



BAREFOOT BAY RECREATION DISTRICT

Board of Trustees Regular Meeting

September 13, 2019

1PM –Building D&E

Meeting Called to Order

The Barefoot Bay Recreation District Board of Trustees held a Meeting on September 13, 2019 Building D&E 1225 Barefoot Boulevard, Barefoot Bay, Florida. Mr. Klosky called the meeting to order at 1PM.

Pledge of Allegiance to the Flag

Led by Mr. Wheaton.

Roll Call

Present: Mr. Klosky, Mr. Wheaton, Mr. Diana, and Mr. Loveland. Ms. Henderson was excused. Also, present, John W. Coffey, ICMA-CM, Community Manager, Cliff Repperger, General Counsel, and Kary Farrow, Recording Secretary.

Presentations

Employee Incentive Awards

Mr. Klosky presented Beth Gillette of the pro shop with a \$500 Employee Incentive Award for taking on additional responsibilities in a time of need and for her dedication to the BBRD community.

Minutes

Mr. Diana made a motion to approve the minutes dated August 9, 2019. Second by Mr. Wheaton. Motion carried unanimously.

Treasurer's Report

Mr. Diana made a motion to approve the Treasurer's Report for September 13, 2019 as read. Second by Mr. Wheaton. Motion passed unanimously.

Audience Participation

Mr. Paul Preston addressed the Board regarding non-compliant 501C-3s in the Bay.

Richard LePage addressed the Board regarding the temperature for the pools.

Nancy Eisele agreed with Mr. LePage regarding the pool temperatures. She also let the audience know the florist is moving locations.

Ethel Ratner addressed her concern with the pool temperature, as well.

Mike R. Maino announced that he is running for the BOT and introduced himself.

Unfinished Business

No unfinished business.

New Business

DOR Violations

Case# 19-003313, 18-003551, 18-003554, and 19-002111 400 Osprey Drive



BAREFOOT BAY RECREATION DISTRICT

Article III, Section 2, Section 2c and d, Section 3a, b, c, d, e, and Section 11 and 2d

Mr. Diana made a motion to combine the violations on 400 Osprey Drive. Mr. Loveland Seconded. Motion carried unanimously.

Case# 18-002208 935 Oriole Circle

Article III Section 2c, d

Mr. Diana made a motion to refer case# 18-002208 935 Oriole Circle to General Counsel Repperger for legal action, equitable or other appropriate action with failure to comply. If the BOT brings any such action to enforce the DOR, the charge for such action shall be charged to the Respondent's account and shall constitute as a lien. Seconded by Mr. Loveland. Motion carried unanimously.

Case# 18-003366 and 19-000328 805 Wren Circle

Article III Section 2b, d, Section 11 and 2d

Mr. Diana makes a motion to combine both violations into one violation. Mr. Wheaton Seconded. Motion carried unanimously.

Case# 19-002473 1082 Parkway Lane

Article III Section 2a, d

Mr. Diana made a motion to refer case# 19-002473 1082 Parkway Lane Circle to General Counsel Repperger for legal action, equitable or other appropriate action with failure to comply. If the BOT brings any such action to enforce the DOR, the charge for such action shall be charged to the Respondent's account and shall constitute as a lien. Seconded by Mr. Wheaton. Motion carried unanimously.

Confirmation of CVO Donated Pavilion Installation Change Order #1

Confirmation of approval of Change Order #1 for the installation of the Pavilion and acceptance of additional donation from the Barefoot Bay CVO in the amount of \$5,065.95.

Mr. Loveland made a motion to confirm the Community Manager's approval of the change order and accept the donation from the CVO for \$5,065.95. Second by Mr. Diana. Motion passed unanimously.

Donation Request: CVO Public-Private Partnership for Additional Outdoor Furniture

Acceptance of donation from the Barefoot Bay CVO to offset \$9,500 for purchase of outdoor furniture.

Mr. Loveland made a motion to award contract for the purchase of additional outdoor furniture to US foods in the amount of \$9,509.80. Seconded by Mr. Diana. Motion passed unanimously.

Budget Amendment: NRP Funds

Approval of Resolution 2019-08: Increasing the budget with proceeds from the sale of assets by \$29,675 and increase the NRP program by \$29,675.

