

MINUTES OF THE REGULAR BOARD MEETING
of the
LAKE COUNTY WATER AUTHORITY
April 25, 2018

The Regular Hearing of the Board of Trustees of the Lake County Water Authority was held at 3:30 p.m. on Wednesday, April 25, 2018 in the Lake County Administration Building, County Commissioners Chambers at 315 West Main Street, Tavares, Florida.

Members Present-District #

Doug Bryant, Chairman (#4)
Amy Stone, Vice-Chair (#5)
Peggy Cox, (#1)
Keith A. Farner, (At Large)
Adam Dufresne, (At Large)

Staff Present

Michael J. Perry, Executive Director
Biagio Gugliotti, Land Resources Director
Ron Hart, Water Resources Director.
Dr. Jason Danaher, Water Resources Project Manager
Ben Garcia, IT Manager
Christina Rider, Executive Office Manager
Anna Ely, Recording Secretary
Carole J. Barice, LCWA Attorney

A list of others present that signed the attendance roster is filed in the permanent files of the Water Authority.

1. CALL TO ORDER / PLEDGE OF ALLEGIANCE

The meeting was called to order at 3:34 p.m. and everyone stood and recited the Pledge of Allegiance.

As there was no quorum at the time, members of the public were allowed to comment.

Linda Moss addressed the Board and stated that she was there to represent the residents of Venetian Village regarding the issues discharge from the Apopka-Beauclair Canal and the NuRF washing into the Tammy Drive Canal in Venetian Village. She stated that the muck bypasses the Lois Drive Canal and comes into the Tammy Drive Canal.

She stated that they have residents who can't get out of their canals, as well as fishermen aren't able to access the areas they regularly fish.

She stated that the District has verified that prior to Hurricane Irma they were holding Lake Apopka an inch of two over regulation. She noted that even with Hurricane warnings ahead of time they didn't let water through until the 6th and the hurricane hit on the 10th.

She stated that the Tammy Drive Canal desperately needs dredged again, along with the implementation of a maintenance program, as the will keep happening.

At the end of the discussion Chairman Bryant verified with Mr. Perry that he (Mr. Perry) and Mr. Hart would be the ones to talk to for further contact and communication with the District.

2. APPROVAL OF MINUTES

MS. COX MADE A MOTION TO APPROVE THE MINUTES OF THE LAKE COUNTY WATER AUTHORITY MEETING OF FEBRUARY 28, 2018 - REGULAR MEETING.

Mr. Farner seconded the motion.

Motion approved 4-0.

MS. COX MADE A MOTION TO APPROVE THE MINUTES OF THE LAKE COUNTY WATER AUTHORITY MEETING OF MARCH 7, 2018 - REGULAR MEETING. Mr.

Farner seconded the motion.

Motion approved 4 -0.

3. EXECUTIVE DIRECTOR REPORT

Mr. Perry addressed the Board and gave the water level and rainfall report. He reported that Lake Apopka water levels have been up and down, going above regulatory and below regulatory for quite some time.

He explained that the changing levels have a reflection on how the NuRF is operated as the District controls the flows coming through the NuRF and the Apopka-Beauclair Lock and Dam. He noted that John Richmond with the District is the person that staff talks with, and he often confers with staff when the District is planning to make a change in flows.

He showed stated that in early February the lake level was well about regulatory and was pushing close to maximum desirable, and the flow was about 150 cfs (cubic feet per second). He explained that because the lake level wasn't responding fast enough, the District continued to increase the flow through the NuRF until it was nearly 300 cfs. He explained that the District is hard on the gas and hard on the break when increasing and decreasing water flows and have always done it that way.

He noted that the East Pond was discharging at 100 cfs and the West Pond at 150 cfs until the Lake Apopka water levels started dropping fast, and once it got below the regulatory schedule the District put the brakes on until there was no water being discharged from the East Pond and only about 10 cfs discharging from the West Pond.

He stated that this level of flow continued through most of February and into April, when the rains returned, and the water level increased to above the regulatory schedule and the District increased the flow to 150 cfs. He noted that the flow was reduced to approximately 60cfs last week, which is how it remains at this time.

Mr. Farner stated that the District needs to work more closely with the Water Authority regarding the flow through the NuRF and the Lock and Dam. He noted that drastically changing flows are disruptive. Mr. Perry noted that it also makes it more difficult for the Water Authority to plan for alum supplies and to work with vendors.

Mr. Perry reported that currently Lake Eustis and Lake Harris are slightly below regulatory schedule and Lake Dora is at regulatory schedule. He noted that the flow through the NuRF is currently 60cfs, and the flow out of the Burrell Lock and Dam is at 17 cfs. He stated that Lake Griffin is currently at regulatory schedule with only 21 cfs flowing out from Moss Bluff Lock and Dam.

Mr. Farner asked if there was any flow through the Harris Bayou and Mr. Perry stated that there has been no flow through the Bayou since Hurricane Irma.

Mr. Perry stated that the Clermont Chain of Lakes respond to the rainfall, and this time of year they generally spike and then drain back off. He stated that currently the Chain is at 96.55 msl, which is about a foot below the upper end of the regulatory schedule. He noted that Lake Minnehaha is three quarters of a foot higher now, than it was at this time last year. He stated that currently the Cherry Lake Dam is closed and has been since Feb. 20, 2018.

He stated that all the systems respond to rainfall, and since the last meeting we have received a good amount of rain. He noted that rainfall is above average for the time of year by 2.26 inches, which is 167% of the average yearly rainfall.

He reported that for the last two months there has been very little flow coming out of Big and Little Creeks. He stated that the flow has 638 gallons per minute, which is less than 1 cfs, for both March and April. He noted that the flow following Hurricane Irma was 659 cfs or almost 300,000 gallons per minute.

Mr. Perry noted that he attended the Clermont City Council meeting on 10th of April. He stated that they took a lot of public comment during that meeting regarding the new boat ramp. He explained that they had taken action prior to keep the old boat ramp open until they built the new one and were contemplating building the new boat ramp at Hiawatha Preserve.

He stated that because of public concern, the City considered leaving the existing boat ramp in place, and the other was to consider the Bell Ceramic site, which is the site that the Water

Authority Board had recommended to the City. He noted that after considerable public comment and discussion, the City took action to locate the new boat ramp and the Bell Ceramic site.

Mr. Perry explained that staff had recently met with Darren Gray, Clermont City Manager and Mr. Gray had stated them that as the project moves forward they plan to bring together a consortium to work out the design give the public a chance to give input before it goes back to the City Council for approval before the design is finalized.

He noted that there probably wouldn't be any more parking spaces or any additional boat ramps than the existing boat ramp location. He stated that most likely there will be more discussions and the Water Authority will have to come up with suggestions for another site before it is all over.

