

**MINUTES OF MEETING
SUNSHINE WATER CONTROL DISTRICT**

The Board of Supervisors of the Sunshine Water Control District held a Regular Meeting on January 11, 2023 at 6:30 p.m., at the La Quinta Inn Coral Springs, 3701 N. University Drive, Coral Springs, Florida 33065.

Present were:

Joe Morera
Ivan Ortiz

President
Vice President

Also present were:

Cindy Cerbone
Jamie Sanchez
Andrew Kantarzhi
Al Malefatto
Orlando Rubio
Cory Selchan

District Manager
Wrathell, Hunt and Associates, LLC (WHA)
Wrathell, Hunt and Associates, LLC (WHA)
District Counsel
District Engineer
Field Superintendent

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 Ortiz were present. Supervisor Khouri 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]
(Comments should be made from the microphone to ensure recording. Please state your name prior to speaking.)

There were no public comments.

FIFTH ORDER OF BUSINESS

401(A) Committee Meeting Update

- **Consideration of Related Matters**

Ms. Sanchez referred to a handout of an evaluation rubric and read the following email from Mr. Brad Larsen, of NFP, into the record:

“During the Committee Meeting, we reviewed a Provider Comparison Report and pricing guide from three proposed recordkeepers; Empower, Lincoln and Voya, and the incumbent Mission Square. All three proposed recordkeepers provided an upgrade in the following areas: background and experience, recordkeeping, participant services, investment platform, compliance, fixed account options and pricing. The committee agreed that it makes sense to change to one of the proposed recordkeepers and asked that NFP provide a comparison grid to summarize and prioritize our options. With investment platform, fixed account options and pricing being the biggest differentiators, NFP then provided a decision rubric that scored the proposed recordkeepers in the following rank: #1, Lincoln, #2, Empower, #3, Voya. Assuming the Board approves the decision to move or transfer the plan to Lincoln, we can begin the conversion process that will take between 60 to 90 days to finalize.”

Mr. Ortiz stated the rubric is very well done, and voiced his opinion that the decision to have NFP proceed with the transfer is easy. Mr. Morera concurred.

On MOTION by Mr. Morera and seconded by Mr. Ortiz, with all in favor, transferring the 401(A) Plan from the current recordkeeper, Mission Square, to Lincoln, was approved.

SIXTH ORDER OF BUSINESS

Acceptance of Unaudited Financial Statements as of November 30, 2022

Ms. Sanchez presented the Unaudited Financial Statements as of November 30, 2022.

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

SEVENTH ORDER OF BUSINESS

Approval of Minutes

Ms. Sanchez presented the following:

A. December 7, 2022 Regular Meeting

The District Engineer and District Counsel edits, which were previously submitted directly to Management, will be incorporated into these minutes.

On MOTION by Mr. Ortiz and seconded by Mr. Morera, with all in favor, the December 7, 2022 Regular Meeting Minutes, as amended to incorporate edits previously submitted to Management by the District Engineer and District Counsel, were approved.

B. December 16, 2022 401(A) Committee Meeting

The following change was made:

Line 23: Change “Supervisors and Committee Morera and Ortiz were present, as well as Committee Members Cerbone and Selchan.” to “Committee Members Morera, Ortiz, Cerbone and Selchan were present.”

On MOTION by Mr. Ortiz and seconded by Mr. Morera, with all in favor, the December 16, 2022 401(A) Committee Meeting Minutes, as amended, were approved.

EIGHTH ORDER OF BUSINESS

Supervisors’ Communications

Mr. Ortiz wished everyone a Happy New Year and an enjoyable long weekend to those who have the upcoming Martin Luther King holiday off.

Mr. Morera welcomed everyone back from the holidays and reported that he recently attended a City Commission workshop wherein the Coral Springs Improvement District (CSID) Officials made a presentation regarding a Stormwater Management and Resiliency program that they are about to commence, which is quite similar to the Canal Z/West Outfall Canal (WOFC) project that SWCD undertook and completed. He was pleasantly surprised to learn that SWCD’s modeling was used as a base for CSID’s presentation to the Commission and thanked

City Staff for the acknowledgement. Mr. Morera wished the CSID good luck and stated he and Mr. Selchan will monitor the project’s development and progression.

Discussion ensued regarding the City Commission meeting, CSID’s presentation, the ambitiousness of the CSID project compared to the SWCD’s WOFC project, a video from the South Florida Water Management District (SFWMD), funding and the fact that there will be no impact on assessments.

NINTH ORDER OF BUSINESS

Staff Reports

A. District Counsel: *Lewis, Longman & Walker, P.A.*

I. Discussion: State Disaster Relief

Mr. Malefatto discussed the following:

- The State has appropriated millions of dollars in Disaster Relief funding for Hurricanes Ian and Nicole, available to governmental and special Districts; the legislation passed during the special session. Grant funds are available to mitigate damage to stormwater management systems.
- In conferring with Mr. Selchan today, the District does not need any funding as it did not suffer any damage but that funding is available if there is a need for it.

Mr. Morera wished the District could receive those funds but it does not meet the criteria.

