

**PELICAN MARSH COMMUNITY DEVELOPMENT DISTRICT
REGULAR BOARD OF SUPERVISORS MEETING
Wednesday, September 20, 2017**

The Board of Supervisors of the Pelican Marsh Community Development District met on Wednesday, September 20, 2017 at 9:00 a.m. at the Pelican Marsh Foundation Building, Naples, Florida.

APPEARANCES: Frank Garofalo, Chairman
Don Pomerantz, Treasurer
Joe Diaz, Assistant Secretary
Edward Walsh, Assistant Secretary

ALSO PRESENT: W. Neil Dorrill, Secretary, Dorrill Management Group
David Robson, Johnson Engineering
Tony Pires, Counsel for the Board
John Vanover, Operations Manager

ROLL CALL

Chairman Garofalo noted that Mr. Walker was not in attendance, but the remainder of the Board as noted above was present.

Public Comment

There were many votes of thanks from members of the public for the work of the Board after the storm. Chairman Garofalo indicated that this item will be discussed further under the Manager's Report.

APPROVAL OF AGENDA

Item 5G, the Shark Shootout, was added to the Agenda.

On a MOTION by Joe Diaz and a second by Don Pomerantz, the Agenda was then unanimously approved with the addition.

APPROVAL OF MINUTES OF AUGUST 16, 2017 BOARD MEETING

On Page 4, in the third line from the bottom, Mr.” Clearly” should read Cleary.

On Page 6, at the beginning of the fourth line, “draught” should be “drought”.

On Page 7, in the third line of the second paragraph, the word “damn” should be “dam”. This misspelling occurred several more times in that paragraph, and on the previous page.

On Page 9, in the fourth line of the third paragraph, the last word should be “but”.

On Page 16, in the fifth line under Item D, the word “manger” should be “manager”.

On Page 18, in the seventh line under Public Comment, the starred words are “good read”.

On Page 19 in the last paragraph before Adjournment, the words in the first line should read “Shark” Shootout as opposed to “Sharp”

With those corrections the Minutes were unanimously approved on a MOTION by Don Pomerantz and a second by Edward Walsh.

FINANCIALS

The revenue schedule through the end of July showed no additional revenues received during the month of July, and none are contemplated as the tax certificate sale has taken place and the proceeds were received in June.

The balance sheet showed \$1,826,000 in cash, which is slightly better than what would be hoped for at this time of the fiscal year. This will be helpful for the costs of hurricane cleanup and repairs. Total current assets less the contingency reserves of \$400,000 and \$850,000 for cash flow reserves were \$656,000 against \$32,000 in payables. Chairman Garofalo noted that the \$400,000 contingency reserve will be used for hurricane cleanup.

The income statement showed total revenues year-to-date at \$3,304,000, net of discounts that people take in paying taxes early. This represents 96.5 percent, or fully budgeted, taking into account those discounts taken. Additionally, year-to-date interest is approaching \$16,000, where only \$3,000 was budgeted. This is reflective of the change the Board made in banks.

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Chairman Garofalo noted that in next year's budget that figure is much higher to account for that extra income. On the expense side of the income statement it was shown that the property appraiser's fees were \$7,000 under budget, and salaries were also under budget in the landscaping program, which was a function of unfilled vacancies at the grounds keeper level. Chairman Garofalo also added that as there is much more work in the summer as far as trimming and mowing is concerned, if someone leaves in the fall, they are not replaced until the spring when they will be needed. Mr. Vanover noted that presently he is only short one grounds keeper.

As a result of a rate increase on water that went into effect after the 2017 budget was approved, purchased irrigation water was over budget.

The salaries for access control are almost \$36,000 under budget, which again is a function of some lapsed salaries. Overtime costs are slightly under budget as well.

Repairs and maintenance to the gates is over budget by about \$20,000 year-to-date which is a direct reflection of the lightning strikes that occurred during the summer months.

Total operating expenses are \$142,000 under budget as the District approaches the end of the fiscal year.