Ms. Cox stated that the people who are involved with the foundation and the lawsuits that stopped the use of Hiawatha Preserve are asking for a design with 4 ramps instead of two, and 77 parking spaces.

Chairman Bryant asked what happened to the beach/swimming area and Ms. Cox stated that none of that has been changed.

Mr. Perry updated that Board on the Shearwater Boat and stated that the Sheriff's office had spruced it up and have put it up for sale at Miller's Marine.

He reported that staff worked two Earth Day events, one in Clermont and one in Mt. Dora. He stated that Ms. Cox was at the one in Clermont and Ms. Burgos handled the one in Mt. Dora. He noted that although the event in Mt. Dora was better attended than the one in Clermont, the Water Authority did get a lot of exposure in Clermont. He stated that Ms. Burgos did a great job handling the event in Mt. Dora.

Ms. Cox noted that staff members, Ben Gugliotti, Jason Danaher and Chris Rider handed out brochures and spoke with citizens that stopped by. She stated that although the Clermont event was smaller, there was a steady stream of people that stopped by.

Mr. Perry also updated the Board on the Volleyball Field House and explained that they had developed a set of plans and it was at 95% before Water Authority staff were given a copy. He noted after looking at them they discovered an issue regarding the 8-inch water main.

He explained that there is a 3-inch main and an 8-inch main and the Water Authority pays almost \$3,000 a month just to have the 8-inch main to provide fire protection. He stated that the Agency has hoped at some point to try to get the 8-inch main connected into the City of Tavares' Reuse System and eliminate the \$3,000 charge. He explained that if they were to hook into the 8-inch main for the potable water for the Volleyball Field House, it would prevent the Water Authority from hooking it into the Tavares Re-Use System.

Mr. Perry stated that he is meeting with County staff on Friday and he would discuss the different options regarding providing water to the Volleyball Fieldhouse and being able to hook the 8-inch line into the Re-Use System. He also informed the Board that there had recently been a water main break near the pavilion

He stated that Dr. Danaher would be here shortly to give his report on the status of the Lake Yale Tussock Removal Project.

Mr. Perry informed the Board of a staffing change and explained that Front Desk Receptionist, Danielle Dougherty had left, and the Water Authority had hired Sharon Picone to take her place.

4. CONSENT ITEMS

- a. Approval to Purchase Emergency Generator

MR. FARNER MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO ISSUE A PURCHASE ORDER TO RING POWER SYSTEMS IN THE AMOUNT OF \$42,169.93 FOR DELIVERY AND INSTALLATION OF A BACKUP GENERATOR.

Ms. Cox seconded the motion.

Motion approved 4-0.

5. ACTION ITEMS

a. Approval of FY 2016-2017 Audit Report

Ms. Rider introduced the auditors from Purvis Gray & Company to present the results of the 2016-2017 audit.

Mary Burns, Audit Supervisor addressed the Board and stated that it was a smooth first year with the Water Authority. She noted that the Agency and County Finance were exceptionally prepared for the audit and the Agency received the highest General Opinion that can be awarded.

She stated that in terms of Internal Control they found no significant insufficiencies and noted that the Agency's financial stability is strong.

MS. COX MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO ACCEPT THE FY 2016-2017 AUDIT FROM PURVIS GRAY & COMPANY. Vice Chair Stone seconded the motion.

Motion approved 4 -0.

a. Request for Additional Sawgrass Island Preserve Access Gate

Mr. Gugliotti stated that at the January Board meeting Cathy Wainwright requested to put a gate entry to Sawgrass Preserve along the North Access Road and members of the Board had asked that it be brought back to the Board as an agenda item. He noted that there were several residents in attendance to speak to Board regarding their request.

Derrick Shipman addressed the Board and informed them that he owns the piece of property along the fence line where they are requesting to put the gate. He stated that he doesn't have any horses, but he wouldn't have a problem with people coming across his property and entering Sawgrass through a gate along the fence line. He noted that it the access would provide an easier way for people riding horses to access Sawgrass Island Preserve from the north end of Thomas Boat Landing Road.

At Ms. Cox's request, Mr. Gugliotti showed an aerial of the area on the aerial from staff report and pointed out the location of the requested entrance.

He explained that he had spoken with the County Right-of-Way Department and they had informed him that there is no actual county requirement for the width of this particular type of easement and public access.

Mr. Shipman stated that he would suggest that it be no wider than ten feet, as he already has a ten-foot gate there, which would be perfect.

Mr. Farner stated that Lake County will experience explosive growth in the future and that he feels that area will become quite developed. He wanted Mr. Shipman to understand the possible consequences that allowing a public easement across his property could bring.

Mr. Shipman stated that he would like to request that there be some kind of restriction that would keep trucks and other vehicular traffic from driving there. Chairman Bryant stated that if the Water Authority we were to grant access, they would have no control over the road.

Mr. Perry stated that the Water Authority does not grant private access to any of their properties. Mr. Farner stated that he wanted to make them aware of the fact that it would have to be a public access with means that anyone has permission to use the access.

It was noted that the residents volunteered to provide any signage and fencing that might be required if permission for an access easement and gate were to be granted.

Chairman Bryant stated that this is a difficult issue, as the property is not a park. He explained that the purpose of the preserves owned by the Water Authority are to protect water quality and preserve habitat for wildlife. He stated that creating a public access is never going to be a prominent focus of the Agency.

Several of the residents stated that the access would be more like the Julia Rd access, and would probably only be used by residents living within a mile or so of the access, such as those living on Thomas Boat Landing Road and Trails End.

Chairman Bryant stated that he is sure there will be further discussion of this request. Mr. Perry stated that traditionally the Board has always denied any request for special access and noted that staff is looking for direction on how to proceed.

Mr. Farner stated that he has some serious problems with this request, but wants to see more details on paper and the specifics in what they are asking.

Ms. Cox stated that she would too. She noted that this is one of the Water Authority's most rural preserves and that hopefully the area will stay reasonably rural.

Chairman Bryant stated that he had come to the meeting prepared to deny their request, and he may still do that, but noted that this request and location is a bit unique. He stated that there had been several suggested widths for the easement and suggested that the residents get together with Mr. Shipman to come up with what they wish to request from the Board. He asked that they solidify their request and staff can bring in back to the Board at the next meeting, and the Board can make their decision.

Attorney Barice stated that it would need to be a documented easement and recorded into public record. Mr. Gugliotti explained that the County has stated that they don't want or require any documentation.

a. Amendment to the Sawgrass Island Preserve Restroom Agreement

Mr. Gugliotti addressed the Board and stated that the Water Authority had entered into an agreement with UBC Precast for the construction, delivery and installation of two vaulted restrooms for Sawgrass Island Preserve.

