

COUNTY LINE DRAINAGE DISTRICT
ANNUAL LANDOWNERS' MEETING
AND QUARTERLY MEETING
JULY 13, 2016 at 10:00 a.m.
HELD AT 23351 NORTH RIVER ROAD, ALVA, FLORIDA
THIS MEETING IS OPEN TO THE PUBLIC
Website: districtsapecial.org/cldd

BOARD OF SUPERVISORS

Mr. Joe Beale, President
Mr. Paul Fabry, Supervisor
Mr. Pat McKenna, Supervisor

SEC./TREAS./EXEC. DIRECTOR

Ms. Dana Clement

OTHER ATTENDEES

Mr. Cullum Jefferies, Landowner
Mr. Kyle Grandusky, Engineer, via
Phone conference
Mr. Randy Sebring, Field Consultant

1) PRESIDENT, CALL MEETING TO ORDER

Mr. Beale called the Annual Landowners' meeting to order at 10:04 a.m. in the District's office located at 23351 North River Road, Alva, Florida, on Wednesday, July 13, 2016.

2) MEETING ANNOUNCEMENT

a) SECRETARY READS LEGAL NOTICE

Ms. Clement said that the announcement of the meeting was noticed in the Fort Myers News Press on Friday, June 24, 2016, and Friday, July 1, 2016, pursuant to Florida Statutes, and that notification was also on the district's website.

Mr. McKenna made a motion to waive the reading of the notice. Mr. Fabry seconded the motion and the motion passed unanimously.

3) ELECTION OF CHAIRPERSON AND SECRETARY TO CONDUCT MEETING

a) LANDOWNERS ELECT CHAIRPERSON AND SECRETARY

Mr. Jefferies made a motion to elect Mr. Beale to be the chairman of the landowners' meeting and Ms. Clement to be the secretary. Mr. Beale seconded the motion and the motion passed unanimously.

Mr. Beale, as Chairperson, called the Annual Landowners' Meeting to order at 10:02 a.m.

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4) **CALL FOR PROXIES**

a) **TABULATE-ANNOUNCE RESULTS**

Ms. Clement said that most of the acres in the district are represented and that under Chapter 298 Florida Statutes, the acreage that is present at a meeting constitutes a quorum for the purpose of taking votes for the election of one supervisor.

b) **CHAIRPERSON DECLARES A QUORUM**

Mr. Beale declared a quorum.

5) **ELECTION OF A SUPERVISOR**

a) **TERM EXPIRATION, MR. JOE BEALE**

Ms. Clement said that Mr. Beale's term as supervisor had expired.

b) **ELECT ONE SUPERVISOR**

Mr. Beale opened the floor for nominations of a supervisor.

Mr. Fabry said that he would like to nominate Mr. Joe Beale to serve as a supervisor for a three year term.

Ms. Clement asked if there were any other nominations. There were none. Mr. Fabry made a motion to move for Mr. Beale to serve a three year term as supervisor. Mr. McKenna seconded the motion and the motion passed unanimously. Mr. Beale was elected by acclamation.

c) **OATH OF OFFICE**

Ms. Clement administered the oath of office to Mr. Beale and he executed the oath which was submitted to the Secretary for the District's records.

6) **ADJOURN ANNUAL LANDOWNER'S MEETING**

Mr. Fabry made a motion to adjourn the Annual Landowners' Meeting at 10:03 a.m. Mr. Jefferies seconded the motion and the motion passed unanimously.

7) **PRESIDENT CALLS QUARTERLY MEETING TO ORDER**

a) **PRESIDENT CALLS THE QUARTERLY MEETING TO ORDER**

Mr. Beale called the quarterly meeting to order at 10:03 a.m. in the District's office located at 23351 North River Road, Alva, Florida, on Wednesday, July 13, 2016.

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b) **ELECTION OF A NEW PRESIDENT FOR 2016/2017 FISCAL YEAR**

Mr. Fabry nominated Mr. Beale to serve as President of the Board of Supervisors for the 2016/2017 fiscal year. Mr. McKenna seconded the motion and the motion passed unanimously.

Mr. Beale was elected to serve as President for fiscal year 2016/2017.

c) **COMMENTS BY NEW PRESIDENT**

None.

8) **OLD BUSINESS**

a) **APPROVE THE MINUTES OF THE QUARTERLY MEETING HELD ON APRIL 13, 2016**

Mr. Fabry made a motion to approve the minutes of the April 13, 2016, quarterly meeting as submitted. Mr. McKenna seconded the motion and the motion passed unanimously.

b) **UPDATE ON THE CALIBRATION OF ALL METERS**

Ms. Clement said that four of the Florida Agri Management Company meters need to be repaired or replaced. Mr. McKenna said that the four meters will be taken care of after it has been determined if it is more cost effective to repair or replace the meters.

