SOUTH BROWARD DRAINAGE DISTRICT GOVERNING BOARD MEETING MINUTES APRIL 25, 2013

Present:

Scott Hodges, Chairperson
James Ryan, Vice Chairperson
Vicki Minnaugh, Treasurer
Robert E. Goggin, IV, Secretary
Alanna Mersinger, Commissioner
Mercedes Santana-Woodall, Commissioner
Thomas Good, Commissioner

Kevin M. Hart, District Director Douglas R. Bell, Legal Counsel Reina Muniz, Recording Secretary General Public: See Attached List

Absent:

01. CALL TO ORDER/PLEDGE OF ALLEGIANCE

Meeting called to order at 8:15 A.M., followed by roll call and the Pledge of Allegiance.

02. PUBLIC COMMENT

None.

03. APPROVAL OF MINUTES

Commissioner Minnaugh moved for approval of the March 28, 2013, South Broward Drainage District (SBDD) Board meeting minutes. Motion was seconded by Commissioner Goggin and it was carried unanimously.

04. DISTRICT DIRECTOR'S REPORT

A. VARIANCE REQUEST FOR SHARP PROPERTY IN PEMBROKE PINES, FL

The owner of the property located at 1808 SW 175th Avenue, Miramar, FL 33029 is requesting a variance from SBDD for an existing concrete patio and screen enclosure located within a SBDD 20-Foot Lake Maintenance Easement (LME). The deck and enclosure were constructed in 2003 and encroach two feet (2') into the LME. The property is located within the Sapphire Shores community of Silver Lakes.

The deck and enclosure were constructed in 2003 under separate building permits through the City of Miramar. Neither the property owner nor the Contractor was informed by the City that a permit was required from SBDD. SBDD criteria does allow for a four foot (4') encroachment into the LME with brick pavers on a sand base. A SBDD permit has been issued for all other improvements within the LME.

Mr. Sharp met with the Variance Review Committee (VRC) on April 9, 2013 and as a

follow-up to that meeting the variance request is being presented to the SBDD Board for consideration.

The details of the variance as discussed at the VRC are as follows:

- 1. SBDD Criteria does not allow concrete decks or screen enclosures within a LME.
- 2. The concrete patio and screen enclosure on the Sharp property encroach two feet (2') into the LME.
- 3. A Building Permit was pulled for the both the deck and the enclosure from the City of Miramar.
- 4. According to Mr. Sharp, the Silver Lakes Community Association approved the deck and the enclosure back in 2003, but record that approval was subsequently destroyed in a fire.
- 5. There is approximately 23 feet from the edge of water to the edge of the concrete deck and screen enclosure.
- 6. The Sharp's are agreeable to entering into an Indemnification and Hold Harmless Agreement with SBDD.

The Board would determine if the improvement needs to be removed upon sale of the property. SBDD staff has no objections to this variance request.

The requested variance is to allow a previously constructed concrete deck and screen enclosure to encroach 2 feet into a SBDD 20-foot LME. If the variance is approved, the homeowner will be required to enter into an Indemnification and Hold Harmless Agreement with SBDD and pay for all associated legal fees and recording fees.

There is no financial impact to this agenda item, as the property owner will be required to pay all associated legal costs and recording fees.

Commissioner Goggin made a motion to approve the variance for an existing concrete patio and screen enclosure to encroach two feet (2') into the LME. Motion was seconded by Commissioner Santana-Woodall.

In discussion, Commissioner Mersinger inquired about the fire. Mr. Sharp explained that there was a fire at the Silver Lakes Office, and he has asked the Homeowners Association to send him something in writing stating that there was a fire and the records were destroyed, but he has not received a response.

Commissioner Managh clarified that she spoke to Pines Property and verified that there was not a destructive fire at Pines Property. She explained that a toasteroven caught fire and filled the office with smoke and some of the files were water damaged, but none of the files were totally destroyed. The HOA is researching their computer files to see to see if there was an approval issued, or if a modification was requested. She commented that she has no problem with approving the variance.

District Director Hart asked the Board for direction on the requirement to remove the improvement if the property was to transfer ownership.

Commissioner Goggin commented that because two feet is such a small encroachment, and it has been there for so long under the approval of the City and the community, that it

should stay. Commissioner Minnaugh agreed with Commissioner Goggin that it should stay, but would like the wording in the agreement to be modified. She asked if the screen enclosure gets destroyed by an unforeseen event, will the homeowner be able to replace the screen? District Director Hart replied that they would only be able to extend the screen to the edge of the easement, and that this would be clarified in the agreement.

Commissioner Minnaugh made a motion that Mr. & Mrs. Sharp be permitted to leave the existing concrete patio and screen enclosure with a two foot (2') encroachment into the LME, as it is right now; and in the event that the screen enclosure is destroyed/damaged the property owner will only be allowed to extend the screen to the edge of the easement and would need to apply for appropriate permits, etc. Motion was seconded by Commissioner Goggin and it was carried unanimously.

B. RESOLUTION 2013-02 - APPROVAL OF SBDD TAX EXEMPTION FOR PERMANENTLY DISABLED VETERANS (FABLED FROM MARCH MEETING)

District Director Hart said that proposed Resolution 2013-02 was originally intended to provide an exemption from SBDD's annual tax for homestead real estate properties that are used and owned by certain totally and permanently disabled veterans and their eligible spouses, beginning with the 2013 tax year, pursuant to Section 196.081, Florida Statutes (FS).

This item was tabled at last month's Board meeting to better define what properties would be exempt from taxation under this Resolution. District Director Hart said that Attorney Bell did additional research and brought it before the Board with two alternates for the Board to consider.

Under the latest amendment to Section 196.081, FS the following individuals are eligible to apply for an exemption from taxation:

- Potally and permanently disabled veterans who have been honorably discharged from service and their eligible surviving spouse.
- The eligible surviving spouse of first responders who have died in the line of duty (this was added effective with the 2013 tax bills).

In addition, Section 196.091, FS provides a homestead real estate tax exemption for totally disabled veterans, who are required to have specially adapted housing, have to use a wheelchair for transportation and have been honorably discharged from service and their eligible surviving spouse.

The two alternates for Resolution 2013-02 are as follows:

Alternate [A]

Under this Alternate, Resolution 2013-02 would exempt from payment of SBDD's annual tax, homestead real estate property in the District used and owned by individuals who qualify for and receive an exemption from taxation from the Broward County Property Appraiser (BCPA) pursuant to Sections 196.081 (1) - (5) and 196.091, FS as follows:

- Totally and permanently disabled veterans who have been honorably discharged from service and their eligible surviving spouse.
- Totally disabled veterans who are required to have specially adapted housing, have to
 use a wheelchair for transportation and have been honorably discharged from service
 and their eligible spouse.

Alternate [B]

Under this Alternate, Resolution 2013-02 would exempt from payment of SBDD's annual tax, homestead real estate property in the District used and owned by additional individuals who qualify for and receive an exemption from taxation from the BCPA pursuant to Sections 196.081 (1) - (6) and 196.091

- Totally and permanently disabled veterans who have been honorably discharged from service and their eligible surviving spouse.
- Totally disabled veterans who are required to have specially adapted housing, have to use a wheelchair for transportation and have been honorably discharged from service and their eligible spouse.
- The eligible surviving spouse of first responders who died in the line of duty.

According to the BCPA's Office, there are currently, 207 properties in SBDD's jurisdictional boundaries that would qualify for and receive the exemption under Alternate [A], and it is estimated that up to 30 additional properties may qualify for and receive this exemption under Alternate [B]. The first year that the surviving spouse of first responders who died in the line of duty will be eligible for a tax exemption is 2013.

Once the SBDD delivers a copy of the adopted Resolution to the Property Appraiser's office, the Property Appraiser will make the determination as to what properties would receive the exemption under Resolution 2013-02. The District would have no involvement in this process.

Approval of Resolution No. 2013-02 would result in a reduction in SBDD's annual revenues of between \$6.500 and \$7,500 (based on the 2012/2013 figures provided by the BCPA Office).

Attorney Bell commented that the District will not have to do anything to incorporate these exemptions. As far as who qualifies under the various categories, it would all be determined by the Property Appraiser's Office. The District would be piggy-backing off of their exemptions.

Commissioner Minnaugh made a motion to approve Resolution 2013-02 - Alternate [B] – for Approval of SBDD Tax Exempt for Permanently Disabled Veterans. Motion was seconded by Commissioner Mersinger.

Discussion ensued.

Commissioner Minnaugh asked who tracks this if there is a transfer of property. Attorney

Bell replied that the Property Appraiser's Office does.

Commissioner Mersinger stated that she was glad that the District is doing this, and that she is very proud of the District, and that this is the right thing to do. Commissioner Goggin concurred and reiterated that it is the right thing to do. He said that he was glad that someone from the community was able to encourage the District to move forward with this and to work on something to benefit disabled veterans.

Commissioner Goggin suggested that once this Resolution has been approved, that it be posted on the SBDD website as an announcement that the District is now helping veterans and first responders through a tax exemption with SBDD.