He stated that midway through the process they had run into some issues with the certification of the vault for their use in the State of Florida, which created issues for staff in obtaining the Health Department permit.

He explained that unfortunately communication with UBC Precast broke down and at the January Board meeting, the Board had instructed Attorney Barice to write a letter notifying UBC Precast of termination if they didn't respond. He noted that Attorney Barice did receive a response from UBC, which she brought back to the Board in February.

He stated that the Board agreed in February to pay half the cost of the certification of the vault that because of this he needs to extend the time period of the agreement, since the original time period had expired. He also noted that he wanted to get in writing (*in the amended agreement*) that the Board had agreed to pay half the cost of meeting the Health Department requirements, not to exceed \$1,000, during the February meeting.

Attorney Barice stated that as the Board had requested, she had been in communication with Mr. Hoskins of UBC Precast, and he had agreed to do a modification to the tank that would facilitate doing the pressure test. She stated that during their last communication, she was informed that they had fabricated a top to the vault and were seeking someone to do the pressure test. She noted that she had not been able to get any other response from Mr. Hoskins or his partner.

She stated that in looking at the agreement, she can see some areas where he might have some concerns. She stated that she even has some concerns about it, because in her review of the Department of Health Regulations, she does not believe a pressure test is required.

She stated that the vault is not a waste treatment receptical, which does require a pressure test. She stated that has put in a call to the General Council at the State Health Department, to speak with her about the requirement.

She stated that she has issues with the language of the amendment as it looks like it may be adding additional responsibilities on UBC Precast. She noted that the amendment states that the contractor will be responsible for any building certification requirements, and the Water Authority would be responsible for applying for to the permit.

Mr. Gugliotti stated that he received email from the contractor yesterday, but Mr. Hoskins had not commented on the amendment in the email. He noted that Mr. Hoskins has stated that he has the lid fabricated and is waiting on his engineer to figure out what was required for the vacuum test.

Mr. Gugliotti stated that he had contacted the Health Department again, and they had reiterated that the vacuum test was necessary. He stated that another option would be to obtain a variance, but being granted a variance was not a guarantee.

He noted that he had a letter from Dr. Eberhard Roeder with the State Health Department and Attorney Barice asked Mr. Gugliotti to share letter with her, so that she could have it when speaking to the Health Department General Council.

Chairman Bryant stated that the Board didn't need to get involved in all the details. He directed Attorney Barice and Mr. Perry to make whatever changes needed to be made to the agreement and bring it back to the Board for approval, so that can move forward with the project.

7. PUBLIC COMMENT

Stephen Franklin addressed the Board and stated that in his opinion the 77 parking spaces and two boat ramps planned for the Clermont Boat Ramp would be insufficient. He stated that they need a minimum of 4 ramps, which is not a huge increase in that it would only need 25 feet more space.

He asked if the Water Authority could advise the City of Clermont that their current plans are insufficient.

Chairman Bryant explained that the Water Authority doesn't have any authority over the City of Clermont as to what kind of boat ramp they build or how they build it. He also noted that they can't tell the City how many parking spaces they need to provide.

Mr. Farner stated that although the City of Clermont did ask for the Water Authority's opinion on where to locate the boat ramp, they do not have the power to dictate how they build it..

Mr. Perry explained that staff had recently met with the City of Clermont and the City had informed them that as the project moves forward they plan to bring together a consortium to work out the design before it goes back to the City Council for approval. He noted that BESH would be the design firm and explained that the City plans to have in-house review process, and a chance for public input before the design is finalized.

b. Board Policy Issues

Ms. Rider explained that these policy changes are in response to a request from County Finance to clarify allowed expenditures for Board Members and to adopt a policy allowing the use of PayPal for pavilion rentals and camping and canoe reservations.

Attorney Barice noted that they needed to double check resolution numbers to make sure they are correct.

- 1) Clarify Allowable Expenses Incurred for Board Members

VICE CHAIR STONE MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR ADOPT POLICY NUMBER 011 TO REPLACE POLICY NUMBER 010. Mr. Farner seconded the motion

Motion approved 4-0.

- 2) Accepting PayPal Payments

VICE CHAIR STONE MADE A MOTION TO ADOPT THE RESOLUTION OF THE LAKE COUNTY WATER AUTHORITY ADOPTING FINANCIAL POLICIES.

Mr. Farner seconded the motion.

Motion approved 4-0.

c. City of Umatilla Request to Relocate Stormwater Sediment Box

Mr. Hart showed an aerial stated that is a minor change of location sediment box instead of 7 acre basin to put in on 14 acre basin. He noted that in his opinion the new 14-acre basin is a better location than the previously planned location.

MR. FARNER MADE A MOTION TO AUTHORIZE THE CITY OF UMATILLA TO RELOCATE THE PREVIOUSLY APPROVED SEDIMENT BOX TO THE NEW LOCATION. Ms. Cox seconded the motion.

Motion approved 4-0.

6. **DISCUSSION ITEMS**

b. Lake Carlton Study Final Report

Mr. Hart stated that approximately a year and a half ago, Orange County has requested that the Lake County Water Authority participate in and help fund to develop a nutrient budget for Lake Carlton, so they could have it evaluated and develop a plan to improve the water quality of the lake.

He stated that because the lake is split between Orange and Lake Counties the Board thought it was appropriate to fund half the cost in cooperation with Orange County. He stated that Lance Lumbard is here to present the results of the study and the recommendations to the Board.

Lance Lumbard addressed the Board and stated that he is a consultant with Wood (formerly Amec, Foster and Wheeler). He stated that the Lake Carlton Study was initiated by Orange County and is on their priority list of projects due to the fact that Lake Carlton it doesn't meet its TMDLs.

He stated that they looked at Water Quality, did a Drainage Basin Study, Sediment Study and looked at Hydrologic/Nutrient Budgets and developed a list of projects to address the issues.

He stated that Lake Carlton is a relatively small lake of about 390 acres, in the Harris Chain, of which 260 acres are in Orange County and the remaining 130 acres are in Lake County.

He stated that Lake Carlton's TMDLs were set in the late 1990s, early 2000s, and shares the same TMDL for total phosphorous with Lake Beauclair which is 32 ppb (parts per billion). He noted that there was an adopted BMAP (Basin Management Action Plan) for the Upper Ocklawaha which included Lake Carlton and the rest of the Harris Chain of Lakes.

He showed a graph and stated that it is interesting to note, that from the mid 1990s until the end of 2016, the lake has improved as the total phosphorous has declined.

He stated that Lake Carlton, like Lake Beauclair responds to the operation of the NuRF and pointed out the time frame when NuRF was brought on-line.

