

**Special Meeting of the
Captiva Erosion Prevention District**
Tween Waters Inn, Wakefield Room
15951 Captiva Drive, Captiva, Florida 33924
September 8, 2016 @ 5:15 PM

Commissioners Present: Dave Jensen, Chair; Mike Mullins, Vice Chair; Bob Walter, Treasurer; Rich Stegmann via telephone.

Absent: Harry Kaiser, Secretary (excused).

Staff Present: Kathy Rooker, CEPD Administrator; John Bralove, CEPD Administrative Assistant.

1. Call to Order

Chairman Jensen called the meeting to order at 5:07 P.M.

2. Roll Call

The Chair called the roll and the results are outline above.

3. Public Comments

There were no members of the public in attendance.

4. FEMA Insurance Requirements Discussion

Ms. Rooker called Commissioners' attention to the communication on Page 2 of the Agenda Materials from FEMA that over 150 Florida local governments and agencies ("Subgrantees") received. She explained that based on two complaints received, the Department of Homeland Security's Office of the Inspector General had performed an audit of FEMA's insurance reviews of applicants receiving public assistance grants for 2004 and 2005. The audit found flaws in FEMA's requirement that agencies receiving FEMA funding obtain and maintain insurance to cover the risk of future losses to their "facilities." Consequently, FEMA has requested that applicants understand the requirement to obtain and maintain insurance by reviewing and signing an Insurance Commitment Letter template that they provided. At this time, Commissioner Mullins had to leave the meeting.

Ms. Rooker said the Insurance Commitment Letter template that FEMA was requiring was not something she thought CEPD should sign. She consulted CEPD's attorney, Nancy Stroud, to advise CEPD on making changes to the template so that it would apply to CEPD. Ms. Stroud's input resulted in CEPD's letter to FEMA, a draft of which is included in the Agenda Materials, It states that:

- The District' property that received FEMA grant funds does not include building contents, equipment and vehicles (facilities) but only is an engineered beach and beach groin. Therefore, costs related to the engineered beach and beach groin are not required to be insured.

- Although the District maintains standard liability insurance through the Florida Municipal Insurance Trust, CEPD has been advised by them that there is no insurance reasonable and available to insure against losses from storms to the engineered beach and beach groin.
- For these reason, CEPD is in compliance with the grant requirement according to the FEMS Recovery Policy.

Commissioners reviewed the letter and asked some questions. The Commissioners approved of the letter. Commissioner Walter commented that before Commissioner Mullins left the meeting, he expressed approval as well.

Adjourn

There being no further business, the Chair adjourned to meeting at 5:21 P.M.