A Board member questioned the almost \$20,000 that the Board spent over budget on irrigation water, and Mr. Vanover explained that there is always a lag in posting, and this year there was a very dry fall to spring, with only four inches of rain in an eight-month period. They were using a great deal more irrigation than normal, and the rate increase as well helped bring this number up. From June first to the present, the rainy season, the District has received 80 inches of rain. He noted that the rain sensors are on, and delays are also used when a big rain comes through. That number is going to change slightly, but Mr. Vanover anticipates it being roughly \$10,000 over budget. The number has been adjusted up due to the rate increase in the 2018 budget. Chairman Garofalo indicated that a plan is in place to minimize lightning damage going forward,

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so that number will be reduced as time goes on. The Chairman also wanted to emphasize that the District is not trying to save money on access control or grounds keeping as the quality is the most important thing and is being maintained, but this simply is a reflection of efficiencies that have been put in place.

Gary Gorran asked Mr. Dorrill if there was enough money to fix the storm damage in Pelican Marsh, keeping in mind the monthly expenses and the two-month carry forward into the new year. Chairman Garofalo explained that as the District's fiscal year starts on October first, and as the first distribution from the County is not received until the end of November, there are three months that they carry forward funds to cover. There will be sufficient money left in the contingency fund after the deductions to address the issues at Pelican Marsh due to the storm. The two contingency funds contain money that is set aside and is not considered as cash on hand. Mr. Dorrill indicated that the operating funds needed monthly are more like \$240,000, and the difference is capital. Most of the capital purchases are made in the first quarter, and last month only \$216,000 was spent.

Mr. Vanover advised the Board that the costs of cleanup for Hurricane Wilma were about \$300,000, and although this storm seemed a little worse, he felt that there were sufficient funds in contingency to cover it.

On a MOTION by * and a second by Don Pomerantz, the Financials were then unanimously accepted by the Board.**

MANAGER'S REPORT

A. Post Hurricane Update

Mr. Dorrill provided a timeline of key events for those present as it relates to the storm, and noted that staff at the operating and access control level had done a very good job. On Labor Day discussions began at the staff level, and Mr. Vanover spoke to his counterparts at Lely Resort and Pelican Bay, making sure that preparations had been made. Mr. Dorrill was also

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pleased to have been asked to attend a high level briefing at the County EOC. He was included in these briefings that went on for a few days by the County Manager. This paid some big dividends to the District when they were able to get some traffic signal issues addressed. There was a concern the previous week when lift stations began to fail that sewage was coming out of the manhole covers and going down the streets. A rotating shutdown of water was gone through by the County in order to address that condition.

Arrangements were made on very short notice the previous Friday to bring a heavy contractor in on Saturday morning, and some favorable pricing was negotiated on equipment, operators and fuel for preventative maintenance and labor. Allen Construction has done an excellent job this past week doing heavy debris removal. A horticultural staging area was created at the corner of Livingstone Road and Vanderbilt on property owned by the District, and presently Mr. Dorrill estimate that there is probably a couple of thousand yards of debris that has already been moved over there.

A second contractor will be at the District today, and fortunately the Royal Palms and Black Olives fared very well. It was anticipated that many of the Black Olives can be saved. This contractor will be doing some selected pruning and debris removal as well as banding and propping up trees.

Just before the storm hit, Chairman Garofalo and Mr. Dorrill had a discussion and came up with the idea that any grounds keeper who showed up for work the day after the storm would be eligible for a \$200 bonus. Mr. Dorrill felt it was worth spending that money, as these men showed up to work and did an amazing job.

Mr. Dorrill did not have any good projections yet as to what final costs were going to be, but he felt that it had been a good week as far as the operating staff goes, and they will continue to move forward. The Chairman agreed that the employees came in the day after the storm and worked long hours for several days. (His comments regarding some further appreciation for them were not able to be heard.)

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Mr. Vanover added that he had a skeleton crew on the Monday following the storm, and his main goal was to open up the roads. On Monday they worked hard to get the east/west main boulevard open, and they did so by shoving the debris to the side which took about ten hours. There was no power or food, so Mr. Vanover brought food and water for them all. There was no air conditioning, and the men took no breaks.

On Tuesday the men worked on Marsh Run, which was opened by 10:00 a.m. Power came on at the shop Monday night, which helped quite a bit. By Tuesday afternoon, all north, south, east and west roads were opened up. On Wednesday the men picked up debris on the roads, as Tiburon was covered with palm fronds. On Thursday they started setting the mow pattern at Vanderbilt, where they will work their way up Bay Laurel, down Galleria, and then at the Airport gate, they will go west with that mow pattern.