He noted that Lake Carlton has consistently had a lower phosphorous amount than Lake Beauclair, and that has been consistently over the past twenty years. He stated that eventually it will reach its limit and it appears that it may be leveling out.

He gave an overview of the basin and stated that Lake Carlton has lots of smaller upstream lakes that basically function as storm water ponds. He explained that the lakes that are located in Lake County all exchange water and feed into Lake Carlton, while Lake Ola in Orange County is a very low source of loading, although the hydrological is fairly significant.

He explained that the watershed is about 3200 acres, with ten sub-basins within the Lake Carlton Basin itself. He stated that what they see is that Lake Beauclair is a primary driver of water conditions in Lake Carlton.

He stated that from a hydrologic impact, stormwater makes up about 29% of the flow into Lake Carlton and 50% is the result of precipitation (rainfall), and 21% comes from tributary inflow from Lake Ola. He explained that groundwater seepage accounts for only 1% of the inflow to Lake Carlton.

He reported on the nutrient input and gave a summary on the sediments in the lake and noted that Lake Carlton is considered an Impaired Waterbody. He stated that they looked at different alternatives to help lesson the nutrient loading and explained that a Modular Wetland along with Homeowner Education appear to be the best and most cost effective way to deal with the loading.

VICE CHAIR STONE MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO ACCEPT THE FINAL AND AUTHORIZE FINAL REIMBURSEMENT PAYMENT TO ORANGE COUNTY. Ms. Cox seconded the motion.

Motion approved 4-0.

c. Resident Request to Name a Lake

Mr. Hart addressed the Board and explained that the residents at Beauclair Ranch Club have asked to officially name a waterbody in their subdivision Grandview Lake. He explained that the residents chose the name Grandview by combining portions of the names from two adjoining roads in their subdivision, Grand Oak Lane and Moss View Drive.

He stated that the waterbody is currently composed of 12.5 acres of marsh type habitat, however, historically the waterbody has been mainly openwater. He explained that gradually the lake has transitioned from openwater to a marsh type system, most likely the result of depressed groundwater levels throughout the area.

He explained that the United States Board on Geographic Names (USBGN) requests a recommendation from a local governmental agency as to whether to approve, reject, or take other action regarding the name of the lake.

He noted that staff has found that naming these features assist us and other agencies in locating and differentiating between the waterbodies and are recommending approval of their request.

MS. COX MADE A MOTION TO APPROVE OF THE RESIDENTS' REQUEST AT BEAUCLAIR RANCH CLUB TO NAME THE AFFECTED WATERBODY GRANDVIEW LAKE. Vice Chair Stone seconded the motion.

Motion approved 4-0.

d. Lake Yale Tussock Removal - Final Report

Dr. Danaher gave a PowerPoint presentation to the Board and reported on the completion of the Lake Yale Tussock Removal Project. He stated that this was an on-going project prior to his arrival at the Lake County Water Authority, but he did get a chance to see the final results.

He explained that the Water Authority had previously removed tussocks in this location in 2015. He noted that in 2016 more tussocks had come floating into the canal and blocked access to the lake. He explained that although the Water Authority had planned another tussock removal project at that time, low water levels prevented the equipment from accessing the lake to complete the harvesting. He stated that it was early 2017 after Hurricane Irma, that the water returned to levels that were sufficient to get the equipment into to the lake.

Dr. Danaher explained that there approximately 16 acres of floating tussocks that were identified by Florida Fish and Wildlife, and the Lake County Water Authority the removal of four acres of tussocks that were inhibiting boaters from accessing the water.

He stated that Texas Aquatic Harvesters operated four aquatic harvesters that worked in rotation to remove the tussocks. He noted that 159 truckloads, equaling 2,900 yards of material, were taken off-site to Pine Meadows Conservation Area, where it will be allowed to break down and will be eventually tilled into the soil to help with the restoration of the area.

He noted that Texas Aquatic Harvesting completed the work on-time and the LCWA was invoiced \$27,087.20. He explained that the remaining 6 acres of tussocks removal were completed under the separate contract in partnership with FWC and Lake County. He stated that Texas Aquatics Harvesting finished the harvesting of the second site at the end of March and cleaned up all residual, free-floating plant material at the work sites before they demobilized the

equipment. He noted that the Marsh Park boat ramp was reopened to the public on April 5, 2018.

Vice Chair Stone noted that with the upcoming Lake Yale Whole Lake Alum Treatment Project, staff might want to think about going ahead with the purchase of a drone as approved in the budget.

Mr. Dufresne entered the meeting.

e. Board Personnel Manual Issues

1) **Safety Shoes and Vehicle Fire Extinguishers**

Christina Rider

VICE CHAIR STONE MADE A MOTION TO AMEND SECTION 31 OF THE POLICIES AND PRACTICES EMPLOYEE MANUAL TO INCLUDE LANGUAGE THAT THE AUTHORITY WILL PAY UP TO \$125 (OR AMOUNT AS APPROVED BY DIRECTOR) ANNUALLY FOR SAFETY BOOTS. SAFETY BOOTS MUST EITHER HAVE STEEL TOE OR A PROTECTIVE/COMPOSITE TOE. Ms. Cox seconded the motion

Motion approved 5-0.

VICE CHAIR STONE MADE A MOTION TO AMEND SECTION 32 OF THE POLICIES AND PRACTICES EMPLOYEE MANUAL TO INCLUDE LANGUAGE TO REQUIRE THAT EACH WATER AUTHORITY VEHICLE, MOWER, TRACTOR, MULE AND GOLF CART SHALL HAVE AN UP-TO-DATE INSPECTED FIRE EXTINGUISHER. IN THE EVENT OF A VEHICLE, MOWER, TRACTOR, MULE OR GOLF CART FIRE, EXIT THE VEHICLE, MOWER, TRACTOR, MULE OR GOLF CART AND ATTEMPT TO EXTINGUISH THE FIRE. DO NOT OPEN THE HOOD OF THE VEHICLE, MOWER, TRACTOR, MULE OR GOLF CART. CALL 911 IF NECESSARY AND NOTIFY YOUR SUPERVISOR IMMEDIATELY. Mr. Farner seconded

Motion approved 5-0.

2) **Firearms**

Michael Perry explained that Section 5 of the Water Authority's Policy and Procedures Manual states that the Water Authority prohibits the possession of firearms or other weapons on Water Authority premises or property, or by former employees and visitors with the exception with law enforcement officers.

He stated that Lake County has recently amended their Employee Manual to allow for the possession of firearms by employees, if they are properly licensed under Section 790.03 of the Florida Statutes. He stated that possession is also permitted when an employee complies with Section 790.251 of the Florida Statutes.

