



# **SEBASTIAN RIVER IMPROVEMENT DISTRICT**

## **INDIAN RIVER COUNTY**

### **REGULAR BOARD MEETING**

**JUNE 8, 2022**

**9:00 A.M.**

**&**

### **LANDOWNERS' MEETING**

**JUNE 8, 2022**

**10:00 A.M.**

Special District Services, Inc.  
The Oaks Center  
2501A Burns Road  
Palm Beach Gardens, FL 33410

[www.sridfl.org](http://www.sridfl.org)

561.630.4922 Telephone

877.SDS.4922 Toll Free

561.630.4923 Facsimile

**AGENDA**  
**SEBASTIAN RIVER IMPROVEMENT DISTRICT**  
**BOARD OF SUPERVISORS**  
Offices of the Indian River County Administration Complex  
Bldg. A, Room A1-102  
1800 27<sup>th</sup> Street  
Vero Beach, Florida 32960  
**REGULAR BOARD MEETING**  
**June 8, 2022**  
**9:00 a.m.**

- A. Call to Order
- B. Proof of Publication.....Page 1
- C. Establish Quorum
- D. Additions or Deletions to Agenda
- E. Approval of Minutes
  - 1. April 27, 2022 Special Board Meeting.....Page 2
- F. Old Business
- G. New Business
  - 1. Resolution No. 2022-01 – Adopting a Fiscal Year 2022/2023 Proposed Budget.....Page 6
- H. Administrative Matters
  - 1. Sand Mine Updates
  - 2. Financial Update.....Page 10
- I. Board Members Comments
- J. Comments from the Public for Items Not on the Agenda
- K. Adjourn

## Miscellaneous Notices



Published in Press Journal on May 12, 2022

### Location

Indian River County, Florida

### Notice Text

SEBASTIAN RIVER IMPROVEMENT DISTRICT NOTICE OF REGULAR BOARD MEETING & ANNUAL LANDOWNERS' MEETING NOTICE IS HEREBY GIVEN that the Sebastian River Improvement District ("SRID") will hold a Regular Board Meeting on June 8, 2022, at 9:00 a.m. at the Indian River County Administration Complex, Bldg. A, Room A1-102, 1801 27th Street, Vero Beach, Florida 32960. The purpose of the Regular Board Meeting is to conduct any business which may properly come before the Board. The meeting is open to the public and will be conducted in accordance with the provisions of Florida law. A copy of the Agenda for the meeting may be obtained from the District's website or by contacting the District Manager at (561) 630-4922 and/or toll free at 1-877-737-4922. NOTICE IS HEREBY GIVEN that SRID will hold its Annual Landowners' Meeting on June 1, 2022, at 10:00 a.m., or as soon thereafter as can be heard, at the Indian River County Administration Complex, Bldg. B-1, Room 501, 1800 27th Street, Vero Beach, Florida 32960. The purpose of the Annual Landowners' Meeting is to elect one (1) Supervisor to the SRID Board of Supervisors. The Annual Landowners' Meeting is open to the public and will be conducted in accordance with the provisions of Florida law. A copy of the Agenda for the Annual Landowners' Meeting may be obtained from the District's website or by contacting the District Manager at (561) 630-4922 and/or toll free at 1-877-737-4922. From time to time one Supervisor may participate by telephone; therefore, a speaker telephone will be present as required, at the meeting location so that Supervisors may be fully informed of the discussions taking place. Said meeting(s) may be continued as found necessary to a time and place specified on the record. If any person decides to appeal any decision made with respect to any matter considered at these meetings, such person will need a record of the proceedings and such person may need to insure that a verbatim record of the proceedings is made at his or her own expense and which record includes the testimony and evidence on which the appeal is based. In accordance with the provisions of the Americans with Disabilities Act, any person requiring special accommodations or an interpreter to participate at any of these meetings should contact the District Manager at (561) 630-4922 and/or toll free at 1-877-737-4922 at least seven (7) days prior to the date of the particular meeting. Meetings may be cancelled from time to time without advertised notice. SEBASTIAN RIVER IMPROVEMENT DISTRICT [www.sebastianriverid.org](http://www.sebastianriverid.org) PUBLISH: INDIAN RIVER PRESS JOURNAL 05/12/22 & 05/19/22 TCN5249460

**SEBASTIAN RIVER IMPROVEMENT DISTRICT  
SPECIAL BOARD MEETING  
APRIL 27, 2022**

**A. Call to Order**

The April 27, 2022 Special Board Meeting of the Sebastian River Improvement District (the “District”) was called to order at 10:08 a.m. in the Indian River County Administration Complex, Building B-1, Room 303, 1800 27th Street, Vero Beach, Florida 32960.

**B. Proof of Publication**

Proof of publication was presented showing that notice of the Special Board Meeting had been published in *Indian River Press Journal* on April 18, 2022, as legally required.

**C. Establish Quorum**

A quorum was established with the following Supervisors present:

**Board of Supervisors**

Chairman	Shawn Sexton	Present
Supervisor	Jeff Bass	Present
Supervisor	Tom Hammond	Present via phone

Staff members in attendance were:

District Manager	Todd Wodraska	Special District Services, Inc.
District Counsel	Dan Harrell	Gonano & Harrell
District Engineer	George Simons	Carter Associates, Inc.

**D. Additions or Deletions to Agenda**

No additions or deletions to the agenda were offered, however, Mr. Wodraska asked the Board for permission to move item H. 2. (Maintenance of Canals) and F.1. (Doug Manson) to the beginning of the agenda.

**H. New Business**

**2. Maintenance of Canals Proposal**

Mr. David Maddox of Premier Citrus offered to evaluate District canals and provide a maintenance recommendation to the Board. After further discussion, a **motion** was made by Mr. Sexton, seconded by Mr. Bass authorizing Premier Citrus to perform a maintenance analysis of the District at a cost of \$75.00 per hour. The **motion** passed unanimously.

