

## AGENDA

SOUTH BROWARD DRAINAGE DISTRICT  
SPECIAL MEETING AND PUBLIC WORKSHOP  
ON BUDGET AND ASSESSMENTS FOR 2009/2010

September 14, 2009

7:00 P.M.

6591 Southwest 160<sup>th</sup> Avenue  
Southwest Ranches, Florida 33331

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1. Convene Special Meeting and Public Workshop.
  2. Call to Order/Pledge of Allegiance.
  3. Open Public Workshop on Budget and Assessments for 2009/2010.
  4. District Chairperson presents:
    - a. The Name of the taxing District is South Broward Drainage District.
    - b. The proposed taxes and assessment rates for fiscal year 2009/2010 are attached as Exhibit "A" to District Resolution N<sup>o</sup> 2009-12.
    - c. The proposed budget for fiscal year 2009/2010 is attached as Exhibit "A" to the District's Resolution N<sup>o</sup> 2009-13.
  5. Questions and comments from Commissioners regarding the proposed taxes and assessment rates for fiscal year 2009/2010.
  6. District Director presents the proposed 2009/2010 fiscal year budget.
  7. Questions and comments from Commissioners regarding proposed budget for fiscal year 2009/2010.
  8. Public discussion and questions on proposed taxes, assessment rates and budget for fiscal year 2009/2010.
  9. District Chairperson closes public discussion.
  10. Additional questions and comments from Commissioners regarding proposed taxes, assessment rates and budget for fiscal year 2009/2010.
  11. District Chairperson announces that final Public Hearing on the budget and assessments for fiscal year 2009/2010 will be held at the District's meeting room at 10:00 A.M. on Thursday, September 24, 2009.
  12. Adjourn Public Workshop.
  13. Continue Special Meeting.
  14. Discussion on proposed revisions/amendments to District Charter.
  15. Other Business.
  16. Adjourn Special Meeting.
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ANY PERSON WISHING TO APPEAL ANY DECISION MADE BY THIS BOARD WITH RESPECT TO ANY MATTER CONSIDERED AT THIS MEETING OR HEARING WILL NEED A RECORD OF THE PROCEEDINGS, AND FOR SUCH PURPOSES, MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED

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**SOUTH BROWARD DRAINAGE DISTRICT  
SPECIAL MEETING AND PUBLIC WORKSHOP  
SEPTEMBER 14, 2009**

**Present:**

Scott Hodges, Chairperson  
Alanna Mersinger, Commissioner  
Thomas Good, Vice Chairperson  
Robert E. Goggin, IV, Secretary  
James Ryan, Treasurer  
Mercedes Santana-Woodall, Commissioner

Vicki Minnaugh, Commissioner  
Leo M. Schwartzberg, District Director  
Douglas R. Bell, Legal Counsel  
Reina Muniz, Recording Secretary  
General Public: None

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**01. CONVENE SPECIAL MEETING AND PUBLIC WORKSHOP**

Special Meeting and Public Workshop on the 2009/2010 Budget were convened at 7:00 P.M., followed by the Pledge of Allegiance.

**02. OPEN PUBLIC WORKSHOP ON BUDGET AND ASSESSMENTS FOR 2009/2010:**

None

**03. DISTRICT CHAIRPERSON PRESENTS :**

- (A) The name of the taxing District is South Broward Drainage District.
- (B) The proposed tax and assessment rates for fiscal year 2009-2010 are attached as Exhibit "A" to District Resolution No. 2009-12.
- (C) The proposed budget for fiscal year 2009-2010 is attached as Exhibit "A" to the District Resolution No. 2009-13.

**04. COMMISSIONERS QUESTIONS/COMMENTS REGARDING PROPOSED TAXES, ASSESSMENT RATES AND BUDGET FOR FISCAL YEAR 2009-2010:**

Commissioner Mersinger said that she would like to keep the Assessment Rate at \$31.00. She expressed her concern regarding Capital Improvement Projects by zone and said that if we take the money back to \$5 or \$6, it would be very short-sighted. She continued by saying that if we do these improvements, we would have to borrow money and if we left it at \$31.00 it would mean we would be in a better position because we would not have to borrow money or pay interest.

Commissioner Ryan reviewed the history of the funding of the interim erosion projects and noted that now the District had a budget that included a \$7 Fund that was originally earmarked to establish an Emergency Fund. The Emergency Fund was established and capped at \$3 million.

Commissioner Ryan said that the District had a surplus of \$10 million. He said that he could not see any government body collecting more money from its residents than exceeds the minimum yearly budget. He continued by saying, we recently hired a lobbyist to act in our behalf in Tallahassee and Washington and suggested to the Commissioners that we reduce the South Broward Drainage District Budget to the minimum assessment level necessary to operate for 2009- 2010.

Commissioner Good discusses the Special Project Fund. He questioned the budget plan and how it shows no payment for Special Projects on it for this year. He asked how we paid for the \$466,000? Mr. Schwartzberg replied from the Assessment on the property owners for Basins 9/10. Mr. Schwartzberg explained that in this year, 2009/10 the homeowners will not be paying any Special Assessments. He asked Mr. Schwartzberg for clarification on the \$2 million dollars that were collected in 2006-07, 2007-08, 2008-09.

