

WEST COAST INLAND NAVIGATION DISTRICT BOARD MEETING

FRIDAY, JANUARY 26, 1996 AT 10:30 A.M.

**SARASOTA COUNTY SOUTH COUNTY ADMINISTRATION CENTER
4000 SOUTH TAMiami TRAIL, VENICE, FLORIDA**

AGENDA

ADMINISTRATION

1. Call to Order and Roll Call
2. Approval of the Minutes of November 3, 1995
3. Approval of Invoices Paid for the Months of November and December, 1995
4. Approval of Treasurer's Report for October and November, 1995
5. Approval of Annual Audit Report - Presentation by Mr. Ed Leonard
6. Approval of Deletions or Additions to Agenda

PUBLIC COMMENT

DEPARTMENT OF ENVIRONMENTAL PROTECTION'S COMMENTS

U.S. ARMY CORPS OF ENGINEERS' COMMENTS

OLD BUSINESS

1. Longboat Pass Dredging - Report by Counsel Perrey
2. Venice Marine Park - Update
3. Matanzas Pass Dredging Project - Update
 - a. Lee County Funding Request
 - b. Intrepid Waters
4. D.O.T. Easement at Siesta Key Bridge, Sarasota - Report by Counsel Perrey

NEW BUSINESS

1. Election of Officers
2. Manatee County C.I.P. Funding Redistribution Request
3. Manatee County Funding Request - Bowlees Creek
4. Section 1135 Proposal for Federal Funding (A.C.O.E.) - Sarasota Bay N.E.P.
5. Draft of 1995 WCIND Waterway Guide - Review and input
6. Snake Island Restoration/Stabilization Project
7. Charlotte County C.I.P. Funding Request - Alligator Bay Dredging
8. Discussion of Project Management
9. Change to Rule 16S-2 - Report by Counsel Perrey

NEXT MEETING TIME AND DATE: 10:30 on March 22, 1996

ADJOURNMENT

WEST COAST INLAND NAVIGATION DISTRICT
BOARD MEETING
FRIDAY, JANUARY 26, 1996
SOUTH COUNTY ADMINISTRATION CENTER, VENICE, FLORIDA

MINUTES OF JANUARY 26, 1996

A regular meeting of the West Coast Inland Navigation District was held on Friday, January 26, 1996 at 10:30 a.m. at the South County Administration Center, Room 228, Venice, Florida.

COMMISSIONERS PRESENT:

Ray Judah, Chairman
Joe McClash, Vice Chairman
Adam Cummings, Treasurer
Jack O'Neil, Secretary

STAFF PRESENT:

Charles W. Listowski, Executive Director
Philip E. Perrey, Counsel

ADMINISTRATION

Commissioner Judah opened the meeting. Mr. Listowski called the roll. Commissioner McClash moved to approve the minutes of November 3, 1995. Commissioner Cummings seconded. Motion approved unanimously. Commissioner Cummings moved to approve the invoices paid for the months of November and December 1995. Commissioner McClash seconded. Motion approved unanimously. Commissioner McClash moved to approve the treasurer's reports for October and November 1995. Commissioner O'Neil seconded. Motion carried unanimously.

Our auditor, Mr. Ed Leonard, presented his report on the audit for the fiscal year ending September 30, 1995. We have received the highest level of opinion that a CPA firm can give on a set of financial statements. We have a fund balance on September 30 of \$4,844,544, of which \$2,733,128 is reserved for encumbrances. All WCIND's investments were in the approved categories enumerated in Section 218.415 of the Florida Statutes, the lowest risk categories. Actual investment return was close to 9%. There were no material weaknesses or reportable conditions in WCIND's internal control structure. There were no instances of material noncompliance with laws and regulations. The Management Letter referred to two areas of internal bookkeeping/recordkeeping which were not completed due to the absence of staff personnel assigned to perform those duties. Steps have been taken to correct the problem. Commissioner McClash moved to approve the annual audit report. Commissioner O'Neil seconded. Motion carried unanimously.

Mr. Philip E. Perrey, our counsel, has resigned from Dye & Scott, P.A. and is now self-employed. The matter will be discussed at the March Board Meeting.

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Under New Business, No. 10 will be the WAMS Study by the Coast Guard. No. 11 will be an overview of the Florida Shore & Beach Preservation Association conference held recently. No. 12 will be a proposed ecotourism anchorage publication, and No. 13 will be a discussion of the commercial aspects of the waterway. No. 12 will be postponed for a later date when Dr. Antonini is present.

PUBLIC COMMENT

Mr. John Maslack, from the audience, wished to speak on Stump Pass. He is speaking for the civic association and the Lemon Bay Conservancy. He offered a history of dredging Stump Pass, the most recent proposal being defeated by the Governor's Cabinet on March 4, 1992. He is definitely against the expenditure of public funds for a dredging project since it can never have permanent results. Mr. Listowski said there are no plans to do anything in Stump Pass.

DEPARTMENT OF ENVIRONMENTAL PROTECTION'S COMMENTS - None

U.S. ARMY CORPS OF ENGINEERS' COMMENTS - Ms. Patricia Hanson of the Jacksonville office spoke to the Board. The primary project the Corps has with WCIND is the proposed dredging of Venice Inlet and the Intracoastal in Venice. The biggest hurdle is getting authorization to place dredged material on Snake Island. The state is not being very cooperative. A planned trip to the area may help in that regard.

John's Pass will probably not be dredged at this time. New Pass and Longboat Pass will be dredged, probably after October 1, under a negotiated contract. The Corps is looking at Charlotte Harbor/Boca Grande channel again.

The Chairman suggested that Ms. Hanson get together with Lee County representatives in the audience after the meeting to smooth out some details about the Fort Myers Beach dredge project.

