

Minutes of the November 20, 2019 Board of Supervisors

Organization/Regular Meeting

**Central County Water Control District**

1. **Call to Order.** Meeting called to order at 7:00 pm.
  - a. **Pledge of Allegiance.** Chair Mata lead the Pledge of Allegiance
  - b. **Roll Call.** Chair Mata ask Mrs. Hernandez, to do the roll call. Chair, Seat 1 not present at this time, Seat 2, Seat 4, District Attorney, District Engineer, District Treasure, District Manager, Seat 3 absent. Amendment to Agenda

**Approval of Meeting Agenda.**

- c. **Additions, Deletion, and Substitutions.** Amendment for final budget and 2020 meeting dates. Supervisor Miller moves to add resolution to agenda and Supervisor Napoles second.
- d. **Adoption of Agenda.** Approval of the meeting minutes October 19, 2019 motion by Supervisor Miller and Supervisor Napoles second all I's.
- e. **Approved without objections.**
  - a. **Public Comment:**

Margaret Emblidge addressed the Board. The agenda item she spoke on was the land development code amendment that was recently approved and adopted. She went on depth about the amendment and the land use study that was recently done on November 16, 2019. Continued to speak about the surveys and getting the community involved to get what the community would like in Montura and she spoke on how long the process it takes. Supervisor Miller stated that the question on the survey are very general. Supervisor Miller ask if the survey will really influence our community and if they would like more, concrete homes, mobile homes and etc. Margaret stated they will be taking the majority of the survey and they would add that to their report and put everything together to present it to the community, which is what the land study is about. The survey is about what type of services are needed in the community. Supervisor Miller continued to ask if the number of surveys will determine the future outlook for Montura because they will be asking her. Chair Mata spoke that there shouldn't be any fear that what the Board is there to protect. The survey is just for more input and what the community want. Resident spoke out that there are scared because the change is coming and don't want to fill out the survey. Supervisor Miller ask if that when the commercial areas are in place does the Board have the opportunity to then raise the taxes. Mr. Fumero than stated that the taxes will have to be addressed. Supervisor Benny stated that all he wanted was to stop the fish farms and he really doesn't want a

bunch of store and he know that there are going to be a lot of changes due to growth. Supervisor Miller stated that we can limit the amount of commercial use. Supervisor Napoles stated that he requested from the accounting office on the transfer checks and he wanted the Board to know that we are tapping into our saving account then Supervisor Benny stated that they are aware of that but we need to raise taxes. Supervisor Benny stated that the county doesn't want this place Margaret stated that they already have this place and Supervisor Benny stated that have all our taxes and very little service that we get why would you want to change it they are in the cat bird seat and that he wanted this on the record. Supervisor Napoles then stated that we will need to let the attorney do what he needs to if not we will go broke and then the county will come in and take over. Supervisor Mata stated he made a great point from the public view as well we have to make a gut check if they want their roads flat and drainage, we have to do something about the money coming. Supervisor Napoles stated that just this year alone we have spent one million dollar and if it takes a motion to change the taxes. Supervisor Benny stated that we have to change the ad valorem and go after the county because they are taking all of our money. Supervisor Napoles motion to give the attorney permission to start the process in change the taxes to ad valorem and Supervisor Benny second it. Fumero then spoke that he can come in our next meeting and educate the community to understand what is going on here, the future is to go with ad valorem. Supervisor Napoles re stated what the motion was on the floor. All I's on the motions. Supervisor Mata concern is that the meeting should be pack and there is no one here. They continued to speak about the land study and the changes that will take place with commercial business. They continued to talk about the surveys and having everyone involved to obtain as many surveys as possible from our residents.

## **2. Staff Reports.**

**A. District Manager's Report** – District Manager gave report, mowing thru out Montura, signs are still being knocked over, trash is still being picked, club house pavilions are being painted, guard rails are almost done, cameras are being installed. Supervisor Denise ask that during the Christmas event would be a great time to get the surveys done. Supervisor Napoles stated that the grass has a mohawk look to keep an eye on the way it is being mowed. District Manager explained that if there is water in the swells this will happened. Supervisor Napoles stated it was along Cabbage Palm Street. Supervisor Mata ask for a list of the project for this coming year. Project of the culvert is still going on because we had to replace some of the culverts. The elevation project where Bennett, Becky, and Herminio sat down and came up with numbers on this project. It will take about 15 and about an average of three roads per week. The amount would be great but they came up with per year 15 mile 226,000 that will last for 15 years. Supervisor Miller question District Manager if this is the project that Supervisor Napoles ask for, District Manager stated, yes. Supervisor Miller stated that the Board is going to receive many items that will have to vote on and not all will be able to get

