

COW SLOUGH WATER CONTROL DISTRICT
BOARD OF SUPERVISORS
MONTHLY MEETING MINUTES FOR THE MEETING HELD ON
JANUARY 26, 2017, AT 3:00 P.M.
In the County Extension Office in LaBelle, Florida
Website: districtsapecial.org

BOARD OF SUPERVISORS

Mr. Phillip Sherrod, President
Mr. Dallas Townsend, Supervisor
Mr. John Giddens, Supervisor

SECRETARY-TREASURER, ADMINISTRATOR

Dana Clement

OTHERS PRESENT

Ms. Sommer Foster, CSWCD, Engineer, Johnson Prewitt & Assoc.
Mr. Diffenderfer, LLW, Attorney for District, via phone conference
Mrs. Amy Swindel, Boy, Miller, Kisker and Perry, P.A.
Mr. John Hoffman, Barron Collier representative

1) **PRESIDENT CALL MEETING TO ORDER**

Mr. Townsend called the January 26, 2017, monthly meeting to order at 3:04 p.m. and announced those in attendance.

Meetings are held in the County Extension Offices located in LaBelle, Florida and are open to the public.

2) **ATTORNEY'S REPORT**

a) **UPDATE ON THE STATUS OF THE CONDEMNATION PROCESS**

Mr. Diffenderfer said that a new appraisal of the Lewis' property is necessary due to the discovery of a well on the property, after the first appraisal. Mr. Diffenderfer said that once the appraisal is completed, a new offer will be made to the Lewis'.

After discussion, Mr. Townsend made a motion directing the District's engineer to create a revised legal description and sketch of the Lewis' easement reflecting the well. Mr. Townsend said that he will contact Mr. Cliff Bowen, Agri-Property Consultants, and hire him to perform an updated appraisal of the Lewis' property, cost not to exceed \$5,000.00, and that once the appraisal is completed, that he and Mr. Diffenderfer will decide on how to proceed, without delay, to resolve this on-going issue. Mr. Giddens seconded the motion and the motion passed unanimously.

3) **OLD BUSINESS**

a) **APPROVE THE DRAFT MINUTES OF THE MONTHLY MEETING HELD ON OCTOBER 27, 2016**

Ms. Clement submitted the draft minutes of the monthly meeting held on October 27, 2016, for the Supervisors' approval.

Mr. Townsend made a motion to accept the minutes as presented and Mr. Giddens seconded the motion and the motion passed unanimously.

b) **MR. TOWNSEND CONTACT MR. PAUL FABRY, RE: ACCESS TO CHURCH ROAD**

1) Mr. Sherrod said that he met with Mr. Raymond Garcia, caretaker, and Mr. Jay Cheshire, consultant, for Eagle Creek South East to discuss the access to Church Road. Mr. Sherrod said that the access to the grove is west of the Townsend gate and is opened every day in working hours, but not weekends. Mr. Sherrod said that Mr. Garcia is very good in working with Mr. Crivellaro so that he has access to apply herbicides and that Eagle Creek has installed a slope ramp so that Mr. Crivellaro has access. Mr. Sherrod said that Eagle Creek had to install a gate, to protect themselves against theft.

2) Mr. Sherrod said that Mr. Crivellaro recently applied herbicides so the district will be receiving an invoice.

Mr. Giddens said that the road on Lateral 1E is impassable on the north side of Church Road and the east side of the Townsend Canal. Mr. Townsend said that the Brazilian Peppers need to be cleaned out.

c) **MR. TOWNSEND CONTACT D.O.T. ENGINEER, RE: PLANS ON TAPPING INTO THE LATERAL L-2E CANAL**

Mr. Townsend said that he will contact the engineer and see where they are in regards to the design of the project, and will then report his findings at the February 23, 2017, meeting.

d) **RATIFY THE WORK PERFORMED BY SOUTHWEST PRECISION AG., INC., \$7,287.50**

Mr. Sherrod said that the work is complete and that Southwest Precision did a good job.

Mr. Townsend made a motion to ratify the work performed at a cost of \$7,287.50, and Mr. Giddens seconded the motion. The motion passed unanimously.

e) **RATIFY THE WORK PERFORMED BY HENDRY GRINDING, INC., \$4,300.00**

Mr. Sherrod said that the vegetation was removed, the canal was not disturbed, and the job is complete.

Mr. Townsend made a motion to ratify the work performed at a cost of \$4,300.00, and Mr. Giddens seconded the motion. The motion passed unanimously.

4) **ADMINISTRATOR'S REPORT**

a) **APPROVE THE FINANCIAL REPORTS FOR OCTOBER 28, 2016 THROUGH JANUARY 26, 2017**

Ms. Clement submitted the financial reports for the period of October 28, 2016 through January 26, 2017.

