

REGULAR MEETING

FEBRUARY 15, 2022



2022 CALENDAR

January-2022						
SUN	MON	TUES	WED	THUR	FRI	SAT
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

March-2022						
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May-2022						
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July-2022						
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31						

September-2022						
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November-2022						
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February-2022						
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27	28					

April-2022						
SUN	MON	TUES	WED	THUR	FRI	SAT
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June-2022						
SUN	MON	TUES	WED	THUR	FRI	SAT
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August-2022						
SUN	MON	TUES	WED	THUR	FRI	SAT
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October-2022						
SUN	MON	TUES	WED	THUR	FRI	SAT
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30	31					

December-2022						
SUN	MON	TUES	WED	THUR	FRI	SAT
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18	19	20	21	22	23	24
25	26	27	28	29	30	31

Holidays
 Meetings
 Conferences

Regular Meeting Agenda

Florida Keys Mosquito Control District
Marathon Office
503 107TH Street, Marathon, FL

February 15, 2022 2:30 pm (approximate)

1.) Call to Order

2.) Roll Call

3.) Community Input:

Community Input shall be heard prior to each specified agenda item.

The Board adheres to, and conducts each meeting in accordance with, Robert's Rules of Order. Presentations to the Board are limited to three (3) minutes for each individual speaker and five (5) minutes for the representative of a designated group. Transfer of time between individuals and/or groups is not permitted. Letters submitted to any Commissioner, the Executive Director, Executive Assistant, or any other District employee during a Board meeting will be placed into the record but will not additionally be read into the record at the meeting.

The Board welcomes public input but also must maintain order. Thus, community input is not a time for open dialogue between the Board and the speaker. Speakers should direct their comments to the Board and not to District staff or other audience members. Speakers should not expect Commissioners or staff to answer or respond to questions during community input. If appropriate, the Board may request the issue be added as a discussion item at a future District Board meeting. Furthermore, all speakers agree to abide by FKMCD's Code of Conduct Policy and Procedures Governing Meetings, Hearings, and Community Input, as adopted through Resolution 2021-02.

Any person who wishes to make public comment during this meeting may be heard by the Board, through the Board Chair, on any proposition before the Board by either (1) complete and provide the supplied community input card or inform the Clerk/Executive Assistant to the Board, specifying the agenda item; or (2) when remote means for input is allowed by the Board, calling 305-292-7190 or emailing the Clerk/Executive Assistant (currently ddarias@keysmosquito.org) no later than 11:00 am on February 15, 2022. If attending remotely, you must remain available by phone from the hours of 1:00pm to 3:00pm.

4.) Approval of Agenda

5.) Consent Agenda

All items listed as Consent Agenda items are considered routine and non-controversial by the FKMCD Board and will be approved by a single motion. There will be no separate discussion of these items. Prior to this meeting, Board Members have had the opportunity to review each of these items and may request that any item be moved to an Action Item for individual consideration.

a.) Minutes of the January 11, 2022 Audit Committee, Vector Operational Workshop and Regular Meeting

6.) Attorney's Report

7.) Director's Report

8.) Items for Board Discussion

a.) Executive Director Evaluation

b.) Administrative Policy: Secretary/Treasurer Responsibilities

9.) Items for Board Review and Action:

a.) Financial Reports (Holden)

I. Budget Analysis

II. District Finances

III. Cash Disbursements through January 2022

b.) ITB 2022-01 Truck Mount Gas ULV Sprayers (Holden)

c.) Surplus Property (Holden)

d.) Approval for Demand and Complaint regarding Cyber Insurance Reimbursement

10.) Good of the Order

11.) Meeting Adjourned

Item 5a

Approval
of
Minutes

Audit Committee Meeting Minutes

Florida Keys Mosquito Control District

Marathon Office

503 107th Street

Marathon, FL 33050

January 11, 2022 1:30 pm (approximate)

The Board of Commissioners of the Florida Keys Mosquito Control District held an Audit Committee Meeting on January 11, 2022 at the FKMCD Marathon office.

Present Were: Jill Cranney, Chairman; Brandon Pinder, Secretary/Treasurer; Phillip Goodman, Commissioner; Dr. Stanley Zuba, Commissioner; Tom McDonald, Commissioner; Andrea Leal, Executive Director; Dale Coburn, Board Attorney.

Employees Present Were: Bruce Holden, Director of Finance; Michael Behrend, Director of Human Resources; Michael Boehmler, Research Biologist; Deanna Darias, Executive Assistant; Tony Nunez, Chief Technology Officer.

Invited Guests Present: None

Community Input: None.

Approval of Agenda: A motion was made by Commissioner Goodman, seconded by Commissioner Pinder and passed unanimously to approve the Agenda.

2022 Election of Officers: Commissioner McDonald nominated Chairman Cranney, seconded by Commissioner Zuba as Board Chair with no other nominations Chairman Cranney moved to close the nominations. Commissioner Cranney was unanimously approved.

Items for Board Discussion:

8a.) 2020-2021 Audit Planning – Chairman Cranney advised the committee that the planning process for the 2020-2021 audit year is moving smoothly and the actuarial report is underway. She will give the board another update next month. Chairman Cranney feels we are on track to keep the target date of March to present the draft audit.

Items for Board Review and Action: None

Good of the Order: None

There being no further business to come before the Board the meeting was adjourned.

Respectfully submitted,

Andrea Leal, Executive Director

*Board of Commissioners
Florida Keys Mosquito Control District*

Jill Cranney, Chairman

*Thomas McDonald, Secretary-Treasurer
For additional information, please refer to www.keysmosquito.org.*

Vector Operational Workshop Minutes

Florida Keys Mosquito Control District
Marathon Office
503 107TH St.
Marathon, FL 33050

January 11, 2022 2:00 PM

The Board of Commissioners of the Florida Keys Mosquito Control District held a Vector Operational Workshop on Tuesday, January 11, 2022.

Present Were: Phillip Goodman, Chairman; Dr. Stanley Zuba, Vice-Chair, Brandon Pinder, Secretary-Treasurer; Jill Cranney, Commissioner; Tom McDonald, Commissioner; Andrea Leal, Executive Director; Dale Coburn, Board Attorney.