9) **SECRETARY/TREASURER'S REPORT**

a) **FINANCIAL REPORTS FOR APRIL 13, 2016 THROUGH JULY 13, 2016**

Ms. Clement submitted the financial reports for April 13, 2016 through July 13, 2016, for the Supervisors' approval.

Mr. Fabry made a motion to approve the financial reports as submitted. Mr. McKenna seconded the motion and the motion passed unanimously.

b) **EXECUTE THE CREDIT LINE DOCUMENTS FOR 2016/2017 WITH FIRST STATE BANK**

Ms. Clement said that the annual credit line in the amount of \$100,000.00 is being secured by the First State Bank of Arcadia, at a fixed interest rate of 3.50% and that there is a \$150.00 processing fee.

Mr. McKenna made a motion to approve the execution of the loan documents. Mr. Fabry seconded the motion and the motion passed unanimously.

The Board executed the loan documents.

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c) RECOMMENDATION TO HIRE A NEW AUDITING FIRM

Ms. Clement said that she is requesting permission to begin the process to seek a new auditing firm, adding that the current auditing firm has been performing the audits for the past eight years and she feels that it is time for some fresh eyes to look at the District's financial reports.

Ms. Clement said that she has been given the authority by the Joshua Water Control District (JWCD) and East Charlotte Drainage District (ECDD) boards to secure Request for Proposals, (RFP).

Ms. Clement said that the RFP will run in the local newspaper and that the deadline for proposals to be submitted, is August 17, 2016. A special meeting is to be held at JWCD on August 30, 2016 for the selection of the new audit firm, which will audit all three districts.

Mr. Fabry made a motion authorizing Ms. Clement to begin the process of hiring an auditing firm. Mr. McKenna seconded the motion and the motion passed unanimously.

10) FIELD REPORT

a) REVIEW OF THE FIELD REPORT

Mr. Sebring presented the field report to all present and items on the report were discussed.

Mr. Fabry made a motion to approve the field report for April 2016 through June 2016. Mr. McKenna seconded the motion and the motion passed unanimously.

b) HERBICIDE'S UPDATE \$500.00 TO \$530.00 PER DAY

Mr. Sebring said that Mr. Crivellaro was half way done with herbiciding on the east side and might need more herbicides in order to complete the job.

c) QUOTES FOR TWO PUMPS

Mr. Sebring said that there are two quotes for two lift pumps which need to be repaired or replaced. Mr. Sebring said that there is one located in sections 2 and one is section 3. Mr. Sebring said that the quote from Creel Pump in the amount of \$26,696.00, did not include the cost of the crane to put the pump in place and that K & B Pump quoted \$12,500.00 \$13,500.00 to rebuild the current pump. Mr. Sebring said that he will check into that issue, but recommended K & B Pump.

Mr. McKenna made a motion to accept the quote from K & B Pump to repair the lift pump in Section 2. Mr. Fabry seconded the motion and the motion passed unanimously.

11) ENGINEER'S REPORT

a) ANNUAL ENGINEER'S REPORT

At this time, Ms. Clement placed a conference call to Mr. Grandusky the District's engineer.

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Mr. Grandusky proceeded to review the annual engineer's report to all present. Discussion ensued.

Mr. McKenna made a motion to approve the annual engineer's report as submitted. Mr. Fabry seconded the motion and the motion passed unanimously.

b) CULVERTS BLOW OUT AT MILLER'S GULLEY, JUNE 10, 2016

Mr. Grandusky said that SFWMD is concerned that without the culverts being in place at Miller's Gulley, CLDD has the ability to discharge more water than they did when the culverts were in place. Mr. Grandusky said that SFWMD wants the capacity to be limited to whatever it was before and the water elevation in the canal to remain at eleven feet or less. Mr. Grandusky said, that the big concern is all of the water going to the estuary and SFWMD wants the ability to defend the fact that CLDD currently has no culverts in place, when the environmentalists come out and see that the CLDD's culverts are gone and say that CLDD is discharging freely, and blame CLDD for the estuary is compromised.

Mr. McKenna said that CLDD is taking on more water than it can handle and that Miller's Gulley is undersized and not equipped to do the job and that is why the culverts blew out, yet again.

A lengthy discussion ensued regarding the modification of the CLDD's current surface water use permit. Mr. Grandusky asked for direction from the Board.

There was discussion on the cost-share program offered through the Florida Department of Agriculture and Consumer Services (FDACS), which is not available to CLDD, but is available to the landowner of the property where the culverts blew out, to assist in the payment of the project.