**F. Presentation**

**1. Doug Manson – Post Lawsuit Discussion**



Special Counsel Doug Manson led a discussion regarding policy considerations, which may help the District avoid future litigation. General discussion revolved around “regulatory actions” which may put the District at legal risk, and how to balance any policy changes with the District’s flood protection needs.

## **E. Approval of Minutes**

### **1. February 2, 2022 Regular Board Meeting**

A **motion** was made by Mr. Sexton, seconded by Mr. Bass approving the minutes of the February 2, 2022, Regular Board Meeting, as presented. The **motion** approving the minutes passed unanimously.

## **G. Old Business**

### **1. Update/Discussion on Declaring Right-of-Way Surplus**

#### **a. Liberty Park**

Mr. Simons noted the Liberty Park project was being modified and the District was not in receipt of the most current development details. Further updates will be provided as they become available.

#### **b. Graves Brothers**

Mr. Simons acknowledged receipt of the Graves Brothers’ request. Mr. Sakuma was directed to send notice to the applicant of the items necessary to further process the request.

### **2. Status of 82<sup>nd</sup> Avenue Repairs**

Mr. Simons advised he was still waiting for additional information about the construction details for the repairs.

### **3. Consider Reimbursement to Graves Brothers for Deposit for Water Farm Project**

Mr. Bass confirmed the Water Farm Project was not going to move forward. Staff advised a refund of unexpended deposit fees would be returned to the applicant.

### **4. Consider Ratification of Engineer’s New Contract and Authorize Chairman to Execute**

After the Board confirmed the District’s attorney had reviewed the contract, a **motion** was made by Mr. Bass, seconded by Mr. Sexton ratifying the Engineer’s new contract and authorizing the Chairman to execute same. The **motion** passed unanimously.

## **H. New Business**

### **1. Consider Approval of Lateral C Water Control Structure Repair Proposal**

Mr. Simons explained the need for repairs and discussed the proposal with the Board.

A **motion** was made by Mr. Sexton, seconded by Mr. Bass approving the proposal from R&S Metalworks & Co. in the amount of \$68,700 for repairs to the Lateral C Water Control Structure. The **motion** passed unanimously.

### **3. Consider FDOT Offer/Proposal for CR510**

The Board was informed the District had received notice of an offer from FDOT. Mr. Simons advised he would need to true-up the offer with the pending survey being generated in compliance with the Corrigan litigation.

## **I. Administrative Matters**

### **1. Announce Landowner Meeting for June 4 8, 2022**

Mr. Wodraska announced the Landowners' Meeting would be held on June 8<sup>th</sup>, and noted the proxy form would be edited to reflect the correct date. Notice of the new date would also be published as required by law.

### **2. Discussion Regarding Meeting Schedule**

Mr. Wodraska asked if the Board would consider changing their meeting dates to the 2<sup>nd</sup> Wednesday of each month. After discussion, a **motion** was made by Mr. Sexton, seconded by Mr. Bass moving the 2022 Landowners' and Annual Meeting to June 8, and setting the remaining regular meetings to the 2<sup>nd</sup> Wednesday of the month. The **motion** passed unanimously.

### **3. Sand Mines Update**

Mr. Simons informed the Board that all three sand mine renewals were complete.

### **4. Water Quality Reports**

Mr. Simons noted the water quality report for the quarter was included in the meeting package, and that the readings were within acceptable range.

### **5. Financial Update**

Mr. Wodraska informed the Board the District was in sound financial shape.

## **J. Board Member Comments**

There were no further Board Member comments.

## **K. Comments from the Public for Items Not on the Agenda**

There were no comments from the public.

## **L. Adjournment**

There being no further business to come before the Board, the Special Meeting of the District was adjourned at 12:17 p.m. There were no objections.

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**Secretary/Assistant Secretary**

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**Chair/Vice-Chairman**

**RESOLUTION NO. 2022-01**

**A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE SEBASTIAN RIVER IMPROVEMENT DISTRICT APPROVING A PROPOSED BUDGET FOR FISCAL YEAR 2022/2023; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Board of Supervisors (“Board”) of the Sebastian River Improvement District (“District”) is required by Chapter 298, *Florida Statutes*, to approve a Proposed Budget for each fiscal year; and,

**WHEREAS**, the Proposed Budget including the Assessments for Fiscal Year 2022/2023 has been prepared and considered by the Board.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE SEBASTIAN RIVER IMPROVEMENT DISTRICT THAT:**

**Section 1.** The Proposed Budget including the Assessments for Fiscal Year 2022/2023 attached hereto as Exhibit “A” is approved and adopted.

**Section 2.** A Public Hearing is hereby scheduled for September 7, 2022 at 10:00 a.m. at Indian River County Administration Complex, Building B-1, Room 501, 1800 27<sup>th</sup> Street, Vero Beach, Florida 32960, for the purpose of receiving public comments on the Proposed Fiscal Year 2022/2023 Budget.

**PASSED, ADOPTED and EFFECTIVE** this 8<sup>th</sup> day of June, 2022.

**ATTEST:**

**SEBASTIAN RIVER  
IMPROVEMENT DISTRICT**

By: \_\_\_\_\_  
Secretary/Assistant Secretary

By: \_\_\_\_\_  
Chairman/Vice Chairman

# Sebastian River Improvement District

**Proposed Budget For  
Fiscal Year 2022/2023  
October 1, 2022 - September 30, 2023**

# **CONTENTS**

## **I      PROPOSED BUDGET**

**PROPOSED BUDGET**  
**SEBASTIAN RIVER IMPROVEMENT DISTRICT**  
**FISCAL YEAR 2022/2023**  
**OCTOBER 1, 2022 - SEPTEMBER 30, 2023**