Commissioner Mersinger suggested a press release District Director Hart mentioned that he could work through FASD which has a firm that helps with press release notifications. Commissioner Santana-Woodall suggested that District Director Hart contact the gentleman that came in and let him know the outcome of his request. District Director Hart concurred.

The question was called and it was carried unanimously.

C. RESOLUTION 2013-03 – CONSIDERATION TO ADOPT AN AMENDMENT OF THE SBDD FACILITIES REPORT AND WATER CONTROL PLAN

Proposed Resolution 2013-03 authorizes and directs to District staff to schedule and advertise for a public hearing to be held on May 30, 2013 for the purpose of determining whether to proceed with the process for approval of the proposed amendment of the South Broward Dramage District Facilities Report and Water Control Plan (Facilities Report) in accordance with Section 298.301, Florida Statutes.

District Director Hart said that last month he was very pleased to present to the Board with the draft copy of the update to the District's Facilities Report. He suggested that the District move forward with the formal adoption of the amendment.

In consultation with District Attorney Bell, the statutes were reviewed regarding the process for formal adoption. District Director Hart said that it is a rather detailed process under the statutes. He explained the steps involved. The first step is for the Board to approve by Resolution their intent to move forward with the approval and adoption of the amendment. If the Resolution is approved, District staff shall give notice of a public hearing (Notice) on the proposed update and amendment of the Facilities Report by causing publication of said Notice to be made once a week for three (3) consecutive weeks prior to May 30, 2013 in a newspaper of general circulation published in Broward County in accordance with Section 298.301, Florida Statutes.

In addition to the foregoing publication of said Notice, a copy of the Notice shall be served by first class mail on any owner of land within the District as shown on the current Broward County tax rolls, the South Florida Water Management District, the Broward County Board of Commissioners and the governing body of the five municipalities named above, that are located within the District.

Approval of Resolution No. 2013-03 will result in approximately \$30,000 in advertising

and postage expenses. This expense was not accounted for in the 2012/2013 budget; however, this expense can be funded from the General Operating account under Contingency and other surplus categories.

District Director Hart said that due to the strict guidelines for advertising the hearing for final adoption, the District will not be able to schedule the final adoption until July. Attorney Bell confirmed the process and reiterated District Director Hart's comments.

Commissioner Minnaugh made a motion to approve Resolution 2013-03 – Authorizing SBDD to consider the adoption of an amendment of the SBDD Facilities Report and Water Control Plan. Motion was seconded by Commissioner Good.

Commissioner Minnaugh stated that she thought that the requirement for first class mailings is a total waste of the public money and whoever wrote this bill did not think it through. She commented that she hopes that the company that is hired has some way of purging duplicate owners; this would save the District some money. District Director Hart said that in discussion with the different companies that do this sort of work, they can purge duplicates. The Broward County Property Appraiser's Office has provided a complete mailing list of all the properties, and with that in hand, the companies can purge, and the cost provided to the District includes that purging, they will send out one notice per property.

The question was called and it was carried unanimously.

Finally, District Director Hart said that the statute also requires that the Board request an Engineer's Report associated with the amendment to the Water Control Plan. He said that he has prepared a draft report which will be discussed after the public hearing. The report is to determine if there are any properties affected by the proposed amendment; if there are any properties that need to be acquired, if there are any maintenance assessments that may be necessary; or any increase to assessments, benefits, etc. Based on the Draft Engineer's Report, all facilities meet the current adopted level of service; and the improvements recommended are not required to bring any basin up to the adopted level of service; but rather, to enhance and improve the level of service the District currently provides. District Director Hart said that there are no recommendations to change the District's current assessments; no need to acquire any properties; and that all of the maintenance costs can be absorbed within the District's current operations and maintenance schedules. He said that it is all outlined in the report.

D. RESOLUTION 2013-04 - TO RESCIND AND VACATE SBDD RESOLUTION NO. 88-13

Proposed Resolution 2013-04 will rescind and vacate SBDD Resolution 88-13 which has been recorded in Official Records Book 15750, Pages 698-702 of the Public Records of Broward County, as the original purpose of Resolution 88-13 is no longer applicable.

Resolution No. 88-13 was adopted on August 25, 1988 for the purpose of putting the public on notice as to the intention of the District to construct a proposed canal to be known as the SBDD Canal No. 11 from Sheridan Street north to Griffin Road. At the time, it was anticipated that SBDD would need to claim and acquire certain rights-in-reservations/easements over the property described in Exhibit "A" to Resolution No. 88-

Subsequent to the adoption of Resolution 88-13, the original, planned alignment for SBDD Canal No. 11 was abandoned when the Bailey Drainage District canal on the west side of SW 172nd Avenue was acquired by the District and identified as SBDD Canal No. 11. Therefore, the District no longer needs to claim and acquire the rights-in reservations/easements described in Exhibit "A" to said Resolution No. 88-13 for the construction of SBDD Canal No. 11.

Upon approval by the Board, the District Director shall record the original of this Resolution 2013-04 in the Public Records of Broward County, Florida.

There should be no financial impacts associated with the approval of Resolution No. 2013-04, as the property owner who initiated the request to vacate and rescind the provisions of SBDD Resolution 88-13 will reimburse SBDD for the legal costs and recording fees associated with Resolution No. 2013-04.

Commissioner Minnaugh made a motion to approve Resolution 2013-04 – for Approval to Rescind and Vacate SBDD Resolution No. 88-13. Motion was seconded by Commissioner Goggin.

Commissioner Mersinger asked if this project has been held for 25 years? Attorney Bell explained that in the 1980's the District recorded a Resolution for every canal in the District, identifying these canals and obtaining a strip of land approximately 200 feet wide on each side, and stating that the District may use this area for a canal.

Commissioner Mersinger asked if there are there any other potential projects on the books within a 25 to 30 year span that are no longer needed? Attorney Bell replied he does not believe so.

The question was called and it was carried unanimously.

E. UPDATE TO 2012/2013 CAPITAL IMPROVEMENT PLAN

District Director Hart presented the Board with a proposed amendment to the CIP, based on updated priorities and new information.

Following is a list of the 2012/2013 CIP projects and their status:

- The upgrades to the two water pumps have been successfully completed.
- On the improvements to the gear heads at the S-7 Pump Station:
 The contract has been awarded; the Contractor has received the Notice to Proceed, and has ordered the needed materials. Once the materials are delivered the work will be done within a ten (10) day time frame.
- On the S-7 Sluice gate which is a modification to the S-7 Pump Station: An adjustable sluice gate will be installed, which will allow the District to move water by gravity. The plans were completed in-house and a permit was received

from SFWMD.

District Director Hart said that on this particular project, the District will save money if the project is done in individual phases rather than issuing one contract for the entire project. Each individual component can be completed without having to go through the Board for approval. He requested approval from the Board to move forward with this project in segments. He would then bring back a summary of the project upon completion. He mentioned that the original budget for the project was \$85,000 and based on the changes made, the District was able to reduce the budget to \$45,000.

- Repairs for the Hollybrook Outfall began this week and is a cost-share with the City of Pembroke Pines as mentioned when the contract was awarded.
- The location for the SWR Drainage Improvements has been modified due to a culvert that is in need of immediate repair. The District would like to move forward with the SW 70th Place Culvert Replacement project immediately. The Plans have been completed and the project is now out to bid. District Director Hart spoke to the Town of SWR regarding cost-share on this project, and they have indicated that they are able to cost-share, hopefully up to \$10,000, which is consistent with the last ob the District completed with the Town.
- The pipe liner project at Johnson and Palm Avenue will be delayed until next year so that District Director Hart can ask the City of Pembroke Pines if they can cost-share on this project.
- Grand Palms contract has been awarded, trees have been removed, and work will begin May 13th. This is a 60-day project.
- On telemetry system and cameras The District is still researching these items and would like to place one camera as a pilot project to see how it can work and benefit the District.
- Upgrade to the Board room at SBDD The District would like to relocate the projection screen and place individual screens for each Commissioner at their stations; and would also like to replace the audience chairs. The budget for this project is \$30,000.

The CIP includes priorities for capital expenditures for fiscal year 2012/2013 and each subsequent year through 2016/2017.

The CIP budget for fiscal year 2012/2013 has decreased from \$630,500 to \$578,092. The overall budget for the 5-year CIP increased from \$2,617,500 to \$2,628,092.

Approval of this agenda item will amend the 5-year budget for capital improvement projects for the District, and will re-establish priorities for the current fiscal year.

This is to request approval of the proposed amendment to the SBDD 5-Year Capital

Improvement Plan.

Commissioner Minnaugh made a motion to approve the proposed amendment to the SBDD 5-Year CIP and to move forward with the S-7 Sluice gate and trash rack modification in phases as requested by the District Director. Motion was seconded by Commissioner Goggin and it was carried unanimously.

F. TRANSFER OF FUNDS FROM CIP COMMITTED ACCOUNT TO GENERAL OPERATING ACCOUNT FOR THE B-3 PUMP STATION DEMOLITION & CULVERT REPLACEMENT PROJECT AND THE SBDD CONVERSION OF STORMWATER PUMPS FROM OIL TO WATER LUBRICATION

SBDD recently completed the following CIP projects

- B-3 Pump Station Demolition & Culvert Replacement Project
- Conversion of Stormwater Pumps from Oil to Water Lubrication at the S-1 & S-3 Pump Stations in Miramar.

