

Minutes

Regular Meeting of the Captiva Erosion Prevention District

Tween Waters Inn, 15951 Captiva Drive, Captiva, Florida 33924

January 8, 2014 @1:00 P.M.

Commissioners Present: Jim Boyle, Chairman; Doris Holzheimer, Vice Chair; Harry Kaiser, Secretary; Dave Jensen, Treasurer; Mike Mullins, Commissioner via telephone. (The connection was lost at 1:06.)

Staff Present: Kathleen Rooker, CEPD Administrator; John Bralove, CEPD Assistant to the Administrator; Hans Wilson, Hans Wilson and Associates, Robin Mixon, Hans Wilson and Associates

Stroemer & Co. Staff Present: Jack Alexander

CP&E Staff Present: Nicole Sharp, Steve Keehn

Lewis, Stroud, and Deutsch Staff Present: Nancy Stroud

1. Call to Order

Chairman Boyle called the meeting to order at 1:00 P.M

2. Roll Call

The roll was called and the results are outlined above.

3. Approval of Meeting Minutes

Commissioner Kaiser moved and Commissioner Holzheimer seconded a motion to dispense with the reading and approve the minutes as written from the December 11, 2013 Regular Board Meeting. The motion passed unanimously.

4. Public to be Heard

There were no comments from the public.

5. Financial Report

Treasurer Jensen referred Commissioners to Page 7 of the Agenda Materials and stated that ad valorem tax collections were coming in according to budget. Mr. Alexander agreed. Referring to Page 9, the Capital Project Budget detail, Treasurer Jensen reported that \$2.5 of the \$4.6 million approved by the state had been received. The \$6.1 million approved by Lee County in the ILA had been received. Commissioner Kaiser asked if Lee County had given CEPD all the money it was due and was told yes. Treasurer Jensen asked if there were any questions and there were none.

6. Old Business

a) Renourishment Project Update

Nicole Sharp of Coastal Planning & Engineering provided the update. She said beach fill was completed on Sanibel on December 26, all shore equipment had been removed, and tilling would be finished on Sanibel this Friday. 740,000 cubic yards of sand had been placed on Captiva and 75,000 on Sanibel. Great Lakes will be off the landside entirely by Friday evening.

Turner Beach will be available Saturday morning. The submerged pipeline remains but will be removed shortly starting with Captiva and then Sanibel.

Commissioner Kaiser asked why was tilling done when sea turtle season was well past. Ms. Sharp explained that it had to be done before January because piping plovers started nesting then and the biological opinion required it. Mr. Keehn added that it was a Federal requirement. Commissioner Kaiser said the people working on the project were doing a great job and the tourists he had talked to staying at Jensen's on the Gulf were particularly happy with the much wider beach.

Ms. Sharp continued by saying the dune vegetation work would begin in mid-January, will start with the newly created dunes, and then move to fill-in work. Holly Milbrandt, representing Sanibel, thanked everyone for the good communications and asked that Sanibel continue to be kept informed. She added that Sanibel would see to it that the guardrail is replaced. Chairman Boyle said CEPD should get a letter from Sanibel that Sanibel was satisfied with the work done on Sanibel and had no objections.

b) Dune Planting Update

Ms. Sharp reported that a preconstruction meeting with the dune vegetation contractor, Aquatic Plants of Florida, was scheduled for next Tuesday. Commissioner Holzheimer asked about watering the plants. Ms. Sharp said the contract called for gel packs, the contractor would do watering as needed, and the contract had certain guarantees regarding replacing plants and survival rates.

c) Permit Status

Ms. Sharp reported that a pre-application meeting would take place in Tallahassee next week with the DEP. Attending that meeting would be Ms. Rooker and Chairman Boyle and CP&E staff - Mr. Keehn, Tom Pierro, Lauren Floyd, and herself. She also reported on other activities CP&E was working on, including gathering turtle and bird data from SCCF; finding upland sand sources for small, emergency projects; updating sand borrow surface data; and preparing information for the DEP. Ms. Sharp reminded Commissioners that the approach was to treat this as a repeat project rather than a new one, which means the permit process, will move more quickly.

7. New Business

a) Proposal to Prepare Preliminary Assessment Roll

Chairman Boyle discussed the draft of the assessment schedule, stating that if it were followed, the public meeting would be held in June, the final assessment would go to the tax collector in September, and the assessment would appear on the November 2014 tax bill. He also said that an \$180,000 interest payment is due in May 2014 and because of the timing, will not be able to be paid from collections from the assessment.

Commissioner Kaiser asked Chairman Boyle what he thought the interest rate would be for people who chose to pay their assessment off over time. Chairman Boyle responded that it would be less than the last time since the interest rate on this loan is lower than the last loan.