At the Chairman's request Mr. Vanover explained that there were three kinds of crews. District staff goes ahead of the heavy equipment, trimming and cutting down trees that need to be removed. Behind them the heavy equipment loads up the trees and takes them down to the staging area. Behind that is the crew that removes all the small debris that makes it impossible to mow, and mowing should begin the following Monday. The grass has three weeks of growth. Mr. Vanover indicated that they are focusing attention on Tiburon to get the trees that can be saved propped up. If they have irrigation water, he will leave one crew at Pelican Marsh on Monday to begin mowing, and the rest over at Tiburon to work on the trees and get the grass scalped down to the normal once a year level, and then fertilize it so it will be looking good by the time the season starts.

Chairman Garofalo has asked Mr. Vanover to see if he is able to arrange to have a mulching machine go out to the debris staging area and mulch all the trees that are stacked there, and then leave the mulch there.

Mr. Vanover knew that there were concerns about the irrigation water, and they are continuing to have issues getting the sewage to the plant. The manager of the plant where the District

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gets its irrigation water hopes to have it available by the beginning of the following week, and hopefully earlier. Even though it is summer the normal rainfall is not occurring. Most of the established landscaping will be fine, but new landscaping may be lost.

It will be several more weeks before the trees are all removed, and the Chairman indicated that then they will see the damaged curbing and sidewalks, which is going to be a very large replacement job. The Chairman added that they have not even discussed the perimeter, where he was sure there were several trees down as well.

All of the main roads in Pelican Marsh are now free of debris so the grass can be cut, and after that is done the curbs will be addressed. Mr. Vanover estimated that it will be 8 to 12 weeks before all the debris is picked up and hauled off, and then another six months or so of fixing signs, curbs, fountains, sidewalks, fences, and other things.

In response to a question about when certain things will get done, Mr. Vanover indicated that he has a limited amount of manpower, and everything will get done eventually, but it will all take time. He added that the South Florida Water Management District wanted to have the trees removed from the ponds, and Mr. Vanover advised them that if it was that important, they will have to come get it done. Mr. Vanover also noted that almost everyone's roof was intact, and that is very good news.

Mr. Dorrill advised the Board that as it relates to their records, there are two complete digital backups of all of the records. Mr. Dorrill kept one with him, and the other went to Orlando with the company's senior analyst. The original source documents and all the permits were wrapped in blue tarps at the Strand office for protection. Mr. Vanover added that Mr.

Calamari and Gary and his staff were at the District before the storm hit, and they removed all the computers, the software and other equipment from the gate houses and brought them to the shop for protection. The patrol cars were also parked inside. Chairman Garofalo indicated that over the next few months they are going to capture everything that needs to be changed or added on the hurricane plan that has been in use for seven years, as the District had some

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significant changes over this time.

Tom ***Apple from Clermont felt that Mr. Vanover has been doing a wonderful job, but thought some priorities should be given. They have a large banyan tree leaning against their building, and is going through people's screens and causing other issues. He asked if that could be given consideration. Mr. Vanover noted that they have a contractor with a large crane, and their plan on Marsh Run is to cut those trees either a third or half off and stand them back up. He expects that this contractor will be back at Pelican Marsh soon, and that tree will be a priority.

Chairman Garofalo asked everyone to keep in mind that the whole city is fighting for these contractors, and Pelican Marsh is very fortunate to have Allen Construction doing work for them. He indicated that Marsh Run is going to take weeks and weeks to clean up, but he understood this resident's concern, as this area was hit very hard. It would also help if some of the area around the tree could be cleaned up so trucks can get in, and Mr. Vanover added that some of the homes on the perimeter that have CDD trees down on their property may have to wait quite some time to get them removed, unless they wished to use their own resources.

Susan ***Roda asked what the time period was to get trees standing in an attempt to save them, and Mr. Vanover indicated that there is a window of time, and they are doing the best they can to save certain trees. The Chairman noted that money is not the issue, the issue is trying to find a contractor with the time to come in and do this tree work, as all of them are spread very thinly throughout the city. Mr. Dorrill reiterated that they are bringing in an arborist contractor who will be at the District the following day, and they are going to make an effort to save the Black Olives at the entrance to Tiburon. Mr. Vanover hopes to save those trees that can possibly make it, and otherwise he is marking them for removal.

