KEY LARGO WASTEWATER TREATMENT DISTRICT
TRANSITION MEETING AGENDA

Oct. 8, 2013 4:00 PM
98880 Overseas Hwy
Key Largo, FL 33037

Robert Majeska  Chair
Andrew Tobin  Vice Chair
Norman Higgins  Secretary-Treasurer
Steve Gibbs  Commissioner
David Asdourian  Commissioner
Margaret Blank  General Manager
Ray Giglio  General Counsel
Carol Walker  District Clerk

PLEASE TAKE NOTICE AND BE ADVISED, that if any interested person desires to appeal any decision of the KLWTD Board, with respect to any matter considered at this meeting, such interested person will need a record of the proceedings, and for such purpose, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. Persons with disabilities requiring accommodations in order to participate in the meeting should contact the District Clerk at 305 451-4019 at least 48 hours in advance to request accommodations.

A. CALL TO ORDER - PLEASE MUTE CELL PHONES
B. PLEDGE OF ALLEGIANCE
C. ROLL CALL
D. APPROVAL OF AGENDA WITH ANY ADDITIONS, DELETIONS, OR CONTINUANCES
E. PUBLIC COMMENT
   Individual comments have a 3 minute limit; Organizations have a 5 minute limit. General comment (non-agenda items) will be heard at this time; Specific agenda items will be heard right before the item. Speaker cards must be turned in before the meeting starts.
MISSION STATEMENT:
"The Mission of the Key Largo Wastewater Treatment District is to preserve and protect the delicate ecosystem of the Florida Keys while providing exceptional customer service."
The Key Largo Wastewater Treatment District Board of Commissioners met for a Commission Meeting at 4:07 PM. Present were Chairman Majeska, Commissioners, Norman Higgins, David Asdourian, Andy Tobin, and Steve Gibbs. Also present were the General Manager, Margaret Blank, Chief Information Officer, Paul Christian, General Counsel, Ray Giglio, District Clerk Carol Walker, and other appropriate District Staff.

Ted Blackburn led the Pledge of Allegiance.

APPROVAL OF AGENDA
Margaret Blank placed an item about changing the Oct. 8th meeting date on the agenda. Paul Christian placed RBC contract on the agenda for action.

Motion: Commissioner Asdourian made a motion to approve the agenda as amended. Commissioner Gibbs seconded the motion.

Vote on Motion

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Motion passed 5 to 0

PUBLIC COMMENT

Name & Address
John Hammerstrom, Key Largo
Sue Heim, Key Largo

Howey Well, Key Largo
Kay Thacker, Key Largo
D.A Aldridge, Key Largo
Curtis Durham, Key Largo

Subject
Grinder Pump Amendment Resolution
Commissioner Gibbs’ mileage reimbursement, Resolution 32-10-13, & 33-10-13 Exhibit “A”
Grinder Pump Amendment Resolution
Grinder Pump Amendment Resolution
Grinder Pump Amendment Resolution
BULK ITEMS
Minutes of Sept. 17, 2013

Motion: Commissioner Tobin made a motion to approve the Bulk Items. Commissioner Higgins seconded the motion.

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Motion passed 5 to 0

RESOLUTION NO. 32-10-13
A RESOLUTION OF THE BOARD OF COMMISSIONERS APPROVING DESIGNATION OF ONE TAX PARCEL AS A PARCEL EXCLUDED FROM THE 2009 NON-AD VALOREM ASSESSMENT; AND PROVIDING FOR APPLICABILITY AND AN EFFECTIVE DATE

RESOLUTION NO. 33-10-13
A RESOLUTION OF THE BOARD OF COMMISSIONERS APPROVING THE REMOVAL OF 1 TAX PARCEL (DESIGNATED AS MARINA AND USED AS A BOAT SLIP) FROM THE 2008 NON-AD VALOREM ASSESSMENT; AND PROVIDING FOR APPLICABILITY AND AN EFFECTIVE DATE

Motion: Commissioner Tobin made a motion to approve Resolutions No. 32-10-13 & 33-10-13. Commissioner Higgins seconded the motion. Vote on Motion

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Motion passed 5 to 0

FINANCIAL REPORT
Pending Payments
Connie Fazio reviewed the Pending Payments and answered Commissioners questions.

Motion: Commissioner Asdourian made a motion to approve the pending payments of Oct. 1, 2013 contingent on the availability of funds. Commissioner Higgins seconded the motion.
Vote on Motion

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Motion passed 5 to 0

**RBC Contract**
The Board discussed the contract. District Counsel was directed to negotiate prior approval of expenses and travel with RBC.

**Motion:** Commissioner Tobin made a motion to approve the RBC Contract subject to prior approval of expenses and travel. Commissioner Higgins seconded the motion.

Vote on Motion

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Motion passed 5 to 0

**Grinder Pump Amendment Resolution**
After Board discussion staff was directed to make the following changes along with the presented changes:
- Definition of access point
- Check easement language on page 7 see if it is same as in easement
- Looking to vandalization issue
- 12 hour notice changed to 24 hour
- 30 day notice changed to 180 day notice
- Customer ending agreement inclusion
- Dog issue

Staff was directed to inform the unique property owners using grinder pumps by letter notifying them of the meeting on the Grinder Pump Amendment Resolution. Staff will use all of the standard methods of notification.

