

WEST COAST INLAND NAVIGATION DISTRICT BOARD MEETING
FRIDAY, SEPTEMBER 17, 1993 AT 4:00 P.M.
SARASOTA COUNTY SOUTH COUNTY ADMINISTRATION CENTER
4000 SOUTH TAMiami TRAIL, ROOM 228
VENICE, FLORIDA

A G E N D A

ADMINISTRATION:

1. Call to Order and Roll Call
2. Approval of the Minutes of July 9, 1993
3. Approval of Bills to be paid for July and August, 1993
4. Approval of Treasurer's Reports for June and July, 1993
5. Approval of Deletions or Additions to Agenda

DEPARTMENT OF ENVIRONMENTAL PROTECTION COMMENTS:

OLD BUSINESS:

1. Report on A.G.O. Regarding WCIND Grants for Mammal Strandings
2. Report on Spoil Area Restoration Meeting

NEW BUSINESS:

1. Approve Resolution Renewing Agreement for Legal Counsel of WCIND
2. Report on Longboat Pass Maintenance Dredging

NEXT MEETING TIME:

DATE: Friday, September 24, 1993
5:01 P.M. Second Public Hearing

WEST COAST INLAND NAVIGATION DISTRICT

TENTATIVE BUDGET AND MILLAGE HEARING

FRIDAY, SEPTEMBER 17, 1993 AT 5:01 P.M.

SARASOTA COUNTY SOUTH COUNTY ADMINISTRATION CENTER

VENICE, FLORIDA - ROOM 228

A G E N D A

1. Open Public Hearing at 5:01 P.M..
2. Publicly Announce the Percentage Increase or Decrease in Millage Over the Rolled-Back Rate, Necessary to Fund the Budget. (-8.26% proposed)
3. Open to the Public
4. Motion to Adopt Tentative Millage Rate of .020
5. Motion to Adopt Tentative Budget for FY93/94
6. Close Public Hearing

WEST COAST INLAND NAVIGATION DISTRICT
BOARD MEETING AND FIRST PUBLIC HEARING

SEPTEMBER 17, 1993

SARASOTA COUNTY SOUTH COUNTY ADMINISTRATION CENTER

MINUTES OF SEPTEMBER 17, 1993

A regular meeting of the West Coast Inland Navigation District was held on Friday, September 17, 1993, at 4:00 P.M. at the Sarasota County South County Administration Center, 4000 South Tamiami Trail, Venice, Florida, in Room 228.

COMMISSIONERS PRESENT: Ray Judah, Chairman
Richard J. Leonard, Vice-Chairman
Kent G. Chetlain, Treasurer
Wayne Derr, Secretary

STAFF PRESENT: James M. Armstrong, Executive Director
Connie McLenna, Administrative Assistant
Philip E. Perrey, Counsel

ADMINISTRATION:

Commissioner Judah presided. Mr. Armstrong called the roll. Commissioner Chetlain moved to approve the minutes of July 9, 1993. Commissioner Derr seconded. Motion approved unanimously. Commissioner Chetlain moved to approve the bills to be paid for July and August, 1993. Commissioner Leonard seconded. Motion approved unanimously. Commissioner Derr moved to approve the Treasurer's Reports for June and July, 1993. Commissioner Leonard seconded. Motion approved unanimously. There were no deletions or additions to the Agenda.

DEPARTMENT OF ENVIRONMENTAL PROTECTION COMMENTS: NONE

OLD BUSINESS:

Report on A.G.O. Regarding WCIND Grants for Mammal Strandings:
Mr. Armstrong reminded the Board that at the last meeting he was asked to submit a letter to the Attorney General requesting an opinion as to whether or not WCIND could fund these projects. Mr. Perrey drafted the letter, a copy of which was sent to all Board members. The Commissioners also received a copy of the Attorney General's response, which really said they didn't feel they should give an opinion, that it was the Board's decision; but the reply did refer to the pre-1990 legislation and the 1990 legislation which deleted research studies, test programs, etc. relating to wildlife, wildlife habitat, fisheries, water quality, and so forth. The reply did say that they felt the statute does not cover the proposed projects.

The Board did not object to the Attorney General's reply.

Mr. Armstrong said that the two projects received at the last meeting from Sarasota County, i.e. \$10,500 for PSA's and \$17,500 for the City of Venice Marine Patrol, were added to the budget and will be funded. The money will come out of two administrative functions.

