

4
5 looked very good. Mr. Randall had complained about the lighting, and some trees were cut
6 down and the rest of them were trimmed, which has made a big difference.

7 On Page 6, Line 27, the speaker’s name was noted but inaudible on the recording.

8 **With those corrections and additions the minutes were unanimously approved on a MOTION**
9 **by Gordon Walker and a second by Don Pomerantz.**

10

11 **FINANCIALS**

12 The year-to-date revenue schedule showed that the District was running about 4 percent
13 higher in collections than the previous year. Through the end of May the revenues were almost
14 \$3,400,000 compared to 3,280,000 the prior year.

15 The balance sheet through the end of April, seven months showed that the cash on hand was
16 \$2,649,000. In addition to that were the cash flow and emergency contingency funds. Total
17 assets of the District were \$28,632,000, which included infrastructure and associated
18 improvements. At that time payables stood at \$10,000.

19 At the end of seven months the income statement showed about 95 percent of revenues had
20 been collected, totaling \$3,377,000 year-to-date. A slight correction was noted under the
21 schedule for year-to-date variance, where the associated discounts were miscounted and were
22 incorrect by about \$228,000. This has already been corrected.

23 Total revenues overall through the end of seven months, including the FEMA reimbursements
24 received at almost \$400,000, were \$3,823,000.

25 On the expense side, the only item that was tracked over the course of the year was overtime.

26 That line item was \$14,000 over budget year-to-date due to vacancies in the work force.

27 However, they were almost \$40,000 under budget under general wages, so the overtime
28 amount is more than offset. Total operating expenditures through seven months was \$165,000
29 below budget, and these numbers have all been reconciled and are seasonally adjusted.

30 Chairman Garofalo noted that the excess revenue should be adjusted to \$71,000, when the

4

5 FEMA amount was taken out of that, but noted that the District remains in very good shape.

6 **On a MOTION by Don Pomerantz and a second by Gordon Walker, the Financials were then**

7 **unanimously accepted by the Board.**

8

9 **MANAGER’S REPORT**

10 A. FEMA Projects/Financials

11 The year-to-date summary for the associated FEMA process showed the status of the
12 reimbursements through June 10. The final tally of costs was \$1,477, 000, and the total funds
13 recovered from FEMA and the insurance company combined was \$1,300,000. Nothing further
14 has been received since that time. This amount represents almost 95 percent of costs
15 recovered This process is complete, and Mr. Dorrill advised that it was a very difficult one,
16 involving multiple layers of the State, the Federal government, and an independent Big 8
17 accounting firm that was retained to do post audit work.

18 The sources and uses summary showed primarily how the money flowed out in the days
19 following the storm, and then how it flowed back in to replenish both of the primary reserves.
20 The first fund was originally funded to a level of \$850,000, and the contingency fund was
21 originally funded at \$540,000. Since the District was able to be reimbursed for quite a bit of
22 their in house labor and overtime, the reserve fund now has \$818,000.

23 Chairman Garofalo agreed that staff had a tremendous amount of work to do in order to get
24 reimbursement, noting that Mr. Vanover did a terrific job of collecting and reporting all the
25 details that FEMA requested for the in-house work, while Mr. Dorrill did the same detailed work
26 on all the contract labor.

27

28 B FEMA /Staff Supplemental Pay

29 Mr. Dorrill noted that the Chairman has requested a one-time midyear bonus supplement for
30 various members of the staff who were directly involved in the FEMA related recovery process.

1 ***Pelican Marsh CDD – Minutes***

2 ***June 19, 2019***

3 ***Page 4***

4

5 The summarization provided to the Board was prepared at the request of the Chairman, and
6 the scale goes from the groundskeeper level up through senior management.

7 Chairman Garofalo noted that because of the efforts of Mr. Dorrill and Mr. Vanover to get the
8 extra \$300,000, he proposed that \$12,500 of it be given back to staff. It will include a \$500
9 bonus for all the workers, \$1,000 to each of the managers, \$2,500 to Mr. Dorrill, and \$5,000 to
10 Mr. Vanover.

