

**PELICAN BAY SERVICES DIVISION
WATER MANAGEMENT COMMITTEE MEETING
JANUARY 19, 2016**

The Water Management Committee of the Pelican Bay Services Division met on Tuesday, January 19 at 1:00 p.m. at the SunTrust Bank Building, 801 Laurel Oak Drive, Suite 302, Naples, Florida 34108. The following members attended.

Water Management Committee
Tom Cravens, Chairman
Ken Dawson

Mike Shepherd
Scott Streckenbein
Dave Trecker

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

Henry Bachman
Susan O'Brien, PBSB Board

APPROVED AGENDA (AS AMENDED)

1. Pledge of Allegiance
2. Roll call
3. Agenda approval
4. Approval of 12/14/15 meeting minutes
5. Audience comments
6. Planning for WQ Workshop
 - a. Dr. Trecker's views, suggestions and goals
 - b. Workshop room set-up
 - c. Legal opinion regarding public funds for water treatment (*add-on*)
7. Adjournment

ROLL CALL

All members were present and a quorum was established

AGENDA APPROVAL

Dr. Trecker motioned, Mr. Streckenbein seconded to approve the agenda as amended with the addition of a discussion item "legal opinion regarding public funds for water treatment" as item #6c. The motion carried unanimously.

APPROVAL OF 12/14/15 MEETING MINUTES

Mr. Streckenbein motioned, Mr. Shepherd seconded to approve the 12/14/15 meeting minutes as amended. The motion carried unanimously.

AUDIENCE COMMENTS

Mr. Henry Bachman commented on PBSB water management easements and his belief of PBSB's violation of state statute forbidding "use of public funds for private benefit."

THE CONSENSUS OF THE COMMITTEE WAS TO DISCUSS ITEM #6C IMMEDIATELY FOLLOWING AUDIENCE COMMENTS AS IT RELATED DIRECTLY TO HENRY BACHMAN'S COMMENTS

COMMITTEE MEMBER SCOTT STRECKENBEIN LEFT THE MEETING AT 1:53 PM

LEGAL OPINION REGARDING PUBLIC FUNDS FOR WATER TREATMENT

Mr. Dawson recommended that the PBSB obtain a legal opinion from County Attorney Klatzkow as to the specific water management responsibilities of the PBSB. Mr. Dawson suggested that the PBSB is clearly mandated as the responsible party for the water quality of Clam Bay, and therefore it would follow that the PBSB must also be responsible for the lakes of Pelican Bay which all flow into the main water system and ultimately flow into Clam Bay. Mr. Dawson suggested that a legal opinion would clarify PBSB responsibilities for residents with different opinions on this issue, including those who believe that the PBSB is misappropriating public funds for private benefit.

Dr. Trecker suggested that MSTBU funds are not public funds and are clearly identified to be used for the benefit of Pelican Bay residents only. He discussed the uncertainty of whether these MSTBU funds can be used for work on Pelican Bay private land. Dr. Trecker suggested that the PBSB water management of all Pelican Bay lakes, including private lakes, would benefit all Pelican Bay residents. Dr. Trecker provided a one page summary of his views on this issue which was added to the record.

Ms. O'Brien suggested asking County Attorney Klatzkow to provide a list of documents he would require in order to provide a legal opinion on this issue.

Mr. Dorrill reported that the PBSB holds the Pelican Bay master drainage permit. Agnoli, Barber & Brundage has been tasked to provide an audit trail of all of the Pelican Bay construction and operating water management permits; findings are expected to be provided next month.

Mr. Cravens suggested that the committee waits to receive the Agnoli, Barber permit results and then discusses conclusions at a future meeting. The other committee members agreed.

PLANNING FOR WQ WORKSHOP: DR. TRECKER'S VIEWS, SUGGESTIONS AND GOALS

Dr. Trecker discussed his goals, objectives, and suggested format and program for the workshop. He provided a detailed outline for discussion points to be divided among Mr. Cravens, Mr. Dorrill, Ms. O'Brien, and himself. All of these ideas were included on a three page document which was added to the record. Copies of the brochure "Our Lakes in Pelican Bay" will be distributed at the workshop.

Mr. Dorrill suggested including a discussion of the fertilizer used by PBSB and what types of fertilizer are recommended.

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WQ WORKSHOP ROOM SET-UP

The Committee discussed ideas for the Water Quality Workshop room set-up and agreed upon the following:

- (1) One table for the key PBSB speakers Mr. Cravens, Mr. Dorrill, Ms. O'Brien, and Dr. Trecker.
- (2) One table for the five other members of the Water Management Committee and the Clam Bay Committee.
- (3) Each audience member would be limited to one time at the podium for a question or comment.
- (4) Each audience member would be limited to three minutes.

ADJOURNMENT

The meeting was adjourned at 2:46 p.m.



Tom Cravens, Chairman

Minutes approved [] *as presented* OR [] *as amended* ON [] *date*