

MINUTES OF THE BOARD OF SUPERVISORS

ISLE OF PALMS SPECIAL DISTRICT

October 14, 2015

Board President Ken Wright opened the meeting and called it to order at approximately 1833 hours with a Roll Call of all Board members present [Agenda Item 1]. Other Board members/officers present were Board Vice President Paul Raudenbush, Secretary Brad Radloff, and Member Tim Pacheco. Treasurer Matt Kwartler could not make the meeting. Board Attorney Wayne Flowers of Lewis, Longman & Walker (LLW) was also present. Approximately 12 homeowners from the District attended. A representative (Jennifer Klich, P.E.) from Taylor Engineering (TEI) was not present, as usual, to provide an update on issues associated with the District's permit.

Agenda-Specific Public Comments [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. There were no initial comments regarding the agenda items.

OTHER AGENDA ITEMS

3. Approve the Minutes of the July 8, 2015 Board meeting.

MOTION: To approve the minutes of the July 8, 2015 Board meeting, by KWright.

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

4. Treasurer's Report (usually by Board Treasurer MKwartler but since he was not going to be present, he provided a summary to KWright). The District's account balance is \$284,561.47. The required annual audit has started. There were bills/reimbursements that needed to be paid: 1) Board Attorney's firm, for \$1,427.00 and 2) the District's Board Liability Insurance premium (KWright did not have the invoice in front of him) for about \$4,192.00. As a special note, there is a dual signature requirement that is in place for all checks/bill payments.

MOTION: To approve the payment of LLW and the Liability Insurance premium, as described above, by KWright.

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

5. Update on ACOE Permit and any additional info. Ms. Klich from Taylor Engineering was not present, so KWright gave a quick summary the status of engineering activities - the District currently does not have a permit to dredge. The application has been submitted but we are awaiting certain approvals from permitting agencies such as the National Fisheries Service. A request, however, was made by one of the agencies, for additional information regarding the permit which is a good sign that they are moving on it now. BRadloff suggested that he would reach out to Ms. Klich of TEI to see about obtaining an update or otherwise find out what is going on.
6. Discussion and possible vote re: amendment of enabling Ordinance to allow for financing of dredging. If approved, the amendment would provide authorization to finance dredging, only if the Board deems it necessary or if that would seem to be the most appropriate action or in the best interests of the District. The Board members discussed and described the reasons for considering this amendment to the Ordinance and proposed language for the amendment of the ordinance. The Board included and considered comments, concerns, and questions voiced by the attendees.

MOTION: To request that the COJ amend the District's Ordinance to allow for financing of dredging costs (if and when the Board deems necessary, at some time in the future), in accordance with the following language (prepared by LLW) on Page 2, Subsection F of the enabling Ordinance: *"To borrow money for the purposes of enabling the District to perform public functions or services, as herein provided,"* by KWright.

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

7. Discussion and possible vote re: amendment of enabling Ordinance to provide Board authority to move obstructions to ensure ability to dredge and possibly to prescribe rules for maintenance, size, type and placement of bulkheads and structures in canals. During the July Board meeting, language was proposed for consideration in amending the enabling Ordinance to provide the Board with the subject limited authority. The proposed language, as follows: *"To facilitate the dredging of the canals, when dredging is about to begin or is ongoing, the District may require relocation of floating structures such as vessels or floating docks and associated ramps, sunken vessels, or underwater obstructions, not to include pilings, bulkheads or boat lifts. If after notice, the property owner fails or refuses to move such structures, the District may have the structures moved and assess the property owner for the cost of so doing"*. The Board presented the proposed language and opened up discussion to include and consider comments, concerns, and questions voiced by the attendees. BRadloff suggested a change to the last sentence of the language that would include a specified time frame to remove such

structures. After some discussion, the last sentence was adjusted as follows: “*...If after notice, the property owner fails or refuses to move such structures by the date specified in the notice, the District may have the structures moved and assess the property owner for the cost of so doing*”.

MOTION: To request that the COJ amend the District’s Ordinance to allow the Board authority to require the removal of certain structures, as cited in the language in the above paragraph, in order to facilitate dredging operations.

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

8. Discussion and vote on revised 2015 Budget based upon revised tax assessment amount. In the July 2015 Board meeting, the annual assessment was increased from \$450.00 to \$550.00. Such an adjustment requires the submittal of a *revised* Budget statement to the COJ since the Board had previously submitted a Budget (that had not included the revenue adjustment) in accordance with the necessary deadline. The Board made some corrections to the proposed resubmittal (as presented to the Board) and finalized the numbers prior to the Motion.

MOTION: To approve the revised 2015 Budget for resubmittal to the COJ, by KWright.

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

9. New business. TPacheco requested funds in the amount of \$150.00 for new signs since some of the existing ones had been stolen.

MOTION: To approve an expenditure of \$150.00 for new signs, by KWright.

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

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.

November 18, 2015

General Public Comment -

There were no public comments

Adjournment -

KWright adjourned the meeting at 1905 hrs.