

## Minutes

Regular Meeting of the  
Captiva Erosion Prevention District  
Tweent Waters Inn, 15951 Captiva Drive, Captiva, Florida 33924  
October 8, 2014 @ 1:00 P.M.

**Commissioners Present:** Jim Boyle, Chairman; Doris Holzheimer, Vice Chair; Harry Kaiser, Secretary; Dave Jensen, Treasurer; Mike Mullins, Commissioner

**Staff Present:** Kathy Rooker, CEPD Administrator; John Bralove, CEPD Assistant to the Administrator; Hans Wilson, Hans Wilson and Associates

**Stroemer & Company:** Jack Alexander

### 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 September Meeting Minutes

Commissioner Kaiser moved and Commissioner Holzheimer seconded a motion to dispense with the reading of the minutes from the September 5, 2014 Tentative Budget Hearing, the September 22, 2014 Regular Board Meeting, and the September 22, 2014 Final Budget Hearing and approve them as presented. The motion passed unanimously.

### 4. Public to be Heard

There were no comments from the public.

### 5. Financial Report

#### c) Budget Performance Ending September 30, 2014

Treasurer Jensen reported that the financial statements presented were for the year ending September 30, 2014. Regarding the General Fund, he said the two recent budget amendments put everything close to the budget. He asked for questions and there were none. With respect to the Capital Fund, he said the budget anticipated the parking lot being closed for two months during the renourishment project. Despite the closing, revenue exceeded the budget by over \$45,000.

### 6. Old Business

#### a) CEPD Comments on Proposed Beach Path

Chairman Boyle reported that Ms. Rooker had met with Bob Walsh and talked with the surveyor. It was confirmed that there is indeed only one easement. Mr. Walsh redesigned the path as presented on Page 15 of the Agenda Materials, a solution designed to accommodate Mr. Walsh clients and avoid damage to the dune. Commissioner Jensen moved and Commissioner

Kaiser seconded a motion to approve sending the email to Jenny Cowart as presented on Page 16 of the Agenda Materials indicating that CEPD has no objection to the revised design. The motion passed unanimously

**b) Beach Etiquette Printing**

Commissioners viewed the new card and praised the design and final product. Ms. Rooker said 5,000 had been printed for \$550. She said she plans to meet with the Captiva property rental agents and distribute the cards to them. Commissioner Mullins said he thought this card will help immensely in solving some of the problems that had been discussed at recent panel meetings.

**7. New Business**

**a) Permit Required Beach Tilling**

The Chair said that the CEPD was required to do beach tilling prior to the next turtle nesting season and for two additional years. CEPD will issue an RFP shortly to receive bids for this year's work. He added that a new requirement is that tilling be done to a depth of three feet rather than the two feet specified in the past. The ideal window to do this work is between December 1 and February 1. Ms. Rooker added that not disturbing piping plover nesting also narrowed this window. Chairman Boyle said Commissioners will be presented with a choice of vendors at the November meeting.

**b) CEPD Meeting Schedule**

Chairman Boyle presented for discussion the proposed 2015 Meeting Schedule. He said the November meeting date was proposed for Tuesday, November 10 so that it would not conflict with Veterans' Day. He said the dates for the April and July meetings were a week before the Community Panel meetings and it is customary to have CEPD's meetings on the same week as the Panel's. Commissioner Mullins moved to accept the proposed dates with the April and July dates as April 15 and July 15. Chairman Boyle seconded the motion. The motion passed unanimously.

**c) Resolution 2014-13 Approving Purchase of Parking Payment Machine**

The Chair reported that the second meter at the Hagerup Parking Lot, installed in 2008, needs replacement. He added that one meter had already been replaced in April 2014. Questions were asked about how the new meter was performing and the answers were all positive. Commissioner Mullins offered and Commissioner Holzheimer seconded Resolution 2014-13 to approve the expenditure of up to \$16,000 to purchase and install a Parking Payment Machine. The Resolution passed unanimously.

**8. Administrator Report**

**a) FEMA Update**

Ms. Rooker presented this report contained on Page 22 of the Agenda Materials. She said CEPD has persisted for over two years in pursuing this claim. The latest developments are that there was a conference call on September 30 among Tom Pietro, Steve Keehn, and herself (representing CEPD), Steve Hyatt (representing the State), and David Johnson, Eric Jackson, and Gregory Slatton (representing FEMA). Discussion involved the circumstances at Clam Bayou and Bowman's Beach. Now that they understand those circumstances, FEMA said they will go back and look again at the project. Another conference call was scheduled for October 6.

Ms. Rooker continued that on October 3 FEMA requested that the conference call be delayed one week since they continue to have difficulty arriving at the amount of sand. FEMA will provide CEPD with its calculations, which will help CEPD determine where the discrepancies are and aid in reaching agreement with FEMA on the sand volume. Then the actual cost that CEPD incurred can be applied to the claim.

The Chairman said the next step in the process after CEPD and FEMA reach agreement on the sand volume and cost is that FEMA would obligate the money. Ms. Rooker reminded the Commissioners that if CEPD were to receive any money, it would be required to reimburse the DEP and split the remainder with Lee County per our interlocal agreements.

**9. Public to be Heard**

There were no comments from the public.

**10. Commissioner Comments**

Commissioner Mullins said one of the themes he picked up on at the FSBPA meeting is concern for sea level rise. He thought that CEPD should pursue this concern proactively with beach re-nourishment as one of the best solutions. Chairman Boyle said CEPD's application for a new permit includes increasing both the height of the berm and expanding the template. Commissioner Holzheimer also pointed out there is increasing concern about effects of sea level rise on the bay side properties.

**Adjourn**

There being no other business, Chairman Boyle adjourned the meeting at 1:53 P.M.