

**SOUTH BROWARD DRAINAGE DISTRICT
BOARD OF SUPERVISORS MEETING
****AGENDA****
THURSDAY, MAY 31, 2007**

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

01. CALL TO ORDER/PLEDGE OF ALLEGIANCE

02. PUBLIC COMMENT

03. APPROVAL OF APRIL 26TH BOARD MEETING MINUTES

04. DIRECTOR'S REPORT:

- A. \$300,000 CBIR EROSION GRANT
- B. FEMA UPDATE
- C. BIDS:
 - A. 70-HOUR DEBRIS REMOVAL CONTRACT(S)
 - B. ROLLING OAKS LATERAL
- D. VARIANCES/VACATIONS:
 - 1. HAMILTON
 - 2. MILLS
 - 3. GARCIA
 - 4. REYNOSO
 - 5. GREEN
- E. VACATIONS:
 - 1. MAYO
 - 2. HOWELL
- F. OTHER

05. ATTORNEY'S REPORT:

- A. REVISED TREES-IN-EASEMENT AGREEMENT/RESOLUTION #2007-06
- B. SWR FIRE-STATION INDEMNIFICATION-AGREEMENT/RESOLUTION #2007-08
- C. UPDATE ON ALTERNATIVE TAX METHOD
- D. LEGISLATION UPDATE
- E. SCHEDULE FOR BUDGET HEARINGS
- F. OTHER

06. APPROVAL OF LEGAL BILLS

07. BOARD MEMBERS QUESTIONS/COMMENTS

08. OTHER

09. MEETING DATES:

- A. BOARD OF SUPERVISORS MEETING - THURSDAY, JUNE 28, 2007,
9:30 A.M.,
- B. MANAGEMENT COMMITTEE MEETING - SET DATE

10. 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 PARTI-CIPATE 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
MAY 31, 2007**

Present:

Jack McCluskey, President
Carl J. Lanke, Treasurer
James Ryan, Secretary
John Eastman, Supervisor
Robert E. Goggin, Supervisor

Alanna Mersinger, Supervisor
Leo M. Schwartzberg, District Director
Douglas R. Bell, Legal Counsel
Joann Long, Recording Secretary
General Public (List Attached)

Absent:

Scott Hodges, Vice President

01. CALL TO ORDER/PLEDGE OF ALLEGIANCE

Meeting called to order at 9:30 A.M. followed by the Pledge of Allegiance after which a moment of silent prayer was observed for Mr. Hodges new baby son who remains in the hospital in very serious condition.

02. PUBLIC COMMENT(S) - None

03. MEETING MINUTES

April 26, 2007, Board meeting minutes approved unanimously per motion by Mrs. Mersinger, second by Mr. Goggin.

04. DISTRICT DIRECTOR'S REPORT

A. While the \$1,000,000, **CBIR Erosion Grant request** was reduced to \$300,000, which was approved by the State Legislative body, it was vetoed by the Governor.

B. **FEMA** is processing the first \$452,000, for legal, engineering and surveying projects connected to **Hurricane Wilma erosion**. The balance for Hurricane Wilma projects will be processed in six additional agreements.

C. **70-Hour Post-Storm Debris Removal/Vac Truck** (Copy of LMS Memo Attached)
Motion by Mrs. Mersinger to approve the District Director's recommendation to award 70-hour post-storm vac-truck contracts for culvert cleaning to Shenandoah General Construction Company and Rockline Systems, Inc., as both were in the same price range and capable of doing the work needed in the event of an emergency. Motion amended to include that the contracts be open end re: a time frame. Seconded by Mr. Ryan; carried unanimously.

Motion by Mr. Eastman to approve Innovative Environmental Services contract for 70-hour post-storm debris removal if required, contract to be open ended for work as needed. Second by Mr. Lanke; carried unanimously.

D. **Lateral 4 East Rolling Oaks Canal Excavation Project** (See LMS Memo Attached):
As the low bidder (of three), DRD Enterprises, Inc., was awarded the contract for the required ½ mile of canal-excavation work in Rolling Oaks. No Board action was needed as the \$9,500, cost does not exceed the \$10,000, amount requiring such action.

E. VARIANCES/VACATIONS

1. **Hamilton Variance** - Mr. Ryan moved for approval with the following conditions: (a) there be a restrictive covenant (prepared by Mr. Bell) running with the land whereby the trees over the interconnect would be removed if they were

to pose a problem for the District (b) the culvert be inspected to determine its condition with the property owner to pay the cost unless it is one that the District would be inspecting during its annual inspections (c) property owners to pay all legal fees. Second by Mr. Lanke; carried unanimously. (See attached memo.)