Commissioner Kaiser asked what should people do if they had a complaint about their assessment? Chairman Boyle said they should come to the June meeting. He added that the first step in the process was to prepare a preliminary assessment roll and called for a motion to approve Dr. William Stronge's proposal to prepare the non-ad valorem tax roll. Commissioner Kaiser moved and Chairman Boyle seconded a motion to approve Dr. Stronge's proposal. Commissioner Jensen asked how his fee this time compared to last time and was told it was the same. Commissioner Jensen asked whether it was a flat rate no matter how much time he spent and Ms. Rooker confirmed that it was. Ms. Rooker then went over with the Commissioners when Dr. Stronge would attend CEPD meetings and that Dr. Stronge had agreed to this schedule. Chairman Boyle called for a vote on the motion and it passed unanimously.

Chairman Boyle asked Ms. Rooker to read aloud Resolution 2014-1 approving the expenditure of \$20,125 for William B. Stronge PhD. to develop the 2013 Beach Renourishment Project Preliminary Assessment Roll. Commissioner Kaiser offered the resolution and Chairman Boyle seconded it. Commissioner Jensen said "2014" should be added to the motion after "2013." Commissioner Kaiser offered this as an amendment and Chairman Boyle seconded it. The resolution was amended. Commissioner Holzheimer raised a concern that CEPD had no back-up plan for Dr. Stronge. Ms. Stroud offered to talk to Dr. Stronge about his future plans and the Commissioners thought this was a good idea. Chairman Boyle said this issue would be revisited after Ms. Stroud has her conversation with Dr. Stronge. Ms. Rooker said Dr. Stronge would have otherwise been available to attend this meeting by telephone but he was giving a presentation in Ft. Lauderdale. Chairman Boyle called for a vote on Resolution 2014-1 and it passed unanimously.

b) Proposal to Purchase Parking Payment Machine

Ms. Rooker said the 2013-14 Budget provided for a replacement of CEPD's oldest parking meter. The proposal is to replace it with a model that both Lee County and Sanibel are using and CEPD was able to get the Lee County bid price. The manufacturer is located in Orlando, which will make the installation and any servicing necessary much easier. She added the last machine was purchased 5 years ago for \$14,000, about the same price as this machine. The proposal for the new machine is \$14,355.80, but she is asking for up to \$15,000 in case the concrete pad has to be altered or for removing the old machine. She added the useful parts from the replaced machine would be taken out and used for the remaining machine as back-up parts. Commissioner Jensen moved and Commissioner Kaiser seconded a motion to approve this purchase. The motion passed unanimously.

Chairman Boyle asked Ms. Rooker to read aloud Resolution 2014-2 approving up to \$15,000 to purchase and install a Parking Payment Machine. Commissioner Holzheimer offered the resolution and Commissioner Jensen seconded it. The motion passed unanimously.

8. Administrator Report

a) Calendars

Ms. Rooker said the goal of the calendar was to tell the story of the Renourishment Project. Pictures used in it were all from the project. She said feedback from the community was extremely positive and the calendar had successfully accomplished its goal. She added the

calendar was distributed to CEPD's community partners and a Beach Briefs told citizens that they could pick up a copy at the CEPD office.

b) FEMA Update

Ms. Rooker reported this funding had neither been approved nor denied but FEMA was leaning toward denying it based on their idea that lost sand that can allegedly be recovered should be deducted from the total lost. She said CEPD had filed its objections but the only response so far from FEMA was to ask for contact names at CP&E. They were provided. No one at CP&E has been contracted. She said Charlotte County's claim had already been denied based on the above-mentioned rationale. CEPD's lobbyist was working to set up a conference call with Representative Rooney (Charlotte County), Trey Radel, CEPD, and FEMA. Commissioner Jensen asked whether CEPD would get all of the \$1.7 million claimed. Chairman Boyle explained it would be shared roughly 50% with the county.

9. Public to be Heard

There were no comments from the public.

10. Commissioner Comments

Commissioner Kaiser remarked that the project had gone smoothly and the timing was such that there was minimal interference with the tourists and sea turtles. Commissioner Holzheimer agreed and thanked everyone who had worked on the project. Chairman Boyle said the District should be very proud of its accomplishments, especially in light of what happened in late July with the Army Corps of Engineers-and five months later the construction was completed.

Chairman Boyle asked whether Commissioners had seen the communication from Commissioner Mullins questioning the lower cost for the Hampton's (Long Island) beach project. He said Ms. Rooker had found out that a less costly cutter dredge had been used rather than a hopper dredge, the sand source was less than a mile offshore, there were multiple sand sources, within this mile along the shoreline, there was no need for a booster pump, and the amount of pipe used was a least ½ of what was used on CEPD's project. Chairman Boyle said Commissioner Mullins' email asked for a motion to investigate the cost difference between CEPD's project and the Hampton's and asked whether anyone wanted to make such a motion. Commissioner Jensen said CEPD had sought and received competitive bids and he saw no need for a motion to investigate. Commissioners Holzheimer and Kaiser agreed with Commissioner Jensen. Commissioner Kaiser said he thought CEPD got a great price based on the bidding process. Chairman Boyle mentioned the amounts of the 3 bids CEPD had received. There was no further discussion or action.

Adjourn

There being no other business, Chairman Boyle adjourned the meeting at 2:03 P.M.