Ms. Clement said that FDACS reimburses the participant of the cost-share project, 75% of the culvert's costs, contractor's fees, and all materials concerned with the project. The engineering fees are reimbursed to the participant at 100%. Ms. Clement said that the participant is responsible for payment of the project, upfront, and once inspections and payment by participant is proven, then FDACS reimburses the participant per the cost share stipulations.

Mr. Beale said that he is agreeable to Florida Citrus Companies, who is the owner of the property where the culverts are located, entering into a cost share agreement with FDACS, and fronting the funds to pay for the Miller's Gulley Project, however; he does not want to move forward unless the CLDD supervisors approve of reimbursing Florida Citrus Companies for whatever costs are not covered by FDACS.

Mr. Fabry made a motion authorizing Mr. Grandusky, district engineer and Ms. Clement, to move forward on the modification of the surface water permit, to assist in facilitating all aspects of what is called the Miller's Gulley Project, and for CLDD to reimburse Florida Citrus Companies for any costs not covered by FDACS. Mr. McKenna seconded the motion and the motion passed unanimously.

c) UPDATE ON THE BABCOCK RANCH PROJECT

Mr. Grandusky said that the ERP permit application should be completed by next week and will need to be signed by Mr. Beale.

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12) **ATTORNEY'S REPORT**

None.

13) **BUDGET 2016/2017**

a) **DISCUSSION ON DRAFT BUDGET FOR 2016/2017**

Mr. Fabry made a motion to approve the 2016/2017 draft budget as submitted by Ms. Clement. Mr. McKenna seconded the motion and the motion passed unanimously.

b) **ESTABLISH 2016/2017 ASSESSMENT RATE**

Ms. Clement said that the final tax assessment rate for the 2016/2017 year will be \$55.32 an acre, total budget being \$206,456.02.

Mr. Fabry made a motion to approve the budget for the 2016/2017 fiscal year as presented. Mr. McKenna seconded the motion and the motion passed unanimously.

c) **EXECUTE 2016/2017 ASSESSMENT RESOLUTION**

Mr. Fabry made a motion to adopt the Assessment Resolution for 2016/2017 and Mr. McKenna seconded the motion and the motion passed unanimously.

Mr. Beale executed the document.

14) **CALL FOR NEW OR OTHER BUSINESS**

a) **APPOINT SECRETARY/TREASURER, LEGAL FIRM, AND ENGINEERING FIRM FOR 2016/2017 FISCAL YEAR**

Mr. Beale made a motion to appoint Ms. Clement as the District's Secretary/Treasurer, Grandusky, Lamb & Associates, Inc. as the engineering firm, and Lewis Longman and Walker P.A. as the legal firm for the 2016/2017 fiscal year. Mr. Fabry seconded the motion and the motion passed unanimously.

b) **EXECUTE 2016/2017, RESOLUTION FOR THE LEVY AND COLLECTION OF NON-AD VALOREM ASSESSMENTS**

Mr. Fabry made a motion for the Resolution of the Levy and Collection of Non-ad Valorem assessments for the 2016/2017 fiscal year to be executed. Mr. Beale seconded the motion and the motion passed unanimously.

Mr. Beale executed the resolution.

c) **RENEW THE FIELD CONSULTANT AGREEMENT WITH MR. RANDY SEBRING FOR 2016/2017**

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Mr. Fabry made a motion to approve the field consultant agreement between Mr. Randy Sebring and CLDD for the 2016/2017 fiscal. Mr. McKenna seconded the motion and the motion passed unanimously.

Mr. Beale and Mr. Sebring executed the agreement.

d) MEETING DATES FOR FISCAL YEAR 2016/2017

Mr. Fabry made a motion for the County Line Drainage District (CLDD) meetings for the 2016/2017 fiscal year to be held quarterly on the second Wednesday of the month, at 10:00 a.m., beginning with the October 12, 2016 meeting. Mr. McKenna seconded the motion and the motion passed unanimously.

15) CALL FOR PUBLIC COMMENTS

Mr. Beale asked if there were any public comments, there were none.

16) PUBLIC NOTIFICATION

"Pursuant to section 286.0105, Florida Statutes, if any person decides to appeal any decision 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 the testimony and evidence upon which the appeal is to be based."

17) ADJOURN QUARTERLY MEETING

Mr. Beale made a motion to adjourn the meeting at 11:55 a.m. Mr. McKenna seconded the motion and the motion passed unanimously.

Respectfully Submitted,



Dana Clement
Secretary/Treasurer
County Line Drainage District