

DRAFT  
TRAILER ESTATES PARK & RECREATION DISTRICT  
BOARD OF TRUSTEES MEETING  
APRIL 5, 2010  
9:30 a.m.  
SMALL HALL  
1903 69<sup>TH</sup> AVENUE WEST  
BRADENTON, FL 34281

The meeting was called to order at 9:30 a.m. by Chairman Martha Brauer.

**ROLL CALL:** All trustees present.

**APPROVAL OF MINUTES:**

March 15: A motion was made by Pam, seconded by Joe, to accept the minutes. At the top of page 6, the following should be added after the words “golf carts” and before the words “a motion was made”: “PP28 is an emergency, timely item that must be brought up.” With no further corrections, the minutes were accepted as corrected, 9-0.

March 26: A motion was made by Ken, seconded by Fred, to accept the minutes. With no corrections, the minutes were accepted, 9-0.

March 29: A motion was made by Joe, seconded by Margo, to accept the minutes. The following corrections were made: In the heading, change the wording from “Trust” to “Trustees” and from “Workshop” to “Meeting.” Page 3 where Fred talks about the mangroves, it should say no “one” not “no on”.....Page 4 where Jim talks about the bilge pump, it should say “unplugging the bilge pump.” Take out the word “from.” With no further corrections, the minutes were accepted as corrected, 9-0.

**REPORT OF THE TREASURER**

As of March 31, the checking account balance is \$4,938.64 and the money market balance is \$1,134,599.59. Pam will invest the latter in a CD and will make sure it comes due no later than Sept. 30.

Trial Balance: Legal fees are shown as \$470,000 for this year because we haven't made the end of the year corrections yet. The actual so far is \$180,122. Seasonal Recreation is shown as over budget but will catch up.

Martha feels we may need a server for the office. She believes we could get one for less than \$5,000. We cannot connect everyone to the printers. Lonnie Stanley will check the computers today at no charge to us. Martha asked if everything from our server is saved off site. Pam feels it is.

## APPROVAL OF BILLS

We received a bill from Matthews et. al on April 1 for \$8,700. Pam made a motion, seconded by Joe, to approve payment of this bill. Motion passed 9-0.

## INFORMATION FROM TRUSTEES

Pam: Talked to Andy Hansen and Clay Austin from the Florida League of Cities. Here is the information she received: 1) Do volunteers need a waiver? Our insurance covers the trustees and employees. Volunteers are not covered. FLC suggested the best thing is to have our attorney make one up. 2) Health insurance is for employees. With information, FLC can have an estimate by July 1 but Pam suggested they wait until Aug. 1. 3) FLC can handle our flood insurance. It will be the same as we are paying now. We have to go to the county and order an elevation certificate and FLC needs pictures. 4) Kitchen: If it is a park function, we are covered. If not, we are not covered. This includes clubs and volunteers. We might have to take out insurance.

Martha: It is worth getting quotes.

Pam: I will get quotes. Pam received an e-mail from Scott Blazer who mentioned some things we may need in the kitchen.

Martha: Make a copy for Mark and he and Fred can look into it.

Pam: I gave Pat Prosser a copy of all the attorneys fees paid. I will give one to TJ.

Joe: I will ask at the Van Wezel how they cover volunteers. Dance revenue from April 3 is \$310; total for the year, \$7,421. 50/50 for April 3 is \$62; total for the year, \$1,714. Joe stated that the Gospel Show on Thursday was tremendous and well attended. April 10 is the last dance for this year. Summer dances begin the fourth week in May. Entertainment is scheduled for next year.

Jim: In regards to the gentleman with the dog, I haven't seen them. The owner is coming back this month. The trailer with the smell: Cindy Davis has mowed the lawn and is speaking with the owner. The smell actually came from another residence. Jim said he calls back on all complaints. Before he leaves, he will be in touch with everyone who has written a complaint.

Margo: Let Margo know about hospitalizations or if someone is transferred to a rehab center or a nursing home. There were five deaths last months; she sent 11 cards.

Martha: Our attorney is out of town. He wants our revised bulletin board policy. She also sent him the marina lease. He has some questions about it. Martha posed a

question: If a marina renter violates our policies and we terminate our agreement with him, should we return the money or not?

Pam: If they break the rules, they should not get the refund.

Joe: There will be a warning, won't there?

Martha: Yes. I will talk with the attorney about this. I changed "shall" to "may be" terminated in the marina lease.

Pam: We would have to document the warning.

Harry: Do we have a problem if we don't handle everything the same?

Martha: Consistency is important.

Jim: The warning form should be initialed.

Litigation: There is a hearing on April 30 for partial summary judgment for Janet Jones. We are on the docket for trial Oct. 4, but that doesn't mean it will happen then. We will know about two weeks before then when the trial will actually begin.

Hix Marina: We put his information on our Web-site.

Gate: The attorney stated the district should not be involved in the gate issue; residents should handle it.

Mangroves: Fred stated that he told Harry Splett to put his ideas down on paper.

Gail: While on the Internet, she found interesting information in regards to Kathryn Harris' service as Florida's Secretary of State. During her service, Ms. Harris had 53 lawsuits brought against her. All we have is one. Gail thanked all the clubs and organizations for getting their club officers' information in on time. Gail did not have to make one phone call in that regard. People simply supplied the information.

Fred: He is working on a variance at the southeast corner of the park for golf carts. Maintenance men will be one short for a month due to vacations.

Ken: He will reserve comment until next week.

Harry: A couple people have put in complaints.