Employees Present: Joshua Kogut, Director of Aerial Operations; Bruce Holden, Director of Finance; Michael Behrend, Director of Human Resources; Dr. Larry Hribar, Director of Research; Robert Lee, Director of Aircraft Maintenance; Deanna Darias, Executive Assistant; Michael Boehmler, Research Biologist; Tony Nunez, Chief Technology Officer

GUESTS PRESENT: None

APPROVAL OF AGENDA: *Chairman Goodman asked the Board if there were any corrections or additions to the agenda, having none the agenda was unanimously approved.*

Chairman Goodman stated the purpose of this workshop is to discuss mosquito populations and ongoing operational vector control strategies.

DISCUSSION:

Andrea Leal, Executive Director, advised the Board that during today's workshop, we will be going into mosquito populations and vector control including 2 presentations that were given at FMCA in 2021 by Dr. Larry Hribar and Michael Boehmler. Director Leal explained she will also review Vectors of Concern in the Florida Keys, Hotspots throughout the Florida Keys and our Vector Control Plans for the 2022 Season.

Dr. Larry Hribar, Director of Research presented an overview of the Rediscovery of *Aedes scapularis* (Diptera: Culicidae) in the Florida Keys. Dr. Hribar discussed the difference in geography of the Upper and Lower Keys and our two different ecosystems which is why we see a difference in number of adult mosquitos in our traps. He reviewed the types of traps we use, our trap locations, and the methods of larval surveillance. Dr. Hribar explained larvae from the *Aedes scapularis* were found on Vaca Key in the 1940s and until 2020 were not found again in the Florida Keys; we discovered 8 females on Boca Chica Key in 2020 and 1 female in Key West in 2021. He advised that the State of Florida has detected 9 new species of mosquitoes in the last 20 years. Dr. Hribar explained the importance of routine surveillance and without this we would not find the new species of mosquitoes that are coming into Florida. Chairman Goodman asked if any of the new species discovered are Vector disease carrying mosquitoes which Dr. Hribar confirmed that some of them are, however they are not commonly collected at this time so more research will need to be conducted. Director Leal then reviewed the vectors of concern in our district which are the *Aedes aegypti* and the *Culex* mosquitos which can carry Dengue and the West Nile Virus.

Michael Boehmler, Research Biologist then presented the Successes and Obstacles of the 2020 Dengue Outbreak in Key Largo, FL. The outbreak was caused by the *Aedes aegypti* mosquito and Mr. Boehmler reviewed what diseases they can carry, their breeding habits and characteristics of this specific species. He also discussed his findings on the specifics of the outbreak and what he feels contributed to the spread of the disease and locations affected. He speculated that during the early days of the Covid-19 pandemic and shut downs in Monroe County, people spent more time outside at home and this may have caused a higher transmission rate than if homeowners were not confined at home. Many people stated they had been working outside during the shut downs. At the

time, Covid-19 was thought to be transmitted not only through airborne means but also by contact with contaminated surfaces. Ultimately, this caused homeowners to distrust people coming onto their property and our inspectors handling their breeding containers. This is in spite of the fact that these containers were breeding from neglect. Mr. Boehmler then reviewed our truck, aerial, and ground operational response to the outbreak and what FKMCD can do moving forward to prevent future outbreaks in the Florida Keys. Chairman Goodman referred to the gap in the chart from when we were not conducting surveillance due to Covid-19 and the how numbers increased dramatically after this gap and questioned how we might handle a similar situation in the future. Director Leal advised the information collected will help us make a decision if we are put in that situation in the future and FKMCD would possibly increase truck missions and backpack sprayer usage.

Director Leal then moved onto reviewing the map of the hotspots throughout the Florida Keys and where we collect the highest numbers of *Aedes aegypti* and our areas of concern; she explained it is difficult to know where and when the next outbreak will occur. She then reviewed the Districts Vector Control Plans for the 2022 Season which included neighborhood cleanups and working with local businesses to remove sources of breeding in these hotspot areas. The District will be bringing back Tire Amnesty days where residents can drop off old tires at our locations for disposal. FKMCD will also be working diligently with local homeowners associations to get information out to residents and short term renters on how to help us control the mosquito breeding. Additionally, the District will be looking into new products including traps, *Wolbachia* trials and creating a database of all properties that will document permission for us to enter each property.

Chairman Goodman questioned if the Health Department could assist FKMCD to help fight the hotspots and work with the residents that will not allow us on their properties and how the Health Department can allow tires to buildup on properties. Director Leal stated that we do work closely with the Health Department when necessary. Commissioner Pinder asked Director Leal if we can test our mosquito pools for the Vector disease carrying mosquitoes which might help stop the outbreak before it happens. Director Leal stated the cost to do the testing on the mosquito pools is very costly, however if that is something the board wants to look into doing we can definitely do that in the future.

ADJOURN: There being no further business to come before the Board, the workshop was adjourned.

Respectfully submitted,

Andrea Leal
Executive Director

Board of Commissioners
Florida Keys Mosquito Control District

Phillip L. Goodman, Chairman

Thomas McDonald, Secretary-Treasurer

For additional information, please refer to www.keysmosquito.org.

Regular Meeting Minutes

Florida Keys Mosquito Control District

Marathon Office
503 107th Street
Marathon, FL 33050

January 11, 2022 2:30 pm (approximate)

The Board of Commissioners of the Florida Keys Mosquito Control District held a Regular Meeting on January 11, 2022 at the FKMCD Marathon office.

Present Were: Phillip Goodman, Chairman; Dr. Stanley Zuba, Vice-Chair; Brandon Pinder, Secretary/Treasurer; Tom McDonald, Commissioner; Jill Cranney, Commissioner; Andrea Leal, Executive Director; Dale Coburn, Board Attorney.

Employees Present Were: Bruce Holden, Director of Finance; Michael Behrend, Director of Human Resources; Chad Huff, PEIO; Deanna Darias, Executive Assistant; Larry Hribar, Director of Research; Tony Nunez, Chief Technology Officer.

Invited Guests Present: None.

Community Input: None.

Approval of Agenda: The agenda was *unanimously* approved by the Board. A motion was made by Commissioner Cranney, seconded by Commissioner Zuba and passed *unanimously* to approve the consent agenda.

Attorney's Report: Dale Coburn, Board Attorney, advised the Board on the status of the cyber-attack insurance claim with PGIT and that the insurance adjuster stated they will not be reconsidering our request to negotiate or mediate at this time. Mr. Coburn suggested we send out a demand letter for payment including a draft complaint; they will also continue trying to negotiating with the insurance company. The board approved this request.

