

MINUTES OF THE BOARD OF SUPERVISORS
ISLE OF PALMS SPECIAL DISTRICT FOR DREDGING

November 19, 2013

Board President Jason Sessions opened the meeting and called it to order at approximately 1832 hours. Other Board members/officers present were Treasurer Matt Kwartler, Secretary Brad Radloff, Board member Tim Pacheco, and Howard Kaplan of LLW standing in for Board Attorney Wayne Flowers of Lewis, Longman & Walker (LLW). Board member Ken Wright was out of town during this meeting. Approximately 15 homeowners of the District attended.

Agenda-specific Public Comment-

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. As such, a call for such public comments was made at this time. There were no comments made from the public regarding agenda items.

AGENDA ITEMS

First Order of Business - Approve the Minutes of the September 17, 2013 meeting

MOTION: To approve the minutes of the September 17, 2013 meeting, by JSessions.

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

Secondary Business/Issues -

1. JSessions asked MKwartler about finances and whether the District had received any funds from the COJ as yet and the answer was that we have not. He was also asked if we knew when we might start receiving funds and the answer was that likely funds will begin to be received in December 2013 for assessments being paid to the COJ in November 2013. Currently, the District account has less than \$500.00 and that has been available to pay certain bank fees, etc.
2. Another issue JSessions discussed was following up on a proposal obtained from Taylor Engineering to provide the District with the necessary engineering oversight to extend the current dredging permit authorized by the Army Corps of Engineers (ACOE). Mr. Joseph Wagner, P.E. of Taylor Engineering was available for questions and comments. Mr. Wagner had already forwarded a proposal for engineering services to the Board members prior to the meeting and

was already in the process of obtaining more than one quote to provide surveying services from interested parties. Wagner requested quotes from four surveyors (R.E. Holland, Ghiotto, ARC, and De Grove); however, only DeGrove provided a quote in addition to the quote already obtained from ARC. The other two cited not enough time to prepare a quote. As such, JSessions suggested that we would like to get bids from the other firms and since the District has no funds to hire a surveying firm until after December 2013, the Board could wait until the January 2014 Board meeting to approve a surveyor once all the bids are in.

The Board also discussed the matter of approving Taylor Engineering's proposal to provide limited (at this time) engineering services. In accordance with State law, additional bids are not necessary from other engineering firms for contract services totaling less than \$35,000.00. The total contract was for a not-to-exceed amount of \$22,613.00 and included a surveying quote from ARC Surveying of \$12,967.00. Based upon the review of said proposal prior to the meeting and addressing certain concerns of the Board members, and certain questions posed by MKwartler that were satisfactorily answered by Wagner, the proposal was brought up for a vote on a motion to approve.

MOTION: To approve the Taylor Engineering proposal, dated November 19, 2013, by JSessions, withholding approval of a surveying firm until additional bids are obtained for Board review and approval in January 2014.

The motion was seconded by MKwartler and passed unanimously by all Board members in attendance.

3. The next agenda item included a discussion of future chronologies of activities and/or tasks needed to be completed prior to the ACOE Permit expiration date of May 14, 2014. However since these items were previously discussed relative to the nature of the Taylor Engineering proposal (Taylor will be handling the necessary tasks and meetings with the ACOE), the agenda item turned to payment of Clary & Associates for providing legal descriptions for each of the lots included in the District. The District owes Clary \$1500.00 for said legal descriptions.

Future Meeting Dates -

Due to construction efforts at the current meeting place in the "Advance Hall" (around back) at the First Baptist Church at 324 N. 5th St., Jacksonville Beach, 32250; said Hall may not be readily available for future meetings. As such other meeting venues are to be considered with the resulting one posted on the IOP Dredging website and/or Public announcement. All meetings are still to be held at 6:30 PM.

January 14, 2014

February 18, 2014

March 18, 2014

April 15, 2014

MOTION: To approve the above the above listed meeting dates by JSessions, with the location for said meetings to be announced pending a determination by Board member TPacheco.

The motion was seconded by MKwartler and passed unanimously by all Board members in attendance.

Non-Agenda Items/Issues-

1. MKwartler had an issue regarding a District property at 4105 Trade Winds Drive. Apparently, there is part of “waste land” attached to this property that the homeowner pays a nominal fee for in taxes (<\$1.00) that has been included within the District as an assessable piece of waterfront property (for which it is not). This piece of waste land obviously needs to be removed from the District’s assessment list. An informal motion was made to have MKwartler work with LLW and Wayne Flowers to handle the necessary paperwork to have this property removed and the District Charter reflect such a change.
2. JSessions also had paperwork of unknown nature from certain a State department or departments/agencies that required handling. These documents were handed to HKaplan to give to WFlowers of LLW to figure out and get handled.
3. TPecheco has concerns about obtaining insurance for the Board and whether that is still on the table. JSessions suggested that once funds are received from the COJ, that issue will be addressed in terms of determining what insurance requirements there are and obtaining it.

General Public Comment -

1. There was a concern about how the survey data was going to be presented and a determination made as to where to dredge first. Would it be put on-line and in a fashion that a lay-person could read and be able to tell and agree with where the first bit of dredging would begin.
2. There was a question about surveying the “mouths” of the canals where “humps” are typical found and whether more cross-sections could be done to be sure all the “hump” is detected and therefore removed during dredging.
3. Another concern about trying to prevent in-ordinate silting in from off-District sources (tributaries, creeks, etc.) which continue to create problems at certain areas/junctions. These kinds of problems can be looked at once some study can

be done to see how to resolve the problem, if possible.

4. HKaplan brought up the question about who is the records management liaison of the Board for purpose of contact information. The Board nominated Vice President KWright since he is a lawyer.
5. There was a question about how additional dredging (like it was done after the original dredge and a homeowner paid, on his own, for the additional dredging) might be handled relative to the original. Much discussion regarding various scenarios and examples ensued and basically opened up a whole new potential can-of-worms involving over-dredging and collapsing bulk-heads, etc.

Adjournment -

A Motion was made 1915 hrs., by JSessions, to adjourn the meeting which was seconded by MKwartler and unanimously approved by Board members in attendance.