Martha: In regards to the letter from Toni Gaeta that everyone received in about recordings of meetings, by law we are required to only take minutes. Until the case goes to trial, we will maintain video recordings. When the case is resolved, we don't have to

do that and we can decide what to do. The plaintiffs' law firm received \$15,000 from the National Friend of Information Coalition.

### **REPORTS OF STANDING COMMITTEES**

Beautification: No report.

ARC: Seven permits were approved; none were denied; three require follow-ups. ARC must fill out PP 30's for violations.

### **RESIDENTS COMMENTS**

Chet Force, 6808 Marina Drive—Martha denied Mary Houston reading a letter but allowed a resident last week to read one and not in full. His posters have been removed from the bulletin board. If that happens again, he will remove everything from the board. His boat trailer was damaged in the storage lot. He will fix it this time but the Board will fix it next time. Harry told a park resident that Chet lies. Chet stated he doesn't lie and Harry should have spoken with Chet to allow him to apologize if he did. Chet told the Board to reinstate the Future Planning Committee as it was.

Bev Lew, 2008 IL—No one applied for the \$15,000 grant. The March 26 Board meeting should have been shown on Channel 95. She found no permits for the park for electrical or plumbing work.

Paul Gomes, 6604 NJ—He complimented the Board for all they have to listen to. 1) Newspapers on the dumpster: Why are we paying to haul them out? 2) The fence is closed at the Baptist Church. There was a drag race from 12-3 a.m. The Board should write to the church and discuss this. 3) We should close the laundry. 4) Minors are driving golf carts without a license. 5) He took a survey. Seven out of 10 vehicles either slow down or go through the stop sign on New Jersey.

Tim Norwood, Bayshore Gardens—He spoke with Mr. Davis who owns the plaza. Mr. Davis doesn't care about a lock on the gate. He feels we are good neighbors. Mr. Norwood feels we should let a group take it on to see if they can put their own lock on the gate. If someone is put out of the marina, he feels we should give them back their money to avoid problems.

### **BOARD RESPONSE TO RESIDENT COMMENTS**

Martha: What about the newspapers?

Joe: Our cost covers 200 pulls a year. There is no market for paper now.

Martha: The church told her the gate would be closed. Paul says the gate has been open most of the time.

Harry: Residents should not walk their dogs on church property.

Martha: A driver's license is not needed for minors at Trailer Estates. She told Bev that she will check into parking by the marina.

Gail: Responded to Chet Force. She had in front of her an e-mail Chet wrote. It included information about her. She stated she doesn't care what anyone writes about her because that is the outcome of serving in government, but she expects what is written to be the truth. She read a statement from Chet's e-mail that states Gail doesn't believe in Florida's open records laws. Gail stated that is absolutely not true. She explained that a small group of people in the park have private information on her daughter who is not a TE resident nor does she live in Florida. Gail objects to that information in the hands of residents but is not against the public records laws. Chet also inferred that Gail's daughter is not smart. Gail replied that her daughter graduated in three years from the University of Michigan and was at the top of her law school class at Ohio State earning honors via Order of the Coif. Gail stated again that she stands by what she said last week that she expects people to write and speak the truth. She then addressed Bev Lew's comments about the money from NFOIC. The information didn't come from the Board so how did the people in Missouri know about what is allegedly going on in the park if no one applied for the funding? In regards to Chet and Bev's threats/promises that they were sending information about her to the attorney general, Gail stated that if she were removed from office, she would be much more dangerous in the audience than at the table.

Pam: Discussed the Let's Talk Candidates Night Forum. She said people should attend to learn about the candidates. She asked people not to think about who's putting it on but the fact that it affects the residents in Manatee County.

Martha: Reminded the Board that it is okay to listen to the presentation but don't ask public questions.

### **OLD BUSINESS**

1. PP 28. We are taking out the things that no longer need to be in there. Martha made a motion to revise PP 28. Seconded by Ken. Discussion ensued. We need to identify dates the rates were adopted. Remove: 1) Slip rentals' three-month minimum for Trailer Estates property owners. 2) Note #2. 3) "12 slips available" under canoe/kayak. 4) Current registration of vehicle. Add: six-month rates for property owners; 6 month/12 month rates for non-property owners. Motion passed 9-0.

2. PP 6. Instructors and participation fees.

Joe—I have been racking my mind as to what is the fair thing to do. He feels we should put a cap on rates—either \$15 or \$20 an hour. This creates a little work for the class or the instructor. Anything over the rate we pay would be taken care of by the class.

Martha—Residents have told her that clubs should pay their own instructors. She felt activities sponsored by the park should have paid instructors but clubs should pay for their own instructors because we have no discretion in paying instructors for clubs.

After much discussion, Fred made a motion, seconded by Margo, to pay all instructors \$17.50 an hour with a maximum of up to three hours per session. Motion passed 9-0.

PP 6 will have to be revised and written. We will continue PP 6 to 10:30 a.m. April 12.

### 3. Loans from individuals

Martha made a motion, seconded by Harry, to approve the promissory notes as follows:

Earlene Cassidy--\$47,000 at 4 percent for two years.

Allyne and Lorraine Healey--\$20,000 at 3 percent for one year.

Dorothy Polito--\$50,000 at 5 percent for three years.

The Toby loan should say “Gerald Toby.”

All of the above are effective April 15, 2010. There is no disagreement about ending the promissory note program after this vote. The vote was taken and the motion passed 8-1, with Pam voting no.

4. All agenda items except PP 28 and Loans from individuals will be continued until 10:30 a.m. April 12 in the Small Hall.

**CLUBS AND ORGANIZATIONS:** No reports.

We will continue the meeting until 10:30 a.m. April 12 in the Small Hall. The meeting was recessed at 12:25 p.m.

Respectfully submitted,

Gail Opper, Secretary