

**PELICAN BAY SERVICES DIVISION BOARD REGULAR SESSION
JANUARY 6, 2016**

The Pelican Bay Services Division Board met on Wednesday, January 6, 2016, at 1:00 p.m. at the Community Center at Pelican Bay, 8960 Hammock Oak Drive, Naples, Florida 34108.

In attendance were:

Pelican Bay Services Division Board

Susan O'Brien, Chairman

Joe Chicurel, Vice-Chairman

Tom Cravens

Ken Dawson

Bohdan Hirniak

Peggy Pinterich

Mike Shepherd

Scott Streckenbein

Dave Trecker

Gary Ventress

Pelican Bay Services Division Staff

Neil Dorrill, Administrator

Marion Bolick, Operations Manager

Mary McCaughtry, Operations Analyst

Lisa Jacob, Associate Project Manager

Barbara Shea, Recording Secretary

Also Present

Dave Cook, Pelican Bay Foundation

Mohamed Dabees, Humiston & Moore

Peter Duggan, Mangrove Action Group

Tim Hall, Turrell, Hall & Associates

Jim Hoppensteadt, Pelican Bay Foundation

Mary Johnson, Pelican Bay Foundation

Chris Stephens, Earth Tech

Jeremy Stark, Earth Tech

Kathy Worley, The Conservancy of SW Florida

APPROVED AGENDA (AS AMENDED)

1. Pledge of Allegiance
2. Roll call
3. Agenda approval
4. Approval of 12/2/15 Regular Session meeting minutes
5. Audience comments
6. * Approve landscaping easement document for selected private property in Pelican Bay for recommendation to the Board of County Commissioners if approved by the property owner.
7. Presentation of the Annual Clam Bay Report (time certain at 2:00 p.m.)
8. ~~*Accept 2015 Clam Bay reports (This item was removed)~~
9. *Approve agreement with Earth Tech Environmental, LLC for Clam Bay monitoring in 2016
10. Discuss materials for new Board members and orientation workshop
11. Administrator's report
 - a. Update on the rip rap along northern berm
 - b. Update on the line of sight issues at Pebble Creek crosswalk and at Pelican Bay Blvd. intersections at Hammock Oak and North Pointe
 - c. December financial report
12. Committee reports
 - a. Budget
 - b. Clam Bay

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- c. Landscape & Safety
- d. Water Management
- 13. Chair's report
 - a. Update on contacts with commercial members
 - b. Ad hoc committee to discuss provisions of PBSB ordinance relating to the roles of the PBSB Board, County Manager, and PBSB's administrator
- 14. Unfinished business
- 15. New business
- 16. Adjournment

ROLL CALL

All members were present and a quorum was established

CHAIRMAN O'BRIEN WELCOMED THREE NEW BOARD MEMBERS: PEGGY PINTERICH, A COMMERCIAL MEMBER AND MIKE SHEPHERD AND GARY VENTRESS, RESIDENTIAL MEMBERS

AGENDA APPROVAL

Mr. Cravens motioned, Dr. Trecker seconded to approve the agenda as amended, deleting Item #8. The motion carried unanimously.

APPROVAL OF 12/2/15 REGULAR SESSION MEETING MINUTES

Mr. Cravens motioned, Mr. Streckenbein seconded to approve the 12/2/15 regular session meeting minutes as amended. The motion carried unanimously.

AUDIENCE COMMENTS

Dr. Joseph Doyle commented on the Pelican Bay Tax Collector's Office closing and bicycle safety and education. Ms. Marcia Cravens commented on waterway signage and Clam Bay reporting. Mr. Ted Raia, Mangrove Action Group, commented on water testing at Pelican Bay weirs and his opposition to PBSB maintenance of private lakes. Mr. Bachman provided and discussed a document entitled, "PBSB Water Quality Treatment - Henry Bachman" which was added to the record.

PRESENTATION OF THE ANNUAL CLAM BAY REPORT (TIME CERTAIN AT 2:00 P.M.)

Mr. Tim Hall, an ecologist with Turrell, Hall & Assoc., gave his annual presentation on the biological monitoring of Clam Bay. Dr. Mohamed Dabees, an engineer with Humiston & Moore Engineers gave his annual presentation on the hydraulic and physical monitoring of Clam Bay. Dr. Dabees reported that significant amounts of sand have accumulated in Sections B and C of Clam Pass and recommended dredging when the 10-year U.S. Army Corp. permit is issued.

