



**MARSH HARBOUR
COMMUNITY DEVELOPMENT
DISTRICT**

**PALM BEACH COUNTY
REGULAR BOARD MEETING
JULY 17, 2020
10:00 A.M.**

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

www.marshharbouredd.org
561.630.4922 Telephone
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AGENDA
MARSH HARBOUR
COMMUNITY DEVELOPMENT DISTRICT
REGULAR BOARD MEETING
JOIN ZOOM MEETING: <https://us02web.zoom.us/j/83775979777>
MEETING ID: 837 7597 9777
CALL IN NUMBER: 1 929 436 2866
July 17, 2020
10:00 a.m.

- A. Call to Order
- B. Proof of Publication.....Page 1
- C. Consider Board Member Resignation and Appointment to Board Vacancy.....Page 2
- D. Consider Reorganization of the Board
- E. Establish Quorum
- F. Additions or Deletions to Agenda
- G. Comments from the Public for Items Not on the Agenda
- H. Approval of Minutes
 - 1. June 19, 2020 Regular Board Meeting.....Page 3
- I. Old Business
 - 1. Discussion Regarding Landscape and Maintenance
 - 2. Update Regarding Fencing
- J. New Business
- K. Administrative Matters
- L. Board Members Comments
- M. Adjourn

Palm Beach Post, The

July 7, 2020

Miscellaneous Notices

NOTICE OF MARSH HARBOUR COMMUNITY DEVELOPMENT DISTRICT BOARD OF SUPERVISORS' SPECIAL ELECTRONIC BOARD MEETING NOTICE IS HEREBY GIVEN that the Marsh Harbour Community Development District (the "District") will hold a special electronic meeting (the "Meeting") of its Board of Supervisors (the "Board") on July 17, 2020, at 10:00 a.m. to be conducted by telephonic and video conferencing communications media technology pursuant to Executive Orders 20-52, 20-69, 20-112 20-114, 20-123, and 20-150 issued by Governor DeSantis on March 9, 2020, March 20, 2020, April 29, 2020, May 8, 2020, May 14, 2020 and June 23, 2020, respectively, and pursuant to Section 120.54(5)(b)2., Florida Statutes. The Meeting is being held for the necessary public purpose of considering any necessary agenda items such as approval of minutes, resignation and nomination of board members, security, and landscaping discussions. At such time the Board is so authorized and may consider any business that may properly come before it. While it is necessary to hold the Meeting utilizing communications media technology due to the current COVID-19 public health emergency, the District fully encourages public participation in a safe and efficient manner. Participants may attend the Meeting by accessing the District's website, www.marshharbourcdd.org and clicking on the meeting link you will find on the homepage, or utilizing the following login information: Join by URL for VIDEO ACCESS at: Join Zoom Meeting: <https://us02web.zoom.us/j/83775979777> Meeting ID: 837 7597 9777 Call In Number: 1 929 436 2866 US (EST) A copy of the agenda for the Meeting may be obtained at the offices of the District Manager, c/o Special District Services, Inc., at (561) 630-4922 or akarmeris@sdsinc.org (the "District Manager's Office") during normal business hours. The Meeting is open to the public and will be conducted in accordance with the provisions of Florida law for special districts. The Meeting may be continued to a date, time, and place to be specified on the record at the Meeting. Any person requiring special accommodations in order to access and participate in the Meeting because of a disability or physical impairment should contact the District Manager's Office at least forty-eight (48) hours prior to the Meeting. If you are hearing or speech impaired, please contact the Florida Relay Service by dialing 7-1-1, or 1-800-955-8771 (TTY) / 1-800-955-8770 (Voice), for aid in contacting the District Manager's Office. As indicated above, this Meeting will be conducted by media communications technology. Anyone requiring assistance in order to obtain access to the telephonic, video conferencing, or other communications media technology being utilized to conduct this Meeting should contact the District Manager's Office at least forty-eight (48) hours prior to the Meeting. Similarly, any person requiring or that otherwise may need assistance accessing or participating in this Meeting because of a disability or physical impairment is strongly encouraged to contact the District Manager's Office at least forty-eight (48) hours in advance so that arrangements may be made. Each person who decides to appeal any decision made by the Board with respect to any matter considered at the Meeting is advised that person will need a record of proceedings and that accordingly, the person may need to ensure that a verbatim record of the proceedings is made, including the testimony and evidence upon which such appeal is to be based. District Manager MARSH HARBOUR COMMUNITY DEVELOPMENT DISTRICT www.marshharbourcdd.org 7-7/2020

From: nathan gordon <ngordon4576@hotmail.com>

Sent: Friday, June 19, 2020 7:40 PM

To: Andrew Karmeris <akarmeris@sdsinc.org>

Subject: Marsh Harbor CDD

I, Nathan Gordon, hereby resign my position as the Supervisor of the Marsh Harbor CDD effective immediately. It was an ultimate pleasure to serve on this board for the past few years. I look forward to seeing this community strive for excellence.