Mr. Townsend made a motion to approve the financial reports as submitted and Mr. Giddens seconded the motion. The motion passed unanimously.

b) **NEXT MEETING**

Ms. Clement said that the next scheduled meeting is to be held on February 23, 2017.

c) **SUGGESTION FROM MR. DEAN CRIVELLARO**

Ms. Clement said that Mr. Crivellaro, Ecological Control & Management, has asked if the supervisors would approve of him visiting the District on a quarterly basis, for a fee of \$250.00 each visit, so that he can keep a close eye on the status of the variety of weeds and their growth, after which he can offer recommendations to the Board.

Mr. Townsend made a motion authorizing Mr. Crivellaro to review the status of the weeds & their growth within the District on a quarterly basis, for a cost of \$250.00 per visit. Mr. Giddens seconded the motion and the motion passed unanimously.

d) **DISTRICT'S WEBSITE LANGUAGE IS ANTIQUATED**

Ms. Clement said that the company which is responsible for "holding" the District's website information, has indicated that it is quite difficult to deal within the website as the internet language is antiquated. They indicated that at some point, that it will be impossible to work on the district's website, unless it is updated. The representative said that the District needs to hire a web design firm to update the design and language of the website. The cost can be anywhere from \$2,000.00 to \$7,000.00, depending on the quality of the design.

Ms. Clement said that she will obtain quotes from various web design firms prior to drafting the 2017-2018 budget, so that she can budget for the District's one-quarter cost share, to have the website redesigned.

5) **ENGINEER'S REPORT**

a) **CULVERTS INSTALLATION, RE: TOWNSEND CROSSING**

Ms. Foster said that she had drafted a cross section and emailed it to Mr. Jeff Kreiger, Consolidated Citrus, in regards to the project of replacing the two culverts at Consolidated's crossing in the Townsend Canal. Ms. Foster said that Mr. Kreiger was busy at the time, but he indicated that Consolidated is still very interested in participating in the project with CSWCD.

b) **REVIEW OF FYE POND**

Ms. Foster said that she has not reviewed the Fye Pond area.

Mr. Townsend said that this area is overgrown with vegetation and that no water can get from Highway 29 to Lateral L3, and this has caused flooding.

Mr. Giddens said that the canal west of the fence line into Fye Pond needs to be cleaned.

After discussion, Mr. Townsend said that he will contact Mr. Mark White, at South Florida Water Management District, (SFWMD) to see what avenues the district can legally take to remedy this huge problem.

6) **NEW BUSINESS**

a) **MS. AMY SWINDLE, AUDITOR, PRESENTS THE AUDIT FOR YEAR ENDING 2016**

Ms. Swindle presented the audit report to all present and proceeded to review the report. Ms. Swindle said that there were no deficiencies for the year.

Mr. Townsend made a motion to accept the September 2016 audit as submitted by the auditor and Mr. Giddens seconded the motion. The motion passed unanimously.

b) Mr. Townsend said that Mr. Sherrod had to cut his fence where the property line bends at the Sherrod's and Barron Collier Company's property, to allow access for the backhoe to come in and clean the debris from the canal.

Mr. Sherrod said that two gates need to be installed so that this does not occur again. The Board concurred. Mr. Sherrod said that he will meet with Mr. John Hoffman and Mr. Barry Kee, manager of the property to discuss the issue.

Mr. Townsend made a motion to secure quotes from Jack Queen Construction, Southwest Grading, and Universal Trax, to install culverts in the canal coming from Highway 29 which goes west and turns at the Townsend Canal and then proceeds across the property line at the Sherrod's/Barron Collier properties, to install culverts in the canal, and to place a fence with two gates, on top of it. Mr. Townsend instructed Ms. Foster to size the culverts and said that the culverts should be no shorter than 40 feet in length.

7) **SUPERVISORS' COMMENTS**

a) None.

8) **PUBLIC COMMENTS**

Mr. Sherrod called for any comments from the public.

Mr. Hoffman said that he wants to commend the supervisors, engineer, and staff of Cow Slough Water Control District for doing a great job for the District.

The supervisors and staff thanked Mr. Hoffman and said that they greatly appreciate his attendance at the meetings.

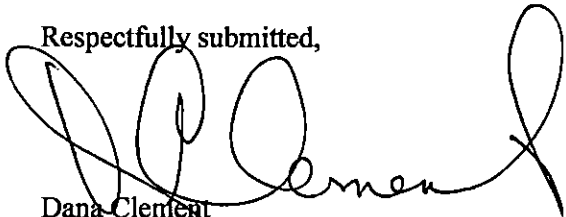
9) **PUBLIC NOTIFICATION**

“Pursuant to section 286.0105, Florida Statutes, if any person decides to appeal any decision if made by the District with respect to any matter considered at this meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes testimony and evidence upon which the appeal is to be based.”

10) **ADJOURNMENT**

Mr. Townsend made a motion to adjourn the meeting at 4:43 p.m. and Mr. Giddens seconded the motion. The motion passed unanimously.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Dana Clement', written over a horizontal line.

Dana Clement
District Secretary/Treasurer
Cow Slough Water Control District