	FISCAL YEAR 2020/2021 ACTUAL	FISCAL YEAR 2021/2022 BUDGET	FISCAL YEAR 2022/2023 BUDGET	COMMENTS
<b>REVENUES</b>				
NAV ASSESSMENTS	234,260	308,436	308,436	10,046 Acres @ \$30.70
R-O-W USE FEES	15,015	14,765	16,765	
PERMIT FEES	1,741	5,000	5,000	
OTHER REVENUES	79,031	0	0	
INTEREST INCOME	1,029	960	960	Interest Projected At \$80 Per Month
<b>TOTAL REVENUES</b>	<b>\$ 331,076</b>	<b>\$ 329,161</b>	<b>\$ 331,161</b>	
<b>EXPENDITURES</b>				
LEGAL	9,691	20,000	20,000	No Change From 2021/2022 Budget
LEGAL - SPECIAL COUNSEL	525,742	0	0	Fiscal Year 2020/2021 Expenditure
LEGAL - OTHER	113,829	0	0	Fiscal Year 2020/2021 Expenditure
DISTRICT ADMINISTRATIVE	27,000	27,000	30,000	\$2,500 Per Month
OPERATIONS MANAGER	21,000	21,000	21,000	No Change From 2021/2022 Budget
OPERATIONS MANAGER - PAYROLL TAXES	1,607	1,607	1,607	Operations Manager *7.65%
ENGINEERING /GENERAL	29,029	45,000	45,000	No Change From 2021/2022 Budget
ENGINEERING /PERMIT	0	5,000	5,000	No Change From 2021/2022 Budget
ENGINEERING /OTHER	49,010	45,000	42,900	FY 2021/2022 Expenditure Through March 2022 Was \$13,770
ACCOUNTING / AUDIT	5,000	5,100	5,200	Accepted Amount For 2021/2022 Audit
INSURANCE	6,353	9,600	20,000	Insurance Estimate - Anticipated Increase Due To Litigation
WEBSITE MANAGEMENT	2,000	2,000	2,000	No Change From 2021/2022 Budget
DUES & SUBSCRIPTIONS	925	925	925	\$175 For Dept Of Economic Opportunity - \$750 For FL Assoc Special Districts
LEGAL ADVERTISEMENTS	968	1,150	1,150	No Change From 2021/2022 Budget
MISCELLANEOUS	4,126	3,000	4,100	Includes Travel, Postage & Office Supplies
WATER QUALITY ANALYTICAL SERVICE	1,008	1,000	1,000	Quarterly Service
MAINTENANCE CONTRACT (ROW)	39,733	113,273	110,273	\$3,000 Decrease From 2021/2022 Budget
MISCELLANEOUS MAINTENANCE	37	10,000	2,500	\$7,500 Decrease From 2021/2022 Budget
<b>TOTAL EXPENDITURES</b>	<b>\$ 837,058</b>	<b>\$ 310,655</b>	<b>\$ 312,655</b>	
<b>REVENUES LESS EXPENDITURES</b>	<b>\$ (505,982)</b>	<b>\$ 18,506</b>	<b>\$ 18,506</b>	
COUNTY APPRAISER & TAX COLLECTOR FEE	(1,712)	(6,169)	(6,169)	Two Percent Of Total Assessment Roll
DISCOUNTS FOR EARLY PAYMENTS	(7,172)	(12,337)	(12,337)	Four Percent Of Total Assessment Roll
<b>EXCESS/ (SHORTFALL)</b>	<b>\$ (514,866)</b>	<b>\$ -</b>	<b>\$ -</b>	
PREVIOUS YEAR CARRYOVER	-	-	-	Comes from Current Fund Balance
<b>NET EXCESS/ (SHORTFALL)</b>	<b>\$ (514,866)</b>	<b>\$ -</b>	<b>\$ -</b>	

**Notes**

Assessable Acres = 10,046

FY 2020 Assessment per Acre = \$18.50

FY 2020 Budgeted Carryover Funding Assessment per Acre = \$3.66

FY 2021 Assessment per Acre = \$22.50

FY 2021 Budgeted Carryover Funding Assessment per Acre = \$4.21

FY 2022 Assessment per Acre = \$30.70

FY 2022 Budgeted Carryover Funding Assessment per Acre = \$0.00

FY 2023 Assessment per Acre = \$30.70

FY 2023 Budgeted Carryover Funding Assessment per Acre = \$0.00

FUND BALANCE AS OF 9/30/20	\$ 257,145.00
FY 2020/2021 BUDGET ACTIVITY	\$ (514,866.00)
FUND BALANCE AS OF 9/30/21	\$ (257,721.00)

FUND BALANCE AS OF 9/30/21	\$ (257,721.00)
PROJECTED FY 2021/2022 BUDGET ACTIVITY	\$ 577,087.00
PROJECTED FUND BALANCE AS OF 9/30/22	\$ 319,366.00