Mr. Pires had asked Mr. Dorrill to certify to the Board that it was a valid public emergency, that he entered into various contracts for goods, supplies, materials and/or services; therefore entering into emergency contracts which the rule defines as a contract necessitated by an

unexpected turn of events, including hurricanes, where the Board finds that any delay to competitive solicitation would be detrimental to the interests of the District. Once Mr. Dorrill certifies that there was a public emergency, Mr. Pires will ask the Board to accept that certification and ratify all the contracts that have been entered into. If Mr. Dorrill can identify that it is on an emergency basis, and the scope of work and costs of those contracts and the vendors, they can be noted specifically in this meeting so that will be on the record.

Mr. Dorrill then certified that it was a public emergency, and the nature, scope and pricing of the vendors will be reflected as a separate exhibit to the minutes. The contractors hired so far are Allen Concrete Construction and Gatorland Landscaping,

On a MOTION by Joe Diaz and a second by Don Pomerantz , the contracts as listed were ratified, Mr. Dorrill's certification of a public emergency was accepted, and staff and the manager were authorized to enter into any other contracts necessary to perform emergency clean up services on a unanimous vote of the Board.

Jeff Randall then asked for a clarification of the perimeter area being referred to, when the Chairman indicated that they can get the work done if they wished as it would take a while for the contractors to get to them. Chairman Garofalo indicated that they are not authorizing associations to do CDD work and then get reimbursed. There will be no reimbursement for private people to do private work for any resident or community.

Pete ***Koen indicated that there was a tree in his lake, and asked if he would be reimbursed if he had it sawed up, and he was advised that he would not.

A resident asked if he found a contractor that would work with the CDD and do different things that would be helpful, if that would be of assistance to the District. Mr. Vanover was not sure he wanted to get into that, but indicated that if someone like that was found, they could call Mr. Vanover. Chairman Garofalo added that he has had at least a dozen offers from people to help do the work, but it is important that they got certified and licensed people to do this work. There are different licenses required for different work, and there is liability is attached

as well. If Mr. Vanover verifies certifications and licenses and feels that someone can help, it is his call, and the Chairman indicated that he would agree with those decisions.

B. Lake and Wetland Maintenance Contract

This contract rate is up for renewal and the fee remains the same at \$156,000. This involves lake spraying for algae and nuisance aquatic plants, and the maintenance of the preserves in accordance with the permits. Staff is recommending approval.

On a MOTION by Joe Diaz and a second by Don Pomerantz, the Board unanimously approved the contract renewal.

C. Approval for Insurance Package Renewal

This premium is for two years, and as there are going to be significant increases on property and casualty lines next year, the fact that it was proposed as a two year premium will result in savings. Staff is recommending approval for the package at \$83,740 for all lines, which is a decrease of \$500 over the previous two years, effective October first.

This package is invoiced separately for property and liability, public officials liability, Worker's Comp and the total payment is made bi-annually.

Mr. Dorrill briefly explained the insurance co-op that the District participates in for small municipalities and special government districts, and the underwriter is Public Risk Insurance.

On a MOTION by * and a second by Edward Walsh, the Board unanimously approved the renewal of this insurance package.**

D. Vacate Easement for Livingston Road Berm

This item refers to the landscape easement that runs along Livingston Road that has been discussed recently. There had been discussions with the golf course club, in recognition that no maintenance had ever been done by the District on that property, whether the District should

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consider vacating that easement. Mr. Robson was able to get a copy of the easement and Mr. Pires has looked at it, but no final action is contemplated at this time.

Mr. Pires stated that this was an interim update, and noted that he was in the process of retrieving the documents from 2003 associated with the easement to understand the basis for the granting of it and whether it would be appropriate to vacate. The requisition package associated with that easement is in storage, and Mr. Pires will be retrieving it this week. He will provide a detailed report to the Board on this issue in advance of the next Board meeting.

Chairman Garofalo indicated that this is a very controversial area that belongs to the golf course, and he read the easement that was granted in 2003. It was between WCI and the Tiburon golf course. The CDD was not a part of it, but Mr. Pires was mentioned as there were emails between Mr. Pires and WCI about the easement, which is why Mr. Pires wanted to get the package from storage which would show the rationale for the easement. No CDD member signed that document, but there was a review process associated with it. Once Mr. Pires reviews the documents from storage he can make a recommendation to the Board to either vacate or modify the easement.

This issue will be discussed again in October, and the Chairman saw no advantage for the CDD in this situation. Until this berm issue gets resolved, the golf club will not be using the District's property for parking, for the Shoot Out, the LPGA, or anything else.

