

BOARD OF SUPERVISORS OF
THE SAN CARLOS ESTAES WATER CONTROL DISTRICT
TUESDAY AUGUST 17, 2021

6:00 P.M.

TOWNPLACE SUITES, 23161 VIA COCONUT POINT, ESTERO, FL 33928

1. **Call Meeting to Order:** Judy Tapply (Judy) called the meeting to Order at 6:00 pm.
2. **Roll Call of the Board of Officers:** Present are Supervisors Judy (chair), Ben Bogacz (Ben); Engineer Bill Morris (Bill); and Sec/Treas Chris Lawson (Chris) and 1 guest. Jim Bradford was absent.
3. **Receive Engineer's Report on District Works:**
 - There are 55 open driveway permits, 4 new permits and 2 closed.
 - Hydroseed has been applied to Bonita Bill/Red Robin berm and the grass is growing.
 - NPDES – no updates on this permit
4. **Chairs Report:** Brown Collins advised Judy that the filter swamp this year and last year is drier than normal and that he has added water from the canal to the swamp in order to maintain the vegetation.
5. **Treasurer's Report:** No report
6. **Attorney's Report:** No report beyond that as noted in old, new, and unfinished business
7. **Comments from Guests and Public Input:** No public input.
8. **Old new and unfinished Business:**
 - The 3 culvert pipes which need to be replaced: 24320 Melanie Ln, 24321 Melanie Ln and 24311 Cock Robin Dr. Elite Site Development bid \$13,200 for the replacement culverts which the Board approved for repair and payment. The culvert pipe at 24344 Amarillo St needs replacement and there is an ongoing insurance claim at this location. At this time, the insurance company committed to the repair but has questions before making payment. Trasher Site Development bid \$3,800 for this replacement culvert which the Board approved for repair and payment. Two bids were received for each set of repairs and Morris Depew is making the recommendation to accept.
 - 8991 Strike Ln – The property owner Mr. Monteiro requested that FPL install an underground cable on the east side 10' of the district's road right of way (ROW). Mr. Pringle has spoken with the property owner's attorney and advised him that he would bring it up for discussion. Judy stated that there was no objection from the prior meeting to have the underground lines under the District ROW and that it was up to the engineer and attorney to finalize the location of the underground utility and prepare the documentation to approve that underground utility in the ROW.
 - 25441 Moriah – The Board has previously approved the property access requested by Mr. Gallagher contingent upon a survey sketch (see 5/18/21 meeting minutes). In the interim, Mr. Gallagher presented a survey, but it still lacked the information needed to draw up the necessary document to record. Mr. Pringle provided that the legal description needed for the area in question which Mr. Gallagher agreed to get to the Board for the vacation of ROW.

- The 2021/2022 maintenance budget, including a \$50,000 contingency amount and Series 2003 Bonds (Phase 1 Capital Improvement) budgets were approved by the Board. A request for public input was made for both and none was forthcoming. Mr. Pringle will draft the Budget Resolutions for the chair's signature.
- The upcoming annual meeting was discussed, and Mr. Pringle will publish the Notice of the Annual Landowners Meeting twice as required. Mr. Pringle reviewed the legal requirements of the annual meeting under Statute 298 with the Board. It was agreed that an organized check-in process for attendees and verification of votes prior to the election was necessary. Mr. Pringle will get with Chris for the organization of the check-in process.
- The Board authorized Mr. Pringle to publish a Request for Qualifications/Proposal (RFQ) for auditing services for the current year.
- Judy brought up the matter of the inter-local agreements with FPL and the City of Bonita Springs that remain unfinalized. It was decided that she would contact the City Attorney to reinstate the discussion with the City of Bonita Springs.
- No progress regarding the FPL poles in the swale on Rocky Road - still waiting on feedback from FPL. Mr. Pringle was going to try and use the underground utility matter as a means to conclude this matter.
- The matter of the Tuck Dr gate removal from S Tuck was discussed. The Board directed Mr. Pringle to send a letter to the new owners of the property advising them that the fence and gate is in the District's ROW and request that they be removed.
- There was a complaint from a landowner on Pinson regarding unauthorized motorbikes on Moriah and had access to the combination of the gate. A request will be made to the fire inspector to change the combination and share the new code with Chris Lawson.
- The grate between Cock Robin and Whip O Will has been replaced and the barrier removed.
- 25188 Catskill – Code enforcement needs written notice for a complaint to be followed up on. Sod needs to be installed in the swale by the landowner.

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

- The motion was made to publish a Request for Qualification/Proposal for auditing services, including sending letter to known auditors by Mr. Pringle by Judy and seconded by Ben. The motion passed 2-0.
- The motion was made to elect Chris Lawson as Secretary of the Board under Florida Statute Section 298.14; to appoint Chris Lawson as Treasurer of the District under Florida Statute Section 298.17; Public Records Custodian and Superintendent of Works, by Ben and seconded by Judy. The motions passed 2-0.
- The motion was made to follow the direction of Morris Depew for the completion of the repairs on Melaine Ln (3 properties), Cock Robin Dr, and Amarillo St per the bids noted herein by Ben and seconded by Judy. The motion passed 2-0.
- The motion to adopt the budget resolution approving, levying, and imposing the maintenance assessment for the upcoming fiscal year 2021-2022 at an assessment rate of \$455.67 per acre and approving the budget for that assessment rate attached to the resolution was made by Judy and seconded by Ben. The motion passed 2-0.

- The motion to adopt the resolution approving, levying, and reimposing the assessment to pay the annual principal and interest for the Series 2003 Bonds (Capital Improvement Project – Phase 1), in the amount of \$522,684 and approving the budget for that assessment rate attached to the resolution was made by Judy and seconded by Ben. The motion passed 2-0.
9. **Approve July Bank Statements and Payment of Bills:** A Motion was made by Judy and seconded by Ben to approve the July Bank Statements. Motion passed 2-0.
 10. **Approve Minutes of 7/20/2021 Monthly Meeting and 08/11/2021 Special Meeting:** A Motion was made by Judy and seconded by Ben to approve the 7/20/2021 Monthly Meeting Minutes. Motion passed 2-0. The approval of the 08/11/2021 Special Meeting Minutes was tabled until the September 21, 2021 monthly Meeting.
 11. **Adjournment:** A Motion was made by Judy and seconded by Ben to adjourn the monthly meeting. Motion passed 2-0. Meeting adjourned at 7:32 pm.