**COMMISSIONER'S ROUNDTABLE**

*Meeting Date Change for Oct. 8th.*

After discussion the Board decided not to change the meeting date.

KLWTD Board of Commissioners
Board Meeting
Oct. 1, 2013
ADJOURNMENT
The KLWTD Board adjourned the Board Meeting at 6:25 PM.

The KLWTD meeting minutes of Oct. 1, 2013 were approved on October 8, 2013.

________________________________________
Chairman Majeska

________________________________________
Carol Walker, CMC District Clerk
EXHIBIT "A"

Since Comm Gibbs has stated publicly at the last 2 Fair share meetings that he traveled to meet county commissioners on behalf of Fair Share, to discuss Fair Share concerns, Comm Gibbs being reimbursed by KLWTD customers is unacceptable, possibly illegal.

As fact, Comm Gibbs stated in the beginning of the last Fair Share meeting, he and all other KLWTD staff were there as individuals, representing only themselves. Therefore, Comm Gibbs first requesting and second accepting reimbursement from KLWTD for a non KLWTD expense is an ethics violation.
Margaret,

You are skirting the attention away from Commissioner Gibbs and yourself. Commissioner Gibbs wears two hats and then uses the two hats to his advantage. One at Fair Share meeting he is a private citizen, yet when it comes to expenses and getting paid, his hat is as KLWTD Commissioner.

You keep bringing up the actions of the County, ignoring the question at hand. Why do you keep avoiding the subject of a public directive being issued by the Commissioners for you or Commissioner Gibbs to secure the funding from the County? What is the chance the Commissioners could add to the agenda asking that you and Commissioner Gibbs be put in charge of securing funding from the County?

Why do you say “Unfortunately, Sylvia Murphy, the commissioner who ostensibly represents Key Largo has been less supportive? Can you be more specific of how Commissioner Murphy has been less supportive? She would vote in a New York heartbeat any funding from Tallahassee in support of KLWTD, don’t you think?

Thanks

Kay

On 10/1/2013 10:01 AM, Margaret Blank wrote:

Kay;

It goes without saying that, securing funding equity for our customers is unanimously supported by our commissioners. Our Board has always been concerned with securing adequate funding for our project. Charlie Brooks spent an enormous amount of time securing the Army Corps money. His efforts paid off for the District. We have received $16M from that source to date. He did not ask permission. In fact, he persisted even when told he was wasting his time. I am pleased and gratified that our current commissioners (not just Comm. Gibbs) are following his example. These are people who care about Key Largo, and will see to it that Key Largo citizens do not pay more for their lower cost project while at the same time subsidizing much more expensive projects.

Unfortunately, for the past few years, the County has, at best, seemed indifferent to the funding disparity. At times, it seemed as though they were determined to make it even worse! In fairness, the big funding picture has only recently come into focus. Three county commissioners, in particular, have expressed their support for funding equity throughout the unincorporated area. Those three are George Neugent, David Rice, and Danny Kohlage. We have not yet reached out to Heather Carruthers, but she certainly seems to be reasonable and I am hopeful that she will also support funding equity. Unfortunately, Sylvia Murphy, the commissioner who ostensibly represents Key Largo has been less supportive. I hope that will change going forward.

I hope this answers your questions.

Sincerely,

Margaret
KEY LARGO WASTEWATER TREATMENT DISTRICT
Agenda Request Form

Meeting Date: Oct. 8, 2013

[ ] PUBLIC HEARING
[X] DISCUSSION
[ ] ACTION ITEM
[ ] Other:

SUBJECT: BSA Implementation Update

RECOMMENDED MOTION/ACTION:

Approved by General Manager
Date: 10/8/2013

Originating Department: Paul Christian

Costs: $

Funding Source:

Attachments:

Department Review:
[ ] District Counsel
[ ] General Manager
[ ] Finance

[ ] Engineering
[ ] Clerk
[Operations] 

Advertised:
Date: 
Paper: 
[X] Not Required

Summary Explanation/Background: Mr. Christian will give a verbal report.

Resulting Board Action:

☐ Approved  ☐ Tabled  ☐ Disapproved  ☐ Recommendation Revised
KEY LARGO WASTEWATER TREATMENT DISTRICT
Agenda Request Form

Meeting Date: Oct. 8, 2013

[ ] PUBLIC HEARING
[X] DISCUSSION
[ ] ACTION ITEM
[ ] Other:

SUBJECT: Report on WEFTEC

RECOMMENDED MOTION/ACTION:

Approved by General Manager

Date: 10/3/2013

Originating Department: Dan Saus

Costs: $

Funding Source:

Attachments:

Department Review:
[ ] District Counsel
[ ] General Manager

[ ] Engineering
[ ] Clerk
[Operations] _______

Advertised:

Date: ________________

Paper: 

[X] Not Required

Summary Explanation/Background: Mr. Saus will give a verbal report on his trip to the Water Environmental Federation Technical Education Conference.

Resulting Board Action:

☐ Approved  ☐ Tabled  ☐ Disapproved  ☐ Recommendation Revised