

## MINUTES OF THE BOARD OF SUPERVISORS

### ISLE OF PALMS SPECIAL DISTRICT

April 8, 2015

Board President Ken Wright opened the meeting and called it to order at approximately 1837 hours with a Roll Call of all Board members present [Agenda Item 1]. Other Board members/officers present were Treasurer Matt Kwartler, Secretary Brad Radloff and Member Tim Pacheco. Board Vice President Paul Raudenbush could not attend. Board Attorney Wayne Flowers of Lewis, Longman & Walker (LLW) arrived at 1845 hours. Approximately 5 homeowners of the District attended. Joe Wagner, P.E. of Taylor Engineering was also present to provide an update on issues associated with the District's permit.

#### **Agenda-Specific Public Comment [Agenda Item 2]-**

As a result of a new Florida Statute, public comments of agenda items only (no general items) are to be taken prior to addressing the Meeting Agenda. Doug Oosting had a comment regarding Agenda Item 9 regarding authority to regulate bulkhead condition, and associated potential liability, etc.

#### **OTHER AGENDA ITEMS**

3. Approve the Minutes of the March 11, 2015 Board meeting.

**MOTION:** To approve the minutes of the March 11, 2015 Board meeting, by KWright.

**The motion was seconded by TPacheco and passed unanimously by all Board members present.**

4. [Skipped to Agenda Item 5 before discussing this item] Amendment of By-Laws to allow electronic participation by Board members. Page 12 of our District rules allows for electronic participation i.e., telephonic or video. WFlowers provided detailed legal insight to what is allowed, when, why, and how and then passed out an example from another district that might be used similarly for adoption by this District. MKwartler has interest in this issue since he will be doing a lot of traveling this year for his job and may have difficulties making a physical appearance to the Board meetings. WFlowers will draft a resolution for consideration by the Board for the next meeting.
5. Treasury Report by MKwartler. The treasury report included data from what would have been reported during the last meeting in March but deferred until this April 2015 meeting since MKwartler was not present for the March meeting. The District has already begun

to see deposits from the COJ for the Year 2014 tax assessments which has brought the District's account balance to \$275,808.23 as of April 8, 2015. MKwartler requested that a total of four payments be approved for the following: 1) Three invoices from LLW for a total of \$2,062.05, 2) a motion to approve an annual fee (less expensive) for the UPS Store mail box of \$175.92, 3) a reimbursement to Board member TPacheco for signs from Copytronics totaling \$115.56, and 4) another reimbursement to Board member TPacheco for public notices at Bailey Publishing totaling \$27.00. MKwartler made two motions, as follows:

**MOTION:** To approve the less expensive annual fee (\$175.92) for the UPS Store mail box, by MKwartler.

**The motion was seconded by BRadloff and passed unanimously by all Board members present.**

**MOTION:** To approve payments for the above listed invoices and reimbursements, by KWright.

**The motion was seconded by MKwartler and passed unanimously by all Board members present.**

6. Update on status of prior year audit (year ended June 30, 2014). The District has to have an audit conducted every year since there are collected monies involved. The audit is complete, copies of which were handed out to Board members by MKWartler. A copy of the Audit document will be posted on the District's web-site for everyone to review. Magers & Associates, LLC was hired by the District to conduct the audit.
7. [Skipped to Agenda Item 10 before discussing this item] Update on ACOE Permit. Still waiting, the National Fisheries Service has not reviewed their portion of the permit application yet. It may be July before there is some indication as to when we might see something from the ACOE.
8. Web-site updating responsibility. MKwartler, currently, is still managing the web-site but is working with Board member PRaudenbush to be trained on it as soon as possible.
9. [Board member MKwartler had to depart the meeting at the beginning of this Agenda Item] Update on Board Attorney on viability of amendment to the District Ordinance to allow financing for dredging and update on similar District efforts to obtain Board authority to maintain canals and bulkheads.
  - A) Financing: KWright suggested that he looked at Harbor Waterways' ordinance and how it allows them to obtain financing, as it was included in their original ordinance. They also have somewhat different circumstances since they have a Home Owner's Association (HOA) that works in conjunction with the Harbor Waterways dredging

district.

- B) Update on Harbor Waterways' efforts to obtain authority over canals/docks/bulkheads: The Board has been waiting to see how Special District Harbor Waterways' ordinance amendment works out. Prior to the last meeting WFlowers provided a copy of Harbor Waterways' proposed Ordinance language regarding said authority and the Board briefly discussed how that might apply to the IOPSD. Some thoughts from the Board members included issues with liability and the monumental effort to enforce and monitor such authority, not to mention the amount of work it would take to review and approve proposed docks and bulkheads, etc. (as applicable). As it stands right now, the District has no authority to regulate such issues and does not look like it is likely to obtain it any time soon.

10. Discussion of annual budget and reporting and potential/preliminary 2015 tax assessments. Basically, the discussion revolved around approving a budget for the upcoming fiscal year and some usual scheduling issues for voting on potential assessment increases. Some discussion ensued regarding the possibility of obtaining financing and how that may or may not affect this budget. The budget was voted on after discussing proposed line-items. [Skipped back to Agenda Item 4 after completing this item]

**MOTION:** To approve the proposed budget with 2 changes as discussed (on legal fees and postage), by KWright.

**The motion was seconded by MKwartler and passed unanimously by all Board members present.**

11. New business. None

***Future Meeting Dates -***

There is a new venue for meetings now that will be held at the "Captain's Club" located at 13363 Beach Blvd.; as listed below. Whereas the meetings *were* held on Tuesdays, they are *now* being held on Wednesdays at 6:30 PM.

June 10, 2015    July 8, 2015    October 14, 2015    November 18, 2015

***General Public Comment -***

There were no public comments

*Adjournment-*

KWright adjourned the meeting at 1928 hrs.