# Sebastian River Improvement District

## **Financial Report For May 2022**



**SEBASTIAN RIVER IMPROVEMENT DISTRICT  
MONTHLY FINANCIAL REPORT  
MAY 2022**

	Annual Budget 10/1/21 - 9/30/22	Year To Date Actual 10/1/21 - 5/31/22
<b>REVENUES</b>		
NAV Assessments	308,436	266,928
R-O-W Use Fees	14,765	0
Permit Fees	5,000	22,840
Other Revenue - Legal Reimbursement	0	5,692
Other Revenue	0	0
Other Income - Sale Of Lateral D Canal	0	900,000
Interest Income	960	1,329
<b>Total Revenues</b>	<b>\$ 329,161</b>	<b>\$ 1,196,789</b>
<b>EXPENDITURES</b>		
Legal - General	20,000	20,648
Legal - Special Counsel	0	182,051
Legal - BMAP Issues	0	0
Expert Consultant Fees	0	74,011
District Administrative	27,000	18,000
Operations Manager	21,000	14,000
Operations Manager - Payroll Taxes	1,607	1,072
Engineering - General	45,000	18,712
Engineering - Permit	5,000	0
Engineering - Sand Mines	0	3,487
Engineering - Lateral D Watershed	0	8,941
Engineering - 82nd Ave Extension	0	617
Engineering - Other	45,000	725
Accounting/Audit	5,100	0
Insurance	9,600	7,196
Website Management	2,000	1,333
Dues & Subscriptions	925	175
Legal Advertisements	1,150	525
Miscellaneous	3,000	1,579
Water Quality Analytical Service	1,000	516
R-O-W Maintenance	113,273	0
C/L (Canal/Lateral) Maintenance	0	0
Miscellaneous Maintenance	10,000	3,624
<b>Total Expenditures</b>	<b>\$ 310,655</b>	<b>\$ 357,212</b>
<b>Revenues Less Expenditures</b>	<b>\$ 18,506</b>	<b>\$ 839,577</b>
County Appraiser & Tax Collector Fee	(6,169)	(2,350)
Discounts For Early Payments	(12,337)	(10,140)
<b>Excess/ (Shortfall)</b>	<b>\$ -</b>	<b>\$ 827,087</b>
Carryover From Prior Year	0	0
<b>Net Excess/ (Shortfall)</b>	<b>\$ -</b>	<b>\$ 827,087</b>

<b>Bank Balance As Of 5/31/22</b>	<b>\$ 607,130.68</b>
<b>Accounts Payable As Of 5/31/22</b>	<b>\$ 23,404.45</b>
<b>Other Current Liabilities As Of 5/31/22</b>	<b>\$ 73,204.07</b>
<b>Accounts Receivable As Of 5/31/22</b>	<b>\$ 17,750.88</b>
<b>Available Funds As Of 5/31/22</b>	<b>\$ 528,273.04</b>

**AGENDA**  
**SEBASTIAN RIVER IMPROVEMENT DISTRICT**  
**BOARD OF SUPERVISORS**  
Offices of the Indian River County Administration Complex  
Bldg. A, Room A1-102  
1800 27<sup>th</sup> Street  
Vero Beach, Florida 32960  
**LANDOWNERS' MEETING**  
**June 8, 2022**  
**10:00 a.m.**

- A. Call to Order
- B. Proof of Publication.....Page 13
- C. Establish Quorum
- D. Consider Adoption of Election Procedures.....Page 14
- E. Election of Chair for Landowners Meeting
- F. Election of Secretary for Landowners' Meeting
- G. Approval of Minutes
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- H. Election of Supervisors
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  - 2. Nomination of Supervisors
  - 3. Casting of Ballots.....Page 21
  - 4. Ballot Tabulation and Result
- I. Other Business
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  - 2. Receive Engineer's Report.....Page 23
- J. Landowners' Comments
- K. Adjourn

## Miscellaneous Notices



Published in Press Journal on May 12, 2022

### Location

Indian River County, Florida

### Notice Text

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## **SEBASTIAN RIVER IMPROVEMENT DISTRICT ELECTION PROCEDURES**

### **1. Landowners' Meeting**

In accordance with the provisions of Chapter 2007-309, Laws of Florida, and applicable provisions of Chapter 298, it is required that an annual meeting of the Landowners of the District be held in June of each year for the purpose of electing a supervisor. To take the place of the retiring supervisor and hearing reports of the board of supervisors. The assembled Landowners shall organize by electing a Chairperson, who shall preside over the meeting; and a Secretary shall also be elected for recording purposes.

### **2. Establishment of Quorum**

Any Landowner(s) present or voting by proxy shall constitute a quorum at the meeting of the Landowners.

### **3. Nomination of Candidates**

At the meeting, the Chairperson shall call for nominations from the floor for Candidates for the Board of Supervisors. When there are no further nominations, the Chairperson shall close the floor for nominations. The names of each Candidate and the spelling of their names shall be announced. Nominees need not be present to be nominated.

### **4. Voting**

Each Landowner shall be entitled to cast one vote for each acre (or lot parcel), or any fraction thereof, of land owned by him or her in the District, for each open position on the Board. (For example, if there are three positions open, an owner of one acre or less (or one lot parcel) may cast one vote for each of the three positions. An owner of two acres (or two lot parcels) may cast two votes for each of the three positions.) Each Landowner shall be entitled to vote either in person or by a representative present with a lawful written proxy.

### **5. Registration for Casting Ballots**

The registration process for the casting of ballots by Landowners or their representatives holding their proxies shall be as follows:

- a) At the Landowners' Meeting and prior to the commencement of the first casting of ballots for a Board of Supervisor position, each Landowner, or their representative if proxies are being submitted in lieu thereof, shall be directed to register their attendance and the total number of votes by acreage (or lot parcels) to which each claims to be entitled, with the elected Secretary of the meeting or the District's Manager.

- b) At such registration, each Landowner, or their representative with a lawful proxy, shall be provided a numbered ballot for the Board of Supervisor position(s) open for election. A District representative will mark on the ballot the number of votes that such Landowner, or their representative, is registered to cast for each Board of Supervisor position open for election.
- c) All Landowner proxies shall be collected at the time of registration and retained with the Official Records of the District for subsequent certification or verification, if required.

#### 6. Casting of Ballots

Registration and the issuance of ballots shall cease once the Chairperson calls for the commencement of the casting of ballots for the election of a Board of Supervisor and thereafter no additional ballots shall be issued.

The Chairperson will declare that the Landowners, or their representatives, be requested to cast their ballots for the Board of Supervisor(s). Once the ballots have been cast, the Chairperson will call for a collection of the ballots.

#### 7. Counting of Ballots

Following the collection of ballots, the Secretary or District Manager shall be responsible for the tabulation of ballots in order to determine the total number of votes cast for each candidate that is seeking election.

The board of supervisors shall consist of three persons who, except as herein otherwise provided, shall hold office for a term of 3 years and until their successors are duly elected and qualified.

#### 8. Contesting of Election Results

Following the election and announcement of the votes, the Chairperson shall ask the Landowners present, or those representatives holding proxies for Landowners, whether they wish to contest the election results. If no contests are received, said election results shall thereupon be certified.