Director's Report: Executive Director Andrea Leal reviewed the Annual Operations Reports which reflected our goal of increasing larvicide missions while the adulticide missions continue to decrease. She discussed the Brave Wilderness show we are hosting that is focusing on bite reactions which will be presented on You Tube as well as Leadership Monroe that will be held on Feb. 18th here in our Marathon office. Director Leal advised we will not be attending the FMCA Fly-In due to Covid concerns but will still be participating virtually. The District also cancelled our travel plans for Tallahassee Days, which FMCA ultimately decided to cancel entirely. We will be taking future travel day by day. Director Leal reviewed the FMCA Sustaining Government Dues Restructuring for the 2022 year and the changes that were made within the program and the FDACS Rule-Making Workshop.

2022 Election of FKMCD Officers:

Commissioner McDonald nominated Chairman Goodman, seconded by Commissioner Zuba, as Board Chair, with no other nominations Chairman Goodman moved that nominations be closed. After a roll call vote, it was unanimously approved.

Commissioner McDonald nominated Commissioner Zuba as Vice-Chair, seconded by Commissioner Cranney, with no other nominations, Chairman Goodman moved that nominations be closed. After a roll call vote, it was unanimously approved.

Chairman Goodman nominated Commissioner McDonald as Secretary/ Treasurer, seconded by Commissioner Cranney, with no other nominations, Chairman Goodman moved that nominations be closed. After a roll call vote, it was passed with a 4-1 vote, with Commissioner McDonald voting no.

Items for Board Discussion:

10a.) Financial Reports – Bruce Holden, Director of Finance, discussed year-to-year comparisons, expenditures, and the payment to the City of Key West and stated that overall we are in a good place with the budget. *A motion was by Commissioner Cranney, seconded by Commissioner Pinder and passed unanimously* to accept the financial reports for December 2021.

Items for Board Review and Action:

10b.) Salary Exempt Employee Policy – Michael Behrend, Director of Human Resources advised the Board nothing has changed regarding the policy that we have discussed in the previous meetings and the Salary Exempt Employee Policy has been added as a policy. *A motion was made by Commissioner Pinder, seconded by Commissioner Cranney and passed unanimously* to accept the Salary Exempt Employee Policy. After a roll call vote, it was unanimously approved.

Good of the Order:

- Chairman Goodman discussed the next meeting of the Board to be held on February 15, 2022 at 1pm and advised the Board there would be an Audit Committee Meeting, Regular Meeting and a Social Media Workshop.

There being no further business to come before the Board the meeting was adjourned.

Respectfully submitted,

*Andrea Leal
Executive Director*

*Board of Commissioners
Florida Keys Mosquito Control District*

Phillip L. Goodman, Chairman

Thomas McDonald, Secretary-Treasurer

For additional information, please refer to www.keysmosquito.org.

Item 7

Director's Report

February 2022 Director's Report

State of Florida Mosquito-Borne Disease Update (as of 02/05/2022)

1. Monroe County (2020)
 - a. Dengue: **70** local
2. All of Florida
 - a. Dengue
 - i. 2021: 0 local, 37 travel-related
 - ii. 2022: 0 local, 3 travel-related
 - b. Zika
 - i. 2021: 0 local, 0 travel-related
 - ii. 2022: 0 local, 0 travel-related
 - c. Chikungunya
 - i. 2021: 0 local, 1 travel-related
 - ii. 2022: 0 local, 0 travel-related
 - d. West Nile Virus
 - i. 2021: 7 human cases
 - ii. 2022: 0 human cases
 - e. Eastern Equine Encephalitis
 - i. 2021: 0 human cases
 - ii. 2022: 0 human cases

Operations Summary

1. Adult Mosquitoes
 - a. Salt Marsh mosquito numbers higher than historical average throughout the Keys in December
 - b. No aerial adulticide missions were conducted in January
 - c. No truck adulticide missions were conducted in January
 - d. *Aedes aegypti* numbers continued to remain well below thresholds throughout the Keys in January
2. Larval Mosquitoes
 - a. Significant rainfall occurred throughout the Keys in January
 - b. Sixteen (16) aerial granular larvicide missions were completed in January, treating approximately 3,200 acres; this is well above the historical average for January
 - c. No aerial liquid larvicide missions were conducted in January
3. Service Requests received (77) were above the historical average for January, majority of which requesting a fog truck or inspection

Community Outreach/Education

1. Schools
 - a. Genetics in Mosquito Control: Horace O'Bryant Middle School, Spring 2022
2. Community Events/Outreach
 - a. Gigantic Nautical Flea Market: Islamorada, 2/26 – 2/27
 - b. Marathon Seafood Festival: 3/12 – 3/13
 - c. KW Seafood Festival: 4/2 – 4/3
3. Media
 - a. Weekly Radio, US 1
 - b. Press Release (2/3/22): Oxitec Announces 2022 US Pilot Plans for Mosquito Technology
4. Visitors
 - a. Leadership Monroe: 2/18

Human Resources

1. Current Openings
 - a. Lower Keys Field Inspector (1 position): reviewing applications
 - b. Middle Keys Field Inspector (1 position): accepting applications
 - c. Upper Keys Field Inspector (1 position): reviewing applications
 - d. Part-time Trap Technician (2 positions): reviewing applications
2. New Hires
 - a. Jason Bynum: Upper Keys Field Inspector

