

SOUTH BROWARD DRAINAGE DISTRICT

Management Committee

Meeting Minutes

October 11, 2005

4:00 P.M. MANAGEMENT COMMITTEE MEETING CALLED TO ORDER followed by the Pledge of Allegiance.

PRESENT

SBDD: President Tom Gill, Vice President Vicki Minnaugh, Secretary Jack McCluskey, Supervisor Scott Hodges, District Director Leo Schwartzberg, District Legal Counsel Douglas Bell, Recording Secretary Joann Long, CG&A Engineer Shahin Hekmat. SWR: Bob Busch, Diana Hansen, John Canada, Bill Busutil, Joel Goldfarb, Aster Knight, Douglas McKay.

PRESENTATIONS

DEANNEXATION

Mr. Bell prepared Resolution #2005-14 for the deannexation of SBDD headquarters property from Southwest Ranches into Davie as approved at the September 29th Board meeting. This includes a clause that the deannexation would not be effective until the expiration of the Town's lease. The Town Administrator and Board would be amenable provided the deannexation did not take place until after the expiration of their lease.

Mr. Hodges questioned the purpose of the deannexation. Mr. McCluskey provided some of the reasons why he is in favor of this action. He added he has no problem with the deannexation taking place after expiration of the Town's lease. Mr. Gill felt the District's time and efforts could be spent better elsewhere.

Mrs. Minnaugh is tired of the continuing accusations by SWR property owners/residents without any proof, and deannexation would not create any hardship for any person within SBDD boundaries. Mrs. Minnaugh felt it is time to take this action as the situation which has existed with the Town and the District is not going away.

After further discussion, Mr. McCluskey moved for approval of Resolution #2005-14 as submitted. The motion was seconded by Mrs. Minnaugh.

Mr. Busch voiced his opposition to deannexation until SWR leaves the property. He also felt that issues with other governmental entities should not influence the Board's decision on this issue.

Mr. McCluskey noted that part of the reasons for the deannexation request is the relationship which continues to exist between the Town and the District which has been anything but neighborly and is no longer acceptable. The Town has worked against

the District rather than for, and Mr. McCluskey felt it is time to sever the relationship which has not improved since the District voluntarily annexed into the Town; and it was allowed the use of District property for its Town Hall. Mr. Canada voiced his surprise by this action. He had felt the past was the past and hoped both entities could move forward on a friendly basis. It is Mr. Canada's opinion that some of the delegates will not support the deannexation due to the Town's lease situation.

Mr. Canada added that the Town will not support this property being sold for commercial use, as they are trying to do what is right for the Town. It was explained that the District has deed restrictions which would not permit this property to be sold for commercial use, and there has never been any discussion on doing otherwise, contrary to rumors being spread by the property owners/residents within SWR. Mrs. Minnaugh reiterated part of the problem is this constant ongoing negative rumor spreading of incorrect information about the District and its staff.

Mr. Knight felt that most of the problems are one sided and the fault of others....not that of the Town. He doesn't feel SWR is a bad neighbor. Mr. Knight does not feel deannexation is the answer but rather all parties have to learn to work through their problems.

After further discussion, a vote on the motion showed it carried by majority vote.

BUDGET THRESHOLD/BIDS

At present, the District has a \$10,000 cap for expenditures without public bid. The State legislative category 2 threshold is \$25,000, and staff has requested the District move forward with amending its Charter to include the same amount used by the State which is subject to automatic increase(s). This is especially important with bids for work/projects that many times are in excess of the \$10,000 current threshold cap. Mr. Schwartzberg recommended the Board approve using the State's threshold criteria, with the Board to approve those expenses in excess of the District's "current \$10,000 cap. This would require a revision in current policy.

After brief discussion, Mr. McCluskey moved for approval as requested. Motion seconded by Mr. Hodges and carried by unanimous vote.

DISTRICT DIRECTOR CONTRACT

All Supervisors have been provided with a copy of Mr. Schwartzberg's employment contract. Mr. Schwartzberg requested two changes, those being (1) change the one-year contract term to four years (as was his Assistant Director's contract) and (2) change the salary amount to \$114,472 which is midway between what he and Mr. Kalin would have been making as of October 1st had Mr. Kalin remained as District Director.

Mr. McCluskey moved for approval of the contract (to be effective as of October 10th) with the two amendments as requested by Mr. Schwartzberg as the new District Director.

Motion seconded by Mrs. Minnaugh.

Per a question from Mr. Hodges re: personal use of a District vehicle (other than the "trips" to and from work/home), Mr. Schwartzberg will discuss with the District's accountant the proper way to handle this.

RECORDS MANAGEMENT/STAFF

As records management must be handled in a very exact manner, staff is obtaining additional information from the State. As this is a very time-consuming project as well as an ongoing one, a new administrative staff member will be added to help with this and in other areas where needed. In addition, staff will be looking into retaining a records-management consultant on an as-needed basis.

MINUTES

Mr. McCluskey moved for approval of the September 12, 2005, Management Committee minutes as submitted. Motion seconded by Mrs. Minnaugh and carried by unanimous vote.

CRAVEN THOMPSON & ASSOCIATES/BASINS S-9/S-10 REVIEW

The executed proposal has been returned to CT&A, and no problems are anticipated in getting this information in a timely manner.

JOHN EASTMAN LETTER

Mr. Hodges asked about the letter Mr. Eastman had e-mailed due to his being out of the area and unable to attend the last two meetings. This letter dealt with several issues including staff and the Town of SWR. Several Supervisors stated that they did not want to discuss this until Mr. Eastman was present.

Re: the State investigation, the only "new" information is that the District received request to provide certain records which it did.

There has been no further word received on the employee EEOC claim(s).

ADJOURN 4:55 P.M.



Tom Gill
Meeting Chairperson

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