If there is a contest, the contest must be addressed to the Chairperson and thereupon the individual casting a ballot that is being contested will be required to provide proof of ownership of the acreage for which they voted at the election within five (5) business days of the Landowners' Meeting. The proof of ownership shall be submitted to the District Manager who will thereupon consult with the District's General Counsel and together they will review the material provided and will determine the legality of the contested ballot(s). Once the contests are resolved, the Chairperson shall reconvene the Landowners' Meeting and thereupon certify the election results.

#### 9. Recessing of Annual Landowners' Meeting

In the event there is a contest of a ballot or of the election, the Landowners' Meeting shall be recessed to a future time, date and location, at which time the election findings on the contest shall be reported in accordance with the procedure above and the newly elected Supervisor(s) shall thereupon take their Oath of Office.

10. Miscellaneous Provisions

- a) Each Landowner shall only be entitled to vote in person or by means of a representative attending in person and holding a lawful written proxy in order to cast said Landowner's votes.
- b) Proxies will not require that proof of acreage (or lot parcel) ownership be attached. Rather, proof of ownership must be provided timely by the holder of the proxy, if the proxy is contested in accordance with the procedure above.

**SEBASTIAN RIVER IMPROVEMENT DISTRICT  
LANDOWNERS' MEETING  
JUNE 2, 2021**

**A. CALL TO ORDER**

District Manager Todd Wodraska called the June 2, 2021, Landowners' Meeting of the Sebastian River Improvement District to order at 10:06 a.m. in the Indian River County Administration Complex, Building B-1, Room 501, 1800 27th Street, Vero Beach, Florida 32960.

**B. PROOF OF PUBLICATION**

District Manager Todd Wodraska offered Proof of Publication showing that notice of the Landowners' Meeting had been published in the *Indian River Press Journal*, as legally required.

**C. ESTABLISH QUORUM**

There was a quorum established with several landowners/proxy holders: Shawn Sexton, Tom Hammond, Jeff Bass.

Also in attendance were staff members: District Manager Todd Wodraska of Special District Services, Inc.; Frank Sakuma, SDS; General Counsel Dan Harrell; District Engineer George Simons of Carter & Associates.

**D. CONSIDER ADOPTION OF ELECTION PROCEDURES**

Mr. Wodraska explained the purpose of the annual landowners' meeting and the process for the election.

The Elections Procedures were adopted, as presented, with no objection.

**E. ELECTION OF CHAIR FOR LANDOWNERS' MEETING**

Mr. Wodraska asked for nominations for a Chair for the Landowners' meeting.

There was a nomination for Shawn Sexton.

Mr. Sexton was unanimously elected to serve as Chair for the meeting.

**F. ELECTION OF SECRETARY FOR LANDOWNERS' MEETING**

It was recommended that Mr. Wodraska serve as the Secretary for the Landowners' meeting.

There were no objections to Mr. Wodraska being elected as the Secretary for the meeting.

**G. APPROVAL OF MINUTES**

**1. June 3, 2020, Landowners' Meeting Minutes**

The Landowners' Meeting Minutes of June 3, 2020, were approved without objection.

## **H. ELECTION OF SUPERVISORS**

### **1. Determine Number of Voting Units**

Mr. Wodraska noted that the main purpose of the Landowners' Meeting was to elect a Supervisor to a three year term of the seat most recently held by Tom Hammond.

### **1. Nomination of Candidates**

There were was only one nomination:

- Tom Hammond

### **2. Casting of Ballots**

Casting of ballots was not necessary since there was only one nomination for one seat.

### **3. Ballot Tabulations**

Tom Hammond received all votes represented and was elected unopposed.

### **4. Certifications of the Results**

Mr. Wodraska asked if there were any objections to the election results. There were no objections.

The results of the election were certified with Tom Hammond receiving a three-year term as Supervisor of the Sebastian River Improvement District expiring in June 2024.

## **I. OTHER BUSINESS**

### **1. Receive Treasurer's Report**

Mr. Wodraska provided the Annual Treasurer's Report, noting the SRID is in sound financial condition with a healthy fund balance.

### **1. Receive Engineer's Report**

District Engineer George Simons presented and reviewed the Annual Engineer's Report that was provided via email.

## **J. LANDOWNERS' COMMENTS**

There were no landowner comments.

## **K. ADJOURNMENT**

There being no further business for the Landowners' Meeting, the meeting adjourned at 10:14 a.m. There were no objections



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Secretary/Assistant Secretary

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Chair/Vice-Chair

LANDOWNER PROXY  
SEBASTIAN RIVER  
IMPROVEMENT DISTRICT  
LANDOWNERS' MEETING

KNOW ALL MEN BY THESE PRESENTS, that the undersigned, the fee simple owner of the lands described herein, hereby constitutes and appoints \_\_\_\_\_ ("Proxy Holder") for and on behalf of the undersigned, to vote as proxy at the meeting of the landowners of the Sebastian River Improvement District to be held on June 8, 2022 at 9:00 a.m. at the Indian River County Administration Complex, Bldg. A, Room A1-102, 1801 27<sup>th</sup> Street, Vero Beach, Florida 32960. and at any adjournments thereof, according to the number of acres of unplatted land and/or platted lots owned by the undersigned landowner which the undersigned would be entitled to vote if then personally present, upon any question, proposition, or resolution or any other matter or thing which may be considered at said meeting including, but not limited to the Board of Supervisors. Said Proxy Holder may vote in accordance with their discretion on all matters not known or determined at the time of solicitation of this proxy, which may be legally considered at said meeting.

This proxy is to continue in full force and effect from the hereof until the conclusion of the above noted landowners' meeting and any adjournment or adjournments thereof, but may be revoked at any time by written notice of such revocation presented at the annual meeting prior to the Proxy Holder exercising the voting rights conferred herein.

