

Naples, Florida, September 13, 1978

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  
Harmon Turner

ABSENT: Robert Diefenthaler

ALSO PRESENT: Debbie Pantano, Recording Secretary; Tracy Bolesky, Attorney for the Board; Werner Buntmeyer, Coral Ridge-Collier Properties; George Varnadoe, Attorney of Smith, Young & Blue; Fred Biery, Post, Buckley, Schuh & Jernigan; Gary Moyer, District Manager for Pelican Bay; Byron Koste, Coral Ridge-Collier Properties; and Tom Peek, Wilson, Miller, Barton, Soll & Peek.

AGENDA

1. Roll Call
2. Approval of minutes
3. Discussion re Fiscal Year 1978-79 Budget
4. Discussion re Drainage Easements (Phase I Subdivision Plat)
5. Status Report
6. Supervisor's Requests
7. Treasurer's Report
8. Adjournment

ROLL CALL

The meeting was called to order. President Scuderi noted that Mr. Diefenthaler was absent.

APPROVAL OF MINUTES

Mr. Turner noted the following corrections to the minutes of August 9, 1978:

Page 501 -- "Douglas Brown, Treasurer" should read "Douglas Brown, Secretary"

Page 503 -- Third Para., "Bermuda" should read "Permutit"

Page 504 -- Last Para., "Chairman not authorized to sign said plat at this time" to be included in the motion.

5th line from Bottom - "the plan would be" should read "the plat would be"

4th line from Bottom - "County agencies required" should read "County agencies as required"

Page 505 -- 6th line from Top - "Water Management Plat" should read "Water Management Plan"

2nd Para., 3rd line - "plat" should read "plant"

5th Para., 1st line - "burn" should read "berm"

6th Para., 3rd line - "water and sewer facility plants" should read "water and sewer plans"

Mr. Moyer noted that Mr. Bolesky had advised him of another change:

Page 505 -- 4th Para., 1st and 2nd line - "resolution" should read "final judgement"

Mr. Turner moved, seconded by Mr. Brown and carried unanimously 4/0 that the minutes of August 9, 1978 be approved as corrected.

DISCUSSION RE FY78-79 BUDGET

~~Legal notice having been published in the Naples Daily News on August 1 and 8, 1978 evidenced by Affidavit of Publication filed, public hearing was opened to consider~~ The proposed budget for Fiscal Year 1978-79, ~~which~~ Mr. Moyer stated, has been made available to the public and the developer has reviewed it. He noted the figure of \$10,000 under Engineering Expenses and explained that it is allocated for work that may not take place in the coming year. Mr. Moyer further stated that Mr. Buntmeyer has recommended the

Engineering Expense be reduced to \$2,000 and Mr. Biery and himself concur with that suggestion. He further explained that the set of costs in the Trust Account for the Bond Issue will most likely come from the Bond proceeds; therefore, the figure under Trustee Fees can be reduced by \$2,000. He further noted that under Administrative Expenses only charges for Water Management should be included and not Water and Sewer; therefore, the Board should compensate the Water Management Account for such charges. Mr. Moyer stated the total proposed total for the budget is \$53,346 and recommended the Board's adoption of the budget.

Mr. Turner moved, seconded by Mr. Brown, that the Board adopt the budget as recommended by the District Manager subject to the developer advancing the funds to finance the budget and the stipulation that any advertising for hiring of personnel, purchase of equipment, etc., be brought to the Board for final approval. The motion carried unanimously 4/0.

DISCUSSION RE DRAINAGE EASEMENTS IN REFERENCE TO SUBDIVISION PLAT

Mr. Moyer explained the Board's acceptance of certain easements (drainage and maintenance) is necessary for the Water Management Plan which are shown on the plat. Mr. Biery referred to the visual map to point out the location of said easements.

He stated he has received the executed copy of the Grant of Easement form to which he attached the legal descriptions prepared by the engineers and submitted to Mr. Bolesky who has approved it. He noted the acceptance of these easements will finalize the approval of the Phase I subdivision plat.

Mr. Turner moved, seconded by Mrs. Barclay, that the drainage easements be accepted as submitted. Motion carried unanimously 4/0.

Mr. Turner moved, seconded by Mrs. Barclay and carried unanimously 4/0 that the President and Secretary be authorized to sign Phase I Subdivision Plat.

#### STATUS REPORT

Mr. Biery stated that the South Florida Water Management District has approved the surface Water Management Plan and has issued the permit and that the Board of County Commissioners has also approved same; he noted the Corps. of Engineers has not yet approved it.

Mr. Moyer explained that he has completed the amended agreement requested by the engineers to make adjustments necessary within the contracts on an item-per-item basis and he has submitted them to Mr. Bolesky for his review. Mr. Bolesky commented the only change he recommends is on the second page at the top "be it resolved" should read "be it agreed."

Mr. Turner moved, seconded by Mrs. Barclay and carried unanimously 4/0 that the President and Secretary be authorized to sign the proposed amended Agreement.