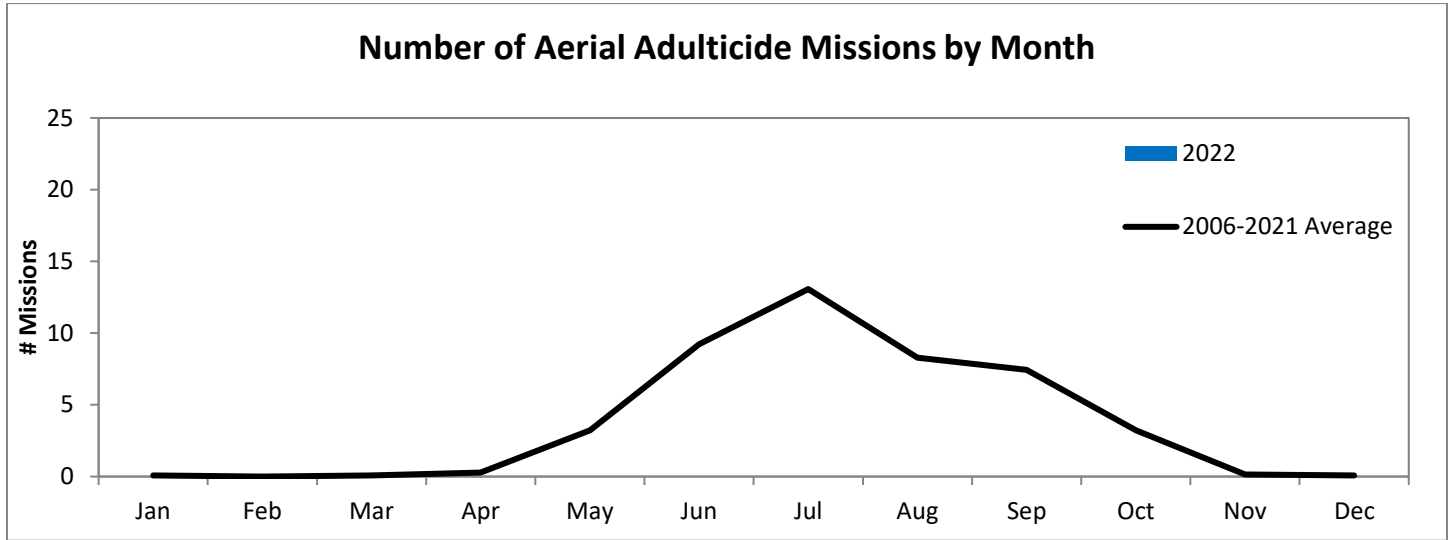
Other Items

1. Employee of the Quarter: Joe Hertzog
2. Passing of former Chief Pilot Mark Regelmann
3. Cigna FSA Transition
4. Travel/Training
 - a. FMCD Dodd Short Courses (Gainesville, FL): 1/31/22 – 2/4/22
 - b. AMCA Annual Meeting (Jacksonville, FL): 2/28/22 – 3/4/22
5. After Action Items
 - a. None

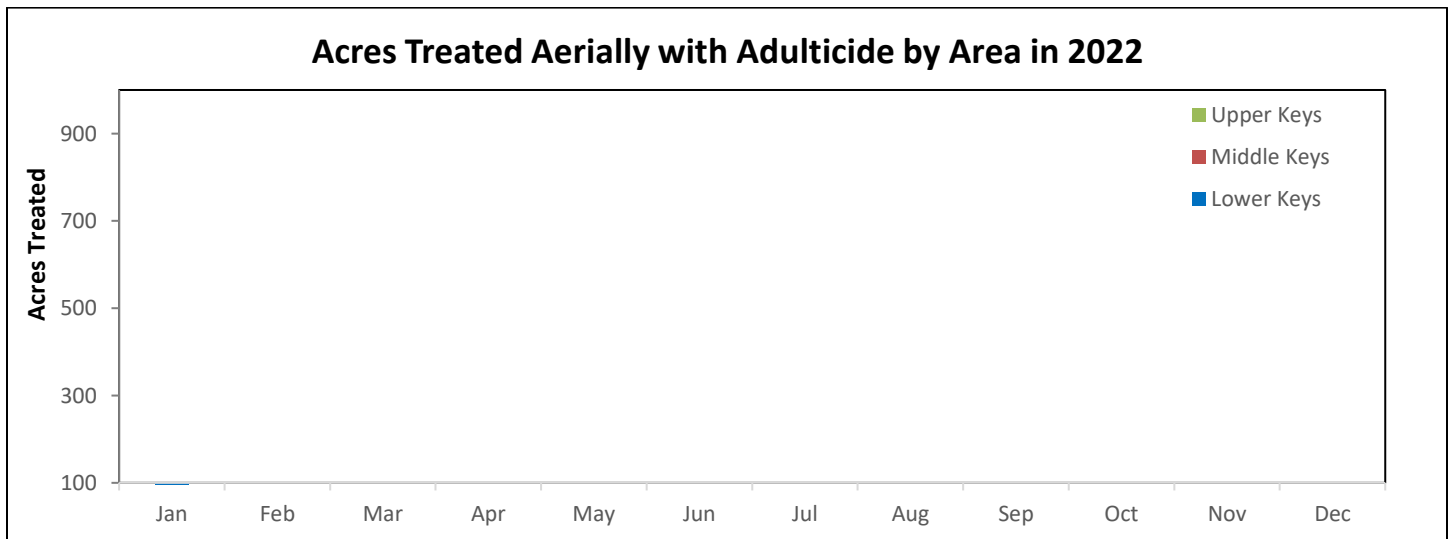
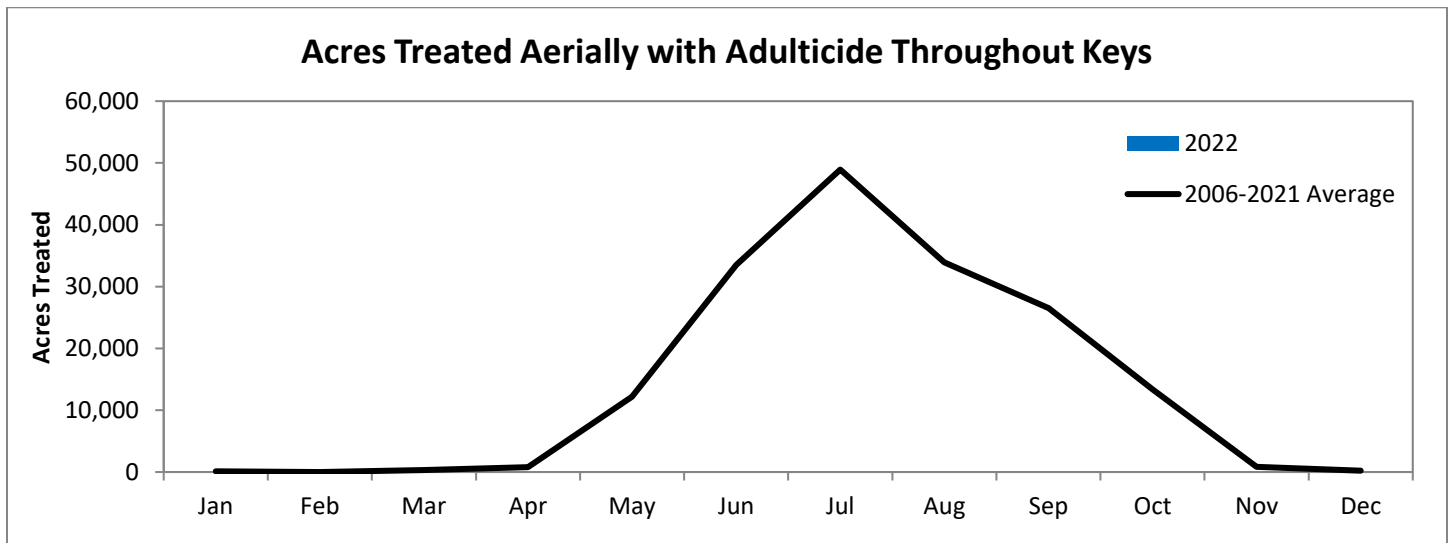
Florida Keys Mosquito Control Operations Report

