

**MINUTES OF MEETING
SUNSHINE WATER CONTROL DISTRICT**

The Board of Supervisors of the Sunshine Water Control District held a Regular Meeting on August 10, 2022 at 6:30 p.m., at the La Quinta Inn Coral Springs, 3701 N. University Drive, Coral Springs, Florida 33065.

Present were:

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| Joe Morera | President |
| Ed Khouri | Vice President |

Also present were:

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| Jamie Sanchez | District Manager |
| Al Malefatto | District Counsel |
| Orlando Rubio | District Engineer |
| Cory Selchan (via telephone) | Field Superintendent |
| John McKune (via telephone) | Engineering Consultant |
| Don Sharkey | Current Connections |

FIRST ORDER OF BUSINESS

Call to Order

Mr. Morera called the meeting to order at 6:30 p.m.

SECOND ORDER OF BUSINESS

Roll Call

Supervisors Morera and Khouri were present. Supervisor Ortiz was not present.

THIRD ORDER OF BUSINESS

Pledge of Allegiance

All present recited the Pledge of Allegiance.

FOURTH ORDER OF BUSINESS

Public Comments [3-Minute Time Limit]

No members of the public spoke.

FIFTH ORDER OF BUSINESS

Update: Current Connections, Inc., Letter Regarding Pump Stations #1 and #2 for Electrical Repairs Payment for Stored Materials

Mr. Rubio presented the Current Connections, Inc. (CCI) request for payment for equipment/materials received for the Pump Stations #1 and #2 repairs. He noted the following:

- Supply and demand issues continue to affect construction and delivery of some equipment/materials was delayed.
- Hurricane season now prevents taking the pump stations offline, as that could be detrimental to the property. Work should commence in early December.
- CCI is currently safely and securely storing the received equipment/materials at its warehouse. The Electrical Engineer of record had an Engineer inspect the materials being stored by CCI and confirm that everything is in order.
- CCI is seeking payment for the received equipment/materials stored in CCI's warehouse. Mr. Rubio recommended payment, given the extenuating circumstances.

Mr. Don Sharkey, of CCI, noted the following:

- CCI's warehouse is fully concrete and hurricane resistant.
- The project was intended to be completed before hurricane season but all equipment and materials have not been received due to manufacturer delays.
- The last piece of equipment is scheduled to ship in early October and CCI will be responsible for payment for it on November 1, 2022.

It was noted that CCI is not asking for anything extra; rather, only to be paid for the cost of the equipment and materials received and already approved in the contract.

Mr. Sharkey stated CCI's pay application included the manufacturers' invoices to show the cost of the materials and equipment received, thus far, minus the 10% retainage.

Mr. Malefatto stated the decision is at the Board's discretion. He expressed his opinion that this is a fair request, under the circumstances. He recommended amending the contract as appropriate to reflect the change.

Mr. Morera stated he spoke with Ms. Cerbone and Mr. Smith and both support authorizing the payment. He asked what protections the District has if CCI goes out of business, is forced into bankruptcy or the warehouse is damaged. Mr. Malefatto stated that insurance is in effect, in the event of a catastrophic event. Mr. Sharkey stated, per the terms of the contract, a 100% performance bond would protect the District, in the event of any catastrophic loss.

Mr. Malefatto asked if the amount requested is \$160,000 plus \$120,000. Mr. Morera stated no; it is just \$160,000 right now. Mr. Sharkey stated it is approximately \$160,000, now, for the equipment that was received and then another \$120,000 once the rest of the equipment is received. Those are the gross amounts, which will be reduced by the 10% retainage.

On MOTION by Mr. Khouri and seconded by Mr. Morera, with all in favor, payment for the equipment and materials received and being stored at the CCI warehouse, less the 10% retainage, was approved.

SIXTH ORDER OF BUSINESS

Update: Legislative Matters

Mr. Malefatto stated there were no updates. This item to be removed from the agenda.

SEVENTH ORDER OF BUSINESS

Consideration of Substitute Resolution 2022-10, Providing for Certain Insurance to Board Members and the Spouse of Board Members; Providing for Severability; Providing for an Effective Date

Mr. Malefatto believed that, by the next meeting, the necessary information will be received so that a fair consideration and discussion can proceed. This item was deferred.