\_\_\_\_\_  
Printed Name of Legal Owner

\_\_\_\_\_  
Signature of Legal Owner

\_\_\_\_\_  
Date

**Parcel Description\***

**# of Acres**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_

\* Insert in the space above the street address of each parcel, the legal description of each parcel, or the tax identification number of each parcel. [If more space is needed, identification of Parcels owned may be incorporated by reference to an attachment hereto.]

Pursuant to section 298 Florida Statutes (2022), a fraction of an acre is treated as one (1) acre entitling the landowner to one vote with respect thereto.

**TOTAL NUMBER OF AUTHORIZED VOTES: \_\_\_\_\_**

**Please note that each eligible acre of land or fraction thereof is entitled to only one vote, for example, a husband and wife are together entitled to only one vote per their residence if it is located on one acre or less of real property.**

**If the Legal Owner is not an individual, and is instead a corporation, limited liability company, limited partnership or other entity, evidence that the individual signing on behalf of the entity has the authority to do so should be attached hereto. (e.g. bylaws, corporate resolution, etc.)**

**BALLOT**

**BALLOT # \_\_\_\_\_**

**SEBASTIAN RIVER  
IMPROVEMENT DISTRICT  
LANDOWNERS' MEETING**

**ELECTION OF BOARD SUPERVISORS**

**JUNE 8, 2022**

The undersigned certifies that he/she is the owner (\_\_\_\_) or duly authorized **representative of lawful proxy of an owner** (\_\_\_\_) of land in the **Sebastian River Improvement District**, constituting \_\_\_\_\_ acre(s) and hereby casts up to the corresponding number of his/her vote(s) for the following candidate/candidates to hold the above-named open position:

**Name of Candidate**

**Number of Votes**

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Signature: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Street Address or Tax Parcel Id Number for your Real Property:

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June 8, 2022

Sebastian River Improvement District Treasurer's Report For Annual Landowners Meeting

The fund balance for the Sebastian River Improvement District at the close of Fiscal Year 2019/2020 (September 30, 2020) was \$257,145.

The fund balance for the Sebastian River Improvement District at the close of Fiscal Year 2020/2021 (September 30, 2021) was (\$298,814).

The following table illustrates Fiscal Year 2020/2021 revenues and expenditures budgeted versus actuals:

	Budgeted	Actual	Percentage
Revenue	\$236,713	\$322,049	136%
Expenditures	\$279,055	\$878,008	315%
Excess/(Shortfall)	(\$42,342)	(\$555,959)	

During Fiscal Year 2020/2021, the District declared a Financial Emergency.

Subsequent to Fiscal Year 2020/2021 end, the District received a payment of \$900,000 for the sale of the Lateral D Canal. This payment resolved the Financial Emergency.

Special District Services, Inc.

# SEBASTIAN RIVER IMPROVEMENT DISTRICT ANNUAL ENGINEER'S REPORT

JUNE, 2022

Carter Associates, Inc. (CAI) is pleased to submit this annual engineer's report as a yearly summary of the engineering related activities involved in the operations and functions of the Sebastian River Improvement District (S.R.I.D.), as required under Chapter 298 of the Florida Statutes.

## CLIMATOLOGICAL REVIEW

For the seventh consecutive year, hurricane activity began prior to the official June 1<sup>st</sup> start of the season, with Tropical Storm Ana forming in late May. Three named storms (Elsa, Fred, and Mindy) made landfall in Florida along the panhandle. For the fifth consecutive year, no storms made landfall along the east coast of Florida. The 2021 hurricane season became the second consecutive season to not feature a Category 5 hurricane, after Hurricane Iota was downgraded to Category 4 in late 2020.

Overall activity in the Atlantic basin in 2021 was above-average, with twenty-one named storms, seven hurricanes, four major hurricanes and at least \$70 billion in damages (4<sup>th</sup> most all-time). This season became the second consecutive season with at least 21 named storms. Making it the first time in history that all of the 21-designated names were utilized in back-to-back seasons. This compares to the long-term averages of 14 named storms, seven hurricanes, and three major hurricanes. The initial NOAA forecast outlook for the 2021 season called for 13-20 named storms, 6-10 hurricanes and 3-5 major hurricanes.

In terms of Accumulated Cyclone Energy (ACE), which measures the combined strength and duration of tropical storms and hurricanes, preliminary data indicate that the 2021 season was above normal. As a comparison, the 2021 season's ACE was 20% above the long-term mean (1991-2020).

Storm Name	Dates	Storm Category at Peak Intensity	Max Wind [mph]	Min. Pressure [mbar]
Ana	May 22 - 23	Tropical Storm	45	1004
Bill	June 14 – 15	Tropical Storm	65	992
Claudette	June 19 – 22	Tropical Storm	45	1004
Danny	June 27 – 29	Tropical Storm	45	1009
Elsa	July 1 – 9	Category 1 Hurricane	85	991
Fred	Aug. 11 – 17	Tropical Storm	65	991

Storm Name	Dates	Storm Category at Peak Intensity	Max Wind [mph]	Min. Pressure [mbar]
Grace	Aug. 13 – 21	Category 3 Hurricane	125	962
Henri	Aug. 16 – 23	Category 1 Hurricane	75	986
Ida	Aug. 26 – Sept. 1	Category 4 hurricane	150	929
Kate	Aug. 28 – Sept. 1	Tropical Storm	45	1004
Julian	Aug. 28 – 30	Tropical Storm	60	993
Larry	Aug. 31 – Sept. 11	Category 3 Hurricane	125	953
Mindy	Sept. 8 – 10	Tropical Storm	45	1002
Nicholas	Sept. 12 – 16	Category 1 Hurricane	75	988
Odette	Sept. 17 – 18	Tropical Storm	45	1005
Peter	Sept. 19 – 22	Tropical Storm	50	1005
Rose	Sept. 19 – 23	Tropical Storm	50	1003
Sam	Sept. 22 – Oct. 5	Category 4 Hurricane	155	929
Teresa	Sept. 24 – 25	Subtropical Storm	45	1008
Victor	Sept. 29 – Oct. 4	Tropical Storm	65	997
Wanda	Oct. 31 – Nov. 7	Tropical Storm	50	987

See attached U.S. National Weather Service 2021 North Atlantic Hurricane Tracking Chart.

