

MINUTES FOR THE REGULAR MEETING
OF THE BOARD OF DIRECTORS OF
VG&RC COMMUNITY ASSOCIATION, INC.

OCTOBER 24, 2017

AT THE RIVER CLUB

VENICE, FLORIDA

Board Members in attendance:

John Moeckel – President
Roger Effron – Exec VP
Bill Dwyer – VP
Fred Baughman – Treasurer
Tom Jones – Secretary
Bob Samuels
Diane Bazlamit
Fred Williamson
Tom Long

Guests:

Jerry Jasper – External Affairs committee chair

Call to order: John Moeckel, President, called the meeting to order at 3:04pm.

October 19 board meeting report: John reported on the October 19 board meeting, which was held at 9am at the River Club. (Those attending this meeting were John Moeckel, Roger Effron, Bill Dwyer, Tom Jones, Fred Baughman, Carol Barbieri, Tom Long, Bob Samuels, and Jerry Jasper.) At this meeting, our insurance agent Brock Michaud of Brown & Brown Insurance of Sarasota attended and explained the coverage of our Directors & Officers liability policy. Our attorney, Erin Christy of the Williams Parker law firm, spoke with the board via telephone to answer questions about legal strategy. No motions were made or votes were taken at this meeting. It was adjourned at 10:15am.

Secretary's report: Tom Jones, Secretary, said the minutes from the August and September meetings were previously circulated via email. They were both unanimously approved.

Treasurer's report: Fred Baughman, Treasurer, gave the financial report, and we have \$70,302 in operating cash and \$37,865 in the landscape buffering reserve.

New Business

1. External Affairs issue #1 – Crush It: Jerry Jasper reported that our association and John Peshkin, developer of Toscana Isles, will attend the Planning Commission meeting on Nov. 7 and give final approval of the work done by Crush It to mitigate noise from their operation.

2. External Affairs issue #2 – Sarasota Memorial Hospital: John Moeckel said that a new application has been filed as a backup by SMH, otherwise the project is still on hold.

3. External Affairs issue #3 – 700 Gene Green LLC (McLeod Concrete Crushing): John Moeckel and Jerry Jasper reported on the community meeting held at 9am this morning at the River Club. The VGRCCA was served with a lawsuit on Oct. 20, 2017 by 700 Gene Green LLC for interfering with a contract between themselves and the City of Venice. At the community meeting, John and Jerry discussed the lawsuit and how we plan to move forward. Those attending gave us good feedback and were supportive of the board. At the board meeting, we discussed our D&O insurance coverage and limits, and what we've spent on attorney fees so far, which is about \$11,000. We also debated the pros and cons of requesting "affected party status" at the Nov. 14 Venice City Council meeting. The alternative is to have members use the 5 minute comments period to present our arguments. A motion was unanimously approved to authorize \$6,000 for prior legal bills and \$15,000 more for legal expenses to pursue affected party status. This is in addition to \$5,000 previously approved. Fred Baughman and Carol Barbieri were appointed as monitors of the legal expenses. It was noted that we must reply to the lawsuit by November 10, and our presentations for November 14 need to be planned.

4. Membership Drive: Bill Dwyer said we now have 500 paid members for 2018. Letters are being prepared to be mailed out to all current and non-members on their status.

5. Activities and events: Roger Effron reviewed the upcoming events:

- Nov. 14 "Up close conversation" with Sheriff Tom Knight, with Bill Dwyer to moderate.
- Nov. 16 "Marine mammals" with Rene Pearlman and a speaker from Mote Marine Lab.
- Jan. 6 is "Bike-O-Rama" and there was a discussion on how to move more people through the line and still end at noon.

Staffing for these seminars is needed.

6. New flagpole: John Moeckel said the new flagpole is schedule for delivery this week and the dedication is planned for November 11.

The meeting was adjourned at 5:00pm.

The next board meeting will be held on Tuesday, November 28 at 3pm at the River Club.

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Report on November 7 board meeting:

The meeting was held at Tom Long's residence at 354 Montelluna Drive at 9am.

Those attending were: John Moeckel, Roger Effron, Diane Maskol, Carol Barbieri, Fred Baughman, Tom Jones, Tom Long, Fred Williamson, Bob Samuels, Bill Dwyer via phone, and Jerry Jasper.

John Moeckel reported that the lawsuit against us by 700 Gene Green LLC was dismissed without prejudice (which means it can be reinstated) on October 26, 2017.

After a discussion lead by Jerry Jasper, it was the consensus of the board that we not apply for "affected party status" at the Nov. 14 Venice City Council meeting. Instead, we will use the "public comment" portion of the meeting to present our points. It was agreed that Jerry would go first to cover the basics of our argument, the John would continue with more detail, and Carol would follow with references to our work with other industrial sites in the area. Then Fred B. and Tom J. will add personal comments, if necessary.

Our points of contention with the McLeod proposal are:

- The pre-annexation agreement may not permit off-site scrap concrete material to be trucked in for recycling at this site.
- This work could be done as a special exception
- We would like an opportunity to have a face-to-face discussion with McLeod personnel to review ways to mitigate noise that may bother Venetian residents.

The meeting was adjourned at 10:45am.

The next board meeting will be held on Tuesday, November 28 at 3pm at the River Club.

Respectfully submitted,

Thomas W. Jones, Secretary