

Naples, Florida, March 9, 1977

LET IT BE KNOWN, that the Pelican Bay Improvement District Board met in regular session at 4:30 p.m. in Building "F" of the Collier County Courthouse Complex with the following members present:

PRESIDENT: Salvatore Scuderi

TREASURER: Viola Barclay

SECRETARY: Douglas Brown

ABSENT: Harmon Turner  
Robert Diefenthaler

ALSO PRESENT: Virginia Magri, Recording Secretary; Mr. Tracy Bolesky, Attorney; Mr. Werner Buntmeyer, Vice President, Coral Ridge-Collier Properties; Messrs. Grover Ericksen, Charles Penn and Gary Moyer, Coral Ridge-Collier Properties; Attorney Jim Smith, Coral Ridge-Collier Properties and Mr. Jerry Eckert, Brevard Engineering.

AGENDA

1. Call to Order
2. Roll Call
3. Minutes of Prior Meeting
4. Engineers for Project
5. Old Business
6. New Business

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MINUTES OF FEBRUARY 9, 1977 - APPROVED

Mr. Scuderi moved, seconded by Mr. Brown and carried unani-  
mously, that the minutes of February 9, 1977 be approved as  
submitted.

ENGINEERS FOR PROJECT

No report. It was noted that proposals are being accepted  
until 11:00 a.m. March 15th and a report will be made at the  
April meeting.

OLD BUSINESS:

INVOICES FROM ENGINEER, STOTTLER/STAGG & ASSOCIATES

Mr. Buntmeyer reported that he received what he believes to  
be the final invoices for the engineering services performed by  
Stottler-Stagg. He recalled that they had contracts as follows:

\$50,000	-	Water Management
\$22,000	-	Potable Water
\$17,500	-	Sanitary Sewers
\$ 3,000	-	Test Well

Continuing, Mr. Buntmeyer said that the invoices received  
are considerably higher, i.e. test well \$6,400; water management  
\$70,265; potable water \$5,324 over and sanitary sewer \$5,200  
over; invoices totaling approximately \$35,000 more than the com-  
bined contracts. Mr. Buntmeyer said that he is at a loss re-  
garding the overage and suggested to the Board that he would  
like to give copies of the invoices to Mr. Turner for investiga-  
tion and recommendation at the next meeting. It was the consensus

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of the Board that this suggestion be followed.

BILLS APPROVED FOR PAYMENT

Treasurer Barclay presented the following bills for payment:

Tracy Bolesky	\$475.58
Smith Leshner (bond renewal)	69.00
Douglas Brown (phone)	6.48
Naples Daily News (2 bills)	6.20
Naples Printing Co.	116.17
Rogers Moon & Townsend	100.00
Bd. of County Commissioners	58.50
Various mileage slips	

Mr. Scuderi moved, seconded by Mr. Brown and carried unanimously, that the bills be paid as presented.

DISCUSSION RE PROPOSED BILL TO LEGISLATURE

During discussion of a proposed Bill to be presented to the Legislature, it was noted by Mrs. Barclay that Section 3, subsection (8) calls for a three person advisory committee to make recommendations to the Board of Supervisors on the types of activities, construction, use, maintenance, and such of the lands designated for preservation, conservation and recreational purposes. Mrs. Barclay expressed the opinion that this should be changed to a five member committee, citing the fact that it is hard to obtain full membership and a larger committee would have more input for the Board. Mr. Smith related that they have no objection to a five member committee.

Referring to Section 5, subsection (21), Mrs. Barclay said that she would hope that the docks will be very simple to accommodate canoes and paddleboats because they do not want power boats

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in the area. Mr. Smith pointed out that they are not trying to create a waterfront community; however, he added that he does not believe that constitutionally they can keep people from using the water. Mrs. Barclay said that her main concern is that the docks not be large enough to accommodate or be attractive to power boats. During further discussion Mr. Buntmeyer pointed out that this is not an obligation of the District to do anything; it is just certain power to enable the Board to do something if and when they see fit. Mr. Smith noted that for future concern the open water areas, beachfront and wetlands will have covenants which will make it impossible for someone at a later date to get a dredge permit or such.

Continuing discussion regarding the three person advisory board, Messrs. Scuderi and Brown were of the opinion that the larger the advisory board the more difficult to get a decision; therefore, it was the consensus of the Board that this remain as is in the proposed Bill.

Concluding the discussion, Mr. Smith advised that in addition to consulting with the Board of Supervisors they have also discussed the proposed Bill with the Board of County Commissioners. He said that Rep. Hawkins is in the process of presenting the Bill.

Mr. Scuderi moved, seconded by Mr. Brown that the Bill be approved by the Board of Supervisors as submitted. Upon call for the question the motion carried 2-1, Mrs. Barclay dissenting.