Mr. Schwartzberg clarified by explaining where the money came from and how it was used.

Commissioner Good agreed with Commissioner Ryan that if funding was already available and if it could be paid for, that we should only pass a budget that is going to be consistent to meet our Operating and Capital needs.

Commissioner Santana-Woodall agreed with Commissioner Mersinger that while we are in good shape regarding our Capital Improvement projects, we should maintain our funds rather than risk the need to borrow from the cities.

**05. DISTRICT DIRECTOR PRESENTS THE PROPOSED 2009/2010 FISCAL YEAR BUDGET.**

Mr. Schwartzberg discussed that the only thing we were short of money in the budget for was for (4) Blackberries, and in addition to that he increased travel and reinstated \$10,000 of the Appropriation of Fund Balance and took a few hundred dollars from the of the Pump Station Maintenance to balance the budget; he brought it down to \$48,000.

**06. COMMISSIONERS QUESTIONS/COMMENTS REGARDING PROPOSED BUDGET FOR FISCAL YEAR 2009-2010:**

Commissioner Hodges asked Mr. Schwartzberg for some clarification on items 1535 for Calvin Giordano GIS, Legal Special Projects and 1585 Computer Supplies. Mr. Schwartzberg explained what each item entailed.

Commissioner Hodges said that on Repair & Maintenance we should be more active on doing more work in the future. He believes that we should budget more money into these improvements and include Herbicide. Regarding the \$466,000, he wanted to know what money we have in our balance and said that perhaps we should get money from another fund and not a Special Fund.

Commissioner Good reiterated that we should not be adding more money to an already surplus component. He would like the board to consider that if money was available and could be funded, it should not be placed in this year's budget in terms of the Assessment and that it should be appropriated out from other accounts or through stimulus funds.

Commissioner Good stated in closing that he would be in support of substantial increases in the maintenance items that Commissioner Hodges spoke of earlier.

**07. PUBLIC DISCUSSION AND QUESTIONS ON PROPOSED TAXES, ASSESSMENT RATES AND BUDGET FOR FISCAL YEAR 2009/2010:**

None.

**08. DISCUSSION ON PROPOSED REVISIONS/AMENDMENTS TO DISTRICT CHARTER.**

Mr. Bell spoke about adding a provision to place ads, etc. to be accessed by website rather than by newspaper.

He also spoke about a provision for Operation Administrative Tax, Maintenance tax and Annual Installment Tax. He proposes to get rid of Maintenance Tax and combine it with Operation and Administrative Tax to be referred to under one heading.

On the section for Penalties and Enforcing Penalties, he discussed how Central Broward Drainage District has a provision that said, "If anyone willfully otherwise obstructs canals, drainage, ditches, or destroys it" (Mr. Bell said he would add – fails to comply with Districts 5-year Recertification Requirements), that we would have lien rights against their property and that we would have the option of adding it to their tax bill.

He said he would like to add a provision for code enforcement and have the ability to access a fine of \$25 or \$500/day, if they do not comply.

Commissioner Ryan asked who would be the code enforcer? Mr. Bell replied that we would have to hire one; Commissioner Ryan then asked could we use the services of another city. Commissioner Hodges said yes.

Commissioner Goggin wanted to know what our main problem area was and where we might have to use that situation.

Mr. Schwartzberg answered, if the District creates a proper program for dealing with beaches and improvements in easements then we would have to hire a code enforcement officer. He said he and Mr. Kalin had tried unsuccessfully to come up with a way to deal with this issue and without a code enforcement Officer.

Commissioner Goggin thought this might be a problem in areas where there is not an H.O.A involved. He believes there should be more language added in regards to this issue. Mr. Bell replied he'd look into it.

Commissioner Mersinger agreed with having code enforcement because she said that the only time people do comply, is when they want something done on their property.

Mr. Bell said he'll place the changes in it and we can hold another workshop to discuss further.

Commissioner Hodges suggested that people should go to Mr. Schwartzberg with any ideas.

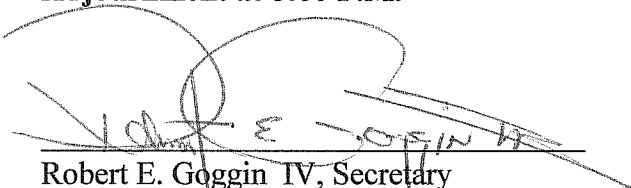
Commissioner Good said that it has come to his attention that it seems we're only in charge of the drainage and he suggested that we should have some language in the Charter regarding that we're just not in charge of drainage, but Public Safety, Health, etc. as well.

Commissioner Hodges suggested that the language in the Charter needed to be written in an unambiguous way.

09. **MEETING DATE:**

The Final Budget and Assessment Meeting for Fiscal Year 2009/2010 will be held at the District's meeting room at 10:00 a.m. on Thursday, September 24, 2009.

**Adjournment at 8:00 P.M.**

  
Robert E. Goggin IV, Secretary

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