Mr. Moyer stated, in reference to the Bond Issue, that the finalization of the <sup>Preliminary</sup> ~~Residual~~ offering statements used for the Water Management issue is in process and he is also working on a draft of the offering statement for the Water and Sewer facility. He further stated it will be necessary for the Board of Supervisors to approve the official offering statement and he hopes to have the final product within the next two weeks. He suggested a special

meeting be called, if necessary, to approve the official offering statement.

Referring to negotiations concerning the City possibly providing water for the District, Mr. Moyer stated the City feels the District should make a proposal for an agreement and he noted he will be working with the City's staff to do so. He recommended the District proceed with the Phase I construction and he be authorized to continue said negotiations; however, on advice of the bond counsel, <sup>bond proceeds cannot be used</sup> ~~the District should not purchase water for this purpose.~~ ~~from the City at this time.~~

Mr. Turner moved, seconded by Mr. Brown and carried unanimously 4/0, that the Manager be authorized to continue negotiations with the City with the stipulation that the District is not making any type of commitment at this time.

Mr. Moyer referred to a letter by Mr. Biery requesting an additional \$2,000 for work remaining to obtain permits. Mr. Biery explained that much of this is due to the DER's permit in that it is a very lengthy process.

There was some discussion concerning the dollar figures in the letter and Mr. Buntmeyer suggested the request be considered at a later date. Mr. Moyer stated they will work on the discrepancy and get back to the Board.

#### SUPERVISOR'S REQUESTS

Mr. Moyer explained that, with the Board's approval, he will place this section on the Agenda every month in order that anyone having questions concerning items not on the Agenda will have a chance to speak at this time.

President Scuderi noted that on November's agenda, there should be an item for the Board to elect officers for the new Board.

Mr. Turner informed the Board that he will not be available at the regular time next month for the meeting.

Mr. Turner moved, seconded by Mr. Brown and carried unanimously 4/0 that the Regular Meeting for next month be scheduled for Monday, October 9, 1978 at 4:30 P.M. provided all members can attend; however, if a Special Meeting (aforementioned) is called, the re-scheduled Regular Meeting will be cancelled.

#### TREASURER'S REPORT

Mr. Turner noted he has a bill for the developers in the amount of \$300.00. He also noted the District Engineer's Invoice #14 in the amount of \$36,175.45 and moved to authorize the developer to pay the Invoice, seconded by Mr. Brown and carried unanimously 4/0.

Mr. Turner moved, seconded by Mr. Brown and carried unanimously 4/0 that the Treasurer's Report be approved.

Mrs. Barclay noted the receipt of three bills from the Naples Daily News in the amount of \$36.65; an insurance bill for \$86.00; attorney's fees in the amount of \$380.10; all of which totals up to \$502.75. She also noted the travel vouchers.

Mr. Turner moved, seconded by Mr. Brown and carried unanimously 4/0 that the bills be approved for payment.

#### ADJOURNEMENT

Mr. Turner moved, seconded by Mr. Brown and carried unanimously 4/0 that the meeting be adjourned. Time - 5:25 P.M.

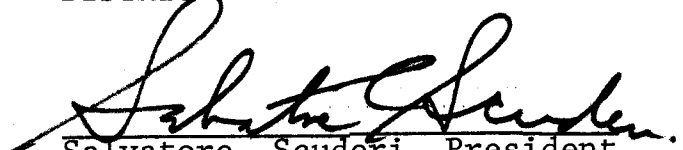
TREASURER'S REPORT  
FOR THE PERIOD AUGUST 10, 1978 THROUGH SEPTEMBER 12, 1978  
PELICAN BAY IMPROVEMENT DISTRICT  
NAPLES, FLORIDA

	August 10, 1978 Through September 12, 1978	Year To Date
CASH BALANCE - BEGINNING OF PERIOD	\$ 20,199.04	\$ 3,008.17
CASH RECEIVED		
Coral Ridge Properties	-0-	42,500.00
	<u>\$ 20,199.04</u>	<u>\$ 45,508.17</u>
 EXPENDITURES		
Miscellaneous	\$ -0-	\$ 85.00
Meeting Expense	500.00	6,000.00
Office Expense	-0-	99.69
Secretarial Expense	47.55	883.07
Attorney's Fees	2,464.50	19,569.91
Consulting Engineer's Fees	-0-	-0-
Accounting Services	-0-	900.00
Classified Advertising	-0-	345.10
Insurance	-0-	-0-
Travel Expense	8.32	446.73
	<u>\$ 3,020.37</u>	<u>\$ 28,329.50</u>
 CASH BALANCE - END OF PERIOD		
Cash in Bank	\$17,158.67	
Petty Cash	<u>20.00</u>	
	<u>\$ 17,178.67</u>	<u>\$ 17,178.67</u>

Respectfully Submitted,

VIOLA S. BARCLAY  
Treasurer

PELICAN BAY IMPROVEMENT  
DISTRICT BOARD

  
Salvatore Scuderi, President