**MARSH HARBOUR
COMMUNITY DEVELOPMENT DISTRICT
REGULAR BOARD MEETING
JOIN ZOOM MEETING: [HTTPS://US02WEB.ZOOM.US/J/82968989038](https://us02web.zoom.us/j/82968989038)
MEETING ID: 829 6898 9038
CALL IN NUMBER: 1 929 436 2866
JUNE 19, 2020**

A. CALL TO ORDER

The June 19, 2020, Regular Board Meeting of the Marsh Harbour Community Development District was called to order at 10:02 a.m. via Zoom.

B. PROOF OF PUBLICATION

Proof of publication was presented that notice of the Regular Board Meeting had been published in *The Palm Beach Post* on June 10, 2020, as legally required.

C. ESTABLISH A QUORUM

Mr. Karmeris determined that the virtual attendance of Chairperson Allen Walker and Supervisors Judy Briggs, Heather Eccles (who arrived at 10:05 a.m.) and Kent Pollock constituted a quorum and it was in order to proceed with the meeting.

Staff virtually present were: District Manager Andrew Karmeris of Special District Services, Inc.; and District Counsel Vanessa Steinerts of Billing, Cochran, Lyles, Mauro & Ramsey, P.A.

D. ADDITIONS OR DELETIONS TO THE AGENDA

There were no additions or deletions to the agenda.

E. COMMENTS FROM THE PUBLIC FOR ITEMS NOT ON THE AGENDA

There were no comments from the public for items not on the agenda.

F. APPROVAL OF MINUTES

1. February 21, 2020, Regular Board Meeting

The minutes of February 21, 2020, Regular Board Meeting were presented.

Mr. Pollock **moved** approval and Ms. Briggs seconded that the minutes of February 21, 2020, Regular Board Meeting be approved, as presented. The **motion** carried 4 to 0.

G. OLD BUSINESS

1. Discussion Regarding Landscape and Maintenance

Ms. Briggs addressed an issue with O'Hara regarding blowing leaves and debris onto her property and into storm drains. Mr. Pollock asked were they supposed to be sweeping up debris or blowing it into the drainage? He wanted to know if O'Hara was living up to their contractual obligations,

as it appears they overcharged the per hour labor rate. He also asked that an O'Hara representative check in with the HOA when they come to do repairs. Mr. Walker noted that he has not seen anyone trim the trees. The Board then asked staff to get a schedule of trimming from O'Hara.

H. NEW BUSINESS

1. Consider Resolution No. 2020-01 – Adopting a Fiscal Year 2020/2021 Proposed Budget

Resolution No. 2020-01 was presented, entitled:

RESOLUTION NO. 2020-01

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE MARSH HARBOUR COMMUNITY DEVELOPMENT DISTRICT APPROVING A PROPOSED BUDGET FOR FISCAL YEAR 2020/2021; AND PROVIDING AN EFFECTIVE DATE.

A **motion** was made by Mr. Pollock, seconded by Mr. Walker and passed unanimously adopting Resolution No. 2020-01, as presented, setting the Public Hearing for August 21, 2020.

2. Consider Services Agreement – O'Hara Landscape & Maintenance, Inc.

Mr. Pollock asked that staff obtain proposals from other storm cleanup landscape companies for the next fiscal year.

A **motion** was made by Mr. Pollock, seconded by Ms. Briggs and passed unanimously approving the services agreement with O'Hara Landscape & Maintenance, Inc., as presented.

3. Consider Proposal for Mulching

Ms. Briggs and Mr. Pollock both stated they did not believe mulching was necessary with the hurricane and rainy season approaching.

A **motion** was made by Mr. Pollock, seconded by Ms. Briggs to bring back additional mulching bids after hurricane season. The **motion** carried 4 – 0.

4. Consider Proposal for Tree Trimming

Mr. Pollock stated this was something the City brought to the HOA's attention and needs to be done.

A **motion** was made by Mr. Pollock, seconded by Mr. Walker approving the tree trimming proposal, amended to address the proposal to the CDD, not the HOA. The motion carried unanimously.

5. Consider Review of O'Hara Invoices

This item was previously discussed under Old Business.

6. Discussion Regarding Security and the West Perimeter of the Property

Mr. Pollock described the security issues along the western perimeter. He suggested the Board look into getting a chain link fence, as long as it is on CDD property. The Board agreed and directed staff to gather proposals.

Mr. Allen asked the HOA manager to follow up on whether the security guard at the gate was following protocols.

7. Discussion Regarding Future Meeting Dates and Associated Costs

Mr. Karmeris advised that staff would continue to monitor meeting conditions brought on by the pandemic and keep the Board updated.

I. ADMINISTRATIVE MATTERS

Mr. Karmeris reminded the Board to complete their 2019 Form 1 and submit prior to the July 1st deadline.

J. BOARD MEMBER COMMENTS

There were no comments from the Board Members.

K. ADJOURNMENT

There being no further business to come before the Board, the Regular Board Meeting was adjourned at 10:49 a.m. on a **motion** made by Mr. Pollock, seconded by Ms. Briggs and the **motion** carried 4 to 0.

Secretary/Assistant Secretary

Chairman/Vice Chairman