(Adjusted through February 5, 2022)

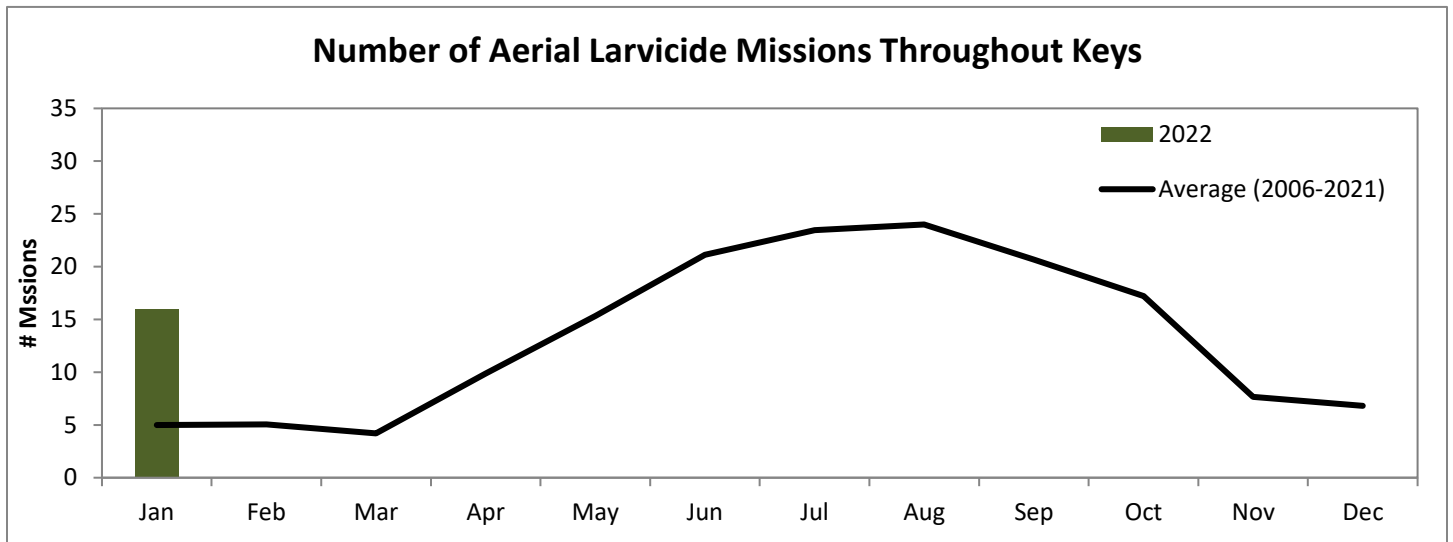
Aerial Adulticide Missions in January, 2022: 0



