

MINUTES OF THE REGULAR MEETING
OF THE SOUTH INDIAN RIVER WATER CONTROL DISTRICT
HELD ON OCTOBER 19, 2011

The regular meeting of the South Indian River Water Control District was held on October 19, 2011, at 7:30 p.m. at Jupiter High School, 500 North Military Trail, Jupiter, Florida. Present were Supervisors Thomas Powell, Tom Rice, Michael Danchuk and Michael Ryan. Also present were Len J. Lindahl, engineer; William Capko, attorney; Charles Haas, treasurer; Michael Dillon, manager of operations; Donna DeNinno, public information; and Jane Woodard, secretary. Three landowners were present.

Mr. Powell called the meeting to order and the Pledge of Allegiance to the flag was then given.

It was announced that the election results certified by the Supervisor of Elections Office reflect Thomas Powell as the winner over Susan Kennedy. Mr. Danchuk made a motion to accept these results. Mr. Ryan seconded the motion and it carried unanimously. Mr. Powell was then sworn in for a three-year term as Supervisor.

Mr. Rice made a motion to renew the current officers and committee appointments. Mr. Danchuk seconded the motion and it carried unanimously.

Mr. Powell called for approval of minutes from August 18th and September 15th, 2011. Mr. Danchuk made a motion to approve the minutes as submitted. Mr. Ryan seconded the motion and it carried unanimously.

The public information report was presented by Ms. DeNinno. News releases were sent out to the local newspapers and community publications. The website has been updated. The next newsletter is in progress and will include annual reports and election results.

Mr. Haas presented the treasurer's report. Proposals have been received from several banks to fund the call of the 2001 Egret Landing bonds. He recommended accepting the proposal from Regions Bank which would result in a savings of approximately \$600,000 for the landowners. Mr. Rice made a motion to obtain the loan from Regions Bank. Mr. Danchuk seconded the motion and it carried unanimously. The Board thanked Mr. Haas for his efforts in obtaining this savings for the landowners. Mr. Haas then reported there are some terminology changes related to the treatment of fund balances and a new requirement that a written policy be established for spending fund balances. He presented a policy which basically codifies practices already followed by the District. Mr. Danchuk made a motion to adopt this formal policy. Mr. Rice

seconded the motion and it carried unanimously. Mr. Haas then presented the monthly disbursements and recommended Board approval. Mr. Rice made a motion approving the disbursements. Mr. Danchuk seconded the motion and it carried unanimously.

Mr. Dillon presented the operations manager's report. He requested approval to declare a Motorola radio and electronic typewriter as surplus and remove them from inventory retroactively to September 30th. Mr. Rice made a motion declaring the items as surplus. The motion was seconded and carried unanimously. Mr. Dillon recommended renewing the contract with Terra Tech for aquatic vegetation control under the same terms as previously. The Board unanimously agreed. Mr. Dillon reported bids were received for the park in Palm Beach Country Estates and recommended acceptance of Paul Leffler's bid of \$36,754 for trees, shrubs and irrigation. He noted the bid does not include mulch or sod. Mr. Danchuk made a motion to accept this bid. Mr. Ryan seconded the motion and it carried unanimously.

Mr. Danchuk expressed his concerns with the aquatic weed spraying killing all the vegetation and would like to find alternative ways to control the weeds. He will discuss this issue with Mr. Dillon.

Mr. Lindahl presented the engineer's report. He reported that the asphalt paving project in PBCE will be finalized within the next few weeks. The road bumps in the OGEM project have been repaired with a better product and this will result in an additional year's warranty for that area. Mr. Lindahl reported receipt of three petitions for OGEM in Jupiter Farms (1.2 miles) and two petitions for asphalt in PBCE (1.1 miles). He noted that according to Board policy, all petitions must be acted upon within 12 months, there is a one-year waiting period if a referendum fails, and 35% of the affected landowners must approve. All current petitions have greater than 35% approval. However, two petitions now exceed one year and he requested Board clarification. Mr. Powell noted that these petitions were received after the previous cut-off date and this is the first opportunity they have had to proceed. The Board discussed the issue of combining paving projects to be more cost effective for the landowners. They discussed options for finding contractors to handle smaller projects and setting cut-offs. The Board also discussed the issue that original petitioners may no longer be the current owners. After further discussion, Mr. Danchuk made a motion establishing a policy requiring verification that petitioners are still the current owners if a petition exceeds one year. Mr. Ryan seconded the

motion and it carried unanimously. It was clarified that these petitions will be fluid until accepted by the Board; e.g. if an original petitioner has sold the property, the current owner can take his place on the petition. The motion passed unanimously. The Board agreed to set annual cut-offs for the end of December.

Mr. Capko presented the attorney's report. He noted that the refunding of the Egret Landing bonds must close by November 15th and suggested rescheduling the regular monthly Board meeting to facilitate the execution of the loan documents. The Board agreed to reschedule the meeting for November 9th at 6:00 p.m. at the Work Center. Mr. Capko presented the Board with a revised employment agreement for Mr. Dillon which eliminates any automatic increases; it will be an annual decision of the Board to make any salary changes. Mr. Rice made a motion to accept the revised agreement. Mr. Danchuk seconded the motion and it carried unanimously.

Mr. Rice suggested that the Board's policies and procedures be updated and ratified annually.

Mr. Danchuk noted Mr. Capko and Mr. Lindahl are putting together a formal policy regarding paving projects/assessments that involve corner lots.

There being no further business to come before the Board at this time, the meeting was adjourned.

ADJOURNED.

Recording Secretary

APPROVED: _____