He explained that several Water Authority staff members have asked if the Water Authority would amend its Workplace Violence policy to allow for the possession of a weapon or firearm if an employee is properly licensed under Section 790.06, Florida Statutes and that the possession of a weapon or firearm is permitted when an employee complies with Section 790.251, Florida Statutes.

Mr. Perry stated that he would recommend being consistent with Lake County policy regarding possession of weapons or firearms, with the adoption of a policy similar to the recently revised County policy.

Ms. Cox asked if the Statutes refer to a having a concealed carry permit, background check and license for the gun. She asked if the policy would apply to just employees or is it going to apply to anyone. Mr. Perry stated that the intent was for the policy to only pertain to employees if they comply with the requirements in the State Statutes.

Vice Chair Stone stated that she would like some more information on the State Statutes and the new County policy before making any decision and Mr. Farner agreed.

The Board asked staff to bring this item back to the Board with more information.

3) Grievance Policy

Chairman Bryant stated that during the March Workshop there was a Board consensus that there's a void in the grievance procedure when the complaint involves the Executive Director. He stated that in the current instance, the complaint was made simultaneously to the Board Chairman and the Attorney for the Board.

He stated that the Board discussed three different alternatives, one was to file with the Board Chairman and the Attorney for the Board, second one was just with the Chairman, and the third one was to file with any Board Member.

Mr. Farner stated that no matter whether it is reported to a Board Member or the Chairman, it will all end up with the Attorney, as it will need to be disseminated to the rest of the Board, and they are prohibited from communication with each other.

Chairman Bryant stated it would fine if the communication went to just to a Board Member or the Chairman, as it would then go to the Attorney, so it really doesn't make much difference on a practical level.

Mr. Dufresne stated that the grievance could be taken to any Board Member, who in turn would take it to the Attorney. Vice Chair Stone noted that whatever route it takes, it would need to be disseminated to the whole Board and not to just one Board Member.

Mr. Farner reiterated that it would need to go the Attorney to be disseminated as a Board Member would not be able to communicate it to other Board Members and they wouldn't be able to take such a complaint to the Executive Director.

Mr. Perry stated that having the Executive Director disseminate it to the Board is an option, whatever the complaint. He stated that it is the Executive Director's responsibility to communicate and distribute information to the Board.

After additional discussion, members of the Board stated that in instances of a grievance against the Executive Director, the employee can initiate the complaint with any Board Member, who will then inform the Attorney, who is then required to disseminate the information regarding the complaint to the rest of the Board Members.

The Board directed the Executive Director is to draft the policy and bring it back to the Board for approval.

4) Sick Leave Payout

Chairman Bryant stated that when this was discussed previously, it was passed with a 4-2 vote to approved adopting the County's Sick Leave Policy for payout. He stated that at that time Linda Marino, Gail Goldberg, Tracy Hauserman, Ben Garcia and Ron Hart were in the category for the maximum amount of sick leave payout. He noted that Patricia Burgos had joined the Agency four months after the cutoff date.

Mr. Farner suggested that anyone hired after this policy was approved, be awarded sick leave payout according to the new policy, and that everyone before that time to be awarded sick leave payout according to the Agency's previous policy.

Mr. Perry stated that the Board was looking to achieve when they adopted the new policy was to be consistent with the County policy, which is a three-tiered policy based on the employee's hire date.

Chairman Bryant pointed out the large gaps in hiring dates and stated that he thought the cut-off dates should be set where the hiring gaps are the biggest.

Mr. Farner stated that he wanted to know what the County's policy was before they adopted their current policy.

Mr. Perry stated that the Water Authority's prior policy was a payout of 1/4 of the accrued sick leave, which he believes was the same at the County at that time. He stated that staff would get that information and bring it back to the Board.

f. PB/MP Resolution Work Place Matter and Hamilton Contract

Chairman Bryant stated that they are combining discussion on the Russell Hamilton Contract and the PB/MP Resolution and Florida League of Cities Insurance Program.

He thanked Mr. Farner and apologized, stating that he didn't have any idea what he was getting him into at that time.

He apologized to Vice Chair Stone for any problem cause by appointing Mr. Farner rather than her as Vice Chair, to oversee this matter in his absence. He stated that he was hoping to spare her some anxiety, but instead he did just the opposite. He stated that Board Members don't have the luxury of being able to call up other Board Members or discuss things ahead of time.

He stated that Ms. Stone is clearly the Vice Chair, she was elected to that position and is expected to fulfill the role of Vice Chair and probably would have been just fine. He explained that what went through his mind was that he needed to make an appointment for just this one matter and he stated that he had looked at all Board Members before appointing Mr. Farner and thought he was picking someone with a little less bias in the situation, who could handle the situation and move forward. He noted that instead it added another layer of issues and problems on top of what we already had, and for that he is sorry that occurred.

Chairman Bryant stated that the contract with Mr. Hamilton that was forwarded to the Board Members along with his qualifications, is basically a letter of agreement outlining what was expected from Mr. Hamilton and his fee for providing those services and his qualifications.

He stated that after initially receiving the complaint from Ms. Burgos, which went jointly to himself and Attorney Barice, he and Attorney Barice thought it was a serious and volatile enough allegation, that they needed to do something and do it quickly.

He explained that due to the nature of the complaint, he couldn't contact Mr. Perry, so a decision was made to contact Susan Spradlin (a labor attorney the Board has utilized in the past). He stated that Attorney Spradlin recommended a swift investigation and recommended several individuals. He stated that they had no reply from the first person contacted, and upon contacting Mr. Hamilton, he had agreed to do the investigation.

He stated he trusts that if and Board Members have any misgivings about Mr. Hamilton, that were they to look into his background, they would see that he is qualified to do what they asked of him. He stated that Mr. Hamilton has a lot of background in mediation, and he (Chairman Bryant) thought mediation might lead to a quick agreement and shorten things.

He stated that frankly a large amount of time went into this, including the March Workshop and some difficult sessions listening to staff, so they could try and bring some closure to the situation.

VICE CHAIR STONE MADE MOTION THAT THERE IS A DETERMINATION THAT NO SEXUAL DISCRIMINATION WAS FOUND DURING THE INVESTIGATION REGARDING PATRICIA BURGOS' COMPLAINT DATED JANUARY 22, 2018. THAT THEY (THE BOARD) ACCEPT MR. HAMILTON'S SUMMARY AND IMMEDIATELY TERMINATE THE AGREEMENT MADE BETWEEN CHAIRMAN BRYANT AND MR. HAMILTON WITH NO FURTHER ACTION, AND THAT ANY FUTURE COMPLAINTS MUST BE SENT DIRECTLY TO OUR INSURANCE PROVIDER, THE FLORIDA LEAGUE OF CITIES. Mr. Dufresne seconded the motion.