Gary Gorran suggested that by what the Chairman is saying about the golf club not having access to that parking area on Livingston Road until the matter of the berm is settled, that it is locking the CDD into never letting them use that property. The Chairman clarified his statement, indicating that the agreement they have had in the past with the golf club is an annual one. (The rest of the comments on this were inaudible.) The chairman also added that the last paragraph of the easement says that if the CDD does nothing, then the property reverts back to the golf club, and the District has never maintained that area. Unfortunately, the berm became controversial because of the issues with the golf course clearing the trees and

shrubby in that area.

Mrs. *** spoke about the great publicity and good will that is generated for both Pelican Marsh and Tiburon with these golf events, and hoped that this issue could be settled to everyone's satisfaction and that the District can continue to host them. Chairman Garofalo understood that sentiment and felt that it would be best handled by the attorneys.

E. Commercial Vehicle Access Policy

This item relates to a proposed draft for clarification of the access management policy pertaining to commercial vehicles. These roads are public roads and are eligible for FEMA reimbursement, and the public has the right to access these roads. This clarification would affect the policy for commercial or after hours service providers or contractors. The District does not enforce deed restrictions, but the District has the right to obtain certain information from visitors, to take pictures of them and their car tag, and to advise them that they must stay on public roadways or risk being cited for trespass.

The Chairman indicated that they had tried to make the policy on after hours and commercial vehicles coming into the District the same as other vehicles, in other words, to have one comprehensive policy on this. Normal access is spelled out, and no access on Sunday. The exception to these policies is cases of defined emergencies as noted in the policy, which was changed the previous year. Mr. Pires will go through any changes made, and once this issue is resolved it will go out in an email blast and the Foundation newsletter so every resident will be aware of it. Mr. Pires added that even in non emergency situations, access cannot be denied to District roads.

Mr. *** asked what the policy will be for the next two months regarding work on Sunday, and the Chairman suggested that they use common sense, and let people who are working to repair storm damage in Sundays, as this qualifies as an emergency.

Mr. Pires noted that due to the nature of the roads, and the debris and the circumstances that

the District is currently operating under, he felt that the District had a greater ability to restrict or deny access. The debris poses visibility and safety issues, and Mr. Pires spoke with bond counsel on this issue. He will work with Mr. Dorrill and Mr. Calamari on this, and he felt that until the roads are clear, access should be limited to emergency vehicles or some other purpose rather than people just passing through.

F. Lightning Prevention Status

Mr. Calamari advised the Board that there was no lightning during the hurricane, but there has been \$20,000 in gate repairs this year due to lightning strikes. One of the things that has been done to help prevent strikes is the removal of the palms at the US 41 gate. A lightning system with rods will be installed on the roof of the gate house building, and if lightning strikes, it will pass down into the ground. This will keep all the expensive electronics safe. The trees have already been removed at the Airport Road gate, and then the tree removal will be done at the Vanderbilt gate. The contractors will be at the District the following day to complete the project at the US 41 gate.

Chairman Garofalo added that this is a four step process. The first step is to remove the Washingtonian Palms that surround the gates, and the second is to grind down the stumps. New, triple ground rods are being installed, and then the lightning shield is being put around the buildings. The gates are being done in phases, and all the money being spent is in the budget. The project has been slightly delayed by the storm, but the last trees to come out will be at the Vanderbilt gate which has 34 Washingtonian Palms surrounding it. The costs for this will be approximately \$12,000 and approval must come from the Board for this work as it is not hurricane related.

On a MOTION by Don Pomerantz and a second by Edward Walsh, the Board unanimously approved the expenditure of funds for the removal of the Washingtonian Palms at the Vanderbilt Gate at the appropriate time.

G. Lund Fence Extension Request

This item relates to a routine rear yard encroachment agreement and license for which the owners have received approvals. It is in Bay Colony, and is for the pool cage only, consistent with similar rear yard encroachments that the Board has approved at Tiburon, on the condition that the necessary fees for drafting the agreement and having it recorded are paid by the homeowner.

***Inaudible portion

Chairman Garofalo indicated that in the process of getting this fence approved, the Board found out that the Foundation, which would normally give approval on this type of thing, does not have authority in the Estates, which has its own design approval for changes and those sorts of things. The DRC at the Estates approved it, and then the golf course approved it as part of it was on their property, and finally the District approved it as the easement the District holds still has sufficient room to get the equipment in for maintenance. Mr. Pires will prepare the typical encroachment and non-disturbance agreement.