Both projects were previously approved by the Board with funding through the Capital Improvement Committed Account. A final accounting of both contracts was presented as shown below.

<u>Project</u>	Initial Contract Amount	Final Contract Amount
		·
B-3 Demolition	\$152,069.00	\$152,069.00
Pump Conversion	\$ 32,592.00	\$ 28,696.00
		,
Total	\$184,661.00	\$180,765.00

There are no financial impacts to this Agenda item; the contracts for this work were previously approved by the SBDD Board of Commissioners and have been paid in full through the General Operating Account.

This is to request approval to transfer \$180,765.00 from the SBDD Capital Improvement Committed Account to the SBDD General Operating Account as reimbursement for the following CIP projects: B-3 Pump Station Demolition & Culvert Replacement Project and the Conversion of Stormwater Pumps from Oil to Water Lubrication at the S-1 & S-3 Pump Stations in Miramar.

Commissioner Goggin made a motion to approve the transfer of funds as submitted. Motion was seconded by Commissioner Santana-Woodall and it was carried unanimously.

G. OTHER

▶ Broward County Water Resources Task Force — District Director Hart said that the Broward County Water Resources Task Force has been evaluating, for a number of years now, a project to help recharge the water supply in Broward County through a reservoir that would be constructed in Palm Beach County. It's called the C-51 Reservoir. He said that the Broward County Water Resources Task Force is very much in favor of this, as are other Technical Committees that advise the Broward County

Commission. He said that the idea is to capture storm water run-off that would otherwise go out to tide, and store this water in the C-51 Reservoir and then move it through a conveyance system from Palm Beach to Broward County. He said this is a simple description of how it works, and it is much more involved than this. He said Broward County would like to set up a Work Group that would prepare recommendations for all the different bodies that would be involved in the governance and funding of the project.

District Director Hart said that one of the members of this Work Group will be appointed by the Broward County Surface Water Coordination Committee (BCSWCC) and will be an elected official from a Water Control District. That appointment will be made on May 22nd, 2013.

Commissioner Good nominated Commissioner Mersinger as SBDD's nominee for the appointment to this Work Group. Commissioner Minnaugh seconded the nomination and it was carried unanimously. District Director Hart will submit Commissioner Mersinger's name to the BCSWCC as a nominee for the C-51 Work Group.

- ▶ <u>USGS Stormwater Model</u> District Director Hart commented that Broward County is working with the USGS on a very sophisticated storm water/ground water model. He said that the original purpose of this model was to help identify and evaluate saltwater intrusion along the coast based on the effects of sea level rise and chimate change for all of Broward County. District Director Hart would like to see if there is a way to tap into this model to compliment the District's Facilities Report. He said that once the model is completed and presented to the County it will be available to other groups as a working tool.
- Florida Association Special District Meeting District Director Hart said that the FASD Annual Meeting will take place on June 10 thru June 14, 2013 at the Bonaventure Hotel in Weston. District Director Hart will be on a Risk Management Panel.
- Hurricane Manual District Director Hart said the District is in the process of updating its hurricane manual. Hurricane season begins June 1st.

05. ATTORNEY'S REPORT

Attorney Bell said the Senate Bill 538 is dead for this year, but he expects it to come back next year.

06. APPROVAL OF LEGAL FEES

Commissioner Goggin moved for approval of the legal bills. Motion was seconded by Commissioner Minnaugh and it was carried unanimously.

07. BOARD MEMBER'S QUESTIONS/COMMENTS

Commissioner Mersinger commented that the new flood maps, have still not been approved by FEMA, and that residents are still required to obtain flood insurance based on the previous maps. Attorney Bell said that she could get a surveyor to give her a certificate so that she may send it to her insurance carrier. The insurance carrier should tell her that she no longer needs to have flood

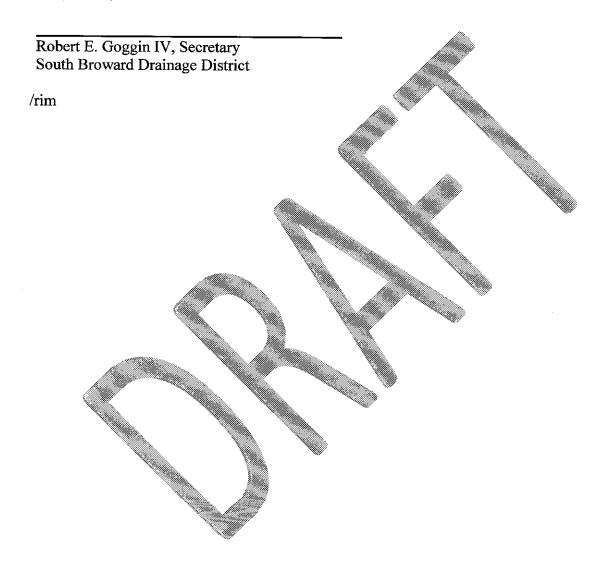
insurance. The cost for the certificate would be approximately \$150.00.

08. MEETING DATE

A. The Next Regular Board Meeting will be held on Thursday, May 30th at 8:00 a.m.

Adjournment at 9:42 A.M.

Respectfully submitted,



****MEMORANDUM****

DATE:

May 23, 2013

TO:

South Broward Drainage District Commissioners

FROM:

Kevin M. Hart, P.E. District Director

Subject:

Contract Award for Culvert Replacement at SW 70th Place in SW Ranches Project

Comments:

SBDD advertised for bids for the replacement of a 48" culvert on SW 70th Place in SW Ranches, FL. We received a total of eleven (11) bids. The Bid amounts ranged in price from \$47,099.70 to \$98,910.00. Each bidder was required to attend the pre-bid meeting as a prerequisite to submitting a bid. A copy of the Bid Summary is attached.

The lowest bid was submitted by LCCI Construction LLC in the amount of \$47,099.70. SBDD has reviewed the bid submitted by LCCI Construction LLC and has determined that the Contractor is qualified to perform the work and that the bid meets all requirements. SBDD is familiar with this Contractor and has been satisfied with their past work on District projects. In addition, SBDD staff has checked other references and received positive feedback. I am recommending that the District award the contract for the Culvert Replacement project at SW 70th Place, SW Ranches, FL Project to LCCI Construction LLC in the amount of \$47,099.70 as the lowest responsive, responsible bidder.

Financial impacts to this Agenda Item: This project is included under the District's 2012-2013 Capital Improvement Plan (CIP); and funding for the project will come from the SBDD Capital Improvements Committed Account. It is expected that the Town of SW Ranches will be cost sharing on this project in the amount of \$10,000.

This is to request approval to award the contract for the SBDD Culvert Replacement at SW 70th Place, SW Ranches, FL Project to LCCI Construction LLC in the amount of \$47,099.70. Funding for this project will come from the SBDD Capital Improvements Committed Account.

KH Attachment

BID TABULATION

SOUTH BROWARD DRAINAGE DISTRICT

CULVERT REPLACEMENT PROJECT AT SW 70TH PLACE, SWR

Thursday, May 16, 2013

(BID RESULTS HAVE NOT BEEN FULLY EVALUATED)

	· · · · · · · · · · · · · · · · · · ·	
COMPANY NAME	TOTAL BID AMOUNT	<u>COMMENTS</u>
LCCI Construction, LLC	\$47,099.70	
PIERSON INC.	\$47,650.00	
ROADWAY CONSTRUCTION	\$51,150.00	
SOUTHEASTERN ENGINEERING	\$52,018.48	
SHENANDOAH GENERAL CONSTRUCTION CO.	\$65,650.20	
JOHNSON-DAVIS INC.	\$69,000.00	
JVA ENGINEERING CONTRACTOR, INC.	\$78,558.66	
V ENGINEERING & CONSULTING CORP.	\$80,825.00	
CONSTRUCT GROUP CORP. (CGC)	\$82,900.00	
EVERGLADES CONTRACTING LLC.	\$86,583.00	
JMS CONSTRUCTION SVCS., INC.	\$98,910.00	

****MEMORANDUM****

DATE:

May 23, 2013

TO:

South Broward Drainage District Commissioners

FROM:

Kevin M. Hart, P.E. District Director

Subject:

Request to Vacate a Portion of a 30-Foot Drainage Easement in the "North 29

Associates" Plat (aka: Shoppes of Silver Isles)

Comments:

South Broward Drainage District (SBDD) received a request to vacate a portion of a 30-foot Drainage Easement in the "North 29 Associates" Plat (aka: Shoppes of Silver Isles). This easement was previously dedicated by separate instrument under OR Book 33860, Page 1564, BCR.

The property is owned by the Shoppes at Silver Isles, Inc.

Attached to this memo are the sketch & legal descriptions of the Drainage Easement area to be vacated, along with the original easement dedication.

