

Bern Creek Improvement Association Inc.
Minutes of Board of Special Directors Meeting
11801 Creek Shed Rd. Home of Kaki Decker
December 15, 2016
7:00 pm

Jim Festa called the meeting to order at 7:00 pm

A quorum of the board has been achieved with Mike Hutchinson, Kaki Decker, John Helmich, Jim Festa, Ann Forrest, Caroline Resnick and Rich Nastan.

Meeting was properly posted by Ann Forrest.

Old Business:

Cowpen Lane: Jim, Lance and Mike met with the County and our engineer regarding the Cowpen lane drainage. The Board was briefed on the meeting and questions answered. A separate meeting report has been sent out by Mike detailing the meeting (see below).

Revision of Articles and Bylaws: Mike started the discussion on the attorney's invoice. The invoice was significantly greater than the estimate provided by the attorney. The attorney did not notify Bern Creek that the work would be significantly higher prior to doing the work. The consensus was the Board was not happy with the overrun of the estimate. The Board decided on the following action items.

1. To make sure we have all the facts before taking any action with the attorney, Mike will request Alex provide all correspondence with the attorney on the review of the documents to the full Board.
2. Once the correspondence is reviewed Mike will draft correspondence to the attorney asking that the Jan. 16, 2017 meeting with the attorney be re-purposed to review the bill. We will ask B&P to provide this meeting pro bono.

With no further business coming before the board, Rich made a motion to adjourn, at 7:44 pm.

Submitted by Mike Hutchinson

Subject: Meeting with County on Fruitville/Cowpen Land Drainage

Date: Dec. 15, 2016 ~10:10 AM

Attendees: Ben Quartermaine (Sarasota County), Harold Roebuck (Sarasota County), Richard Claybrooke (engineer hired by Bern Creek), Jim Festa (Bern Creek), Lance Eisinger (Bern Creek), Mike Hutchinson (Bern Creek)

The group met as a follow up to a meeting held on Sep. 23, 2016 regarding damage to Cowpen Lane by the storm Aug. 31st through Sept. 2nd. Since that meeting the County has done a survey and determined that several areas of the ditch along the north side of Fruitville Rd requires excavation.

1. The County anticipates starting work on Jan. 9, 2017 (weather permitting). They estimate the job will take about a week and will require closing one lane of Fruitville Rd during the work. The County will be doing the excavation while a contractor will do traffic control.
2. The County indicated they would be excavating from Cowpen Lane to the bridge at Gum Slough. After discussion with Richard Claybrooke, the County agreed to expand the excavation to go from the culvert approximately 900 feet east of Cowpen Lane to the bridge at Gum Slough. They also agreed to make sure that the culvert at that location was clear. As part of the excavation of the culvert under Cowpen Lane, the County indicated they would clean the area between their culvert and the Bern Creek culvert. The Bern Creek culvert is just a few feet to the north of the County culvert. They indicated it was Bern Creek's job to repair the damage to the mitered end section of the culvert. A quick look indicated the Bern Creek culvert was clear.
3. County indicated that the ditch on the south side of Fruitville Rd is not working properly. Work on that would be part of a bigger project at a later time.
4. Richard Claybrooke asked the County (since they have the proper equipment on site) if they could go ahead and clean the ditch along the east side of Cowpen Lane (first 1200 feet). Ben Quartermaine indicated that he could look into it and it would depend on how the drainage assessment is done for Bern Creek.

Mike Hutchinson