A MOTION was then made by Don Pomerantz and seconded by Joe Diaz to approve the fence extension request, subject to the conditions as noted above, and unanimously approved.

H. Shark Shootout

It was agreed that this discussion would be held at the October meeting when Mr. Vanover will have more information on debris removal. The Board members briefly discussed the fact that the area where parking has been permitted is now the staging area for debris removal, and will not be ready for the LPGA Tournament in November. Mr. Dorrill indicated that they will convey this message to the organizers, and indicate to them that if they wished to stabilize an area to the north of that for their volunteers, they could make that request, Mr. Dorrill will bring it back to the Board at the October meeting. The 4K race can go on, but there will be no parking for anyone because of the storm debris.

ATTORNEY’S REPORT

Mr. Pires had nothing further to bring before the Board other than what had already been discussed.

ENGINEER’S REPORT

A Stormwater System

Mr. Robson reported that the stormwater system in the District did well, and he had been monitoring it with Mr. Vanover.

SUPERVISORS’ REQUESTS

There were no other requests from the Supervisors.

PUBLIC COMMENT

Mr. Gorran noted that in the August minutes on Page 4 it talked about a Comcast meeting with the Chairman, Mr. Vanover and Mr. Cleary, and he wondered if that had taken place.

Chairman Garofalo indicated that he set the meeting up with Diana and the Comcast people, and they advised that their plan was that all the major arteries have conduit already, and the fiber optic pole will go through the existing conduit which will minimize some of the concerns about tunneling. Where there is no conduit they will hand dig 12 inch stretches, probably at the terminals, and lay the fiber optics in. They will have to do some tunneling under the streets and sidewalks where there is no conduit in certain communities. They will attempt to minimize tunneling under the roads by going over one area, and digging five or six holes rather than tunneling.

This project, which was supposed to begin this week, will be delayed because of the storm, but the Chairman did not think that the tunneling will be a problem as it will be two feet below the surface, and there will be a minimum amount of it.

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Chairman Garofalo added that there may be some telephone wires cut as no one seems to know where they are located, but he expects to have minimal problems.

Mr. Gorran reminded the Board that his question was what will happen a year from now if the roadway begins to collapse in certain areas because they were disturbed when they put in the lines. He wondered if the contractor indicated that they would come back and fix the road if that occurs, and the Chairman indicated that he did not read the contract, but it sounded like using existing conduit would keep tunneling at a minimum.

Mr. Pomerantz asked for an update on the Ventura wall, and Mr. Dorrill advised that they were waiting for the final documents which have been held up at the County due to the storm.

There was some minor damage to the wall from the storm, around \$1,000, and it will be repaired with the material that was salvaged at demolition. As soon as the final documents are received Mr. Pires will review and record them.

Chairman Garofalo added that the hurricane interrupted the complete transfer of the wall, but as far as he is concerned, the District has the material to fix the fence and they will do it. Mr. Pires noted as well that since the agreement was in place, that the District reimburse Ventura the dollar amount based on the cost of a chain link fence. He further suggested that the Board reconfirm that this was the transaction and agreement to accept the conveyance of the land and the fence at the agreed upon cost without any deduction. Once the original documents are received and reviewed, Mr. Pires will advise Mr. Dorrill, Mr. Vanover and the Chairman, and send them to be recorded. That would be the appropriate time for the Chairman to sign the document and release the full amount of \$28,000.

On a MOTION by Edward Walsh and a second by Joe Diaz, the Board unanimously affirmed the agreement with Ventura, and the full amount of \$28,000 will be released to them upon Mr. Pires' receipt of the original documents from the County, and his review and recording of them.

Jim ***Carter indicated at this point that the water restriction has been lifted.

Mr. Vanover indicated that there have been some CDD trees that hit roofs and/or screen cages, and he has been telling the residents that the District does not have liability as it is an act of God. Mr. Pires agreed, and he will prepare a memo for the Board to that effect. The homeowner's insurance will be responsible for reimbursement. The District, however, will get the tree down as soon as they can get to it.

(Overtalk)

ADJOURNMENT

The October meeting will be held on the 19th, **and on a MOTION and a second, the meeting was adjourned at 10:30 a.m.**