As part of this request, the property owner will be dedicating a new Drainage Easement to SBDD to replace the portion of the drainage easement being vacated. In addition, the applicant will be relocating an existing 48" diameter RCP from the existing easement to the new easement. An overall Exhibit showing the easement area to be vacated together with the new easement area to be dedicated is attached.

The reason for the request is to accommodate the proposed development plan for the property.

SBDD staff has no objection to this vacation request.

Financial impacts to this Agenda Item: none, other than SBDD administrative costs; all other costs will be incurred by the property owner.

The request is for approval of SBDD to vacate and release its interest in the following properties, subject to the dedication of a new Drainage Easement and relocation of an existing 48" diameter RCP:

Properties described in the attached Exhibit "A" of the Release and Vacation of a Portion of Drainage Easement No. 24 (North 29/Silver Isles) (Country Lakes Northwest Quadrant Lake Interconnect); said property being a portion of Parcel 'A', "North 29 Associates" Plat, according to the Plat thereof as recorded in Plat Book 171, Pages 1, B.C.R. and also being a portion of the easement thereof recorded in ORB 33860, Pg 1564, B.C.R.

KH Attachments Prepared by And Return To:

South Broward Drainage District 6591 S.W. 160th Avenue Southwest Ranches, Florida 33331

Folio No.: 5140 2913 3243

RELEASE AND VACATION OF A PORTION OF DRAINAGE EASEMENT No. 24 (NORTH 29/SILVER ISLES) (COUNTRY LAKES NORTHWEST QUADRANT LAKE INTERCONNECT)

THIS RELEASE AND VACATION OF A PORTION OF DRAINAGE EASEMENT No. 24 OF NORTH 29 ("RELEASE AND VACATION") executed this ______ day of ______, 2013, by SOUTH BROWARD DRAINAGE DISTRICT, a political subdivision of the State of Florida, having its principal place of business at 6591 S.W. 160th Avenue, Southwest Ranches, Florida 33331, first party, in favor of **THE SHOPPES AT SILVER ISLES, INC.**, whose address is 1600 Sawgrass Corporate Parkway Suite 300, Sunrise, Florida 33323, its successors and assigns as their interest may appear of record, second party.

(Wherever used herein, the terms "first party" and "second party" shall include singular and plural, heirs, legal representatives, assigns of individuals, the successors and assigns of corporations, wherever the context so admits or requires.)

WITNESSETH

That the first party, for and in consideration of the sum of \$10.00, in hand paid by the second party, the receipt whereof is hereby acknowledged, does hereby remise, release and quit-claim unto the said second party forever, all the right, title, interest, claim and demand which the said first party has in and to Drainage Easement No. 24 North 29/Silver Isles (Country Lakes Northwest Quadrant Lake Interconnect) ("Easement") located on the following described lot, piece or parcel of land situate, lying and being in the County of Broward, State of Florida, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO

Said easement having been recorded in the Broward County, Florida Public Records at Official Records Book 33860, Page 1564.

The purpose of this RELEASE AND VACATION is to release and vacate the first party's interest in and the Easement located on second party's property as described above. No other interest of the first party is being released or vacated by this document.

TO HAVE AND TO HOLD, the same together with all singular the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title, interest lien, equity and claim whatsoever of the said first party, either in law or equity, to the only proper use, benefit and behoof of the said second party forever.

IN WITNESS WHEREOF, the said first party has caused these presents to be executed in its name, and its seal to be hereunto affixed, by its proper officers thereunto duly authorized the day and year first above written.

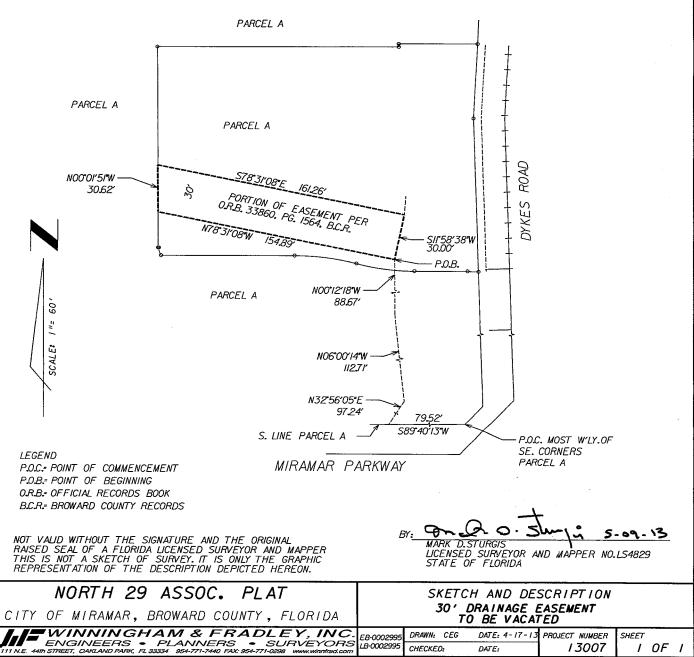
Signed, sealed and delivered	SOUTH BROWARD DRAINAGE DISTRICT
In the presence of:	
Witness Signature	SCOTT HODGES, Chairperson
Witness Printed Name	Attest:
Witness Signature	ROBERT GOGGIN IV, Secretary
Witness Printed Name	
STATE OF FLORIDA) (COUNTY OF BROWARD)	
The foregoing instrument was executed HODGES and ROBERT GOGGIN IV BROWARD DRAINAGE DISTRICT, fir	before me this of, 2013, by SCOTT as Chairperson and Secretary, respectively of the SOUTH st party, who are personally known to me.
WITNESS my hand and official seal, 2013.	in the County and State last aforesaid thisday of
(NOTARY SEAL/STAMP)	
NOTARY	Y PUBLIC, STATE OF FLORIDA AT LARGE

DESCRIPTION

THAT PORTION OF PARCEL A, ACCORDING TO THE PLAT OF NORTH 29 ASSOC., AS RECORDED IN PLAT BOOK I7I AT PAGE I OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, BEING A PORTION OF THE DRAINAGE EASEMENT AS DESCRIBED IN OFFICIAL RECORDS BOOK 33860 AT PAGE 1564 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, DESCRIBED AS FOLLOWS;

COMMENCING AT THE MOST WESTERLY OF THE SOUTHEAST CORNERS OF SAID PARCEL A; THENCE RUN SOUTH 89°40′′13" WEST (BASIS OF BEARINGS BEING A GRID BEARING) 79.52 FEET ALONG THE SOUTH LINE OF SAID PARCEL A; THENCE RUN NORTH 32°56′05" EAST 97.24 FEET; THENCE RUN NORTH 06°00′14" WEST 112.71 FEET; THENCE RUN NORTH 00°12′18" WEST 88.67 FEET TO THE POINT OF BEGINNING; THENCE RUN NORTH 78°31′08" WEST 154.89 FEET; THENCE RUN NORTH 00°0′15″ WEST 30.62 FEET; THENCE RUN SOUTH 78°31′08" EAST 161.26 FEET; THENCE RUN SOUTH 11°58′38" WEST 30.00 FEET TO THE POINT OF BEGINNING.

SAID LANDS SITUATE IN THE CITY OF MIRAMAR, BROWARD COUNTY, FLORIDA.



South Broward Drainage District 6591 Southwest 160 Avenue Southwest Ranches, Florida 33331

Folio No:

DRAINAGE EASEMENT (NORTH 29 ASSOC. PLAT)

THESE DRAINAGE EASEMENTS granted this day of,
20, by THE SHOPPES AT SILVER ISLES, INC. whose address is 1600
Sawgrass Corporate Parkway Suite 300, Sunrise, Florida 33323,hereinafter referred to
as "Grantor" to SOUTH BROWARD DRAINAGE DISTRICT, a political subdivision of
the State of Florida, located at 6591 S.W. 160th Avenue, Southwest Ranches, Florida
33331, hereinafter referred to as "District".

WITNESSETH:

That the Grantor, for and in consideration of the sum of ten dollars (\$10.00) and other good and valuable consideration, the receipt whereof is hereby acknowledged, does hereby grant and convey:

- (1) To District, its successors and assigns, perpetual and non-exclusive drainage easement for the construction and maintenance of drainage facilities, together with any necessary appurtenances incidental and necessary thereto, over, across and through the real properties described in Exhibit "A" attached hereto and made a part hereof ("Drainage Easement"), together with free ingress and egress across said Drainage Easement for the purpose of constructing, maintaining and repairing the drainage system and appurtenances contained therein.
- (2) Although the easement granted herein is non-exclusive, should any easements over the same property be granted, subsequent to the date of these easements the holder of any such subsequent easement shall be required to obtain approval from the District for the use of the Drainage Easement. Such approval by the District shall not be unreasonably withheld or denied.
- (3) The rights granted herein to the District may be released or modified by a written, recordable release or modification approved by the Grantor and executed by the District.
- (4) No improvements, trees, landscaping or encroachments including utilities shall be placed within the Drainage Easement without the approval of and a permit from the District.
- (5) Grantor acknowledges that Grantor and Grantor's successors and assigns shall be responsible for construction and maintenance of all drainage facilities constructed within the Drainage Easement and that District shall have the right but not the obligation to maintain said drainage facilities.
- (6) Grantor further acknowledges that in the event the District incurs any expenses in maintaining or repairing the drainage facilities within the Drainage Easement, Grantor and Grantors successors and assigns shall reimburse District for said expenses including attorney's fees and costs to collect said expenses. However,

before incurring any expenses, except in an emergency, District shall provide written notice to Grantor at least five (5) working days prior to performing any work to maintain or repair said drainage facilities. During this period of time, Grantor or Grantor's successors and assigns may perform the work proposed by District or notify District that Grantor will perform said work to District's requirements.

