

**BOARD OF SUPERVISORS MONTHLY MEETING
OF THE SAN CARLOS ESTATES WATER CONTROL DISTRICT
MONDAY, JANUARY 16, 2023 6:00 P.M.**

BONITA SPRINGS CHAMBER OF COMMERCE, 25071 CHAMBER OF COMMERCE DR, BONITA SPRINGS FL 34135

1. **Call Meeting to Order:** Jim Bradford called the meeting to Order at 6:00 PM.
2. **Roll Call of the Board of Officers:** Present are Supervisors Jim Bradford (Jim), Chair; Jennifer Finazzo (Jennifer), Vice-Chair; John Cellucci, Supervisor (John), Attorney Richard Pringle (Richard); Engineer Ron Edenfield (Ron) and Secretary/Treasurer Chris Lawson (Chris) and 13 guests.
3. **Receive Engineer's Report on District Works:**
9 open permit applications under review; 1 new permit; 2 closed permits

Ron discussed the new SWFWMD new rule-making proposal. He does not believe SCEWCD needs to come up with a plan to meet the new rules. He will continue to monitor the matter. Brought several ROW agreements for Board signatures. He will check with Morris-Depew for any updated water plans post-2009 for the records.

4. **Chairs Report:** Jim stated that the meetings with FEMA are on track and that he and Peter continue to meet weekly with FEMA representatives. Peter is keeping everything well organized and documented with FEMA. All the information for the FEMA application for the first phase of the debris cleanup has been submitted. The next area to work with FEMA is the reimbursement of the gate replacement.
5. **Treasurer's Report:** Bills were presented for payment. The current income and expense, check detail, and income and expense year-to-date comparison reports were presented for the month of January 2023. The variances year-to-date was addressed. The invoice to The Brooks CDD reimbursement has been mailed.
6. **Attorney's Report:** No additional items to add beyond the agenda items and will address those items as they come up. The Reimbursement Resolution and the Funds Assignment Resolution are not ready for discussion.
7. **Guests and Public Input on Old, New and Unfinished Business:** David Nadig brought a list of questions for the Board, Richard, and/or Ron to address as they pertained to the perimeter roads and District gate(s). A discussion followed.
8. **Old new and unfinished Business:**
 - Contracts – Canal and perimeter road cleaning; roadway trimming - Tabled to February 20, 2023 meeting.
 - Culvert Cleaning – Tabled to February 20, 2023 meeting
 - Policies – John and Richard have worked to finalize the policies with some minor adjustments still needed. The policies will be available on the website.
 - Hurricane Ian – Damage issues/resolution/repairs/FEMA/Payments for repairs – Mike Bradford made a presentation regarding the work he underwent to get gate proposals/quotes. He requested

four and received one from Action Door and Gatekeeper to replace the Maddox gate. The Gatekeeper quote was \$2900 less than Action Door. Both companies are well-established in the community. It will take approximately one month to order the parts and get the replacement units installed. In addition, The new gate will have a one year warranty for parts and labor and a two year for parts. Gatekeeper offers an annual maintenance program for \$600 per year to maintain the gates once installed. The new gate system is designed for up to 6000 lifts per day. Jim wants to order and post a sign advising residents when the gate will be operational.