2. **Mills Variance** - Mr. Eastman moved to approve the District Director's recommendation on the Mills variance request. Motion seconded by Mr. Ryan; carried unanimously. (See attached memo.)

3. **Garcia Variance** - Mr. Eastman moved for approval of the District Director's recommendation (see attached memo). Second by Mrs. Mersinger; carried unanimously provided the property owner(s) enter into an indemnification agreement.

4. **Reynoso Variance** - Based on Mr. Schwartzberg's recommendation, Mr. Eastman moved for approval of the Reynoso variance request as submitted. Second by Mr. Goggin; carried unanimously. (See attached memo.)

5. **Green Variance** - Mr. Goggin moved to approve the District Director's recommendation on the Green variance request. Second by Mr. Eastman; carried unanimously.

6. **Mayo Vacation** - Mr. Goggin moved for approval of the original Mayo surface-water management area vacation which will be replaced in another suitable area on the Southwest Ranches property. Second by Mr. Ryan; carried unanimously.

7. **Howell Vacation** - Mrs. Mersinger moved for approval of the original Howell surface-water management area vacation. New surface-water management area(s) have been dedicated by the Howells. Motion seconded by Mr. Ryan; carried unanimously.

05. **ATTORNEY'S REPORT**

A. **Resolution #2007-06/Trees In Easements/Agreement** was unanimously approved per motion by Mrs. Mersinger and second by Mr. Lanke.

B. **Resolution #2007-08/Indemnification Agreement Re: Southwest Ranches Fire Station** was approved unanimously per motion by Mr. Ryan and second by Mr. Lanke.

C. **Alternative Tax-Method Analysis Update** - Additional information provided on units-per-designation and subdistricts (see attached). At the June 28th Board meeting, the first budget draft will be provided.

D. **Legislative Update** - Even though the District's Bill has not as yet been submitted to the governor for his signature, Mr. Bell felt there should be no problem in obtaining the required signature.

There is one area of concern which is the rolling back of property taxes to previous years rates which could have some affect on SBDD.

E. The first **budget hearing** is usually in July at which time the second hearing date would be set. It has also been confirmed that meeting-date information can be included on the TRIM notices if that information is provided to the County by a specific date. All were in agreement that should be done. .

06. **APPROVAL OF LEGAL BILLS**

Legal bills approved unanimously per motion by Mr. Eastman and second by Mr. Lanke. singer.

07. **BOARD MEMBER COMMENTS**

A. Mr. Lanke has reviewed the SBDD **Employee Manual** and felt the Board should consider upgrading some of the benefits and perhaps add others. This will be discussed at the next Management Committee meeting.

B. Mr. Lanke has visited other districts to investigate what they pay their legal counsels and paralegals. After reviewing all information provided, Mr. Lanke felt that SBDD's **legal counsel** is deserving of a **rate increase** as all other districts pay considerably more for that work. This will also be discussed at the next Management Committee meeting.

C. Mrs. Mersinger felt that the District should have a **better showing** in Tallahassee at least for the **Broward Day legislative session**. This another matter for discussion at a Management Committee meeting. This would also be good for the local level.

D. Mr. Ryan felt south Florida could be in big trouble waterwise due to the planned year 2030 completion date for the **Herbert Hoover Dike rehabilitation**. (See attached information.)

E. Per question by Mr. Eastman, any **"left-over" special-assessment monies** could be used for other improvements within the specific basin(s) for which they were collected. Were there to be a great amount of monies remaining, the Board would have to make the decision which could include returning the monies to those who paid.

F. Mr. Eastman noted that based on the items recently vetoed by the Governor, most dealing with water matters, it appears SBDD cannot look to the **State** for any **financial assistance**.

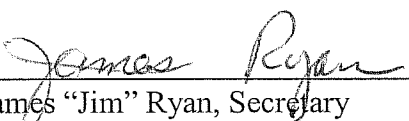
G. When it is known that all Supervisors will be at a meeting, they will be notified in advance in order that all can "dress" to have a **group photo** taken to be used on the SBDD web site.

08. **MEETING DATES**

A. Board of Supervisors meeting - Thursday, June 28, 9:30 A.M.

B. Management Committee - Wednesday, June 13th at 3:00 P.M.

09. **Adjournment at 11:05 A.M.**



James "Jim" Ryan, Secretary
South Broward Drainage District

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