

**CORAL BAY COMMUNITY DEVELOPMENT DISTRICT
MINUTES OF THE REGULAR MEETING OF THE BOARD OF SUPERVISORS
November 16, 2004**

1. **Call to Order.** District Manager Irving Rosenbaum called the meeting to order at 7:18 p.m. Present at that time were Supervisors John Hall, Mindy Lee, and Fred Bourdin. Also present were District Attorney Dennis Lyles, District Engineer Jim Mullen, and District Manager Chris Wallace.
2. **Oaths of Office.** Notary Sheila Preston gave the Oaths of Office to newly elected Supervisors Sandra McCormick and Fabian Minott.
3. **Pledge of Allegiance**
4. **A RESOLUTION OF THE BOARD OF SUPERVISORS OF CORAL BAY COMMUNITY DEVELOPMENT DISTRICT APPROVING AND ACCEPTING THE ACCURACY OF THE BROWARD COUNTY CANVASSING BOARD'S CANVASS OF THE ELECTION RESULTS OF THE NOVEMBER 2, 2004, GENERAL ELECTION FOR SUPERVISORS OF THE CORAL BAY COMMUNITY DEVELOPMENT DISTRICT; AND PROVIDING AN EFFECTIVE DATE.** Fred Bourdin moved to approve the resolution. John Hall seconded the motion, and in a voice vote, the resolution was approved. **(Resolution passed 5-0)**
5. **Selection of Chair By Board.** Fabian Minott nominated Mindy Lee as Chair. Ms. Lee declined the nomination for a second term. Ms. Lee then nominated Fred Bourdin Chair. Mr. Minott seconded the motion, and in a voice vote with Mr. Hall and Ms. McCormick voting against, the motion to appoint Mr. Bourdin Chair passed. **(Motion passed 3-2).**
6. **Selection of Vice-Chair By Board.** Mr. Bourdin nominated Fabian Minott Vice-Chair. Ms. Lee seconded the motion and in a voice vote with Mr. Hall and Ms. McCormick voting against, the motion to appoint Mr. Minott Vice-Chair passed. **(Motion passed 3-2).**
7. **Selection of Secretary By Board.** Fred Bourdin nominated Mindy Lee Secretary to the Board. Mr. Minott seconded the motion. Sandra McCormick nominated Chris Wallace Secretary. John Hall seconded the motion. Ms. Lee declined serving as Secretary. In a voice vote, Mr. Wallace was appointed Secretary. **(Motion passed 5-0).** Ms. Lee then moved to appoint the remaining Board members Assistant Secretary. The motion died for lack of a second.
8. **Selection of Treasurer By Board.** Mr. Minott nominated Sandra McCormick Treasurer. There was no second. Sandra McCormick nominated Tina Hagen Treasurer. John Hall seconded the motion. Mindy Lee nominated Chris Wallace Treasurer. There was no second. Discussion followed on appointing a non-Board member Treasurer. Mr. Lyles advised that while he was not aware of a resident being appointed Treasurer elsewhere, Florida Statutes allowed for it. In a voice vote with Ms. Lee being against, Ms. Hagen was appointed Treasurer. **(Motion passed 4-1).** Discussion followed on whether or not the Treasurer would require a bond and would have to file financial disclosure forms with the Supervisor of Elections. Ms. Hagen advised she would need to know the answer to those questions first before agreeing.

