

# MINUTES

## Key Largo Wastewater Treatment District (KLWTD) Meeting



Aug. 7, 2012

98880 OVERSEAS HWY, KEY LARGO, FL 33037

The Key Largo Wastewater Treatment District Board of Commissioners met for a Commission Meeting at 4:04 PM. Present were Chairman Robert Majeska, Commissioners Andrew Tobin, Susie Hammaker, Norman Higgins, and Charles Brooks. Also present were the General Manager Margaret Blank, General Counsel, Ray Giglio, Acting District Clerk Sabrina Groover, and other appropriate District Staff.

Commissioner Hammaker led the Pledge of Allegiance was said.

### APPROVAL OF AGENDA

Commissioner Brooks moved items Metro Change Order Ni, 20 and Redland Change Order No. 20 and the Report of Cash, Revenues, and Expenditures to Bulk Items. Commissioner Brooks feels that Item 10, Policy on Replacing a Commissioner should not be discussed at the current meeting. It is inappropriate, the Board decided not to discuss replacing a commissioner until there is a vacancy. Also, the direction that a resolution be written for a replacement policy given by Commissioner Hammaker and Commissioner Tobin is inappropriate. The Board decided to leave the item on for discussion.

**Motion:** Commissioner Tobin made a motion to approve the agenda as amended. Commissioner Hammaker seconded the motion.

### Vote on Motion

Member	Yes	No	Other
Commissioner Higgins		X	
Chairman Majeska	X		
Commissioner Brooks		X	
Commissioner Hammaker	X		
Commissioner Tobin	X		

**Motion passed 3 to 2**

### PUBLIC COMMENT

Name & Address

Ted Blackburn, Islamorada

Subject

Golden Plunger Award given to  
Commissioner Hammaker

**BULK ITEMS**

*Minutes of July 10, 2012*

*Minutes of July 17, 2012*

*Metro Change Order No. 20*

*Redland Change Order No. 20*

*Cash, Revenues, and Expenditures Report*

**Motion:** Commissioner Tobin made a motion to approve the Bulk Items as amended and with the Cash, Revenues, and Expenditures Report being approved contingent upon the availability of funds. Commissioner Brooks seconded the motion.

**Vote on Motion**

Member	Yes	No	Other
Commissioner Higgins	X		
Chairman Majeska	X		
Commissioner Brooks	X		
Acting Chairman Hammaker	X		
Commissioner Tobin	X		

**Motion passed 5 to 0**

**FINANCIAL REPORT**

*Preliminary Operating Budget FY 2013*

Peter Rosasco presented the operating budget and answered questions about it. The current budget was done with the involvement of the Department Heads in developing their budgets and the use of the Chart of Accounts that now match up with the Budget.

**COMMISSIONER’S ITEMS**

*Resignation*

Commissioner Hammaker submitted her resignation from the KLWTD Board of Commissioners effective Midnight August 8, 2012.

The Board accepted Commissioner Hammaker’s resignation.

**Motion:** Commissioner Higgins made a motion to appoint Commissioner Brooks as Secretary/Treasurer. Commissioner Hammaker seconded the motion.

**Vote on Motion**

Member	Yes	No	Other
Commissioner Higgins	X		
Chairman Majeska	X		
Commissioner Brooks	X		
Acting Chairman Hammaker	X		
Commissioner Tobin	X		

**Motion passed 5 to 0**

**LEGAL COUNSEL REPORT**

*Report on Sales Tax*

Ray Giglio, District Attorney, explained the concern the County Attorney had with the requested change to the Sales Tax Document.

Commissioner Brooks would like the words “that says monies will be distributed between KLWTD Special District” in the Documents.

Ray Giglio, Margaret Blank, and Peter Rosasco should work together on a resolution requesting a portion of the sales tax for parity. Ms. Blank is going to talk to the County Manager and Mr. Giglio will take to Suzanne Hutton, County Attorney, concerning a representative of the District talking to the BOCC at the Aug. 15 meeting.

*Easement & Service Agreement for Unique Properties*

Ray Giglio explained the Easement & Service Agreement for Unique Properties.

**Motion: Commissioner Hammaker made a motion to accept the easement agreement. Commissioner Brooks seconded the motion.**

Commissioner Tobin asked that the motion be changed to accepting the agreement in form and content.

**Vote on Motion**

Member	Yes	No	Other
Commissioner Higgins		X	
Chairman Majeska	X	X	
Commissioner Brooks	X		
Acting Chairman Hammaker	X		
Commissioner Tobin	X	X	

**Motion failed 2 to 3**

**Motion: Commissioner Tobin made a motion to approve the easement agreement giving the attorney the opportunity, if he so chooses, to make minor changes. Commissioner Higgins seconded the motion.**

Commissioner Brooks objected to the motion because it would call for the attorney to make changes based on a Commissioners suggested changes without being brought back to the Board for approval.

**Vote on Motion**

Member	Yes	No	Other
Commissioner Higgins	X		
Chairman Majeska		X	
Commissioner Brooks		X	
Acting Chairman Hammaker		X	
Commissioner Tobin	X		

**Motion Fails 2 to 3**

Commissioner Higgins left the meeting at 6:20 PM.

*Policy on Replacing a Commissioner*

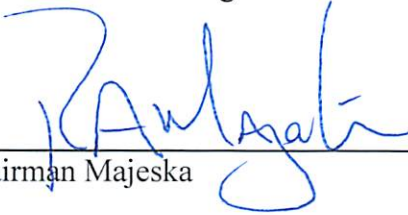
Ray Giglio explained the enabling legislation of the District on what is laid out about replacing a commissioner.

The Commissioners discussed their various views on what should be done.

**ADJOURNMENT**

The KLWTD Board adjourned the Board Meeting 7:18 PM.

The KLWTD meeting minutes of Aug. 7, 2012 were approved on Aug. 14, 2012



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Chairman Majeska



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Carol Walker, CMC District Clerk