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NEW BUSINESS:

Recommendation of Southwest Florida Regional Planning Council/Mr. Scuderi authorized to write letter to BCC re same

Mr. Smith noted that the Southwest Florida Regional Planning Council made recommendation to the Board of County Commissioners that the development be approved; however, one of the requirements was that they obtain a letter from the Pelican Bay Improvement District setting out the requirements in developing the potable water plan and the sewage plan.

Attorney Smith noted that they are going before the County Commission on the 29th of March for a public hearing on the DRI and PUD. During discussion Mr. Smith noted that construction permits are contingent upon the coming back before all of the advisory boards. Mrs. Barclay recalled that the Regional Planning Board approved the development with stipulations that have to be met. Mr. Smith said that essentially the language in the PUD document, which will be a County ordinance, will be the same as the Development Order which must go back to the SWFRPC for approval.

Mr. Smith advised the Board that they appeared before the WMAB earlier in the day and, again, reaffirmed with them the process that they are asking the Board to communicate to the Chairman of the County Commission. Also, he said that the engineers are extremely satisfied with the test well and will make a detailed report next month which must be approved by the Board of Supervisors and processed back through the normal chain of events at

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the County and State level. He said that the language has been modified in the PUD document and Development Order to say that construction permits will be contingent upon coming back through the process to get final plans approved for potable water and sewage treatment.

In summary, Mr. Scuderi said that the developer is asking him to write a letter advising the County Commission that as long as the developer has to come back for construction approval the District is in favor of the PUD and Development Order; therefore, Mrs. Barclay moved, seconded by Mr. Brown and carried, that Mr. Scuderi be authorized to write a letter on behalf of the District, to the Board of County Commissioners, advising them that they will make sure that the developer goes back to all of the necessary advisory boards before they start construction.

CITY OF NAPLES/WATER

Mr. Smith reported that the City of Naples passed a resolution authorizing them to approach the developers to see if they want to buy water from them. He noted that the District Board is the appropriate body to be approached rather than the developer. He said that they would like to involve Mr. Harmon Turner in the discussion and report back to the Board if it is a matter that should be pursued. Mr. Scuderi said that the Board is always ready to listen to proposals.

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TREASURER'S REPORT FEBRUARY 10, 1977 THROUGH MARCH 9, 1977 - ACCEPTED

Mr. Scuderi moved, seconded by Mr. Brown and carried, that  
the following Treasurer's report be accepted:

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TREASURER'S REPORT  
FOR THE PERIOD FEBRUARY 10, 1977 THROUGH MARCH 9, 1977  
PELICAN BAY IMPROVEMENT DISTRICT  
NAPLES, FLORIDA

	<u>FEBRUARY 10, TO MARCH 9, 1977</u>	<u>YEAR TO DATE</u>
CASH BALANCE - BEGINNING OR PERIOD	\$ 1,581.24	\$ 2,642.47
CASH RECEIVED:		
Coral Ridge Properties	<u>2,000.00</u>	<u>8,000.00</u>
	<u>3,581.24</u>	<u>10,642.47</u>
EXPENDITURES:		
Meeting Expenses:		
Board of Supervisors	500.00	2,300.00
Commissioners	-	900.00
Office Expense	4.50	7.55
Secretarial Expense	34.00	134.00
Attorney's Fees	895.00	3,023.00
Consulting Engineer's Fees	-	992.41
Accounting Services	70.00	370.00
Classified Advertising	51.80	69.11
Travel Expenses	<u>44.44</u>	<u>314.30</u>
	<u>1,599.74</u>	<u>8,600.97</u>
CASH BALANCE - END OF PERIOD		
Cash in Bank	1,961.50	
Petty Cash	<u>20.00</u>	
	<u>\$ 1,981.50</u>	<u>\$ 1,981.50</u>

Respectfully submitted,

Viola S. Barclay, Treasurer

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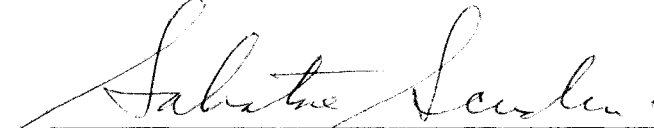
REPORT RE LAW SUIT

Attorney Bolesky reported that the law suit was duly filed and that the Judge appointed three commissioners to go on the land and appraise the benefits and assess it as they saw fit. He said that the commissioners met twice on the 19th of January and signed a report which was sent back to the court. He said that an ad was placed in the Naples Daily News for exceptions to be filed to that report prior to March 2. Mr. Bolesky said that no exceptions were filed; he has a certificate from the Clerk as such and also the Affidavit of Publication. He said that as soon as they get acceptance from the landowners he will have the Judge sign the final order.

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There being no further business to come before the Board, Mr. Scuderi moved, seconded by Mr. Brown and carried, that the meeting be adjourned. Time 5:10 P.M.

PELICAN BAY IMPROVEMENT DISTRICT BOARD

  
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Salvatore Scuderi, President