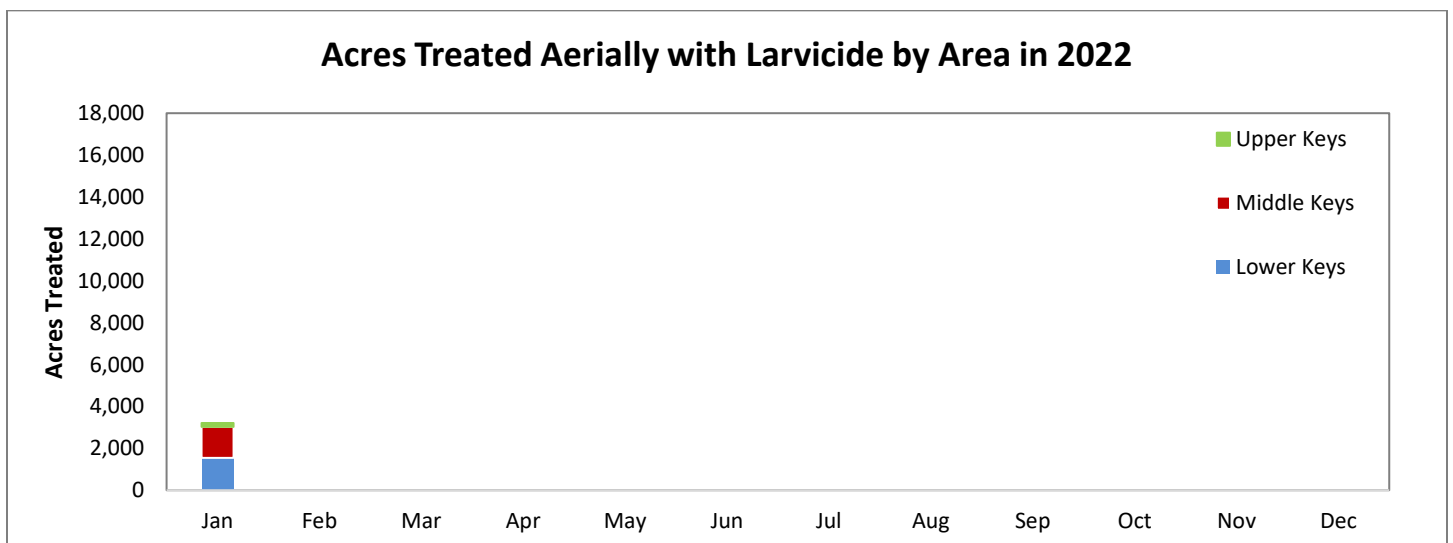
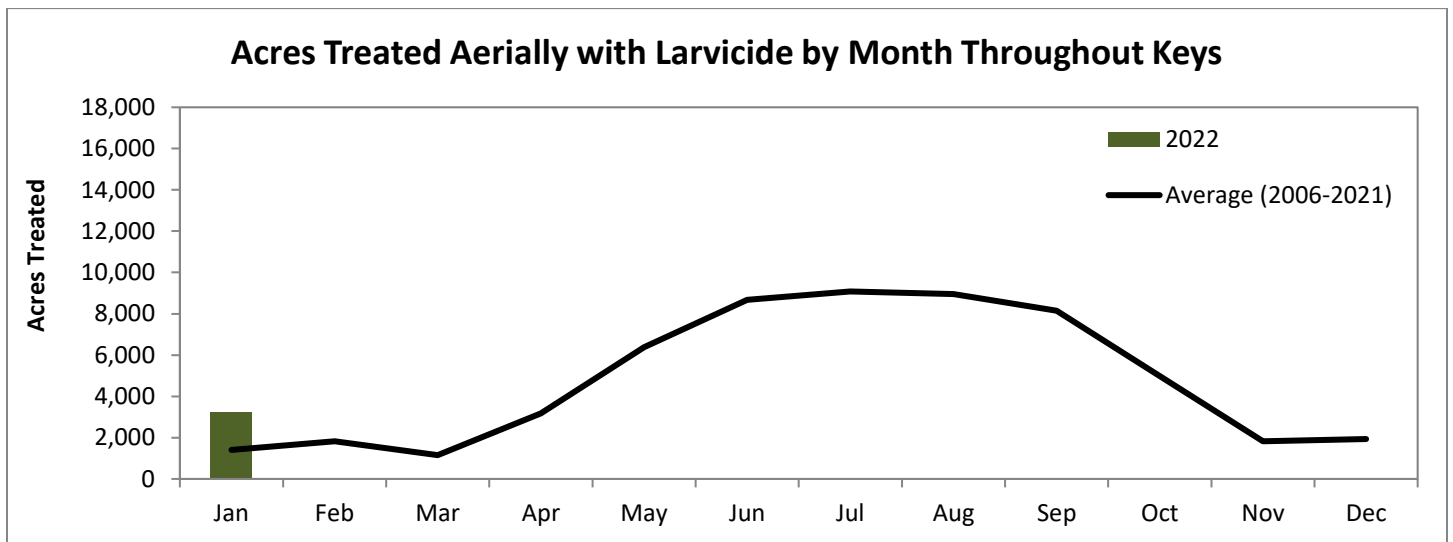
Aerial Adulticide Acreage in January, 2022: 0



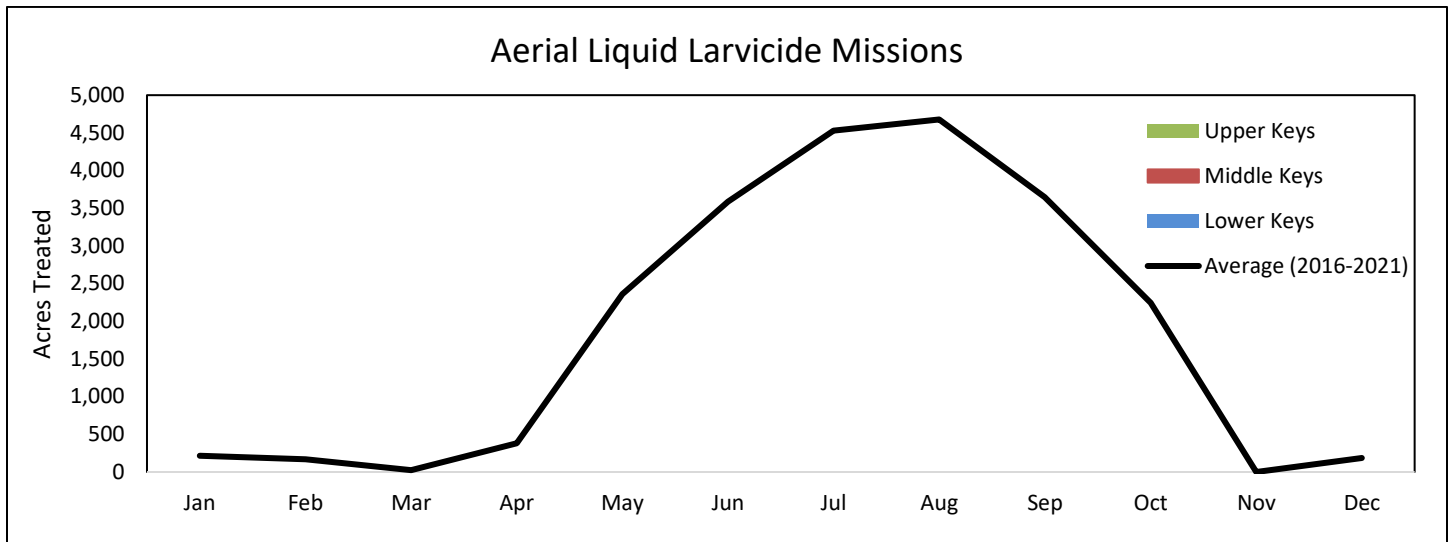
Aerial Granular Larvicide Missions in January, 2022: 16