11 **On a MOTION by Don Pomerantz and a second by Gordon Walker, the Board unanimously**
12 **approved the supplemental pay amounts as suggested by the Chairman for labor and**
13 **management.**

14 Chairman Garofalo noted that this will be the last report on Hurricane Irma.

15 In response to Mr. Gorran’s question, the Chairman indicated that they started out with two
16 emergency funds, and all the money was taken out of the balance sheet, and all the money
17 then went back into the balance sheet.

18 The next item was the updates to the hurricane checklist, along with the plan for the 2019
19 season. The changes that were made were highlighted, and this checklist and plan will be
20 incorporated into the operations and procedures manual. The primary change is the
21 designation of the intersection of Livingston Road and Vanderbilt Beach Road as the debris
22 staging area as has been done in the past. The County has been advised of this.

23 Two other items were added, one which involved making sure that many photographs were
24 taken to accurately reflect the damage and debris, and secondly, to explore the use of heavy
25 construction contractors who have the equipment necessary to clear out the main roadways in
26 the District following a storm.

27 FEMA has already determined the maximum rate that they will pay following a disaster for
28 contractors or specialty equipment, and as part of the pre-documentation process staff will
29 obtain and have on file a copy of this list from FEMA.

30 The next item was an update on the multi-year capital budget and equipment, which will be

4

5 looked at more closely at the budget hearing in August. It showed the amount of funds
6 currently budgeted for the upcoming 2020 fiscal year primary capital program pertaining to
7 lake bank erosion and restoration to be \$164,000, a modest amount for vehicles at \$35,000 and
8 fixed operating equipment at \$24,000.

9

10 **D. Pelican Marsh Golf Lake Erosion Request**

11 A request has come from the Golf and Country Club to address erosion that is occurring on the
12 golf course side of the lake that was documented in the survey. The Club is billed an equivalent
13 residential rate by the CDD for operating costs.

14 Mr. Vanover introduced Mr. Maxwell, the golf course superintendent, and Mr. ***Hinke, who
15 could address the Board on erosion protection.

16 Chairman Garofalo advised that the Board had determined several years ago that they would
17 only do erosion protection on residential lakesides, when they found out that some people's
18 homes were in danger. They wrote the policy to indicate that they would do all the lakesides
19 with homes first, and it will have to be rewritten to include golf course situations.

20 The District's spreadsheet is already booked up for the coming budget to next May, but the
21 Chairman felt that there was some slack in the following year's budget where the work can be
22 inserted to be done. He added that their present contractor who does the work with Geo-
23 Tubes should be used, as this is the best solution for the erosion problem.

24 An additional consideration is that they delayed road resurfacing so the erosion situation could
25 be taken care of, and that will need to be addressed in 2021 as well. He and Mr. Vanover will
26 go back and look at what needs to be done and see what the budget can do in the next few
27 years on the Golf Course's request. With those considerations, the Chairman added that he
28 would support this request from the Golf Club.

29 In response to Mr. Gorran's question, the Chairman indicated that there were cases where the
30 CDD did a lake bank in a common area, and then one at Oak Moss where there was a washout.

1 ***Pelican Marsh CDD – Minutes***

2 ***June 19, 2019***

3 ***Page 6***

4

5 Mr. Pires indicated that from a legal perspective, one thing the Board would need to be
6 concerned about and push up this work as a priority is that the South Florida Water
7 Management District has a rule saying that a nine inch dropoff is the most you can have.
8 Secondly, there is a liability issue as raised by the golf course, and there is case law related
9 stating that if permit criteria is not achieved it could create liability in the event an incident
10 occurs.

11 Mr. Pires suggested that when the Board revisits their lake bank erosion maintenance program,
12 that the District engineer is asked to confirm this sort of severe dropoff. This is important as
13 the Board will need a plan to prioritize it from the standpoint of minimizing exposure, and to
14 maintain permit compliance.