IN WITNESS WHEREOF, the said party of the first part has caused these presents to be signed in its name by its proper officer, the day and year above written.

Signed, sealed and delivered

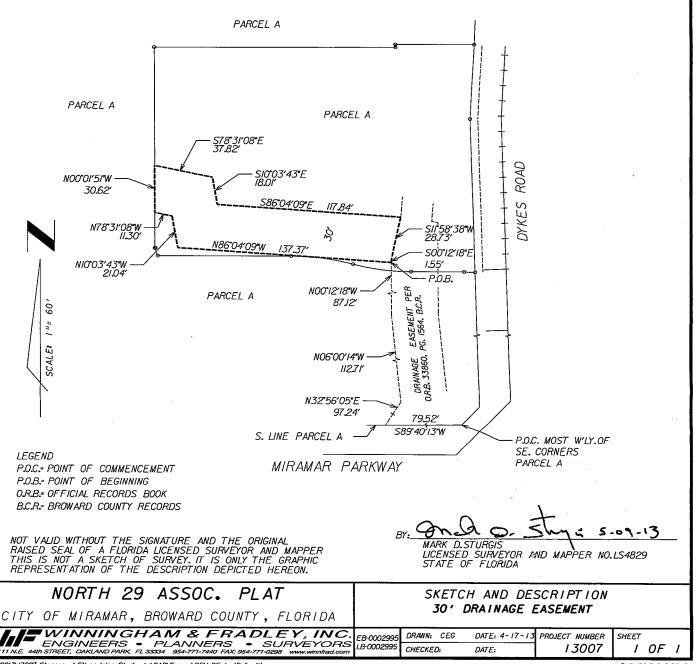
in the presence of.	
	"Grantor"
	THE SHOPPES AT SILVER ISLES, INC.
Witness Signature 1	
Witness Printed Name 1	Michael Friedman, President
Witness Signature ↑	
Witness Printed Name ↑	
STATE OF FLORIDA) _
COUNTY OF) §)
	re acknowledged before me this day of Friedman, as President of The Shoppes at Silve
	sonally known to me) or (□ has produced
Witness my hand and official seal in the, 20	ne county and state last aforesaid this day of
[NOTARY SEAL AND STAMP]	
	NOTARY PUBLIC SIGNATURE

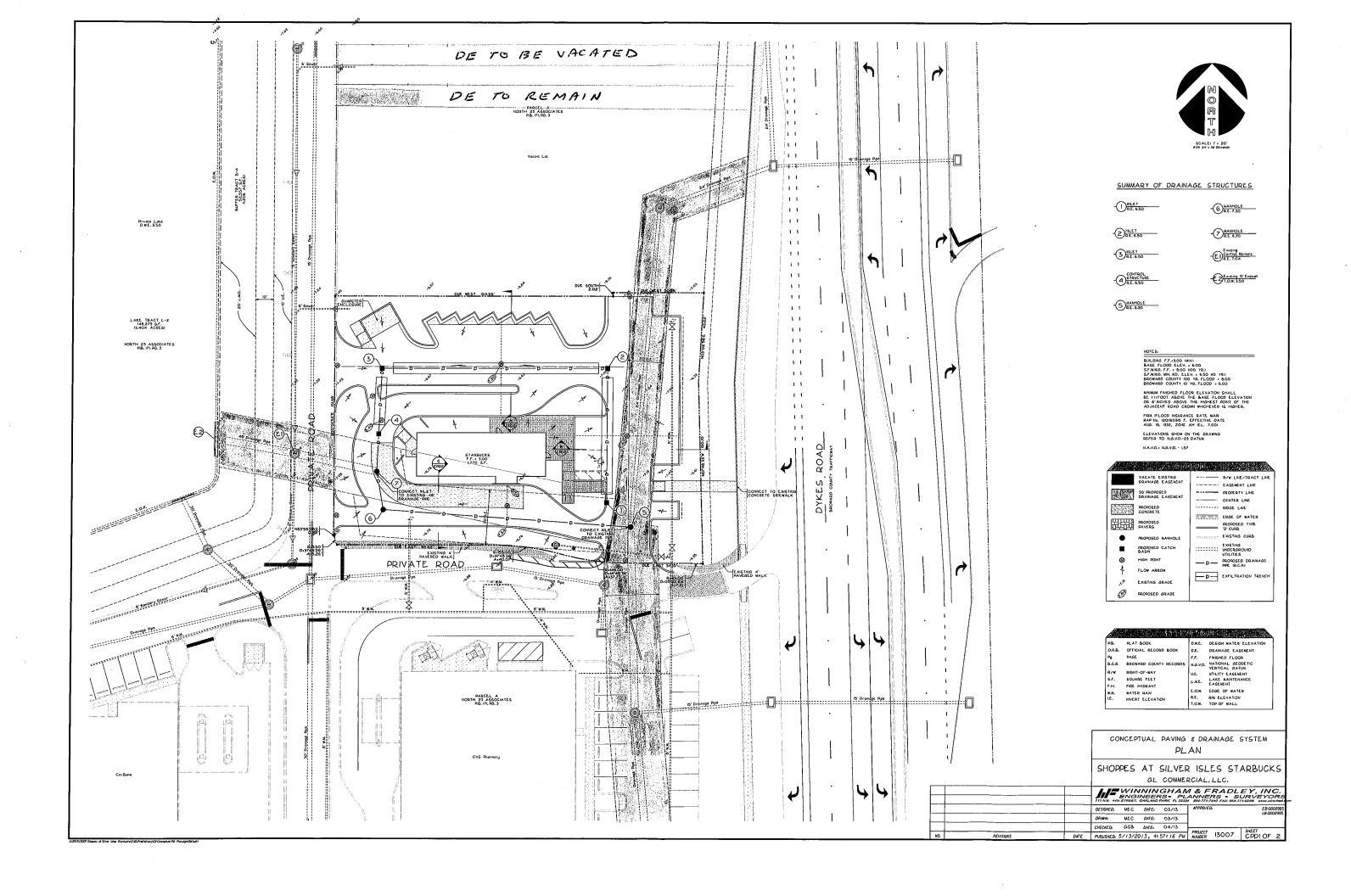
DESCRIPTION

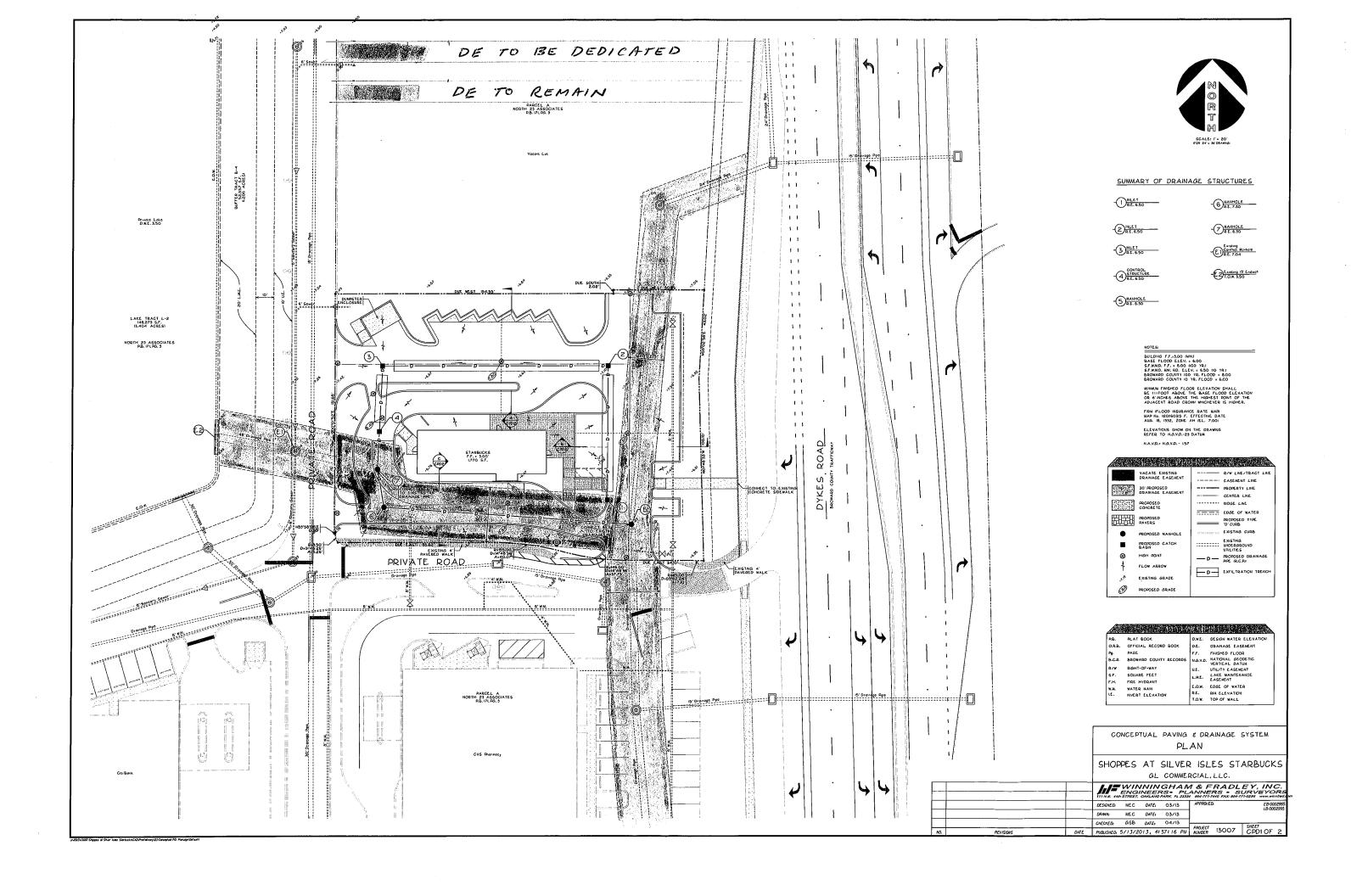
THAT PORTION OF PARCEL A, ACCORDING TO THE PLAT OF NORTH 29 ASSOC., AS RECORDED IN PLAT BOOK I7I AT PAGE I OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, BEING A PORTION OF THE DRAINAGE EASEMENT AS DESCRIBED IN OFFICIAL RECORDS BOOK 33860 AT PAGE 1564 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA DESCRIBED AS FOLLOWS;