- 8991 Strike Lane – Richard indicated that he is continuing to have conversations with the property owner’s legal representation. The Board moved to remove the topic from the agenda until such time as Board action is needed.
- Manager Job Description/Selection – Jennifer described actions to date. Jim mentioned to the guests that the Board is looking for a manager. The job was described in general. Ideally the position would be filled by a member of the community provided they have the experience and background. Decision is tabled to the February 20, 2023 meeting.
- Secretary/Treasurer Job Description/Selection - Tabled to February 20, 2023 meeting
- Reimbursement Resolution - Tabled to February 20, 2023 meeting
- Funds Assignment Resolution – The purpose of the resolution was discussed and amounts were discussed. The amount to be assigned for emergency purposes is \$85,000; for the interim funding assignment is \$90,000; committed funds is the CIP PH I; and the remaining funds are unassigned. A Resolution will be brought to the February meeting for execution.
- Perimeter road gates – A discussion of the issues existing on the perimeter roads and the installed gates was held. A committee will be created comprised of residents, a Board member, and Ron to formulate a plan for the perimeter roads and gates and bring back a recommendation for the Board’s consideration and decision.
- Increase CIP I loan payment by \$10000 on 02/01/2023 – The Board agreed to increase the principal payment for the February 1, 2023 payment by \$10,000 which represented the payoffs received in the last fiscal year.
- Rocky Road issues – Complaints were received by Mr. Shri Cheddie on Rocky Road regarding neighbor, ATVer’s, and illegal dumping among other things. Two additional reflector signs were assigned. Signage will be ordered and installed when available regarding illegal dumping and inform residents of the rules under Florida Statutes Chapter 298. Richard stated that both parties, Mr. Cheddie and Mr. Castor, both received a letter from his office that they can only use the ROW as authorized by the District and permitted. They were both were treated the same.

Motions approved by Board noted in old, new, and unfinished business:

- John made the motion to table the topic for the canal cleaning and perimeter road trimming contract to the February Board meeting. Jim Bradford seconded the motion. Motion passed 3-0.
- John made the motion to table the culvert cleaning discussion to the February Board meeting. Jim seconded the motion. Motion passed 3-0.
- John made the motion to remove the topic of 8991 Strike Ln from the agenda until such time as Board action is needed. Jim seconded the motion. Motion passed 3-0.

- John made the motion to adopt the policies and authorize Richard to make the final modifications. Jennifer seconded the motion. Motion passed 3-0.
- John made the motion to table the Manager Selection to the February 2023 meeting. Jennifer seconded the motion. Motion passed 3-0.
- John made the motion to table the Secretary/Treasurer to the February 2023 meeting. Jennifer seconded the motion. Motion passed 3-0.
- Jim made the motion to table the Reimbursement Resolution to the February 2023 meeting. Jennifer seconded the motion. Motion passed 3-0.
- Jim made the motion to table the Funds Assignment Resolution to the February 2023 meeting. John seconded the motion. Motion passed 3-0.
- John made the motion to approve increasing the principal payment for the February 1, 2023 CIP PH I loan \$10,000 which represents the amount received for the CIP PH I loan payoffs in the last fiscal year. Jennifer seconded the motion. Motion passed 3-0.

9. **Approve the December Monthly Meeting Minutes:** Jennifer made the motion to approve the December 19, 2022 monthly meeting minutes. John seconded the motion. Motion passed 3-0.

10. **Approve December 2022 Bank Statements and Financial Reports; January 2023 Bills and January 2023 Financial Reports:** Jennifer made the motion to approve the December 2022 bank statements and financial reports. John seconded the motion. Motion passed 3-0.

Jennifer made the motion to approve the January 2023 bills and financial reports. John seconded the motion. Motion passed 3-0.

11. **Public Input** - None

12. **Supervisor Discussion** – None

13. **Adjournment:** A Motion was made by Jim and seconded by John to adjourn the monthly meeting. Motion passed 3-0. Meeting adjourned at 7:51 pm.

Questions to SCEWD Board Jan 16, 2023
Submitted by David Nadig, 650-210-6133

1. The website now, as of late 2022, says that the perimeter roads are private but with public access. Who decided on these changes in policy
2. Does public use include commercial uses?
3. Kindly state the purpose and vision for our community with regard to the 3 perimeter roads.
4. Kindly state your policy regarding the following:
 - a. ATVs
 - b. UTVs
 - c. Golf Carts
 - d. Tractors
 - e. Horses
 - f. Others if any
5. What about the portion of Tract H-945 (601) at the end north end of Tuck Dr that is not part of the Easement Right of Way?
6. Do the individual landowners of the properties along the 3 perimeter roads retain any irrevocable rights of access, privacy, exclusion?
7. Will the roadway boundaries be marked in any way so the public does not trespass on non-easement private property?
8. Are the 3 perimeter roads dedicated?