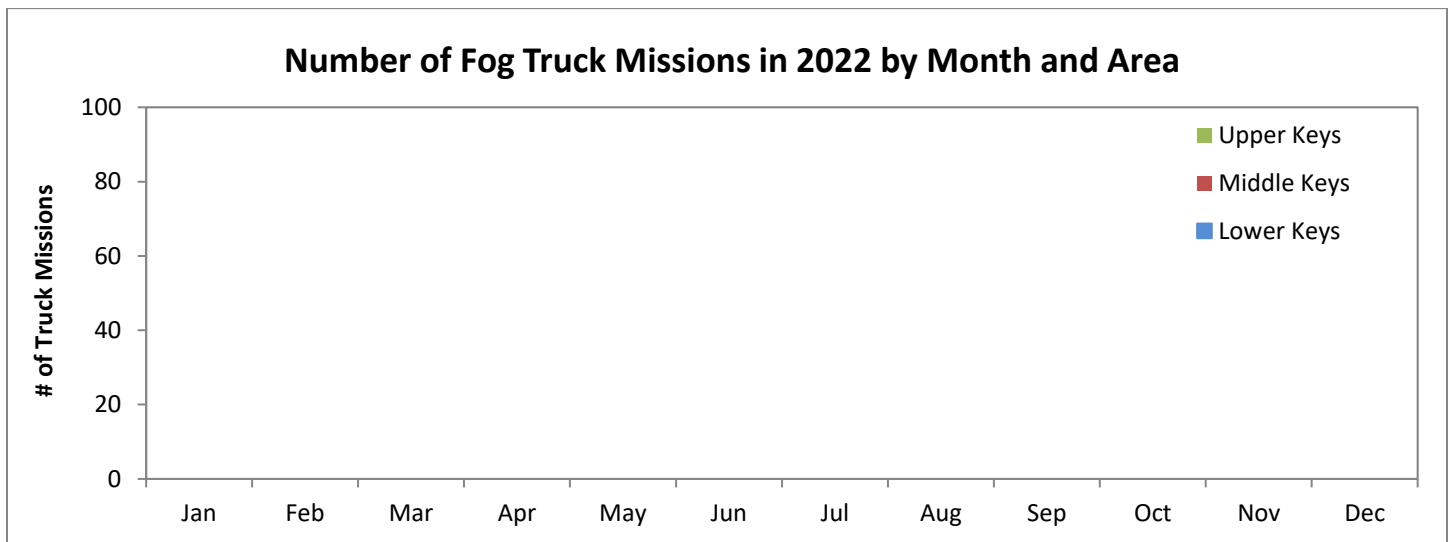
Aerial Granular Larvicide Acreage in January, 2022: 3,212



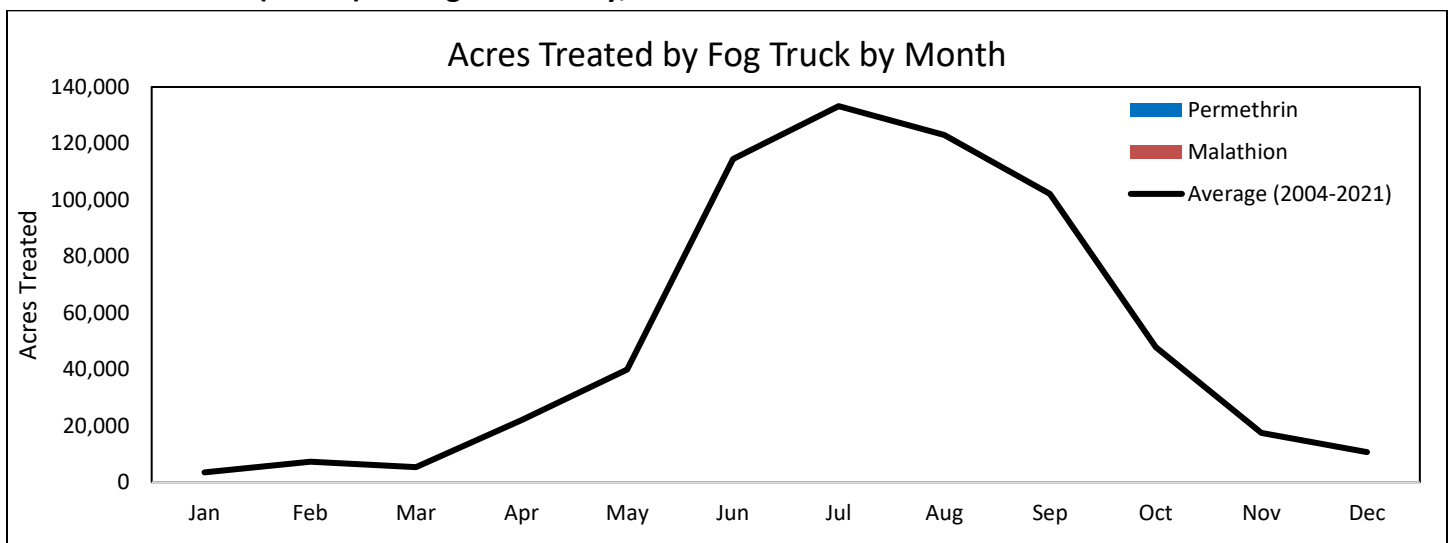
Number of Aerial Liquid Larvicide Missions in January 2022: 0