COMMENCING AT THE MOST WESTERLY OF THE SOUTHEAST CORNERS OF SAID PARCEL A; THENCE RUN SOUTH 89°40″13" WEST (BASIS OF BEARINGS BEING A GRID BEARING) 79.52 FEET ALONG THE SOUTH LINE OF SAID PARCEL A; THENCE RUN NORTH 32′56′05" EAST 97.24 FEET; THENCE RUN NORTH 06′00′14" WEST 112.71 FEET; THENCE RUN NORTH 00°12′18" WEST 87.12 FEET TO THE POINT OF BEGINNING; THENCE RUN NORTH 86°04′09" WEST 137.37 FEET; THENCE RIN NORTH 10°03′43" WEST 21.04 FEET; THENCE RUN NORTH 78°31′08" WEST 11.30 FEET; THENCE RUN NORTH 00°01′51" WEST 30.62 FEET; THENCE RUN SOUTH 78°31′08" EAST 37.82 FEET; THENCE RUN SOUTH 10°03′43" EAST 18.01 FEET; THENCE RUN SOUTH 86°04′09" EAST 117.84 FEET; THENCE RUN SOUTH 11°58′38" WEST 28.73 FEET; THENCE RUN SOUTH 00°12′18" EAST 1.55 FEET TO THE POINTOF BEGINNING.

SAID LANDS SITUATE IN THE CITY OF MIRAMAR, BROWARD COUNTY, FLORIDA.







NORTH29.DRE24.wpd January 8, 2002 SBD № 2468

Prepared By and Return To:

Douglas R. Bell, Esquire Cumberland Building - Suite Nº 601 800 East Broward Boulevard Fort Lauderdale, Florida 33301 (954) 524-8526

D1029-11A

Folio Nº 1025 03 0031

DRAINAGE EASEMENT Nº 24

(NORTH 29/SILVER ISLES)
(COUNTRY LAKES NORTHWEST QUADRANT LAKE INTERCONNECT)

THIS DRAINAGE EASEMENT N° 24 is granted this 150 day of Johnson, 2002, by NORTH 29 ASSOCIATES, a Florida General Partnership, whose address is 1401 University Drive, Suite N° 200, coral Springs, Florida 33071 and NORTH 29 HOMEOWNERS ASSOCIATION, INC., a Florida Non Profit Corporation, whose address is 1401 University Drive, Suite N° 200, Coral Springs, Florida 33071, hereinafter collectively referred to as "Grantor" to SOUTH BROWARD DRAINAGE DISTRICT, a political subdivision of the State of Florida, located at 6591 S.W. 160th Avenue, Davie, Florida 33331, hereinafter referred to as "District" and to the "Public".

WITNESSETH:

That the Grantor, for and in consideration of the sum of ten dollars (\$10.00) and other good and valuable consideration, the receipt whereof is hereby acknowledged, does hereby grant and convey:

- (1) To District, its successors and assigns, a perpetual and non-exclusive drainage easement for the construction and maintenance of drainage facilities, together with any necessary appurtenances incidental and necessary thereto, over, across and through the real property described in Exhibit "A" attached hereto and made a part hereof ("Drainage Easement Area"), together with free ingress and egress across said Drainage Easement Area for the purpose of constructing, maintaining and repairing the drainage system and appurtenances contained therein. The District's rights granted herein shall be exercised in conjunction with the rights granted to the Public as described below.
- (2) To the Public, an easement to use the above described Drainage Easement Area to provide for the flowage and storage of stormwater from portions of Dykes Road and Miramar Parkway rights-of-way ("the Roadway").
- (3) The rights granted herein to the Public shall be exercised solely by the Governmental Entity that has maintenance jurisdiction over the Roadway ("Governmental Entity").
- (4) The rights granted herein to the Public are equal to and shall be exercised in conjunction with the above described rights granted to the District.
- (5) Although the easement granted herein to the District and the Public is nonexclusive, should any easements over the same property be granted, subsequent to the

date of this easement, the holder of any such subsequent easement shall be required to obtain approval from the District and the Governmental Entity for the use of the Drainage Easement Area. Such approval by the District and the Governmental Entity shall not be unreasonably withheld or denied.

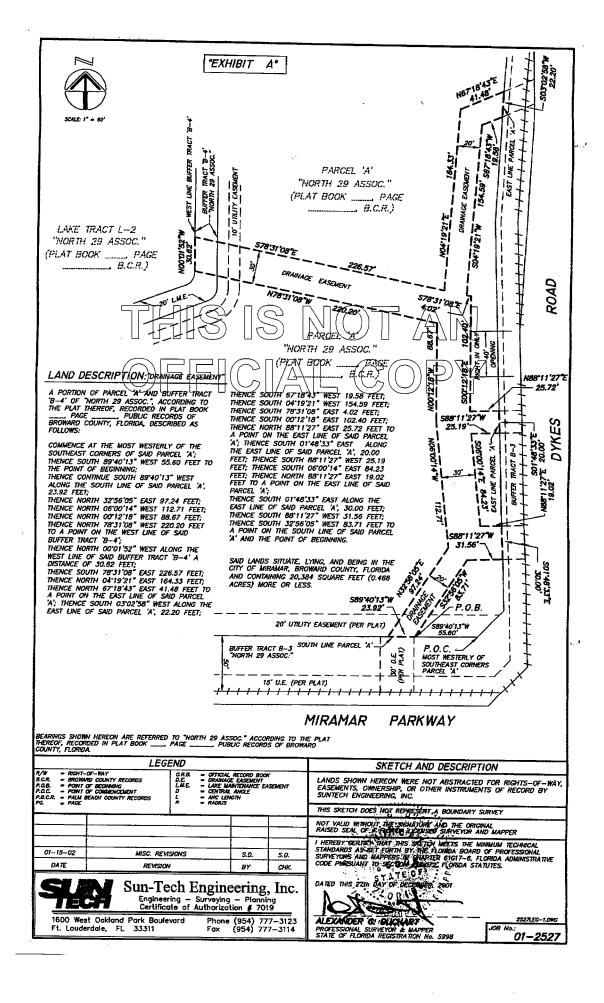
- (6) The Grantor acknowledges that the Drainage Easement Area will be used as the primary outfall for a portion of Dykes Road and Miramar Parkway rights-of-way and for the Country Lakes Northwest Quadrant lake interconnect.
- (7) Grantor acknowledges that Grantor and Grantor's successors and assigns shall be responsible for construction and maintenance of all drainage facilities constructed within the Drainage Easement Area and that District shall have the right but not the obligation to maintain said drainage facilities.
- expenses in maintaining or repairing the drainage facilities within the District incurs any expenses in maintaining or repairing the drainage facilities within the Drainage Easement Area, Grantor and Grantors successors and assigns shall reimburse District for said expenses including attorney's fees and costs to collect said expenses. However, before incurring any expenses, except in an emergency, District shall provide written notice to Grantor at least five (5) working days prior to performing any work to maintain or repair said drainage facilities. During this period of time, Grantor or Grantor's successors and assigns may perform the work proposed by District or notify District that Grantor will perform said work to District's requirements.

IN WITNESS WHEREOF, the said Grantor part has caused these presents to be signed in its name by its proper officer, the day and year above written.

