

## *MEETING MINUTES NOVEMBER 12, 2015*

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**Opening:** A public meeting of the Fellsmere Water Control District was called to order at 10:00 a.m. on November 12, 2015 held at the office of the District 109 N. Willow Street, Fellsmere, Florida. Richard Carnell called the meeting to order.

**Supervisor's present** was Mike Monroe and Jeff Bolling.

Others present were Michael O'Haire, Marvin Carter, Rodney Tillman, and Joyce Hertel.

**Approval of Minutes:**

A motion duly made by Mike and seconded by Jeff the Minutes of September 10, 2015 were approved as emailed.

**Attorney's Report:** Michael stated that he is waiting on the FDOT I-95 Trial date.

Michael also stated that an issue came up regarding a public records request by Edward de la Parte Jr., Attorney for Corrigan. Michael felt that a records request policy was not needed but just follow the guide lines of the statute. A lengthy discussion followed regarding the request with Marvin explaining how the different water control districts and the City were involved. Michael also discussed that this records request may be a result of Corrigan and the SJRWMD.

Michael advised Rodney that any billing statements regarding the records requests should be forwarded to person making request.

**Engineer's Report:** Marvin stated that he is presenting George's Permit Manual. Richard said that he had some additions to be made in the Manual.

Motion made by Mike and seconded by Jeff to approve the Permit Manual after additions were made subject to approval by the Engineer Attorney and President of the Board. The Manual can then be published after this approval.

Marvin explained the Fountains of Fellsmere newest drawing, and explained that it would be very hard for the District to maintain the ditch the way the drawing is configured. Richard asked about the area just north of South Carolina Street, and Rodney explained that it was parking spaces. Richard also felt that the Rail Trail was not the right width. Michael asked why the reinforced concrete pipe that was originally discussed was not being used in that area. Rodney and George were advised to bring up this subject at the next construction meeting.

Marvin discussed NuTerra project and that the permit only is for the site and not for the driveway or the crossing of the Lateral U canal. Also, FPL will apply for its' own permit for the Electrical connections to NuTerra.



Marvin explained the FOA permit and that George felt that it can now be issued. Discussion followed and the Board felt that George needs the final plans for the site before issuing the permit. Discussion followed about the site regarding buildings, retention areas and future plans and the following Motion resulted:

Motion made by Mike and seconded by Jeff that the Engineer and Attorney would get together and construct a letter to FOA stating that work needs to stop and desist until all requirements of the permit and special conditions are met and brought into compliance. Motion passed unanimously.

**Treasurer's Report:** The District is undergoing an Audit with the KNEG, CPA firm. The new addition this year on the audit will be the Governmental Accounting Standards Board (GASB 68.) The budget would have been under but by having to add the GASB 68 requirements it will hopefully balance now.

Rodney presented a written Treasurer's Report to the Board.

**Supervisors Comments:** Richard stated that Fellsmere Water Management Area (FWMA) was to handle all the water from FJV but the culvert under CR 512 at SL 34 owned by Indian River County would obstruct this flow. Also discussed was the flow way south of the 34 levee that was supposed to carry water west under CR 512 to the FWMA. Marvin explained the historical aspects of the flow way dating back to the beginning of the Water Control Districts, but it was not involved in the present problems. Richard explained that there is a 3500' long cut in the Fellsmere Grade at elevation 23.4' so that any higher water elevation would flow into the C-54 canal.

Mike asked Rodney to research the possibility of replacing the Helicopter service with an airboat sprayer. He asked had the Tommy Nichols complaint on D-11 been rectified. Rodney explained that the culvert that had been installed was the minimum size for that location but in the future it would not be grandfathered and have to be replaced by pipe sized in the East Master Plan. Mike asked about Chris Mora problems with IRC R & B. Rodney explained that Mr. Mora will be retiring next year.

Mike asked what the cleaning schedule for the District sub-laterals was. Rodney explained that Rob spot cleans all the sub laterals once a year and where possible wholesale cleans the ditches where it is possible to store the material on the roadside banks. Rodney further explained that it is too expensive to rent trucks and haul the wet material to the County Landfill which is the only option.

**Public Comments:** No public comments.

Meeting was adjourned at 11:40 a.m. by Richard Carnell.

The next Board of Supervisors meeting will be at January 14, 2016 March 10, 2016, May 12, 2016 Landowners Meeting, July 14, 2016, and November 10, 2016 @ 10:00 a.m. at the District office.

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Richard Carnell President  
Board of Supervisors

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Joyce Hertel  
Secretary