OLD BUSINESS

Longboat Pass Dredging - Counsel Perrey said we had to extend or renew some easements through 1998 to give the C.O.E. time to get the work done. Our obligation has been fulfilled.

Venice Marine Park - Mr. Listowski said the project has taken on some new dimensions since the last Board Meeting, and he needs direction from the Board on two items. One is to explore benefits to be derived from Sarasota County's effort involving the railroad property adjacent to the proposed marine park and the other is to work with the City of Venice on a temporary use agreement relative to Phase II of the Venice Beach Renourishment Project. They need the same property for a staging area for concrete materials for a mitigation project offshore. Commissioner McClash moved to give Mr. Listowski direction to explore further these two

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Mark Alderson from the Sarasota Bay N.E.P. spoke in favor of this proposal. Commissioner Judah moved to approve the staff's recommendation. Commissioner Cummings seconded. Motion approved unanimously.

Draft of 1996 WCIND Waterway Guide - We are down to our last copy. We will include in the new publication information on anchorages and manatee protection speed zones. Datum from Dr. Antonini's studies about anchorages will be incorporated into the new map. If copies are available before the next Board Meeting, they will be mailed to the commissioners.

Snake Island Restoration/Stabilization Project - The application for funding from the state Pollution Recovery Trust Fund is being reviewed. Only \$500,000 is available from this fund. Even if we do not get funding, we feel we still can receive technical assistance and support services to put together a stabilization plan for Snake Island.

Charlotte County C.I.P. Funding Request for Alligator Bay - CIP-11 was called Sunrise Waterway Dredging, but the county is requesting to expand its scope to include three other channels, which will be more beneficial to the public. Staff recommends using the \$125,000 balance in CIP-11 to fund a project called, collectively, Alligator Bay Dredging. Commissioner Cummings moved to approve the request. Commissioner O'Neil seconded. Motion approved unanimously.

Project Management - Mr. Listowski offered the services of the staff for help with the counties' projects. Sometimes we can do things in a less cumbersome manner, and we have a handle on how one project would relate to other projects. The commissioners suggested he send a letter to the county administrators (with copy to the commissioners) offering assistance. Mr. Listowski will do so.

Change to Rule 16S-2 - Report by Counsel Perrey - Our rules for the Waterway Development Program are several years old. We should update them. These will be changes of form not substance, i.e. changing DNR to DEP, updating telephone area codes, etc. We would use the current rules and forms for DEP's Florida Boating Improvement Program as a model so we would not be adding a new layer of different rules. He has delivered that draft to Mr. Listowski, and the two of them will review it and report later.

National Beach Preservation Conference - Mr. Listowski talked about the debate between Dr. Dean and Dr. Pilkey on the value of beach nourishment. Dr. Pilkey's comments were not based on science as much as on common sense, but they ring true. His major theme is not against beach nourishment but do it in places where there is a major public use. Let's be careful about spending a lot of money for provincial communities where you have a handful of people who have other resources and means of getting money. Dr. Dean said that beach nourishment works in some applications.

Issues. Commissioner O'Neil seconded. Motion carried unanimously.

Matanzas Pass Dredging Project - We have a request from Lee County regarding the opportunity for the movement of more material from the northern tip of Estero Island. There is in excess of 150,000 cu. yds. of suitable material that could be moved. The \$375,000 request for money may not be enough. The county proposes to use funds from CIP-3, Intrepid Waters Dredging, to supplement the Fort Myers Beach Emergency Dredging, E-1, if needed. Commissioner O'Neil moved to approve. Commissioner McClash seconded. Motion approved unanimously.

D.O.T. Easement at Siesta Key Bridge, Sarasota - The DOT is probably willing to lease us the asphalt parking area next to the bridge. The plan is to trade the availability of this site for a release of the easement area that constitutes the parking lot and deck of Coasters Restaurant. Counsel Perrey is trying to get a formal written request from the property owner asking us for a release of our easement in order to initiate the process. That would be followed by an appraisal, and then we would release our easement if the owner will pay WCIND the market price.

NEW BUSINESS

Election of Officers - Mr. Listowski thanked Commissioner Judah for serving as Chairman. Commissioner O'Neil suggested he continue to serve as Chairman, but Commissioner Judah declined. Commissioner McClash was nominated for chairman, Commissioner Cummings for vice-chairman, Commissioner O'Neil for secretary, and Commissioner Judah for treasurer. Commissioner O'Neil moved to adopt the slate. Commissioner Cummings seconded. Motion carried unanimously. Commissioner Judah was thanked for his service.

Commissioner McClash moved into the Chairman's position, and the meeting continued.

Manatee County C.I.P. Funding Redistribution/Funding Request for Bowlees Creek - Manatee County requests encumbered funds of \$31,000 from M-46 and M-57 be placed in the CIP undesignated sub-fund, and \$154,000 be transferred to the Bowlees Creek Project (CIP-2) for a total of \$294,542 in CIP-22. Added costs are due to the requirement that spoil be taken to the landfill instead of the original disposal site. Commissioner O'Neil moved to approve the funding redistributions for CIP-2 and M-46 and M-57 to the CIP undesignated sub-fund. Commissioner Judah seconded. Motion passed unanimously.

Section 1135 Proposal for Federal Funding - Sarasota Bay N.E.P. - Mr. Listowski went to a funding workshop (C.O.E.) for projects that would have a positive effect on water bodies and communities that were negatively affected by the dredging of the I.C.C. Sarasota Bay National Estuary Program has entered into discussions with us involving a cooperative effort to obtain this funding. WCIND would be the local sponsor, responsible for 25% of the project, and the C.O.E. would pay 75%. Mr. Listowski recommended that staff be given direction to explore the fiscal ramifications of this project and how it relates to the District's programs.