Signed, sealed and delivered		
in the presence of:		"Grantor"
W. DH		TH 29 ASSOCIATES
Witness Signature 1	a Flori	ida General Partnership
valuess signature (
KEVIN KATTERREE	By:	North 29 Corporation, a Florida
Witness Printed Name 1	-7.	Corporation, General Partner
MIII		Will do DA 1P
ZHIII		By: UNIVIO
Witness Signature †		•
Skun M. Helfman		RICHARDA. COSTELLO UP.
Witness Printed Name 1		Print Name and Title
STATE OF FLORIDA	}_	
COUNTY OF BROWARD	{ §	
	y was ac	knowledged before me thisday of
		. OSTELLO , as Vice President of
NORTH 29 CORPORATION, a Florida	Corpo	ration and general partner of NORTH 29
ASSOCIATES, a Florida General Partne	rship, a	is Grantor, who (X is personally known to
me) or (has produced as i		
· · · · · · · · · · · · · · · · · · ·		and state last aforesaid this 15th day of
	. copine,	and state last dioresaid this 2017 day of
JANUARY, 2002.		
[NOTARY SEAL AND STAMP]	ZIL	er my
	NOTA	RY PUBLIC
The GUEST AND MONTHS TO		



Signed, sealed and delivered in the presence of:	"Grantor" NORTH 29 HOMEOWNERS ASSOCIATION, INC. a Florida Non Profit Corporation
Witness Printed Name 1	By: Rill Hill
Witness Signature 1 Signature 1 Signature 1 Witness Printed Name 1	RICHARD A. COSTELLO, V.P. Print Name and Title
STATE OF FLORIDA COUNTY OF BROWARD	
	nent Nº 24 was acknowledged before me this
	DOZ DOY RICHARD A DETELLO 7, as
	H 29 HOMEOWNERS ASSOCIATION, INC., a Florida
	tor, who to he personally known to me or (has produced
as identification).	/
Witness my hand and official so	eal in the county and state last aforesaid this 15% day of
TANKARY, 2002.	\rightarrow \rightarrow
[NOTARY SEAL AND STAMP]	Meer May
	NOTARY PUBLIC
SHERAH, MOSTOWICZ MY COMMISSION # CC 727715	0



****MEMORANDUM****

DATE:

May 23, 2013

TO:

South Broward Drainage District Commissioners

FROM:

Kevin M. Hart, P.E.

District Director

Subject:

Request to Vacate the Surface Water Management Area Previously Designated on

the Property Owned by Juan J. and Roxana Pio

Comments:

The owner of the property located at 4980 SW 192nd Terrace, Southwest Ranches, FL 33332 is requesting that SBDD vacate the Surface Water Management Area (SWMA) that was previously designated and recorded in the Broward County public records. All properties in the SW Ranches are required to set aside 20% of their property at elevation 5.0' (or an equivalent storage area) as a SWMA.

The property owners, Juan J. and Roxana Pio, will dedicate a new SWMA over the property to comply with the 20% SWMA requirement (see attached sketch).

SBDD staff has reviewed the request and has no objections.

Financial impacts to this Agenda Item: none, other than SBDD administrative costs; all other costs will be incurred by the property owner.

The request is for SBDD to vacate and release its interest in the Surface Water Management Area on the property located at 4980 SW 192nd Terrace, Southwest Ranches, FL 33332, as described in the attached "Release and Vacation of Surface Water Management Area Designation". This request is subject to the dedication of a new Surface Water Management Area in accordance with SBDD Criteria.

KH Attachments Prepared by: South Broward Drainage District

6591 S. W. 160 Avenue

Southwest Ranches, Florida 33331

Return to: South Broward Drainage District

6591 S. W. 160 Avenue

Southwest Ranches, Florida 33331

(954) 680-3337

Folio No.: 5039 3614 0070

RELEASE AND VACATION OF SURFACE-WATER MANAGEMENT AREA DESIGNATION

THIS	RELEASE AND	VACATION	OF SURFAC	CE-WATER	MANA	GEMENT	AREA D	ESIGNATION
executed this _	day of		, 2013, by S	OUTH BRO	DWARD	DRAINAC	GE DISTR	ICT, a political
subdivision of	the State of Florie	da, having its	principal plac	e of busines	s at 6591	Southwes	t 160 Avei	nue, Southwest
	da, 33331, first par							
is 4980 S.W. 1	92 nd Terrace, Sout	hwest Ranche	s, FL 33332, tl	heir success	ors and a	ssigns as th	eir interest	may appear of
record, second	party:					-		

(Wherever used herein, the term "first party" shall include singular and plural, heirs, legal representatives, assigns of individuals, the successors and assigns of corporations, wherever the context so admits or requires.)

WITNESSETH, that the first said party, for and in consideration of the sum of \$10.00, in hand paid by the said second party, the receipt whereof is hereby acknowledged, does hereby remise, release and quit-claim unto the said second party forever, all the right, title, interest, claim and demand which the said first party has in and to the SURFACE-WATER MANAGEMENT AREA DESIGNATION located on the following described lot, piece or parcel of land situate, lying and being in the County of Broward, State of Florida, to-wit:

The North 40 Feet, Less the West 37 Feet, and the South 40 Feet, Less the West 37 Feet, and the East 80 Feet of the following-described property:

Lot 7 of "Christy's Ranches", According to the plat thereof, as recorded in Plat Book 160, Page 41 of the Public Records of Broward County, Florida. Said lands lying, being and situate in Broward County, Florida.

(SEE EXHIBIT "A" ATTACHED HERETO)

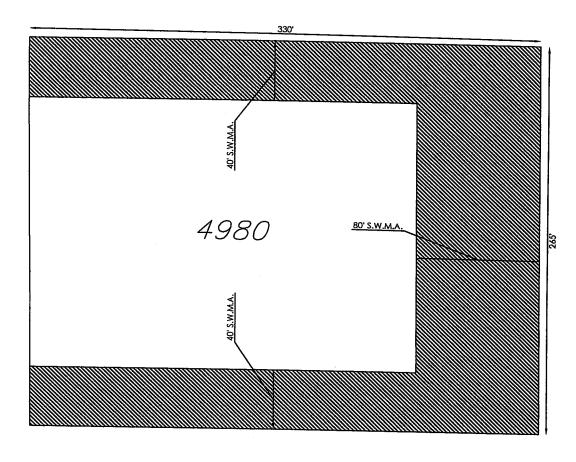
(This is intended to vacate the surface-water management area dedication recorded on August 18, 2000, in the Broward County Public Records OR Book 30778 Page 0385.)

The purpose of this Release and Vacation of SURFACE-WATER MANAGEMENT DESIGNATED AREA is to release and vacate the first parties interest in and to the SURFACE-WATER MANAGEMENT DESIGNATED AREA located on second parties property as described above. No other interest of the first party is being released or vacated by this document.

TO HAVE AND TO HOLD, the same together with all singular the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title, interest lien, equity and claim whatsoever of the said first party, either in law or equity, to the only proper use, benefit and behoof of the said second party forever.

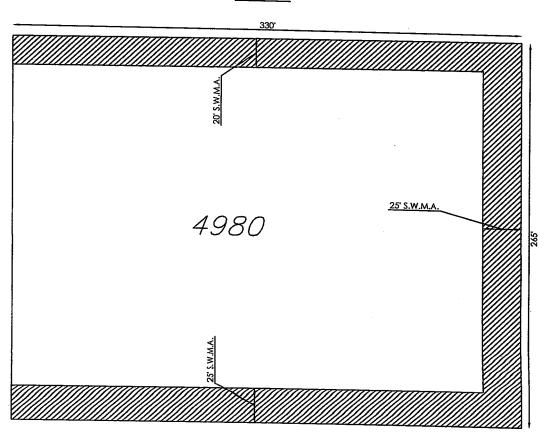
IN WITNESS WHEREOF, the said first party has caused these presents to be executed in its name, and its seal to be hereunto affixed, by its proper officers thereunto duly authorized the day and year first above written.

in the presence of:	SOUTH BROWARD DRAINAGE DISTRICT
Witness Signature	SCOTT HODGES, Chairperson
Witness Printed Name ↑	
Witness Signature	ROBERT E. GOGGIN, IV, Secretary
Witness Printed Name 1	District Seal:
STATE OF FLORIDA) (SOUNTY OF BROWARD)	
The foregoing instru	ament was executed before me this of, 2013 Scott Hodges
and Robert E. Goggin, IV, as Chairp	erson and Secretary, respectively of the SOUTH BROWARD DRAINAGE
DISTRICT, first party. They are per	sonally known to me.
WITNESS my hand and offi	icial seal in the County and State lat aforesaid this day of,
2013.	
(NOTARY SEAL & STAMP)	NOTARY PURI IC: STATE OF ELOPIDA AT LARCE



EXISTING SURFACE-WATER MANAGEMENT AREA TO BE VACATED

PROPOSED



PROPOSED SURFACE-WATER MANAGEMENT AREA AT ELEVATION 5.50' N.G.V.D. OR LOWER

THIS DRAWING IS FOR INFORMATIONAL PURPOSES ONLY. THIS IS NEITHER A SURVEY NOR AN ENGINEERING PLAN. SCALE = N.T.S.