Mr. Diana made a motion to approve increasing the budget with proceeds from the sale of assets and increase the NRP program by \$29,675. Seconded by Mr. Wheaton. Motion passed unanimously.

Liability & Workers' Compensation Insurance Award

Staff recommends awarding the BOT award liability and worker's compensation insurance coverage to Florida Municipal Insurance Trust for \$158,256.



BAREFOOT BAY RECREATION DISTRICT

Mr. Diana makes a motion to award the liability and workers' comp insurance to FMIT with a two-year rate guarantee.

Andrew Boyd from EGIS asked to speak before a vote was taken. He discussed his insurance product as compared to FMIT. A resident asked if the policies were compared apple to apple/orange to orange. Mr. Coffey said this was done by Ms. Myers and Mr. Henley. Mr. Wheaton addressed his concerns regarding exclusionary clauses in insurance policies.

Mr. Wheaton seconded.

Raylene McSally said an all-risk policy is the best policy.

Mr. Diana requested a roll call vote. Mr. Wheaton: aye, Mr. Diana: aye, Mr. Loveland: aye, Mr. Klosky: aye.

Motion passed unanimously.

Employee Health and Ancillary Insurances

Mr. Coffey discussed the options available for employee health insurance. He recommended raising the amount covered by BBRD be increased to 85% for employees and recommends covering 35% for dependents. He credited Mr. Armington for his research regarding employee health insurance.

Mr. Diana made a motion to raise the employer's premium percentage to 85% from 82.5%. Seconded by Mr. Loveland. Motion carried unanimously.

Mr. Diana made a motion to accept the staff's recommendation to raise the amount covered for employee dependents from 25% to 35%. Mr. Loveland seconded the motion. Motion passed 3-1.

Mr. Diana makes a motion to keep the health plan we currently have. Seconded by Mr. Loveland. Motion passed unanimously.

Mr. Diana makes a motion to award the dental contract to Principal Voluntary. Mr. Loveland seconds. Motion passed unanimously.

Mr. Diana makes a motion to award contract for group life and AD&D to Principal. Second by Mr. Loveland. Motion passed unanimously.

Mr. Diana makes a motion to award the vision contract to Principal VSP choice. Second by Mr. Loveland. Motion passed unanimously.

Mr. Loveland makes a motion to award voluntary short-term disability insurance to Principal. Mr. Diana seconds. Motion passed unanimously.

Mr. Loveland makes a motion to award supplemental life and AD&D insurance to Principal. Seconded by Mr. Diana. Motion passed unanimously.

Concrete Pathway Replacements

Mr. Coffey explained that this will extend the apron of the by-pass golf cart path and address broken concrete in the adjacent area. He presented quotes from Superior Concrete and Brevard Concrete Paving, Inc.

Mr. Diana makes a motion to award the contract to Brevard Concrete Paving. Second by Mr. Wheaton. Motion passed unanimously.

Pool Services RFQ Committee Recommendation

Mr. Coffey details the lack of responses from pool companies. Only one firm replied with a quote.

Mr. Loveland makes a motion that the BOT authorize the staff to negotiate pricing with this vendor. Mr. Wheaton seconds. Motion passes unanimously.



BAREFOOT BAY RECREATION DISTRICT

Manager's Report

Office of the District Clerk

New District Clerk Recruitment Update - The search for a new District Clerk is on-going. 305 Applicants were received through September 12, 2019.

Resident Relations

ARCC Meeting 8/20/2019

- 2 Old Business – approved
- 12 Consent Items – approved
- 14 Other Items – 11 approved, 2 approved with stipulations, 1 Denied

ARCC Meeting 9/3/19 – MEETING CANCELLED DUE TO HURRICANE

- 1 Old Business
- 12 Consent Items
- 5 Other Items

ARCC Meeting 9/17/19

- 1 Old Business
- 17 Consent Items
- 7 Other Items

VC Meeting 8/23/2019

- 41 Total Violations - 20 came into compliance prior to the meeting, 1 DOR is working with the homeowner, 1 closed due to new homeowner

VC Meeting 9/13/2019

- 22 Total Violations – 13 came into compliance prior to the meeting, 1 DOR is working with the homeowner, 1 closed due to new homeowner

August 2019 Interesting Facts

- 42 New Homeowners
- 50 New badges created

Violation Committee Vacancy – Staff requests permission to advertise the vacancy on the Violations Committee (John Atta's term expired on September 12, 2019).