15 Mr. Burford felt that the District was in compliance, but liability was a concern for him as well
16 as the damage to the property. The Chairman added that with a nine inch dropoff the
17 Geotube would be visible, especially in the dry season. This item will be addressed further
18 once the Chairman and Mr. Vanover determine if this work could be scheduled.

19

20 **ATTORNEY'S REPORT**

21 **A. Tiburon Fence Status**

22 Mr. Pires noted that he and Mr. Bullard, general counsel for the Post Marriott, worked together
23 on this, and added that he will get the Chairman's signature on the Grant of Easement. It has
24 been signed by Nathan Turrell, the vice-president of the general partner.

25 Mr. Pires expressed his appreciation for Mr. Bullard and for the efforts of the Tiburon residents
26 who helped on this issue.

27 Approval of the fence design was asked for by Mr. Bullard, and Mr. Pires provided it to him and
28 it was approved, so this issue is ready to be moved forward. Mr. Vanover will submit the signed
29 contract to the contractor and determine if the price from the previous month remains the
30 same. Mr. Dorrill will be kept advised.

4

5 **B. Mont Claire**

6 Mr. Pires advised the Board that two of the documents from Centex are in good order, and he is
7 just waiting for the third to be provided in order to complete this transaction.

8

9 **C. Pollution Control Ordinance**

10 This item is up for consideration by the County the following Tuesday, and Mr. Pires' letter to
11 the County Commission asking them to exempt this community and others has been finalized.

12 Mr. Pires will keep the Board advised as to what the County decides to do after their meeting
13 next week.

14 The Chairman added that the County is changing the fertilization program, and as of now no
15 more than 4 percent phosphorus in the fertilizer can be used, and a guard must be used to keep
16 any application three feet from the water. Their new rule would prohibit the use of any
17 phosphorus at all, and all fertilizer must be used ten feet from the water. This proposed new
18 rule will be coming before the County Commission for approval.

19

20 **ENGINEER'S REPORT**

21 **A. Lake Bank Repair Assessments**

22 Mr. Burford asked if his help would be needed on this issue and Mr. Dorrill indicated that it
23 would be. (Inaudible section.)

24

25 **SUPERVISORS' REQUESTS**

26 **A. Landscaping and Access Control**

27 Mr. Pomerantz asked if all the positions under Mr. Vanover have been filled, and he was
28 advised that for the past month they have had 100 percent of these positions filled in both
29 categories.

30

5 **SPECIAL RECOGNITION**

6 Mr. Dorrill noted that he and Mr. Pires had met approximately 40 years ago, and they have
7 worked for hundreds of public officials over that period of time.

8 As this may be Mr. Garofalo’s last meeting, a plaque was presented to him in appreciation for
9 his work, as his service and leadership have been outstanding for the last 13 years. In turn, the
10 Chairman thanked Mr. Dorrill, Mr. Vanover, Mr. Pires and Mr. Calamari for their work, as they
11 have made his job easy.

12 At this point Mr. Dorrill noted that Florida Law requires that the sitting Board pick the successor
13 for a member of the Board who leaves mid-term. If the Board chooses to pick someone to fill
14 the vacancy on the Board, that person will serve the balance of the term, which in this case is
15 approximately three years. People will be asked to submit their names for consideration if the
16 Board wishes to go forward in this way.

17

18 **PUBLIC COMMENT**

19 Mr. (Inaudible) asked about the toad problem that had been discussed at the April meeting,
20 and the Chairman advised that Troon Golf was handling their own issue, as the Board’s policy is
21 for individual communities to handle their toad problem.

22 Mr. Carter from Watercrest also thanked Chairman Garofalo for his excellent service to Pelican
23 Marsh and its residents.

24

25 **ADJOURNMENT**

26 The July meeting will be held on the 17th, and Mr. Dorrill asked the Board to take note that the
27 August meeting and public hearing would be held on the 21st.

28 **The meeting was then adjourned at 9:47 a.m. on a MOTION by Don Pomerantz and a second**
29 **by Edward Walsh.**