

MINUTES OF THE BOARD OF SUPERVISORS

ISLE OF PALMS SPECIAL DISTRICT

May 8, 2019

Board President Ken Wright opened the meeting; calling it to order at approximately 1835 hours with a Roll Call of all Board members present [Agenda Item 1]. Other Board members/officers present were Vice President Paul Raudenbush, Secretary Brad Radloff, Member Dave Touring, and recently appointed Member Josh Reichert (replacing former Member Tim Pacheco's North IOP Seat). A quorum was established with all five Board members present at the meeting. Board Attorney Wayne Flowers of Lewis, Longman & Walker (LLW) and Joe Wagner, P.E. of Wood, PLC, as representative for the District's Engineer of Record to administrate upcoming dredging efforts, were both present at the meeting. A total of 1 homeowner(s) from the District attended. The meeting was held in a Community Meeting Room of the Pablo Creek Regional Library at 13295 Beach Boulevard, Jacksonville, FL 32246.

Agenda-Specific Public Comments [Agenda Item 2]-

As a result of a Florida Statute, *public comments of Agenda items only* (no general items) are to be taken prior to addressing the Meeting Agenda. There were no public comments on any of the agenda items from attending homeowners (however, any who wished to comment later, during the meeting, did so as discussions proceeded on each agenda item).

OTHER AGENDA ITEMS

3. Approve the Minutes of the April 10, 2019 Board meeting.

MOTION: To approve the minutes of the April 10, 2019 Board meeting, by KWright.

The motion was seconded by PRaudenbush and PASSED unanimously by the Board members present.

4. Treasurer's Report. PRaudenbush provided an update to the Treasurer's Report for this meeting and reported the District's bank balance at \$1,467,254.85, as of May 8, 2019. In addition, there was one bill/invoice needing the Board's approval for payment and included: LLW, \$475.00 for monthly legal fees. As a special note, there is a dual signature requirement that is in place for all checks/bill payments.

MOTION: To approve payment to LLW, as described above, by BRadloff.

The motion was seconded by PRAudenbush and PASSED unanimously by the Board members present.

PRAudenbush had no changes to the summary/update regarding the Budget Report that is intended to keep track of changes to the current fiscal year's budget on a line-item basis. The intent of said report is to facilitate the reporting/accuracy of the current year's budget and preparation for projecting the upcoming fiscal year's budget and will be very useful closer toward the end of the fiscal year.

5. Update, if any, on finalizing second portion of the spoil site sale to HWSD. Neither Stanley Pipes nor David Prysock, both of the HWSD, attended the meeting, so an official update was not available. However, WFlowers had attended the HWSD meeting and provided insight on their progress suggesting that certain corrections needed to be made to the closing documents, which were corrected and that the closing for the transaction should be complete by the end of the week (Fri., May 10th).
6. Update on efforts to secure 12% City cost share of dredging. Review possible draft of proposal to include the 12% cost share in City Budget for 2020. [*HISTORY:* WFlowers and PRAudenbush have contacted the COJ to determine their position on the Ordinance that appears to allow for a 12% contribution from the COJ for the District's dredging efforts. Both received the same answer -- the COJ's position according to the OGC was that the 12%, in their opinion, does not apply to the IOPSD because the District already has an avenue for collecting funds to conduct maintenance dredging. At the September 2018 meeting, Mr. Pipes was asked if their District was able to benefit from the Ordinance to which he suggested that they could not since their waterways are not officially available to the public, which is also the explanation the OGC used for their opinion to our District. It has been Mr. Wagner's position, however, that he thinks the IOPSD should pursue this issue based upon his knowledge of those that have been able to take advantage of it (i.e., Miller's Creek but which has some public access, an apparent qualifying factor). At the December 2018 meeting, it was thought by some Board members that the issue should still be "pressed" by appealing to the District's City Councilmember - the need to find someone in the neighborhood that has contacts at the COJ to make in-roads with either Councilman Gulliford or the new in-coming councilman (since it appears Gulliford may be term-limited out). Since the December 2018 and more recent previous Board meetings, PRAudenbush indicated that he had reached out to Rory Diamond, an upcoming new City Councilmember for our district, about possibly attending the District's meetings (Mr. Diamond attended and participated in the April Board Meeting) and about the possibility of supporting our push to obtain the 12% cost-share and trying to obtain further support from other councilmembers. At another previous Board meeting in February, PRAudenbush's suggestion was to try and make this happen prior to the City Council approving a new budget and prior to our going out for bids on the dredging, so that the 12% contribution can be included in the City's

budget for FY 2019/2020. Then, at the Board's March meeting, PRAudenbush provided similar and additional information for the possible cost sharing as it related to the budget approval for FY 2019/2020 and added that the Board may need help from WFlowers to draft language to present a proposal to the COJ. Also at the March meeting, DTouring sought some clarification on whether the 12% cost share, if obtained, would need to be solicited from the City for each year after initial approval and, if the dollar amount is based on construction costs, how would the total dollar amount be determined prior to obtaining bids for construction. According to Joe Wagner and WFlowers, once approved by the City, the funds stay in the budget until the funds are exhausted or until something changes that would make the funds inaccessible. Joe Wagner also indicated that for Miller's Creek, Woods' Opinion of Cost (Engineer's Estimate) was used to determine the necessary dollar amount for purposes of designating the necessary funds to the City's budget line item. At the April meeting, with suggestions from Rory Diamond, it was decided that the District to prepare (at least in draft form) a letter/proposal that will be submitted to the City indicating why the Board believes our District qualifies for the cost share. PRAudenbush indicated that he might be able to prepare an initial draft letter, with help from Joe Wagner and WFlowers, for review by the rest of the Board during the May meeting.]

For this meeting, PRAudenbush presented to the rest of the Board members, an initial draft letter requesting support from the City Council to include in their Budget for FY 2019/2020 the 12% cost share (or about \$768,000.00). The initial draft was addressed to Aaron Bowman since he indicated that he would present the letter at the City Council, along with Rory Diamond also, but the intent would be to get the letter/proposal in front of as many City Councilmembers, as possible, for their consideration. Some discussion on the letter ensued, including minor revisions to the grammar specifics, etc. The Board approved of and lauded PRAudenbush's work on this letter. There was also a discussion on how to present this proposal to all the other Councilmembers, including trying to meet one-on-one with each of them. Once again, if there are homeowners in the District that have contacts/connections with any Councilmembers, the District would be happy to get some help from them for introductions, etc.

7. New Business. 1) WFlowers reminded the Board that preliminary talks about possibly raising the assessment for FY 2019/2020 should be conducted for the next meeting in June, so that if an increase appears to be agreeable, the Board should publicize and hold a hearing in July to formally vote on it.

2) PRAudenbush updated the Board on the possibility of obtaining financing and the timelines involved on how and when that might work, depending on and/or assuming the City approves the cost share to the District. He also suggested that assuming we hear back from the City sometime in August re: the cost share funds, we would want to put bid packages out by September, receive bids back in October, go out for loans (based upon the bid results) in November, possibly close on a loan by the end of December, and dredging during the spring of 2020?

General Public Comment -

There were no comments from the public at the end of the meeting (comments/questions taken during the meeting).

Adjournment -

KWright adjourned the meeting at 1852 hrs.

Future Meeting Dates -

Meetings are to be held on Wednesdays at 6:30 PM at the "Pablo Creek Regional Library," 13295 Beach Blvd. Jacksonville 32246; for the dates listed below:

June 12, 2019 July 10, 2019 August 14, 2019 September 11, 2019 October 9, 2019

November 13, 2019 December 11, 2019