JUAN J. PIO AND

ROXANA PIO

4980 SW 192ND TERRACE

PROP. ID # 5039 3614 0070



Prepared by: South Broward Drainage District 6591 S. W. 160 Avenue

Southwest Ranches, Florida 33331

Return to: South Broward Drainage District

6591 S. W. 160 Avenue

Southwest Ranches, Florida 33331

(954) 680-3337

Folio No.: 5039 3614 0070

SURFACE-WATER MANAGEMENT AREA DESIGNATION

THIS SURFACE-WATER MANAGEMENT AREA DESIGNATION is granted this 6 day of MAY. 2013, by JUAN J. PIO and ROXANA PIO, husband and wife, whose address is 4980 S.W. 192nd Terrace, Southwest Ranches, FL 33332, hereinafter referred to as "Grantors", to SOUTH BROWARD DRAINAGE DISTRICT, a political subdivision of the State of Florida, located at 6591 Southwest 160 Avenue, Southwest Ranches, Florida 33331, hereinafter referred to as "District".

WITNESSETH

That the Grantors, for and in consideration of the sum of ten dollars (\$10.00) and other goods and valuable consideration in hand paid by District, the receipt whereof is hereby acknowledged, do hereby grant and convey to District, its successors and assigns, a perpetual and exclusive SURFACE-WATER MANAGEMENT AREA for the storage and flowage of surface water together with any necessary appurtenances incidental and necessary thereto, over, across and through the following described property of Grantors:

SEE EXHIBITS "A" AND "B" ATTACHED HERETO

of such character and sufficient size as to make a proper and adequate drainage system that District, its successors and assigns may establish.

Together with free ingress, egress and regress across said lands for the purpose of maintaining and repairing the drainage system and appurtenances therein.

The Grantors further acknowledge that the SURFACE-WATER MANAGEMENT AREA shall be used for storage and flowage of storm water, shall not be filled in and shall not be raised to an elevation above normal ground elevation and shall be maintained by the Grantors.

IN WITNESS WHEREOF, we have hereunto set our hands and seals the day and year first above written.

Signed, sealed and delivered in the presence of:

ANTORS"

Grant Sighature

<u> JUAN J. PIO</u>

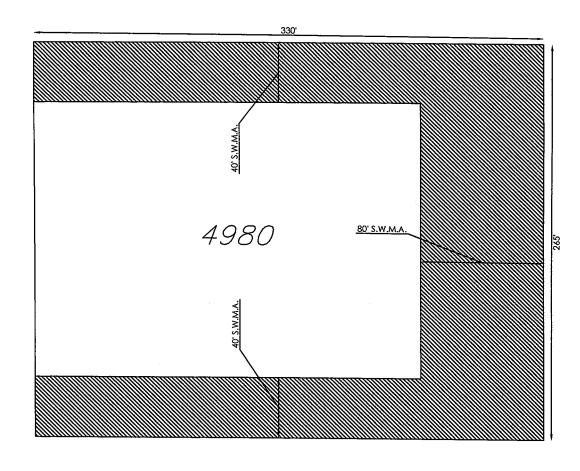
Grantor Printed Name 1

Witness Signature HOUCG Embert Witness Printed Name 1 Witness Printed Name 1 Witness Printed Name 1 Witness Printed Name 1
STATE OF FLORIDA) COUNTY OF BROWARD)
THE FOREGOING SURFACE-WATER MANAGEMENT AREA DESIGNATION WAS ACKNOWLEDGED BEFORE ME THIS
AS GRANTOR, WHO IS PERSONALLY KNOWN TO ME (OR) HAS PRODUCED
(TYPE OF IDENTIFICATION).
WITNESS MY HAND AND OFFICIAL SEAL IN THE COUNTY AND STATE LAST AFORESAID THIS
JOSE A LOSA, SR. MY COMMISSION # DD 882125 EXPIRES: August 19, 2013 Bonded Thru Notary Public Underwriters STATE OF FLORIDA)
COUNTY OF BROWARD)
THE FOREGOING SURFACE-WATER MANAGEMENT AREA DESIGNATION WAS ACKNOWLEDGED BEFORE ME THIS
AS GRANTOR, WHO IS PERSONALLY KNOWN TO ME (OR) HAS PRODUCED
(TYPE OF IDENTIFICATION).
WITNESS MY HAND AND OFFICIAL SEAL IN THE COUNTY AND STATE LAST AFORESAID THIS
NOTARY SEAL AND STAMP NOTARY PUBLIC TOSE LOSA
JOSE A. LOSA, SR. MY COMMISSION # DD 882125 EXPIRES: August 19, 2013 Bonded Thru Notary Public Underwriters

EXHIBIT "A" TO SURFACE-WATER MANAGEMENT AREA DESIGNATION

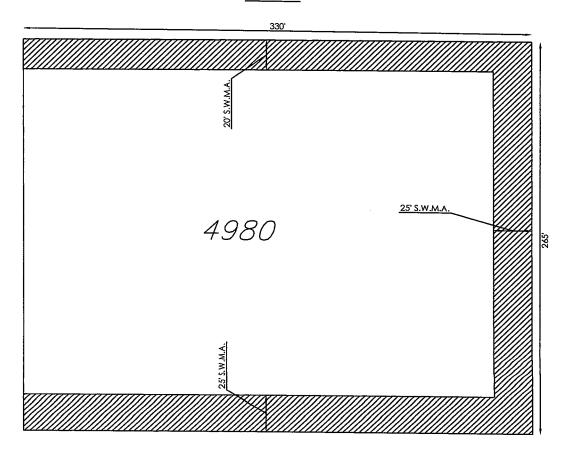
THE SOUTH 25 FEET, LESS THE WEST 37 FEET, AND THE EAST 25 FEET AND THE NORTH 20 FEET, LESS THE WEST 37 FEET OF THE FOLLOWING-DESCRIBED PROPERTY:

LOT 7, CHRISTY'S RANCHES, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 160, PAGE 41, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA.



EXISTING SURFACE-WATER MANAGEMENT AREA TO BE VACATED

PROPOSED



PROPOSED SURFACE-WATER MANAGEMENT AREA AT ELEVATION 5.50' N.G.V.D. OR LOWER

THIS DRAWING IS FOR INFORMATIONAL PURPOSES ONLY. THIS IS NEITHER A SURVEY NOR AN ENGINEERING PLAN.

SCALE = N.T.S.

JUAN J. PIO AND

ROXANA PIO

4980 SW 192ND TERRACE
PROP. ID # 5039 3614 0070

EXHIBIT B

****MEMORANDUM****

DATE:

May 23, 2013

TO:

South Broward Drainage District Commissioners

FROM:

Kevin M. Hart, P.E.

District Director

Subject:

Re-Investment of District Funds

Comments:

The following investment funds are scheduled to mature over the next three months:

TD Bank CD - \$247,500
 Bank United CD - \$100,000

Maturity Date - 6/19/2013

Maturity Date – 7/26/12

3. Stonegate Bank CD - \$247,000 Maturity Date - 8/8/13

Upon maturity of these investments, the District will have approximately \$594,500 of cash-on-hand.

On May 15, 2013, the Finance and Investment Committee met to discuss the District options for re-investing the cash-on-hand that will be available upon the maturity of each individual CD. The recommendation from the Finance and Investment Committee is to re-invest these funds in new 12-month CDs at the highest available interest rate.

Financial impacts to this Agenda Item: None; a cash flow analysis by SBDD staff indicates that the District will have adequate cash-on-hand during the 12-month periods of the new CDs.

This is to request approval to re-invest the monies that will become available from three maturing CD investments over the next three months by purchasing new 12-month CDs at the highest available interest rates.

KH Attachment

Calendar for year 2013 (United States)

January Su Mo Tu We Th Fr Sa 3 4 5 2 10 11 12 9 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31

4:● 11:**●** 18:**●** 26:**○**

February Su Mo Tu We Th Fr Sa 8 10 11 12 13 14 15 16 17 18 **19 20 21 22** 23 24 25 26 27 28

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March							
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31							
4: ① 11: ● 19: ① 27:○							

April

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3: 10: 18: 10: 25: ○

May

Su Mo Tu We Th Fr Sa 2 3 4 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31

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June

Su Mo Tu We Th Fr Sa 5 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 8: 16: 0 23: O 30: 0

July

Su Mo Tu We Th Fr Sa 3 4 5 6 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31

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August

Su Mo Tu We Th Fr Sa 1 2 3 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 6:● 14:**①** 20:○ 28:**①**

September

Su Mo Tu We Th Fr Sa 2 3 4 5 6 7 10 11 12 13 14 15 **16 17 18 19 20** 21 22 23 24 25 26 27 28 29 30 5: 12: 19: 0 26: **1**

October

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November

Su Mo Tu We Th Fr Sa 1 7 8 10 11 12 13 14 15 16 17 **18 19 20 21 22** 23 24 25 26 27 28 29 30 3:● 10:● 17:○ 25:●

December

Su Mo Tu We Th Fr Sa 3 4 5 6 7 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 2: 9: 17: 25: 3