

Minutes of the November 14, 2018 Board of Supervisors

Meeting

Central County Water Control District

1. **Call to Order.** Meeting called to order at 7:00 p.m.
  - a. **Roll Call.** Chair Miller called the roll. Supervisors Napoles, Naranjo, Alvarez, Mata were present, and joined by the District Manager Herminio Bussott, District Engineer, District Treasurer, and District Attorney.
  - b. **Pledge of Allegiance.** Chair Miller lead the Pledge of Allegiance
  - c. **Introduction of new Board members.** Juan Mata spoke live in Montura 12 year and has worked with the Seminole Tribe for 13 year and is the Plant Operation Manager there.

2. **Approval of Meeting Agenda.**

- a. **Additions, Deletion, and Substitutions.** None
- b. **Adoption of Agenda.** Supervisor Naranjo motion and Supervisor Napoles second all I's. Approval of regular meeting minutes for September 26, 2018, October 20, 2018 regular meeting and Land Owner meeting minutes Supervisor Naranjo motion and Supervisor Napoles second all I's
- c. **Approved without objections.**

3. **Public Comment**

None

4. **Staff Reports.**

Supervisor Napoles the attorney already addressed it.

Supervisor Mata was looking over the master plan that was done 2011-2012 and on certain things that should have been done a long time ago and also in 2017-2018. He suggested that we should start working on culvert now for the dry season. Chair Miller stated that she had been asking if we could get this done and when could it be done. District Manager stated that District Engineer stated it would be better to contract it out, District Manager stated we can do it in house but it would take a little longer. Fumero suggested that you can do an RFP and ask for bids to see how much it would cost if its to much you don't have to go through with it. Supervisor Alvarez motion for the RFP for this project and Supervisor Naranjo second all I's. Supervisor Napoles requested if Supervisor Mata would help out with the venders that can assist.

Supervisor Mata also ask about the concrete around the pool to see if we can motion that we can get it repaired, Supervisor Naranjo second. Supervisor Naranjo ask if this was fix from before. District manager stated that quotes were done but it wasn't approved. The deck really needs to be worked on and the inspector stated that if it isn't fix, he would close down the pool. Motion from Mata to get new bid, second by Supervisor Napoles all I's. Equipment condition is very old and we need to see on how to get new equipment. Fumero stated that we have to do a surplus. Crew has not been able to work do to the equipment being down. Resident ask if we have a mechanic Mata stated that we do. Supervisor Napoles ask if we can have a list of the equipment and there is one.

Chair Miller motion for Supervisor Napoles to be the new chair, no one second the motion. Supervisor Alvarez motion for Supervisor Naranjo to be chair, Supervisor Naranjo declined. Supervisor Naranjo then motion for Supervisor Alvarez to be the new chair and Supervisor Napoles second. Those in favor three I's and Chair Miller was a nay. Chair Miller then suggested for the Vice Chair, Supervisor Naranjo motion for Supervisor Napoles and Supervisor Alvarez second. Chair Miller stated Supervisor Alvarez is the new Chair and Supervisor Napoles is Vice Chair. Adoption of employment of District Manager. Fumero sent a copy with the proposal in an email to all Supervisor of the agreement of the annual salary of \$65,000.00, and revised the benefit section were Herminio was one of the employees and was grandfathered in for his family and himself for health insurance, dental and vision care. Also, being an existing employee that he would carry of the accrued time of sick and vacation and clarified the termination so that it's clear that if terminated with cause there is no severance unless the board deem it so. If terminated without just cause the severance is three month and it is had been stated other documentation. Annual performance evaluation used to say that each Supervisor would do a written evaluation but it is not required any more. Chair ask if this needed to be voted on and Mr. Fumero Stated yes. Supervisor Alvarez ask what was the pay before and Fumero explained Cookie's old pay and Supervisor Alvarez ask District Manager if he was fine with the pay and District Manager stated that as long as his family and himself were cover by the insurance, he was fine with the pay. Supervisor Napoles made a motion to approve District Manager Herminio all said I's. Chair ask if there would be a manager for the club house and Herminio stated that he would be the supervisor over all and just have a supervisor for the club house.