EIGHTH ORDER OF BUSINESS

Acceptance of Unaudited Financial Statements as of June 30, 2022

Mr. Morera presented the Unaudited Financial Statements as of June 30, 2022.

On MOTION by Mr. Khouri and seconded by Mr. Morera, with all in favor, the Unaudited Financial Statements as of June 30, 2022, were accepted.

NINTH ORDER OF BUSINESS

Approval of July 13, 2022 Regular Meeting Minutes

Mr. Morera presented the July 13, 2022 Regular Meeting Minutes.

On MOTION by Mr. Khouri and seconded by Mr. Morera, with all in favor, the July 13, 2022 Regular Meeting Minutes, as presented, were approved.

TENTH ORDER OF BUSINESS**Supervisors' Communications**

Mr. Morera stated the Coral Springs City Commission appointed him to the Planning and Zoning Board, effective August 15, 2022. A Budget Academy will be held on August 29, 2022 at the City Chamber, from 6:00 p.m. until 7:00 p.m.; all interested parties are welcome.

ELEVENTH ORDER OF BUSINESS**Staff Reports****A. District Counsel: *Lewis, Longman & Walker, P.A.***

Mr. Malefatto stated he received a call from a reporter from Variety Magazine; they were reporting on the Reedy Creek Improvement District and asked for the District's response. He told them the District is concerned with flood protection and the welfare of its employees.

B. District Engineer: *Craig A. Smith & Associates*

- **Presentation: *Monthly Engineer's Report***

Mr. Rubio presented the August Monthly Engineer's Report. He discussed the engineering scope of work for Pump Station 1. Once the design is complete, a price proposal from RBC will be negotiated as a change order to the current construction contract.

Discussion ensued regarding the CAS Radise design for work being done on the Riverside Drive Bridge canal. At the Board's request for a recap of next steps in the project, Mr. Rubio will present the proposal and the Report from Riverside Drive at the next meeting.

On MOTION by Mr. Morera and seconded by Mr. Khouri, with all in favor, the Craig A. Smith (CAS) and RADISE International (RADISE) design for Pump Station No. 1, was approved.

C. District Engineering Consultant: *John McKune*

There was no report.

D. District Field Supervisor: *Cory Selchan*

Mr. Selchan reported the following:

- He encouraged Mr. Rubio to bring up the matter of the Riverside Drive Bridge proposal as soon as possible so that the project can move quickly when the time comes.
- Saharan Desert dust is preventing rainfall. Less than 1” of rainfall was received since the last meeting. The lack of rain benefited the culvert project in Westchester and the project is close to completion.
- A District truck was involved in a minor accident. It was repaired and is back in service.

E. District Manager: *Wrathell, Hunt & Associates, LLC*

Ms. Sanchez distributed an Option 2 Agreement from Mr. Alain Bellevue, who spoke at the last meeting seeking a Letter of No Objection (LONO), which was denied. Mr. Bellevue agreed to remove everything in the CDD right-of-way (ROW). Mr. Selchan obtained estimates from Castle Tree Art and Just Call James.

Mr. Selchan recalled that the Board asked for tree trimming options. The City Forester indicated it is not acceptable to trim only one side. Both vendors stated the tree is in good shape and, while trimming is not necessary, they will trim it if directed. The bids include removal of the fencing, dock and deck, along with removal and stump grinding of all hardwoods. Both vendors are responsible. He recommended the Castle Tree Art bid, as it is the more competitive bid.

On MOTION by Mr. Khouri and seconded by Mr. Morera, with all in favor, the Castle Tree Art bid, in the amount of \$6,680, and the Letter of No Objection/ Option 2 Agreement, were approved.

- **NEXT MEETING DATE: September 14, 2022 at 6:30 P.M. {Public Hearing on Adoption of Fiscal Year 2022/2023 Budget}**
 - **QUORUM CHECK**

The next meeting would be held on September 14, 2022.

TWELFTH ORDER OF BUSINESS

Public Comments


No members of the public spoke.

THIRTEENTH ORDER OF BUSINESS

Adjournment

On MOTION by Mr. Morera and seconded by Mr. Khouri, with all in favor, the meeting was adjourned at 7:20 p.m.


Secretary/Assistant Secretary


President/Vice President