Ms. Cox asked for clarification that Vice Chair Stone made a motion to accept the summary and terminate the agreement with Mr. Hamilton, so there would be no further action and expenditure of taxpayer money, and that any future complaints be sent directly to our insurance provider (the Florida League of Cities), which is what the Agency pays them for.

Mr. Dufresne noted that with Florida League of Cities would cost of \$5,000. Vice Chair Stone stated that \$5,000 was the deductible amount for Florida League of Cities, while the current costs have already exceeded \$25,000.

Ms. Cox asked if they were making a motion to terminate Mr. Hamilton's contract, and pay him for the work he has completed, and Vice Chair Stone stated that, yes, that is what she is requesting. Ms. Cox noted that the motion provided that since no evidence of sexual discrimination were found, that all further issues or conflicts be referred to the Florida League of Cities. It was also noted that Mr. Dufresne has seconded the motion.

Chairman Bryant stated that there was a motion on the floor, but he didn't have a copy of the motion. He asked the other Board members if they had a copy and they stated that they did not.

Vice Chair Stone asked if that was a requirement to make a motion and Ms. Ely stated that they didn't have to have a pre-recommended motion, that they make motions all the time that aren't pre-recommended. Ms. Ely stated that she had the motion for the record.

Chairman Bryant noted there was a motion and a second.

Mr. Farner stated he doesn't agree with the motion at all. He stated that while he respects Mr. Hamilton, it is his opinion (Mr. Hamilton) and he is just one attorney. Mr. Farner stated that he does think that Ms. Burgos was sexually discriminated against, bullied and retaliated against as they all witnessed it.

He stated that he takes this very seriously and that all of a sudden, they are trying to make a motion that will deny him (Mr. Hamilton) the ability to give us a full report and accountability and expect the Board to make a decision on it. He stated he wants to see the complete final report and the recommendations, so they can make a collective decision as a Board. He stated that he would not support the present motion.

Vice Chair Stone stated that she would like to avoid spending more of the taxpayers' money as the total costs are well over \$35,000 since January. Mr. Farner stated that now it is about money, and Vice Chair Stone stated that it is not about money.

She stated that they have a summary that states there is no sexual discrimination and Mr. Farner replied that was his (Mr. Hamilton's) opinion. Vice Chair Stone noted that the Agency will pay Mr. Hamilton for his opinion as he was their consultant/whatever other titles he has been called, for the last three months.

Mr. Farner stated that he wanted to see the report, as we have paid him a lot of money. Vice Chair Stone noted that the Agency hasn't paid him anything yet, as he (Mr. Hamilton) has refused to give the Agency the final bill. Mr. Farner retorted "We are going to pay that gentleman" and Vice Chair Stone stated that of course he would be paid. Mr. Farner stated that they would receive the final report and it would be public record.

Chairman Bryant stated that the report they would be receiving a final report as that is what Vice Chair Stone is looking at as far as the basis of her motion. He noted that the finding that they have been given came from the report.

He stated he has not seen the full report, but there were recommendations made in the findings, some of which are moving into place. He noted that Mr. Perry and all Supervisory Staff have gone to a continuing education course as recommended Mr. Hamilton, so there are some things that are moving ahead. He stated that there were other things that he thought that could be that are not.

He asked that Vice Chair Stone repeat her motion.

[VICE CHAIR STONE MADE MOTION THAT THERE IS A DETERMINATION THAT NO SEXUAL DISCRIMINATION WAS FOUND DURING THE INVESTIGATION REGARDING PATRICIA BURGOS' COMPLAINT DATED JANUARY 22, 2018. THAT THEY (THE BOARD) ACCEPT MR. HAMILTON'S SUMMARY AND IMMEDIATELY TERMINATE THE AGREEMENT MADE BETWEEN CHAIRMAN BRYANT AND MR. HAMILTON WITH NO FURTHER ACTION, AND THAT ANY FUTURE COMPLAINTS MUST BE SENT DIRECTLY TO OUR INSURANCE PROVIDER, THE FLORIDA LEAGUE OF CITIES. Mr. Dufresne seconded the motion.]

Vice Chair Stone and Ms. Cox both noted that the basis of the complaint was sexual discrimination, and that is what they need to resolve first. Ms. Cox stated that if you don't like Mr.

Hamilton's summary or investigative finding, then Amy's motion provides for a direction for it to go to an outside organization to be resolved.

Mr. Farner stated that they can't make a decision without complete information and as they can't discuss this outside of the Board meeting, now is the time to discuss it. He stated that Mr. Perry had an opportunity to get all this resolved with a memorandum of understanding and he declined. He stated that they catered to Mr. Perry several times, changing the language of the MOU to make it more acceptable and he (Mr. Perry) declined every time. He stated that Mr. Perry declined again and again.

Vice Chair Stone stated that the definition of insanity is to do the same thing over and over without changing. She stated that if the MOU is not going to work, and after reading the MOU, she noted that it granted rights outside of the Agency's Enabling Legislature, to the Chairman. He is not capable of granting those rights to the Chairman of the Board, because it is not even a possibility.

Mr. Farner stated that this Board needs complete information to make a decision, and all of a sudden, they are ducking and hiding and trying to change things.

Vice Chair Stone replied, "I'm not ducking and hiding anything".

Mr. Farner stated that are paying Mr. Hamilton good money for this investigation and Vice Chair Stone stated that they had received a summary. Mr. Farner stated that it was not sufficient for him to make his decision. He stated that he still says Ms. Burgos was discriminated against, and she is going to have an attorney, and she has a case, she's been bullied and retaliated against by staff, and Mr. Perry's failure to act has perpetuated it.

He stated that Mr. Perry was well aware that if he did not agree to this memorandum of understanding and they could not reach an agreement it would go to the Board. He stated that Mr. Perry was well aware that this report would be made and submitted to the Board, and I know he well aware because he (Mr. Farner) had told Mr. Perry himself that there was a course of action that was going to take place.

Vice Chair Stone stated that Mr. Farner's statement sounded like a threat to her, and Mr. Farner stated "No Mam, that was information", "I told him exactly what was going to happen".

Chairman Bryant suggested that the Board approve the contract with Mr. Hamilton so that they can get a copy of the final report, as there will be no final report that until the contract has been approved.

He stated that the Board is not in any position to make any decisions until they have received the report and had to read and digest the report. He stated that at that time they could hold a special meeting to discuss the findings and recommendations.

He stated that he can't vote for the motion, for no other reason than he has not seen the report. He stated that they've seen a summary and they've seen some things that have come out of this, but we are paying the investigator a lot of money, and that he thinks it was worth it to pay him that much money, and that he thinks that Mr. Hamilton deserves it.

