Phase I (and as anticipated during the original planning of the overall project).

After lengthy discussion, Mr. McCluskey moved for approval of Sections 1.1, 1.2 as presented and 1.4 (1.4 not to exceed \$1,000) of the proposal. Motion seconded by Mrs. Minnaugh and carried unanimously.

#### **PASADENA APARTMENTS ACCESS EASEMENT MODIFICATION**

The property representative has asked that this be withdrawn at this time, as all needed information is not yet available. The City of Pembroke Pines has no problem with this request provided it is signed by the mortgage holder and the District prior to presentation. Per motion by Mrs. Minnaugh, second by Mr. McCluskey and carried unanimously, the item was tabled.

#### **SUNSET FALLS DRAINAGE EASEMENT VACATION**

The existing easement was obtained prior to the platting of the property. The property is now being platted, and the District has been asked to vacate the "original" easement and replace it in another suitable area once the plat is recorded. Precautions are being taken to insure the District is fully protected re: easements in the event the plat is never recorded. Mrs. Minnaugh moved for approval of the vacation request as submitted. Mr. McCluskey seconded the motion which carried by a unanimous vote.

#### **HURRICANE SEASON 2005**

Hurricane season commences June 1<sup>st</sup>. Staff has updated the Hurricane Preparedness Manual, and each Board member was provided with a copy.

Mr. Eastman asked about preparing an enhanced Board-member contact list which would include e-mail addresses, cell phone numbers, etc. It was noted this cannot be done due to the Sunshine Law which makes no provisions for emergencies, etc.

#### **FINANCE/BUDGET COMMITTEE/GENERAL FUND BUDGET 2005-06**

Mr. Zimmerman had previously discussed having a Finance/Budget Committee. Messrs. McCluskey, Hodges and Eastman requested to be on this Committee with Mr. Zimmerman. Mr. Kalin will also participate on the Committee. Mrs. Minnaugh moved that a Finance/Budget Committee be formed/approved. The motion seconded by Mr. McCluskey and carried by a unanimous vote.

A draft budget for FYE September 30, 2006, will be available for the Finance/Budget Committee who will meet for a short time after the next Management Committee meeting.

## **LOCAL LEGISLATIVE BILL/AD VALOREM TAX**

There was no update on this issue. Mr. McCluskey did speak with Senator Nan Rich who requested property-billing samples which include addresses. Mr. Bell will provide that from available information.

## **B-5 PUMP STATION (SMITTY'S) PROPERTY MAINTENANCE**

Mr. Kalin requested this item be tabled until additional information is available. (This Pump Station is located at 10001 Northwest 2<sup>nd</sup> Street, Pembroke Pines.) Mrs. Minnaugh moved for approval of Mr. Kalin's "table" request. Motion seconded by Mr. McCluskey and carried by unanimous vote.

## **EASEMENTS/SURFACE-WATER MANAGEMENT AREAS**

Mr. Eastman felt the easement issue has been a problem with many SWR property owners and suggested other options such as deed restrictions, covenants, etc. be considered, as the property owners do not want the District's name on any document. Mr. Bell noted that anything not recorded is worthless to SBDD. While Mr. Eastman referred strictly to easements, Mr. Bell felt the surface-water management areas have caused no problems; and the District has always made adjustments in easement areas for those property owners who wanted to change the development of their property. Mr. Schwartzberg added that recorded defined areas are a "must".

Discussion ensued on surface-water management area "credits" for those properties abutting a canal/water body. While Mr. Eastman could be eligible for such a credit, the Farias property would not as the District does not have the right to give credit for anything on Mathers Boulevard/Sheridan Street.

## **PUBLIC FACILITY REPORT**

The final draft (except for two legal descriptions) of this document was delivered this A.M. Board members will be provided a copy of same ASAP.

## **LEGAL-FEE REIMBURSEMENT/CITY OF PEMBROKE PINES**

The City of Pembroke Pines has provided a reimbursement of \$1,072 for legal fees incurred by the District on behalf of a lawsuit in which the District was incorrectly included.

## **BASINS S-9/S-10 ASSESSMENT PAYMENT**

A sizeable piece of property within Basins S-9/S-10 has been sold to the City of Pembroke Pines and will now be removed from the tax roll for the special assessment. Thus, the seller will provide approximately \$11,000, to pay off the remaining assessment on said property.

## **DISTRICT MAP/DEDICATED AREAS**

Mr. Zimmerman has been provided with this information via Auto-Cad. To produce this on paper would require a voluminous amount of paper and be very difficult to put together as well as understand.

## **GREEN MEADOWS DRAINAGE ISSUE**

The District is waiting for the Town to come up with a proposed plan of resolution for the drainage problem existing in a specific area of Green Meadows. As of this time, the Town seems to be of the opinion this can be resolved with a swale.

### **LEGAL BILLS**

Mrs. Minnaugh moved for approval of the legal bills as submitted. Motion seconded by Mr. McCluskey. Per a question, the full names were provided of the committees who had meetings which were attended by Mr. Bell (who was requested to attend due to the unavailability of either Mr. Kalin or Mr. Schwartzberg). Mr. Bell added that another drainage district pays 50% of his cost to attend such meetings. A vote on the motion showed it carried by a unanimous vote.

### **WAL-MART**

The Wal-Mart project (Miramar) remains on "hold". Regardless of what happens, Wal-Mart will be responsible for any legal fees incurred on their behalf.

### **MEETING DATES**

(A) The next Board meeting will be on Thursday, June 30, 2005, at 9:30 A.M.

(B) The Management Committee will meet on Tuesday, June 14, 2005, at 4:00 P.M.

**ADJOURN 10:30 A.M.**



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Jack McCluskey, Secretary  
Board of Supervisors