THE BOARD TOOK AN 11 MINUTE BREAK FROM 3:29 PM UNTIL 3:40 PM. MR. HIRNIAK AND MR. SHEPHERD WERE NOT PRESENT SUBSEQUENT TO THIS BREAK. AFTER THE BREAK, ITEM #6 WAS DISCUSSED AND VOTED UPON AND ITEM #13B WAS DISCUSSED. ITEMS #10, #11, #12, AND #13A WERE NOT DISCUSSED DUE TO TIME CONTRAINTS AND WILL BE TAKEN UP AT THE NEXT BOARD MEETING IN FEBRUARY.

APPROVE LANDSCAPING EASEMENT DOCUMENT FOR SELECTED PRIVATE PROPERTY FOR RECOMMENDATION TO THE BOARD OF COUNTY COMMISSIONERS IF APPROVED BY THE PROPERTY OWNER

Mr. Dorrill gave a brief history of the PBSB maintaining landscaping on Pelican Bay property for which it has no easement and does not own. A generic easement draft document has been provided by County Attorney Klatzkow. These landscaping easements would provide the PBSB appropriate authority for the landscaping work that it has done for many years on these properties. Each of the private entities (Pelican Bay Foundation, Barrington Club, Laurel Oaks, Oak Lake Sanctuary, and The Village) would need to agree to Collier County's landscaping easement over its property before it would be brought to the BCC for approval. In addition, the PBSB Board discussed whether it should be compensated by these private entities for these landscaping services.

Mr. Cravens motioned, Dr. Trecker seconded to recommend to the BCC that the BCC and any willing property owners enter into a landscape easement for property we have historically maintained. The motion carried 7-1 with Ms. O'Brien dissenting.

Dr. Trecker motioned, Mr. Cravens seconded an amendment to the motion to include the landscape easement areas indicated on the handout included in the agenda package. The motion carried 7-1 with Ms. O'Brien dissenting.

Dr. Trecker motioned, Mr. Cravens seconded an amendment to the amendment to the motion to add the Foundation's South Beach facility to the landscape easement areas. The motion carried 7-1 with Ms. O'Brien dissenting.

APPROVE AGREEMENT WITH EARTH TECH ENVIRONMENTAL, LLC FOR CLAM BAY MONITORING IN 2016

Chris Stephens of Earth Tech introduced himself, gave a summary of Earth Tech's qualifications, and responded to questions from a PBSB Board member who had concerns over the level of Earth Tech's biological monitoring expertise.

Jim Hoppensteadt, Pelican Bay Foundation President, commented that the Turrell Hall quote and the Earth Tech quote could not be compared on an "apples to apples" basis. The

Turrell Hall quote consisted primarily of lump sum quotes for all tasks and included optional work. The Earth Tech quote included tasks which were quoted on a time and material basis.

Ms. O'Brien motioned, Mr. Cravens seconded to recommend to the BCC to approve the monitoring quote by Earth Tech. The motion failed 6-4 with Dr. Chicurel, Mr. Cravens, Mr. Dawson, Mr. Shepherd, Mr. Streckenbein, and Dr. Trecker dissenting.

Mr. Cravens motioned, Dr. Trecker seconded to direct Mr. Dorrill to work with the Purchasing Dept. to see about preparing an Executive Summary to take the bid of Turrell Hall to the BCC for approval. The motion carried 8-2 with Ms. O'Brien and Mr. Hirniak dissenting.

CHAIRMAN'S REPORT

AD HOC COMMITTEE TO DISCUSS PROVISIONS OF PBSB ORDINANCE RELATING TO THE ROLES OF THE PBSB BOARD, COUNTY MANAGER, AND PBSB'S ADMINISTRATOR

Ms. O'Brien reported that she will not appoint an ad hoc committee to discuss provisions of the PBSB ordinance relating to the roles of the PBSB Board, the County Manager, and the PBSB's Administrator. She suggested using a cut-off amount of \$25,000 for expending capital funds in the approved budget; all expenditures over this amount would require specific PBSB Board approval, similar to the policy used by the Pelican Bay Foundation. Dr. Trecker stated that he would like to offer his rebuttal opinion to Ms. O'Brien's supporting arguments for her decision at a future PBSB Board meeting.

ADJOURNMENT

The meeting was adjourned at 4:05 p.m.



Susan O'Brien, Chairman

Minutes approved [] as presented OR [] as amended ON [02-03-16] date