Fumero then went on to speak about the concerns of the election process and who touches the ballots. Spoke with Bob Hendricks and Bill Kisker who were able to give him a lot of history on the elections. Both Bill and Bob have overseen it for 15 years. New issues have been brought to light of the legality of the absentees and ballots. Central County Water Control District is a 298 Chapter district. Fumero then went on to explain a 298 district and what can and can't be done. We should not be excepting absentee mailed in ballots. A 298 district can do a proxy vote but there is nothing about absentee

ballots. Fumero spoke on the report that was found and the attorney that over saw the report and no one really ask about the actual process. People in the pass have been told that they were allowed to vote with absentee ballots. Central County has had and accept the votes from absentee ballots. The problem we are facing now is what is the remedy. The remedy would be to go in front a judge and ask what should we do. Supervisor Napoles brought up the report of the Governor Jeb Bush. Fumero then went on to explain that Roger and himself spoke to several different from attorneys about the proxy voting and absentee voting. Fumero does understand why the would have absentee voting but it is not allowed. Connie then ask about the absentee ballot request and that someone else requested. Fumero then stated if someone filled out the ballot then it is illegal. Chris Self also spoke about the request. Marcy ask about the process of who receives the absentee ballot. Fumero then went on to explain it. Fumero went on to say he wasn't happy with this process and that we are growing and the process needs to be bumped up. Chair Miller went on to say about the negligence of the past attorney and Fumero as our attorney. Fumero then explained that this is deep from the past to see what has been going on. Option one is petition the courts to get some direction from the courts and the court might say do another election or they may say little to late fix your election process for next year. Supervisor Napoles ask about those that who physically voted for the current two Supervisor they still won. Fumero stated that taken away the absentee votes it would change the outcome of the election. They went back and forth about the process and election process. Option two seeking the attorney general to answer this question for me. They can tell us what the law says but won't get involved. Option three do nothing. Supervisor Alavarez stated we need to fix this for the next election process. Question was asked by Roger if the board is going to do anything about this or is he going to do. Fumero stated that if the board votes on this that Supervisor Mata and Supervisor Alvarez should not vote on this motion. Chair Miller ask if they needed to make a motion Fumero again stated that he gave they board three options. Supervisor Napoles stated that if Roger wants to do it let him do it. Chair Miller then ask Supervisor Naranjo what they were going to do Supervisor Naranjo stated that he agrees with Supervisor Napoles. Chair Miller then stated that the Board decided to do nothing with the exception of Chair Miller. Supervisor Napoles then went on to state that it's not that the board will not do anything we will assist with any documentation that they may need. Fumero, also stated that we can assist with anything they may have questions with. Sgt. Hanley ask to speak for a few minutes about the new Crime unit in Montura. She would like the assistance of the community to be the eyes and ears in Montura with human trafficking and anything illegal going on in the community. Gave her number to Supervisor and all present and introduce part of the unit.

A. **District Manager's Report** thru out the rest of the month finished up mowing, repair on dirt road and paved road, finished cleaning up reservoir and working on cleaning canals. Pump station roof have been done and preventative maintenance on

pumps done, working with two rental tractor and excavator, boom mower still not working. Almost done with street sign, bus sign. Picked up trash all around Montura which took us two days and to employees. Waiting on dumpster bill and still waiting for dumpster and still have another dumpster to fill up. Another important item is working with Jennifer from the Sulzer group is taking a lot of time in regards to FEMA even after hours. Chair Miller ask about how is the garbage situation trash thru out Montura from about a month in half ago since the closing of the dump. Herminio stated that the trash has gotten worse. Chair Miller stated that she didn't think it would get better in two month we needed to give it some more time. Illegal dumping has been going taking time and money on fuel.

**B. District Engineer's Report** – Chair Miller read the engineer report.

**C. District Treasurer Report** went over October monthly budget report in details. Not much to go over.

**D. District Attorney's Report** Mr. Fumero most of his item are coming up on the agenda. Go over the District Manager agreement, election and the process and the out of research that he had done in regards to the ballots and no names on them. Two discussion will take place one what we do now in light of the finding of his research and what we do moving forward. RFP for the road paving, RFP is being changed and be will defer to next meeting, new board member orientation also for all boards if they want a refresher. He can do it one on one or in a presentation style for orientation. Supervisor Mata ask if RFP for next meeting will be given to the Supervisor before the next meeting so they can go over it in the next meeting and the answer was yes. Road specs should go to the engineer directly.

**E. Clubhouse Manager Report.** Halloween party went well, pool is now closed. Christmas party signs have gone up for December 15, 2018 everyone is invited.

**Adjournment.** Chair Miller asked for meeting to be adjourn motion by Supervisor Bruno and Supervisor Napoles second. All in favor said I