Thankfully, the East Central Coast of Florida, including the S.R.I.D. made it through another year without enduring the devastation of a hurricane event.

Rainfall intensity and distribution varies significantly across the limits of the district in any given storm event. The district does not currently maintain or observe rain gauges to determine rainfall disbursement or intensity within its limits. However, rain fall amounts are measured at the City of Vero Beach Airport located 5+/- miles to the southeast and at the Fellsmere Water Control District (FWCD) office located 7+/- miles to the northwest. The 2021 total yearly rainfall observed and recorded at the Vero Beach Municipal Airport was 40.6 inches, as compared to an average annual precipitation of 53.3 inches for the area, based on weather data collected from 1991 to 2020 for the U.S. National Center for Environmental Information.



Total annual rainfall measured at the FWCD office is estimated to be 29.81 inches for 2021. This amounts to approximately 22"+/- below the long term annual average rainfall (52") for the area.

## **FACILITIES AND CANAL MAINTENANCE**

Carter Associates, Inc. as District Engineers prepared contract documents and solicited proposals two (2) years ago for performing its annual pre-hurricane season canal maintenance operation throughout the district's lateral and sub-lateral canal system. Last year the Board authorized the 2<sup>nd</sup> year option provided in the Contract and Cates Tractor Service, LLC started the maintenance in the spring. However, the legal expenses from the SRID v. Corrigan Lawsuit depleted the District's funds. Cates was directed to cease working after completing about 30% of the maintenance work. The lawsuit was settled and funds have once again become available for maintenance.

This year the Board has authorized Premier Citrus, LLC to inspect the District canal system and prepare recommendations for a more cost efficient maintenance cleaning program. Premier Citrus currently maintains similar drainage canals for agricultural lands and will offer a fresh opinion on the maintenance program for SRID.

Typically, the annual maintenance activities include clearing, flat mowing, disking and grading of canal right-of-way maintenance berms, to provide for stable and safe access for maintenance and routine inspection activities, as well as bank mowing, long and short reach cleanout work of the district's lateral and sub-lateral canals. Robert Stillwagon continues to provide inspection services for any landowner complaints, and also provides the radial gate outfall structure operation services as needed to manage water levels in the District.

The Lateral C and Lateral L overflow structures have operational radial gates that must be opened during large storm events to prevent flooding upstream. The mechanical operators are located on the structure itself and are operated by SRID staff, (Mr. Stillwagon). Typically, the gates are opened prior to a significant storm and left open until the bulk of the runoff has drained out of the District.

Earlier this spring a Lateral C gate was found leaking and was patched by R&S Metalworks & Co. LLC. R&S conducted a visual inspection of the gates during the repair work effort and prepared a detailed summary of structural steel reinforcing members of the gates that need to be replaced along with a proposal. The SRID Board approved the maintenance proposal and R&S Metalworks has been awarded a Services Contract to complete the work. This work should extend the service life of the Lateral C gate structures for an additional five (5) years or more.

Carter Associates and Frank Sakuma, Special District Services, Inc. continue to pursue grant funding for the design and permitting of the replacement of the radial



gates with a combination of tilting gate and radial gates. Unfortunately, the grant applications submitted to date were not ranked high enough to qualify for significant funding. Hopefully, future grant applications will be funded.

### **WATER QUALITY IN LATERAL C CANAL**

Water quality samples for S.R.I.D. are taken quarterly (every three months) from the County Road 510 bridge over the Lateral C Canal. The S.R.I.D. water quality readings over the past four (4) quarters indicate an overall good water quality. The numeric nutrient threshold for nitrogen (1.54 mg/L) was not exceeded in any sample. The numeric nutrient threshold for phosphorous (0.12) mg/L has been exceeded on the August 9, 2021, sample, (0.95 mg/l).

### **CENTRAL INDIAN RIVER BASIN MANAGEMENT ACTION PLAN (BMAP)**

Carter Associates, Inc. (C.A.I.) continues to attend and participate in the stakeholder's workshop meetings or webinars, scheduled by F.D.E.P., regarding the implementation of the Basin Management Action Plan (B.M.A.P.) for that basin of the Indian River Lagoon that receives stormwater discharge from the S.R.I.D. outfall canals. S.R.I.D. is a listed stakeholder in the adopted B.M.A.P. for the "Central B and SEB Project Zone(s)", where the seagrass inventory assessments have failed the compliance test.

The SRID continues to operate as a single purpose drainage district and has the same BMAP requirements as the other 298 Districts in the watershed. The annual BMAP reporting consists of reports of the maintenance, and the continued implementation of the SRID permit criteria policy requirement of the 2"/24 hours maximum discharge volume limitation. The 2"/day requirement results in larger more robust stormwater treatment systems than would otherwise be permitted under the SJRWMD Pre vs Post peak rate of discharge criteria. The SRID will continue to apply to Grant assistance programs for water quality improvements projects within the District. Also, SRID will continue to work with other stakeholders to implement proposed water quality projects within the SRID. These types of projects typically require connections from the S.R.I.D. canal system into offline treatment systems and then reconnection to allow the treated water to flow to the Indian River Lagoon via district's outfall canals.

During the 2021 regular session, the Florida Legislature created a long-term planning process for stormwater and wastewater. Section 403.9302, Florida Statutes, requires a 20-year needs analysis from the local governments providing stormwater services. C.A.I. along with Special District Services has completed the initial forms based on best judgement assumptions for projecting future stormwater management system maintenance costs.



## **FLOOD INSURANCE RATE MAP MODERNIZATION**

The Map Modernization project is no longer on hold. The City of Fellsmere withdrew their challenge to the proposed FEMA FIRM map revision results.

