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5 On Page 6, Line 22, Post Marriott should read ***inaudible.

6 On Page 8, Line 29, Mr. Walker was the second to the adjournment Motion.

7 **With those corrections, the Minutes were unanimously approved on a MOTION by Gordon**
8 **Walker and a second by Joe Diaz.**

9

10 **PUBLIC COMMENT**

11 There was no public comment received at this time.

12

13 **FINANCIALS**

14 The seven month financials ending May 31 showed that there was \$2,700,000 in cash, \$624,000
15 being part of the reserve or contingency fund. Per the fiscal policy, there was a \$850,000
16 reserve for cash flow. The fixed assets of the District stood at \$25,900,000. Total assets, both
17 cash and fixed, came to \$28,674,000. There was \$12,600 in payables at that time.

18 The income statement showed that \$19,474 was received in non ad valorem assessments as a
19 result of the auction, and 96 percent of revenues have been received through the end of this
20 period. The original budget was \$3,500,000, and \$3,400,000 was received which represents the
21 discounts that had been taken.

22 On the expense side, the property appraiser's fees were significantly less than had originally
23 been forecast, at \$11,000 against an historical budget of \$63,000, which was \$52,000 under
24 budget.

25 Wages year-to-date were \$44,000 under budget as a result of vacancies earlier in the year. This
26 was offset by overtime, which was \$14,000 over budget.

27 Chemicals were slightly over budget by \$6,000, as chemical and fertilizer costs are seasonal and
28 these costs were from their application earlier in the year.

29 Fountain costs were over budget by \$700, due to repairs to an autofill feature.

30 The Sheriff has not been able to staff any special or off duty patrol contracts during the past

5 year, which was budgeted for \$17,500. This problem is not apt to change as the Sheriff has
6 had difficulty filling law enforcement positions, and he has cancelled all special duty work.
7 Total operating expenses year-to-date were \$2,069,000 against a budget of \$2,200,000.

8 Mr. Gorran from Watercrest asked if the property appraiser’s reduction in fees was specifically
9 experienced by Pelican Marsh, or if it was happening in other communities. Mr. Dorrill
10 indicated that it has happened in other communities throughout the area, and he suggested
11 that surplus funds from the prior year have probably been applied to the amount due.

12 **On a MOTION by Edward Walsh and a second by Gordon Walker, the Board unanimously**
13 **accepted the financials as presented.**

14
15 **MANAGER’S REPORT**

16 A. Discussion of Vacancy Replacement for Supervisor Garofalo

17 In these situations, the Statute indicates that the remaining members of the Board are eligible
18 to determine when and how a candidate is selected to serve out the remaining three years of
19 the Chairman’s term. If and when a new candidate is selected, there will be a new Board, at
20 which point officers will be determined.

21 Mr. Pires clarified that the Statue says that the remaining Board shall fill the vacancy, but it
22 does not say when. Several years ago the Board made a rule that they would endeavor to fill
23 this vacancy within 60 calendar days from the day the vacancy was created, taking into account
24 the date of the next qualified election to fill the vacant seat.

25 This rule is a guideline for the Board, but they can be as formal or informal as they wish. A
26 Board member must be a registered voter, living within the boundaries of the District. Mr.
27 Dorrill asked the Board for any directions they wished to give the staff in terms of advertizing
28 for the position.

29 Mr. Walsh felt that one of the most critical responsibilities of the chairman of a Board is its
30 configuration, and he felt that a chairman should be determined first, who would then bring

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5 some names to the Board for consideration.

6 Mr. Randall from Watercrest asked if the Board had to wait until a new supervisor is selected
7 before they elect a new chairman, and he agreed with Mr. Walsh's thoughts on this.

8 Mr. Pires indicated that the Board's Rules of Procedure indicate that the chairman is appointed
9 after the Board vacancy is filled.

10 Mr. Dorrill added that in a separate conversation the previous week, Mr. Walker, who is the
11 vice-chairman, advised that he was not interested in serving as the Chairman for the remaining
12 portion of the term. He will, however, continue to serve as vice-chairman, and Mr. Dorrill will
13 help facilitate the process of the meetings.

14 Mr. Pires added that if a member of the Board felt comfortable being the new chairman once a
15 new member is selected, that person could be designated to find a potential Board member.

16 Mr. Gorran noted that they had looked for new Board members before, and they should
17 advertize it and ask for resumes and then make a decision. Mr. Dorrill agreed that this has
18 been done in the past.

19 Mr. Randall suggested that it would make sense that during the interim period, since Mr.
20 Walker is going to be out of town the following month, that the Board consider having Mr.
21 Walsh work with Mr. Dorrill to go through the process. Mr. Dorrill agreed, noting that this was
22 Mr. Pires' suggestion.

23 After further discussion, the Board agreed that they would follow the process they have used in
24 the past. **On a MOTION by Mr. Diaz and a second by Mr. Pomerantz, Mr. Walker was**
25 **designated to be the Board's liaison for this process, and the associated deadline for**
26 **applicants would be the 16th, of August, and the Board will be prepared to make a decision on**
27 **the following Wednesday. The Motion was unanimously approved.**

28 Mr. Pires added that any Board member could ask anyone in the Community if they would be
29 interested in serving on the Board as well.

30

5 **ATTORNEY’S REPORT**

6 A. Tiburon Fence Easement

7 The easements have been recorded for all the parties, and Mr. Pires noted that Mr. Vanover
8 was handling the scheduling with the contractor.
9

10 B. County Pollution Control Ordinance

11 Mr. Pires was the only person at the Commission meeting who was objecting to the ordinance,
12 asking for an exemption for pre-existing residential communities. The ordinance passed
13 without the exemption, and Mr. Pires noted that they will monitor it over the next few years to
14 see how it unfolds.
15

16 C. American Disabilities Act Update

17 Collier County recently settled a case with a stipulated agreement with an individual, and Mr.
18 Pires wanted the Board to be aware that those cases are continuing to occur.
19

20 **ENGINEER’S REPORT**

21 A Fence Follow Up

22 Mr. Burford noted that **** (inaudible)
23

24 **SUPERVISORS’ REQUESTS**

25 No further requests were received from the Board.
26

27 **PUBLIC COMMENT**

28 Mr. Dorrill briefly summarized the actions that will be taken regarding filling the vacancy left by
29 Mr. Garofalo, noting that working with Mr. Walsh, staff will send a blast email through the
30 Foundation for any and all prospective candidates.

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5 The deadline for candidates will be August 16 at noon, and the applicants' resumes will be
6 distributed to the Board members as part of the agenda distribution. The Board will then
7 interview and/or make a decision about how to move forward on the 21st of August as part of
8 the regular advertized Board meeting.

9 Mr. Gorran suggested that when the Board went through this process several years ago it was a
10 confusing situation, and he asked if there was a formal process the Board should go through.

11 Mr. Randall agreed that it was not the best process, and he was a part of it at that time.

12 Mr. Walsh informed those present of the process he went through. A notice was sent out, and
13 Mr. Garofalo as the point man interviewed several people, and then recommended Mr. Walsh
14 to be the new Board member and he was voted in. This is the process the Board will follow.

15 Mr. Pomerantz recounted his experience, which included providing a curriculum vitae, followed
16 by a formal presentation by those wishing to be on the Board, describing their experience and
17 abilities.

18 With the consensus of the Board, the deadline date for candidates was moved to the 15th of
19 August.

20

21 **ADJOURNMENT**

22 The August meeting will be held on the 21st, and the **meeting was then adjourned at 9:35 a.m.**
23 **on a MOTION by Joe Diaz and a second by Don Pomerantz.**