Food & Beverage

New Dart Machine Update - The new units for the Lounge are anticipated to arrive within the next week.

The annual **Summer Games and Chili Cook off** will be held on Sunday, September 15 starting at 1 p.m.



BAREFOOT BAY RECREATION DISTRICT

The next Ring of Fire show is October 12 in Building A. Listen and dance to the sounds of Cash, Willie, and Haggard from 6-9:30 p.m. Tickets are \$13 and go on sale September 16 in the new Administration Building at 9:30 a.m. One person may purchase up to 8 tickets.

Barefoot Bay's first annual **Sea of Pink**, a Walk for Breast Cancer, will be held on Saturday, October 19th on the walking path next the New Administration Building. Register at the CVO office Monday-Friday between the hours of 10am and 2pm. Flyers with all the details are posted.

Golf-Pro Shop

- Pro Shop Flooring: Complete
- Hole 12 Sod repair: Complete
- Golf Membership renewals start Oct 1st (Contact pro shop with questions)
- Driving range hitting cages received
- Construction of the overflow golf cart parking (behind Hole 9 and D&E) is anticipated to begin within the next few weeks

Property Services

- Replaced hot water heater at pool 2
- Repaired and replaced shower assembly at pool 3
- Continued canal maintenance at the garden area by the ball field
- Addressed water leak at pool 2
- Repaired flooring at the 19th Hole
- Completed install of flooring for the Veteran's Office
- Installed new racks and server station for the 19th Hole
- Addressed leaks in the 19th Hole roof
- Installed new tables and sandwich station for 19th Hole
- Received new benches for the mini golf project
- Installed and then removed shutters for Hurricane Dorian
- Finished grading and installed new sod for the NAB
- Began interior renovations in Building C
- Installed all new LED light fixtures in D/E
- Ordered new tables and chairs for Building C card room
- Addressed all current DOR violations

Attorney's Report

Stewart Medical lease status: General Counsel received comments from the leasee who has suggested edits to the lease agreement. The BOT has not seen the changes proposed. The changes are substantive. Proposed start date of the lease is November 1, 2019.

A dog bite occurred on private property to a private owner. It was not on district property, but The District was named due to "standard operating procedure." The claim was never properly noticed to the district, so attorney Repperger believes they should be released from the suit. A nominal settlement could make the case go away. Question to the BOT is if they are interested in considering a nominal settlement agreement. Mr. Diana feels this would set a dangerous precedent. He would rather spend the money to litigate it. Mr. Loveland asked what



BAREFOOT BAY RECREATION DISTRICT

liability the property owner has. Mr. Repperger doesn't believe they have insurance. Mr. Loveland agrees with Mr. Diana in that it would be setting a bad precedent. Mr. Wheaton says to just endure the lawsuit in lieu of making a settlement. Mr. Klosky agrees with the other board members.

Mr. Loveland asked Mr. Repperger for an update on Mr. Tobias and the collection of taxes. There is no update from the commissioner's office. Mr. Diana stated he has no respect for individuals who meddle in the finances of The Bay.

Incidental Trustee Remarks

Mr. Loveland expressed gratitude that everyone got through the hurricane safely and recommends everyone stay vigilant in case there are more threats of bad weather.

Ethel Radner expressed concern over the state of the floors in Building C.

Mr. Diana echoed the words of Mr. Loveland. He commended staff for their hard work during the storm.

Mr. Wheaton stated his concern for the long-term increases in personnel costs which takes away money that could fund projects. He thanked John for all the money he's been able to save the homeowners of BBRD.

Mr. Klosky agrees with the other BOT members regarding Hurricane Dorian and asked that people remember the citizens of the Bahamas, and donate what you can to help out.

Adjournment

The next meeting will be on September 24, 2019 at 7pm in Building D/E.

Meeting adjourned at 2:43pm.

Steve Diana, Secretary