He stated that as they have not seen the work product, so how can they make any decisions at this point. He stated that they need to see the work product and to do that they need to approve the contract and receive and review the report. He stated that then they would be in a position to make motions. He stated that they are not at that position yet.

[VICE CHAIR STONE MADE MOTION THAT THERE IS A DETERMINATION THAT NO SEXUAL DISCRIMINATION WAS FOUND DURING THE INVESTIGATION REGARDING PATRICIA BURGOS' COMPLAINT DATED JANUARY 22, 2018. THAT THEY (THE BOARD) ACCEPT MR. HAMILTON'S SUMMARY AND IMMEDIATELY TERMINATE THE AGREEMENT MADE BETWEEN CHAIRMAN BRYANT AND MR. HAMILTON WITH NO FURTHER ACTION, AND THAT ANY FUTURE COMPLAINTS MUST BE SENT DIRECTLY TO OUR INSURANCE PROVIDER, THE FLORIDA LEAGUE OF CITIES. Mr. Dufresne seconded the motion.]

Motion failed 2-3 with Ms. Cox, Mr. Farner and Chairman Bryant in opposition.

MS. COX MADE A MOTION TO APPROVE AND SETTLE THE CONTRACT WITH MR. HAMILTON AND REQUEST THE FULL INVESTIGATIVE REPORT AND FINDINGS OF THE MATTER FOR WHICH HE WAS HIRED. Mr. Farner seconded the motion.

Ms. Cox stated that she thinks that once the Board has had a chance to receive and read the report, that it is not going to make things any easier. She stated that she believes that Amy's recommendation would probably be the final product, unless there is a settlement between Mr. Perry and Ms. Burgos, which she does not expect at this time.

She stated that she thought that once they see the report, they may want to recommend the whole thing to the League of Cities. She stated that she agrees with Chairman Bryant and Mr. Farner that the final report needs to be seen before they can decide what they want to do. She noted that if it were to go to the League of Cities, they would want the final report. She stated that the Water Authority is paying Mr. Hamilton to do the work, and he has done a good job, and that the League of Cities would have done the same thing and hired someone.

Vice Chair Stone noted that it would have only cost the \$5,000 co-pay with the League of Cities. Ms. Cox stated that she understood that, but they had already hired Mr. Hamilton. She stated that she didn't think that she would agree with Chairman Bryant and Mr. Farner, but that she does at this point.

Carolyn Maimone, resident and 8-year LCWA Board Member from 2008-2016, addressed the Board and stated that she is very concerned with the direction the Board has taken under the guidance of Chairman Bryant and Attorney Barice in dealing with the complaint from staff member Patricia Burgos.

She stated that Chairman Bryant overstepped his authority as the Chairman in hiring a private investigator without Board approval. She stated that the only time the Chairman is allowed to sign an agreement or contract is with Board approval, which he did not obtain.

She stated that Chairman Bryant did not follow proper protocol when assigning responsibility to Trustee Farner in his absence instead of Vice Chair Stone. She noted that Robert's Rules of Order clearly states that in the Chairman's absence the Vice Chairman is in charge. She stated that to select someone that is alignment with his own views is totally wrong.

Ms. Maimone addressed Mr. Bryant stating, "You thought you were picking someone unbiased, and it's obvious by his comments tonight that he is very biased". She stated that based on the research she has conducted, it is apparent that Attorney Barice has not been working in the best interest of the Authority or the Board, but rather in her best interest and the complainant, Ms. Burgos.

She noted that the Attorney's invoices indicate that she has performed work outside her scope and has billed the Authority for those hours. She stated that had Attorney Barice been acting in the best interest of the Authority, she would have advised the Board to go through proper channels and file the complaint through the League of Cities Liability Policy, which has a \$5,000 deductible. She stated that had she done that, it would have proven that her motives were pure and not self-serving, as well as saving the Authority over \$20,000 in attorney's fees so far.

Ms. Maimone stated that Attorney Barice's fees have been \$25,000 so far, and Mr. Hamilton's fees are estimated to be between \$10,000-\$15,000. She stated that recently Mr. Hamilton was asked to provide and invoice or an estimate of his charges thus far and he had stated that he has not calculated those numbers and won't until he has finalized his report. He informed her that he had been told to hold off on finalizing the report.

She stated that the decision makers of the Board have not considered the remaining employees and the negative and caustic atmosphere in the office, that their actions have fostered. She stated that this consideration should have had more weight in their decision making.

Ms. Maimone noted that her own experience with Ms. Burgos has been strained, at best, over all the years that she has known her. She stated that as for the detailed email that she (Ms. Maimone) sent to Mr. Perry, Mr. Gugliotti, and the Board members, she would summarize that she did visit the Authority on Friday. She stated that she was there as a realtor to say "hi" to some friends and to give them some Pop by Gifts.

She explained that she was talking to Ms. Ely in the hallway and Ms. Burgos came up behind her and said, “I am leaving now ladies, so you can talk about me again”. She (Ms. Maimone) stated that she found this behavior unacceptable, and it is just a sampling of what Mr. Burgos has done over the years.

She stated that as a constituent she was there to ask the Board to shut this down and do what is right for the Water Authority, before it gets any further out of hand and cost the taxpayers any more money. She stated that any further complaints needed to be addressed through the League of Cities Liability Policy.

Chairman Bryant asked if there was any further discussion.

Attorney Barice stated that early in the investigation, as recommended by Mr. Hamilton, she had contacted the League of Cities, and immediately gave them notice that this had been filed in-house. She stated they had informed her that if the complaint were to be filed in the Courts or with the EEOC, then she was to let them know.

She stated that they (League of Cities) had contacted her and informed her that they have opened a file and if in fact a real action gets filed as opposed to this internal action in the Agency, we are to let them know. She stated that this was the policy that they were following, as the League of Cities were not going to accept it until such time it was actually filed with EEOC, Human Relations Commission, or in the Circuit or Federal Court.

Vice Chair Stone stated that the League of Cities Policy clearly states that if there is a complaint that it goes to the League of Cities. She stated that it doesn't say it has to be a complaint through the courts or by a lawyer, it just states that it has to be a complaint. She noted that of course the League of Cities is going to tell you do it in-house, so they don't lose any money on it, and they don't assume any risks. She stated that if anything was done that was improper in this whole process, the Agency puts itself at risk for not having the coverage later on.

There was no other discussion.

[MS. COX MADE A MOTION TO APPROVE AND SETTLE THE CONTRACT WITH MR. HAMILTON AND REQUEST THE FINAL REPORT FOR WHICH HE WAS HIRED. Mr. Farner seconded the motion.]

