

## MINUTES

### PORT LABELLE COMMUNITY DEVELOPMENT DISTRICT BOARD OF SUPERVISORS' MEETING

March 27, 2014

A meeting of the Board of Supervisors of the Port LaBelle Community Development District was called to order at 6:00 P.M. on Thursday, March 27, 2014, by Chairman Jason Martinez, who verified that a quorum was present.

Those in attendance were:

Jason Martinez - Chairman & Board Member  
Jeff McGirt - Treasurer & Board Member  
Nancy Imhoff - Board Member  
Mike Jordan - Board Member  
Lester Baird, Sr. - General Manager of the District  
Robert Pritt - Attorney for the District  
Andy Higginbotham - Accountant for the District  
Debora Simicich - District Secretary  
Other interested parties

Absent from the meeting were: Jeff Perry - Vice Chairman & Board Member  
Jeff Daniels - Field Superintendent

Mr. Martinez opened the meeting with the Pledge of Allegiance to the flag followed by a prayer from Mr. Baird.

Upon motion duly made by Mr. Jordan, seconded by Mr. McGirt and unanimously carried, it was

RESOLVED, that the minutes of the last Board of Supervisors meeting held on January 27, 2014, be approved as individually read.

Mr. Martinez asked for any public comment at this time. There was none.

Mr. Baird asked the Board to consider Resolution 2014-2.

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Upon motion duly made by Mr. Jordan, seconded by Ms. Imhoff and unanimously carried, it was

RESOLVED, that Resolution Number 2014-2 amending the 2013-14 annual budget to adjust for actual audited figures, be adopted.

Mr. Baird asked the Board to consider the memo he wrote (copy attached) regarding the sale of surplus District property. He stated that the property was sold at auction and he asked the board to ratify the sale and take the items sold off of the District's Capital Assets Inventory.

Upon motion duly made by Mr. McGirt, seconded by Ms. Imhoff and unanimously carried, it was

RESOLVED, that a Bushhog mower, 306R, 11-7933 and a Groundmaster mower, 32D, 307 be declared surplus property, authorized for sale and the sale ratified, be approved.

Mr. Baird asked the Board to consider the matter of District road repairs. He noted that collection of tax revenue for the year is still below what was budgeted and he feels that it is not yet time to spend money on the repairs. However, the tax certificate sale is coming up soon and that will bring in more of the outstanding revenue. He asked that the Board allow staff to develop the bid package for the road repair project, as that would take several weeks to complete.

Upon motion duly made by Mr. Martinez, seconded by Mr. Jordan and unanimously carried, it was

RESOLVED, that the General Manager be authorized to develop a road overlay bid package and advertise for bids for response prior to May 22, 2014, be approved.

Mr. Baird asked the Board to consider the Capital Projects Fund. He stated that the Board had previously spoken about broadening the designation of the funds use to include other items, such as road repairs. He asked that the Board authorize Mr. Pritt to seek an opinion from the state, if needed, regarding whether the District needs to place a referendum on the ballot or if it can be accomplished with a Board approved rule change.

Ms. Imhoff asked if all residents of the District would have to be notified.

Mr. Pritt replied that either way public hearings would still be required.

Mr. Jordan noted that a decision on this would put the matter to rest.

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Ms. Imhoff agreed that it would be good to know what options are available to the Board.

Mr. Higginbotham asked if the funds in question were the ones designated for a fire department.

Mr. Baird replied yes, and that it is doubtful it would be used for that as it would result in a facility being built with various entities needing to take responsibility to fund and staff it.

Mr. Higginbotham agreed it would be better to use the money for much needed repairs.

Mr. Pritt remarked that a re-designation does not have to take away use of the funds for a fire department; it will just add use for other purposes.

Upon motion duly made by Ms. Imhoff, seconded by Mr. Jordan and unanimously carried, it was

RESOLVED, that the District Attorney and staff do research into the use and potential change of use of the Capital Project Funds, be approved.

As that was the end of scheduled business, Mr. Baird updated the Board on progress with the Barron Water Control District's mowing bid and the FASD Legislative session he recently attended in Tallahassee.

Mr. Pritt proposed that the Board approve him to register as their lobbyist for the executive branch. At the January meeting the Board had approved his registration as lobbyist for the legislative branch. Lobbying before the executive branch requires a separate registration and fee. The fee is \$25.

Upon motion duly made by Mr. Martinez, seconded by Ms. Imhoff and unanimously carried, it was

RESOLVED, that the District Attorney be allowed to register as a lobbyist for the District with the Executive Branch of the State of Florida, be approved.

Mr. Mouthan had a question regarding residents crossing the road right-of-way and greenbelts to reach their homes. He noticed a specific area where it is obvious that the resident is doing this and it is leaving ruts in the greenbelt. He wondered if the District shouldn't just put in a path in order to avoid further destruction of the greenbelt.

Discussion among the Board members resulted in consensus that since it is against District rules to cross the greenbelt in this manner, a sign would be posted to remind residents not to

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cross the greenbelt with their vehicles. If the sign did not stop the resident in question from using the greenbelt to access the home, then a letter would be written to him/her explaining that legal action would ensue if they did not stop crossing the greenbelt with their vehicle. Hendry County code enforcement has gotten involved with violators in the past and the Board believes that the Glades County Code Enforcement would do the same if called upon to do so.

Mr. Baird stated that a motion was not needed since the resolution was already in effect. He will have Mr. Daniels post a sign.

Mr. Martinez asked if there were any further public comments at this time. There were none.

There being no further business to come before the Board, the meeting was adjourned at 6:43 P.M.

  
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Jason Martinez, Chair



ATTEST:

  
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Debora T. Simicich, Corporate Secretary