II. Discussion: Notice of Intent to Seek Legislation

Mr. Malefatto reported the following:

- Staff will attend a Broward County Legislative Delegation meeting on Friday wherein the legislation to reinstate the District, as of May 30, 2023, will be considered and hopefully approved.
- At a workshop yesterday, a proposed SFWMD Rule related to requiring entities that manage stormwater systems that discharge into the District to maintain their systems so that the aquatic vegetation trash/debris is not discharged into the SFWMD Flood Control System, was reviewed.

- Staff attended the SFWMD workshop via Zoom. The Rule will require that the SWCD maintain a management plan schedule to be made available to the SFWMD upon request.
- Another workshop related to this Rule will be held in February or March; the Rule will likely be adopted by the SFWMD in April or May.
- Per Mr. Selchan, this is a non-issue because SWCD canals are well-maintained.
- The Amera Downtown Development Company is planning to develop the former City Hall site and is asking to acquire a portion of the SWCD’s Right-of-Way (ROW). Staff conducted a full title search and there are no restrictions on the parcel. The company is having the area appraised and will make a purchase request at the appraised value.

Mr. Malefatto requested a \$10 per hour legal fee increase to \$325 per hour.

On MOTION by Mr. Morera and seconded by Mr. Ortiz, with all in favor, the Lewis, Longman & Walker \$10 per hour fee increase request, resulting in a \$325 per hour legal fee, effective February 1, 2023, was approved.

B. District Engineer: Craig A. Smith & Associates

I. Presentation: Monthly Engineer’s Report

Mr. Rubio presented the January Report and provided updates regarding the electrical repairs at Pump Stations 1 and 2 and for the WOFC Phase 2B Improvements and Work at Pump Station 1.

II. Permit Application(s)

• Florida Power & Light [Installation of Fiber Optic Cables]

Mr. Rubio discussed the permit requests related to the following locations:

- **West ROW of NW 120th Avenue – Canal “RR”**
- **West ROW of NW 120th Avenue – Canal “18-1”**
- **West ROW of NW 120th Avenue – Canal “NN”**
- **North ROW of Sample Road – Canal “JJ”**
- **North ROW of Sample Road – Canal “17-S”**
- **North ROW of Sample Road – Canal “17-9”**
- **East ROW of Coral Springs Dr – Canal “X”**

- East ROW of Coral Springs Dr – Canal “U”
- East ROW of Coral Springs Dr – Canal “T”

On MOTION by Mr. Ortiz and seconded by Mr. Morera, with all in favor, the CAS Project No. 15-1826 ROW Permit Application submitted by Florida Power & Light (FPL) for the installation of fiber optic cables via directional bore, consisting of 3, 2” HDPE conduits, at the nine canal crossing locations identified, subject to the Special Conditions set forth in the January 3, 2023 recommendation letter, was approved.

- Blue Stream Communications [Installation of the Fiber Optic Cables]

On MOTION by Mr. Ortiz and seconded by Mr. Morera, with all in favor, the CAS Project No. 15-1826 ROW Permit Application submitted on behalf of Blue Stream Communications, LLC via KVM Fibertelecom, Inc., for directional bore installation of fiber optic cables consisting of 2, 2” HDPE conduits under SWCD Canals L17-6 and C17-3 at 3750 NW 115th Way and Coral Ridge Drive/NW 39th Street, was approved.

C. District Engineering Consultant: *John McKune*

There was no report.

D. District Field Supervisor: *Cory Selchan*

Mr. Selchan reported the following:

- Due to the lack of rain, water levels are decreasing in the East and West Basins.
- Colder temperatures have killed most of the invasive species and caused fishkills.
- The construction and electrician teams are behind schedule. Staff is trying to coordinate with Rio-Bak. The crews are performing their normal activities.

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

I. Discussion: Sartory Hall Meeting Location

Ms. Sanchez stated Sartory Hall is available for meetings at the cost of \$42.60 for a three-hour meeting, which is less than the La Quinta location. The room would be set up by a Park Ranger. Staff visited the location and found it adequate. Ms. Sanchez asked the Board to

allow Management to schedule the meetings and move the meeting location, starting with the February meeting.

On MOTION by Mr. Morera and seconded by Mr. Ortiz, with all in favor, changing the meeting location for the remainder of Fiscal Year 2023 from the La Quinta to Sartory Hall, 10150 NW 29 Street, Coral Springs, Florida 33065, commencing with the February meeting, was approved.

Ms. Cerbone stated the Landowners’ Meeting will be held in March and asked Mr. Morera and Mr. Ortiz to seek qualified candidates to fill the seat. If the seat is not filled, the Governor’s Office will be notified to make an appointment.

- II. Discussion: FASD Legislative Update**
- III. NEXT MEETING DATE: February 8, 2023 at 6:30 PM**
 - **QUORUM CHECK**

The next meeting will be held on February 8, 2023.

TENTH ORDER OF BUSINESS

Public Comments

No members of the public spoke.

ELEVENTH ORDER OF BUSINESS

Adjournment

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

[SIGNATURES APPEAR ON THE FOLLOWING PAGE]


Secretary/Assistant Secretary


President/Vice President