Motion approved 3-2 with Vice Chair Stone and Mr. Dufresne in opposition.

Mr. Dufresne left the meeting.

9. LEGAL STAFF REPORT

Attorney Barice stated that she has been working on Wekiva Protection joint acquisition with FDEP and it looks like things are looking pretty good right now. She stated that the environmental easement that was recorded by Marc Carson has caused a lot of problems, and there was a title exception on the FDEP's title policy because of it.

She stated that they (she and staff) were preceding to get a release of that easement from Lake County and the County Attorney's office has been fantastic to work with. She stated that there ended up being a problem with the staff report and recommendation, not with the County's release of the easement, but with FDEP's interpretation of the easement and release.

She stated that it has been determined that a local attorney (Butch Blanchard) had handled a closing and had purchased property from Mr. Carson. She noted that the affidavit filed by Mr. Carson in 1998 renouncing the easement, was the result of this particular transaction.

She stated that Attorney Blanchard had researched all of his deeds and had produced three deeds that demonstrated that Mr. Carson did not have full title to the property, and that he only had a quarter interest when he imposed the easement, and did not have the legal right to impose the easement in the first place. She stated that the affidavit was recorded to clear up the wrongful recording of the easement.

She stated that Lake County Attorney Melanie Marsh had provided FDEP with the three deeds, but the title company still refused the exemption.

Attorney Barice explained that she had given the title company a call regarding the documents and they had informed that they had not seen the affidavit renouncing the easement. She noted that she then provided the title company with a copy of the affidavit.

She explained that she had also contacted the Water Authority's title company and asked them if they were aware of the easement and affidavit and why there was no exception written on their policy. She stated that they inform her that the affidavit took care of the recorded easement, and because of that, they felt no need to list it as an exception.

She stated that she then explained to FDEP's title company that the title company for the Water Authority didn't list it as an exception to the policy, as the affidavit took care of it. She also stated that she then sent a copy of the Water Authority's title policy and all prior title policies on the property (none of which list the easement as an exception), and the affidavit to FDEP's title company. She noted that within two hours, the title company for FDEP had removed the exception from the title policy and cleared to continue.

She stated that the only other thing being required by FDEP is a lot determination from the County, stating how many houses can be built on the property. She noted that the person she spoke with at FDEP has gotten full authorization to move forward once they have received the lot determination.

Attorney Barice stated that she has requested waiver by the County of the \$100 fee for the lot determination, and is just waiting for their response.

Chairman Bryant instructed Mr. Perry to have staff go ahead and pay the fee and submit for the lot determination, so they can move ahead.

10. BOARD MEMBER COMMENTS

Vice Chair Stone stated that she would like to publicly state that she is disappointed in how this situation has been handled; the fact that Robert's Rules of Order were not followed, and while that might hit her personally, is somewhat egregious.

She stated that the Chairperson is the driver of meetings and the signer of paperwork. She stated that they don't have any additional authority that other Board Members don't also have. She stated that she doesn't understand how this got so far out in left field, but she would hope that everybody learned from the situation and would make sure they are not acting outside of their lanes.

She stated that she also feels the need to discuss what she feels was insubordination. She explained that she sent an email to Attorney Barice to cease any activities related to the matter of the complaint until they could have a new meeting.

Vice Chairman Stone read her email request to Attorney Barice into the record saying, "*Carole, I am writing to make a formal request that you, as our Attorney, and Mr. Farner, as Chairman Bryant's designee, cease any and all activities related to the sexual discrimination complaint Ms. Burgos and Mr. Perry, pending future Board discussion. This includes, but it not limited to, any further actions by R. Hamilton.*"

She noted that all she was really asking was for a hold on it and wait for the next Board meeting, and to stop spending money, until the Board could talk about the contract, which is what they ended up doing at the meeting anyway.

She stated that in her opinion they needed to stop spending money on the issue until the Board had a chance to meet again. She stated that there was nothing about her request that was controversial, or against the Authority, or out of line.

She read her response from Attorney Barice into the record "*Amy, thank you for your email of this date. I have spoken with acting Chairman Farner, (interjection by Vice Chair Stone, "Acting Chairman Farner"), and unfortunately agreements have been made with Mr. Perry. He is well aware of the actions that have been taken, and the actions that will be taken with respect to this matter. If the report is made and filed, all Board members will have a copy of it before the next Board meeting. Any Board action will be addressed at that time.*"

Vice Chair Stone stated that, apparently if you are the Chairman or *Acting* Chairman you take precedence over any other Board member when it comes to dealing with the Board's Attorney, who, by the way, works for the entire Board.

She stated that in short, her request was denied for the *Acting* Chairman Farner and Attorney Barice. She stated that it is her understanding that the Attorney works for the entire Board of Directors and should be following requests made by any Board member. She stated that instead that Ms. Barice is working for only Chairman Bryant and *Acting* Chairman Farner. She stated that even the title *Acting* Chairman seems out of line.

She stated there was absolutely insubordination on the part of the Attorney, and overstepping authority on the part of Board Member Farner. She stated that she really feels that way, and she knows that she is probably really ticking off a couple of people by saying that.

She stated that the fact of the matter is, there was no reason that this couldn't have been held off until they came to this meeting and discussed it as a Board, which is exactly what Mr. Farner said in his comments about her (Vice Chair Stone's) motion. She noted that instead, she got told that it doesn't matter what she thinks, or what she is saying, or what she is requesting, because she (Attorney Barice) only going to listen to one person. Vice Chair Stone stated that Attorney Barice's actions were totally unprofessional.

Chairman Bryant stated that he had one comment, that Mr. Farner was not Acting Chairman, he was never designated Acting Chairman, there was no intent that he be that way, and as far as he (Chairman Bryant) he never assumed that role. Chairman Bryant stated he asked Mr. Farner to step into a very thankless task, as it has certainly been the way it has shaken out. He stated that he should probably apologize to Mr. Farner and he probably needs to apologize to Mr. Farner's wife.

He reiterated that Mr. Farner was not Acting Chairman, he was simply appointed to step into that role of addressing that one matter, because he (Chairman Bryant) was leaving, and could not be around.

11. BOARD MEMBER ITEMS FOR FUTURE AGENDA

None

12. INFORMATION ITEMS

- a. Staff Reports
- b. Monthly Financial Reports – February and March 2018

13. ANNOUNCEMENT OF UPCOMING MEETINGS AND EVENTS

- Board Meeting - Wednesday, May 23, 2018 (3:30 pm)
BCC Chambers/Admin. Building

13. ADJOURNMENT

The meeting was adjourned at 7:26 p.m.

Respectfully submitted,

Anna Ely, Recording Secretary

Gary Cooney, Secretary-Treasurer

Doug Bryant, Chairman