Report on Spoil Area Restoration Meeting: The first meeting generated a positive response among those attending. Mr. Armstrong said he is now trying to gather information from each county as to what they may like to do with specific reference to sites they might want to work on. He has had a response from Lee and Sarasota counties. Manatee is working on its response. He has talked with people in Tallahassee and Tampa from the Division of State Lands. There is an environmental restoration fund that is utilized from time to time for such projects. Hopefully, with some guidance from the state and the COE, once we get all the players together and decide on what we want to do, we can go forward. There is a good potential for working through the District as well as through the state and the COE. As soon as Mr. Armstrong hears from all the counties, the Commissioners and their liaison people will be notified of another meeting date.

NEW BUSINESS:

Approve Resolution Renewing Agreement for Legal Counsel of WCIND: For the last year and a half, we have been getting questionnaires and surveys from the Attorney General and had to send them our legal invoices. Counsel Perrey was asked to explain the background of the proposed Resolution. A new law amends Section 287.059(5) and requires that the agency head give its written approval prior to contracting for private attorney services. Our practice had been to renew the attorney services contract in January of each year by Board action - motion, second, and passage. This new statute requires written approval, thus the need for this Resolution. There is also a whole set of regulations adopted in the Florida Administrative Code, and that is where the cap of \$125/hr. comes in. The present agreement between the District and Dye & Scott calls for a retainer every month of \$450 and an hourly rate of \$105. Mr. Perrey is proposing to drop the retainer and go with the flat fee of \$125. Commissioner Chetlain moved to approve Resolution No. 93-1 agreeing to the contract for attorney services with the firm of Dye & Scott, P.A. Commissioner Leonard seconded. Motion carried unanimously. Commissioner Chetlain commended the firm of Dye & Scott, P.A., and our counsel, Mr. Perrey, for its service to the District.

Report on Longboat Pass Maintenance Dredging: The COE is letting bids in December for the dredging of Longboat Pass, and we were notified to provide easements for them. The last time we did this it took about six months. Mr. Armstrong and Mr. Perrey have

investigated, and it appears that all of the sand that will be dredged will be placed to the north of the pass on the county park and to the south of the pass in front of private homes. The sand will be placed seaward of the erosion control line, which does not require an easement of the property owners. This information is for the Commissioners in case they are asked about the dredging, which should occur in early 1994. Commissioner Chetlain said the sand to be placed north of the pass will be put on mile-long Coquina Beach which is within the corporate limits of the City of Bradenton Beach, but the beach is county-owned. South of the pass is a county park (Beer Can Island), now renamed Greer Island. The sand will be dredged across the county park to areas further south that are privately owned.

Counsel Perrey reported on the Florida Shore & Beach Preservation Association Meeting earlier in September. His notes were passed out to the Commissioners.

Commissioner Leonard has been in contact with the Public Works people in the City of Punta Gorda. They have two projects which we have approved for funding -- Elizabeth Park Jetty and Ponce De Leon Dredging. They have all the necessary permits and are ready to begin work immediately. Would there be a problem in reimbursing the city for work that had been done before the October 1 start of the new fiscal year? The Board agreed that there would be no problem because the reimbursement would not be made until after October 1. Commissioner Leonard moved to allow for this reimbursement upon proper documentation. Commissioner Chelain seconded. Motion carried unanimously.

MEETING ADJOURNED

FIRST PUBLIC HEARING

Commissioner Judah opened the Tentative Budget and Millage Hearing at 5:01 P.M.

Mr. Armstrong announced a decrease in the millage over the rolled-back rate of -8.26% necessary to fund the Budget.

Commissioner Judah opened the meeting to the public. There was no response.

Commissioner Judah said that Lee County wished to redirect some of its funding but remain at its present requested funding total of \$334,000. \$5,000 is requested for Turtle Time, Inc. \$5,000 will be redirected from Ostego Bay Foundation to fund Turtle Time, Inc. and \$10,000 will be directed from Ostego Bay Foundation to enhance Marine Habitat Foundation. Commissioner Chetlain

moved to approve this redirection of funds. Commissioner Derr seconded. Motion carried unanimously.

Commissioner Derr moved to adopt the tentative millage rate of .020. Commissioner Leonard seconded. Motion carried unanimously.

Commissioner Derr moved to adopt a tentative budget for FY93/94. Commissioner Leonard seconded. Motion carried unanimously.

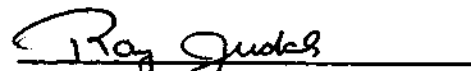
Commissioner Judah announced the Second Public Hearing would be on Friday, September 24, 1993 at 5:01 P.M. in this same room.

There being no further business before the Board, Commissioner Judah adjourned the meeting.

ADJOURNMENT: 5:08 P.M.



WAYNE DERR, SECRETARY



RAY JUDAH, CHAIRMAN