The 2012 F.E.M.A. map update for the S.R.I.D. watershed has been the subject of an appeal submitted by Carter Associates, Inc. on behalf of the S.R.I.D. The basis of the appeal concerns the Lateral D Dike which historically has provided flood protection to the areas of S.R.I.D. lying to the east of Lateral D and was recognized as such on the earlier F.E.M.A. F.I.R.M. maps. The preliminary revised F.I.R.M. maps that were issued to Indian River County in late 2010 for public review and comments did not recognize the Lateral D Dike as providing any flood protection and prompted the SRID Appeal.

Federal Emergency Management Agency (F.E.M.A.) issued an update in 2012 of flood hazard identification and mapping to the Flood Insurance Rate Maps (F.I.R.M.) covering the majority of Indian River County. The portion of the S.R.I.D. watershed that is in the appeal process was omitted from the update and the previous F.E.M.A. maps issued in 1989 continues to apply.

FEMA will be re-starting the map update procedure and the Indian River County Commission is expected to approve in the next few months.

## **PERMITTING AND ENGINEERING ACTIVITIES**

FDOT has reactivated the CR 510 proposed Paving and Drainage Improvements Project from 58<sup>th</sup> avenue to CR 512. Also, the FDOT is working on the 82<sup>nd</sup> Avenue paving and drainage improvements projects, North and South. The north section from 69<sup>th</sup> street to CR 510 is permitted. We understand that it is on track to be constructed initially. The south section from 69<sup>th</sup> street to 26<sup>th</sup> street will be constructed in the second phase.

During the past year, we have provided technical review and assistance, and permit compliance inspections, on behalf of S.R.I.D., for the following on-going projects:

- (1) The Corrigan family sued S.R.I.D. over the District's proposed volume limitations for the Lateral D watershed. C.A.I. provided extensive technical assistance for legal preparation for a trial, however the case was settled. Significant to the settlement, the S.R.I.D. sold the canal portion of the Lateral D R-O-W. S.R.I.D. retained the R-O-W containing the Lateral D levee along with a maintenance access area. To date, the SRID has not received a signed and sealed survey of the area transferred to the Corrigan's, the V.L.W.C.D., and the Ansin group.

- (2) 82<sup>nd</sup> Avenue (County Road 609): The project planning and review of 82<sup>nd</sup> Avenue has been underway since early 2007. This is a Florida Department of Transportation (F.D.O.T.) project with engineering design by their consulting engineering firm (HDR Engineering, Inc.). As noted above the North Phase is permitted. Carter Associates continues to work with HDR on the south section by providing stormwater model results and SRID design requirements.
- (3) Re-permitting of Mining Projects: During this past year, Carter Associates, Inc. provided assistance to the S.R.I.D. in reviewing the Wild Turkey, Davis, and Blue Goose South Mine operations and recommending extensions to 9/30/2022.
- (4) CR 510 Improvements: The FDOT Engineer Design consultants are currently preparing permit plans for construction. Over the last year, the preliminary design of the roadway at the intersections of Lateral C, D, and L were presented for comments. The FDOT asked the SRID Board to waive the requirement for maintenance access at one of the intersections. After much consideration of future maintenance requirements, the SRID Board denied the request.

The Lateral D lawsuit settlement noted above does reduce the S.R.I.D. jurisdiction over the Lateral D intersection with CR 510. The actual canal is no longer owned by S.R.I.D. However, the Lateral D levee is critical in protecting the District from flooding due to rainfall runoff from the higher land to the west of the Levee.

- (5) Utility permitting for new and/or improved utility service lines to accommodate development growth in the District continues to be active over the past year.
- (6) The Vero Beach Clay Shooting project was reviewed and approved. The project consists of the construction of a new Club House, an expansion of the outdoor clay shooting area, and a stormwater system to support the site.
- (7) The Liberty Park project is active again. It was initially planned around 2005, but was never permitted by SRID. Liberty Park is approximately 700 acres lying west of 66<sup>th</sup> Avenue, south of CR 510, and part of the R-13 and R-14 watershed area. The Liberty Park owners have approached the S.R.I.D. Board about the sale of portions of the R-13 R-O-W to allow them more flexibility in designing the project.
- (8) The Fisher Affidavit of Exemption project was permitted in 2021. The site was previously a sand mine. The land around the lake was



subdivided into 5+/- acre lots. A strip of SRID R-O-W along the northern limits of the SRID was declared surplus and sold to the Mr. Fisher to allow the construction of an access road.

- (9) The Hammond Irrigation pump was permitted to withdraw water from Sub-lateral C-8.

In addition to those activities outlined in this report above, we remain involved in the regular functions of the district as follows:

- 1) Attend all regularly scheduled meetings of the board of supervisors and maintain a district engineering file.
- 2) Remain on daily call to provide authorized technical assistance and information to District personnel, supervisors, landowners and other governmental and public agencies concerning the operations, functions and regulations of the District.
- 3) Monitor the actions and activities of other jurisdictional agencies and related organizations that may affect the operations and functions of the District.
- 4) Assist the SRID in the maintenance of infrastructure, including the radial gate structures at Lateral C & L.
- 5) Review District records and files in preparation of the Annual Engineer's Report as required under Florida Statutes.

In conclusion, we are pleased to report that through the efforts of District Administrators, Todd Wodraska and Frank Sakuma, and Field Technician, Robert Stillwagon, with the direction and support of your board of supervisors, the S.R.I.D. continues to monitor the permitted activities and related compliance issues, maintain and protect the facilities and functions of the district, and to provide the landowners a reliable and cost-effective system of drainage and flood control.

Respectfully submitted,

CARTER ASSOCIATES, INC.



George A. Simons, P.E.

District Engineer, Sebastian River Improvement District

May 25, 2022

Florida Registration #40437, C.O.A. / L.B. #205