done, but this project is important and Supervisor Napoles has been questioning the money that is being spent but he was the one asking for this project. Supervisor Napoles ask for it because it needs to be done. Also, Supervisor Benny stated that he also asks for these number but when they found out that the culverts are caving in that take president over the swell project. Supervisor Benny ask if we can hold off on this project. District Manager went on to explain that when we clean out a swell that is clogged the elevation flow will change. Supervisor Napoles explained that this is about safety. Supervisor Mata stated that a lot of this has been push off and we need to get thing done. Supervisor Napoles stated that if something was to happen at least we can say that we are working on them. District Manager explained that every culvert needs to be removed and put back. Supervisor Mata stated that it is important and yes, we done need to start, don't know how but it will need to start. Supervisor Napoles is to make the Board aware of what is going on for the community and doesn't want any surprises. He continued to speak about the auditors and the suggestions they gave. Supervisor Mata stated that majority rules and we have to move forward and there are a lot of people in our community that are not well off. Supervisor Miller stated that she was just saying that he was complaining and yet he asks for another project. They continued to talk about this. Supervisor Benny stated that he doesn't need an account to know what needs to be done because he sees it going out. We need to be careful on where we are spending our money and we need to fix the culvert and we are going to have to go with ad valorem taxes. The way we were going before we could get away with the budget but now the taxes are going to have to go up. District Manager continued that the culvert along the canals need to go first. Resident ask who regulates who does the elevation, District Manager stated that we do. Greg stated that if the swell doesn't get done, we are burning clutches. Resident 360 Appaloosa Avenue, stated that during raining season on Appaloosa and Quebrada and Hunting Club it holds a lot of water. Supervisor Mata stated that we need to prioritize which project we get done. The resident continued to thank the Board member that Montura is a lot better now. Mrs. McCluskey wanted to thank everyone for the four-wheelers not being ridden around. Supervisor Mata met with Sheriff Whidden about the four-wheelers and if they are not on their own property they are in violation.

- B. District Engineer's Report** –Mr. Bennett reviewed permit for power line and cable and growth is coming. On the swell estimate will be evaluated before getting started. Supervisor Benny ask if there is any way of knowing the worst areas and work back on the evaluations. Mr. Bennett stated that we can prioritize. Mr. Bennett stated that Herminio and Becky will have a map to indicate the culverts that have been worked on. Supervisor Mata ask if there are money and get creative to start. Supervisor Napoles stated that there was 2 million dollars that were offered for the reservoir. Supervisor Benny stated if the offer is still available. Fumero stated that he did check about a year ago and we could probably get 1 million. Supervisor Miller stated that you could kill the trees Supervisor Napoles stated that this is natural wetland so they survive. Supervisor Napoles motion for Furmero to look into this Supervisor Miller second and in favor all I's. Fumero stated that they would come out and explain it, Supervisor Mata stated that this place will be in an up roar because of

the four-wheelers not being able to ride anywhere. Supervisor Napoles stated that not all of the reservoir is going to be flooded. Supervisor Mata stated that if you really want everyone to come this is one way.

**C. District Treasurer Report.** Mr. Boy started that our October budget is not much to go over because of end of year. He went on about the amending budget to change some line item. In all we came in under the budget by \$42,000.00 dollars. Supervisor Mata ask about the taxes and the process. Fumero stated it will take a little while and also explained the tax ad valerom and how it works.

Supervisor Mata did have a question to Mr. Bennett on which road we were going to start on. Mr. Bennett stated it would be the other half of Appaloosa to Quebrada and Hacienda from Avenida Del Sur to Appaloosa. Mr. Bennett ask that the Board give permission for the RFP. Supervisor Napoles ask that we work on the taxes first. Supervisor Benny ask if there are any other areas where we can patch. Mr. Bennett stated that there are many roads but it would be more for annual maintenance. Fumero stated that at the being of the meeting they amended the agenda to add Resolution 19-9 adopting the budget for fiscal year Sept 2020 and Resolution 19-10, amending the final budget. Supervisor Benny going back to the asphalt that doesn't mean that we have to stick to that plan and save a lot of money to use on Luis project, that's why he asks if the road where not in terrible shape then we can move that money around. Fumero stated yes it can be moved around and they can vote on all of it together, Supervisor Benny so moved and Supervisor Miller second all in favor three and one nay.

**D. District Attorney's Report** – Mr. Fumero went over the Resolution 19-11 of the dates for next year's meeting date. He went over the Budget dates, turned it over to Chair Mata about the proposal for the playground by Sugar Corporation. We just need a letter stating the needs for our community. Fumero stated that they have plenty of money and if any here's about other corporations to let us know. Fumero continued to talk about the meeting date and we are just following what we did last year. He also spoke about the seats that will be up for election Seat 2 and Seat 4 by elector and Seat 3 which is through landowners vote that will take place in October 24. Becky ask if we were going to do it in house or was Kisker and their company will be doing. Fumero stated that he had to speak to him eighteen times, but he most likely will not be coming back. Becky also ask about the ballots, Fumero stated that he will come earl and can go over them with her. Supervisor Mata stated can we work with our staff to make it as smooth as possible. Becky ask about the legislative motion to change the absent ballot and Fumero stated that we need a state representative to help us move the absentee ballot. Supervisor Benny stated that we are the only ones that can't vote by absentee ballot and we need to move on it. Supervisor Miller ask if this is the same motion that was approved in a prior meeting

were Supervisor Napoles and herself were not present. They stated no, this is only for the absentee ballot voting. Supervisor Napoles stated why don't we just go with popular election, Supervisor Benny stated no because the landowners have the right to vote. District Manager ask if to run for the Board by popular election do you have to be a landowner. The answer was no just a resident. They went on about why they don't want the other seat to be by popular election. Fumero ask to add Resolution 19-11 to be add, Supervisor Benny, so moved and Supervisor Miller second all I's. Supervisor Benny stated that he would like to get this voting issue moving and he will get with state representative and contact Fumero. Supervisor Mata gave his thanks for everyone coming out he open the floor for anyone to speak. Reservoir of the Guardian spoke for no employees to receive a key, Supervisor Benny motion and Supervisor Miller second all I's.

**Adjournment.** Chair Mata meeting adjourn.