9. **Presentations To Outgoing Elected Officials.** Dr. Rosenbaum presented outgoing Board Supervisor Barry Shore with a plaque for his years of service. Mr. Shore gave an outgoing speech. Dr. Rosenbaum then presented outgoing Board Supervisor Lewis Horn with a plaque for his years of service. Mr. Horn gave a few comments.
10. **Presentations and Speakers Comments.** Chair Bourdin reminded speakers that Homeowners' Association concerns could not be discussed during the District's meeting. He also suggested that the Board and staff answer questions as they come up from the audience rather than responded to during other portions of the meeting. The Board agreed to that format for this meeting.
11. **Supervisor's Requests and Comments.**
 12. Engineer's Report
 13. Attorney's Report
 14. District Manager's Report
15. **Committee Reports.** Ms. Lee moved to dissolve the various committees. Vice-Chair Minott seconded the motion. Discussion followed on the merits of the various committees. Ms. Lee withdrew her motion without objection. The Board agreed to review the original resolution during the December meeting.
 - a. **Intergovernmental Relations Committee.**
 - b. **Budget**
 - c. **Fencing**
 - d. **Security**
16. **Old Business**
17. **New Business**
 - a. **Consent Agenda** Ms. Lee moved to approve the consent agenda except for the minutes. Mr. Hall seconded the motion. Mr. Hall discussed the Supervisor's checks and how with the current practice, checks are paid in arrears. He suggested that the checks for the newly elected Supervisor's be voided and then reissued at the December meeting. This would then put all Supervisors' on the same schedule so that when one left, the last check would be given to them after their last attended meeting. The Board agreed to the change, and in a voice vote, the Consent Agenda was passed, without the minutes and with the voiding of those 2 checks. **(Motion passed 5-0).**
 - i. **Minutes Approval.**
 1. **Regular Meeting of September 9, 2004.** Ms. Lee noted that there was an instance where Mr. Hall was referred to as "Secretary" and not "Supervisor" and where Mr. Mullen's name was given a plural sense. She moved to approve the minutes with those changes. Mr. Hall seconded the motion and in a voice vote, the motion was unanimously adopted. **(Motion passed 5-0).**
 - ii. **Invoice Approval. Excepting Invoices to Messer. Caparcilo and Self, for legal defense services of Fred Bourdin, Treasurer**
 - b. **Invoice Approval For Invoices to Messer. Caparcilo and Self, for legal defense services of Fred Bourdin, Treasurer. .** Mr. Hall noted that this

item had previously been denied by the Board and asked Mr. Lyles what the correct procedure should be to bring it back to the Board. Mr. Lyles noted that a member of the prevailing side of the vote would have to move to reconsider the item. Mr. Bourdin asked if they would reconsider it. There was not a motion by Mr. Hall to reconsider and the item was withdrawn.

- c. **A RESOLUTION OF THE BOARD OF SUPERVISORS OF CORAL BAY COMMUNITY DEVELOPMENT DISTRICT APPROVING THE EXECUTION OF A *CORPORATE RESOLUTION OPENING AND MAINTAINING DEPOSIT ACCOUNTS AND SERVICES WITH BANK OF AMERICA*; AUTHORIZING SIGNATOIRES TO THE CHECKING AND MONEY MARKET ACCOUNTS OF THE DISTRICT AT BANK OF AMERICA; AUTHORIZING DISTRICT OFFICIALS TO COMPLETE THE CORPORATE RESOLUTION WITH BANK OF AMERICA; AND PROVIDING AN EFFECTIVE DATE.** Ms. Lee moved to approve Fred Bourdin, Irving Rosenbaum, Tina Hagen, and Mindy Lee as authorized signers. Mr. Hall seconded the motion. In a voice vote, the resolution was unanimously adopted. **(Resolution adopted 5-0).**
- d. **Discussion on How To Process Gate Visitors Quicker. (Supervisor Hall).** Mr. Hall discussed this item and how it was previously discussed during audience and Supervisor's comments. He reminded the Board that the guards were only following the policy set by the Board. The item was tabled to the next meeting.
- e. **Discussion on Payment To Audrey Rodriguez For Vehicle Window Damage caused by Gate.** Mr. Wallace advised the Board that a resident had made a claim for damages allegedly caused to her vehicle by the District's gate arm on North Bay Drive. Mr. Wallace noted that the surveillance system was not working during that point in time and that the District had damage to the gate arms immediately preceding the incident. He felt it possible that the gate arm could come down on a vehicle if lifting it up out of position had damaged the gate arm. The Board discussed the item further and asked for more information for the next meeting. The item was tabled to the next meeting.

18. Adjournment. There being no further business, Ms. Lee moved to adjourn. Mr. Minott seconded the motion and in a voice vote, the motion was unanimously passed. **(Motion to adjourn passed 5-0).**