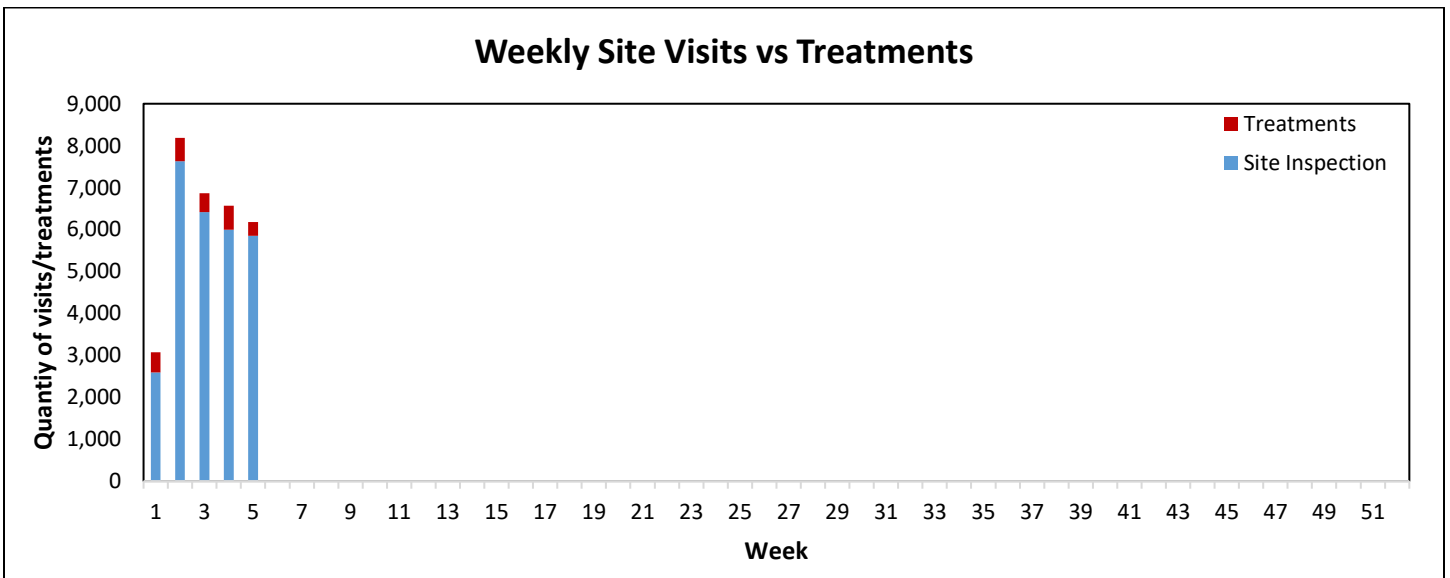
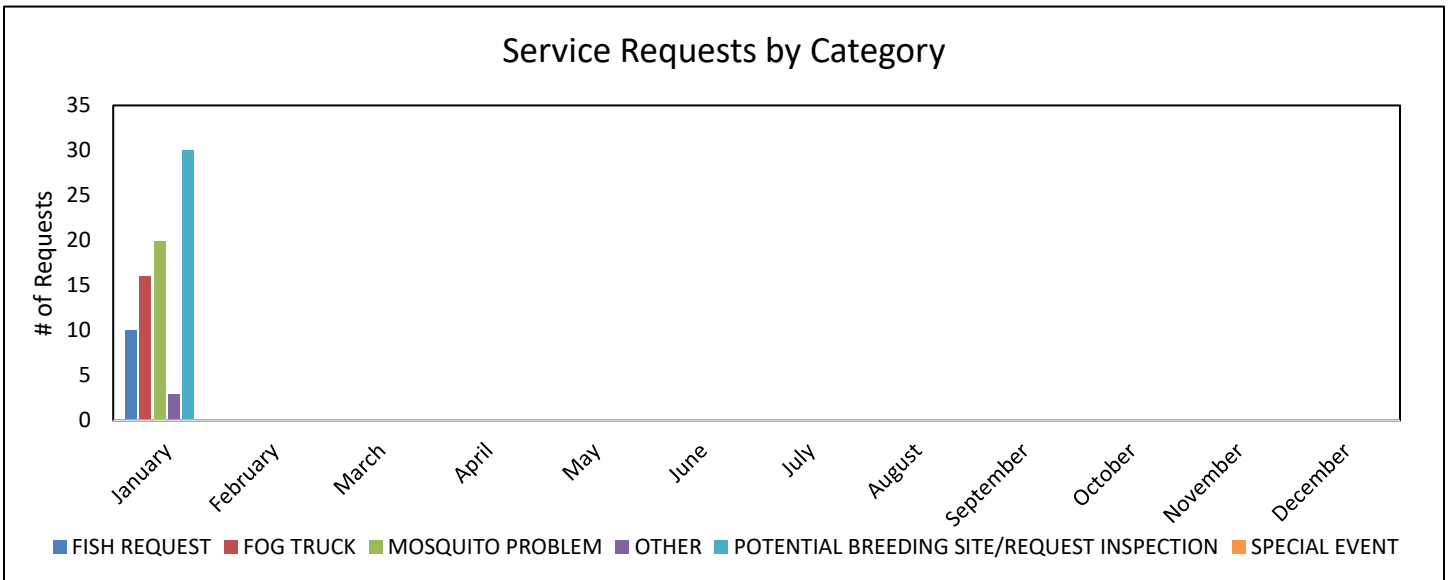
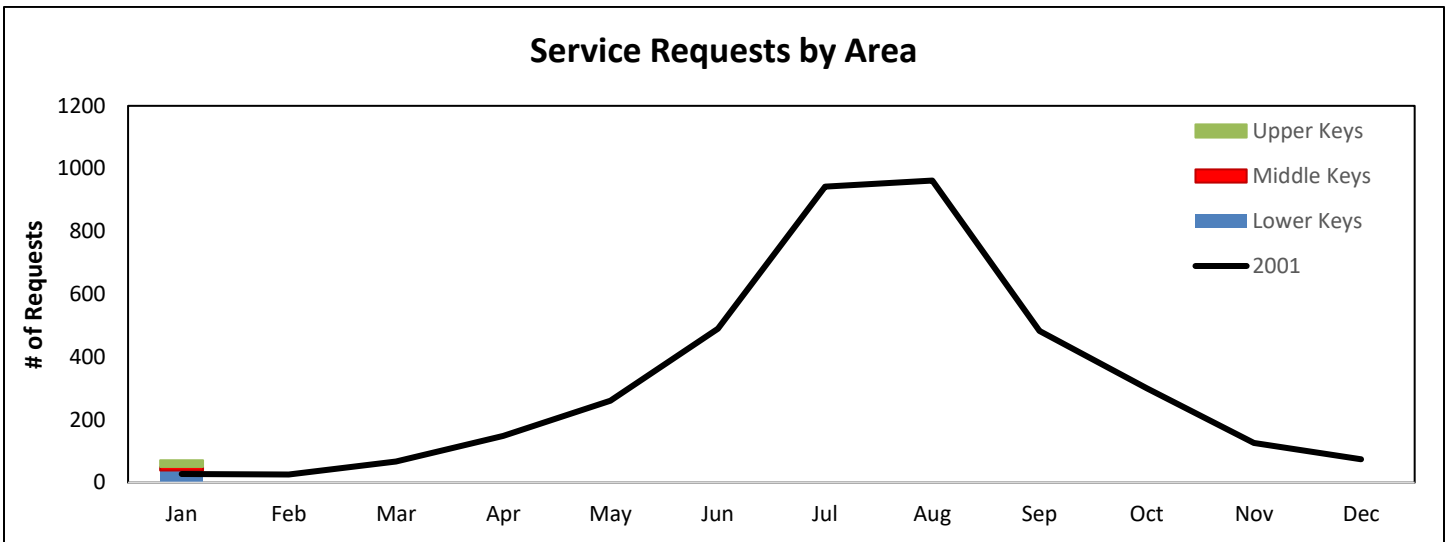
Ground Adulticide (Trucks) Missions in January, 2022: 0



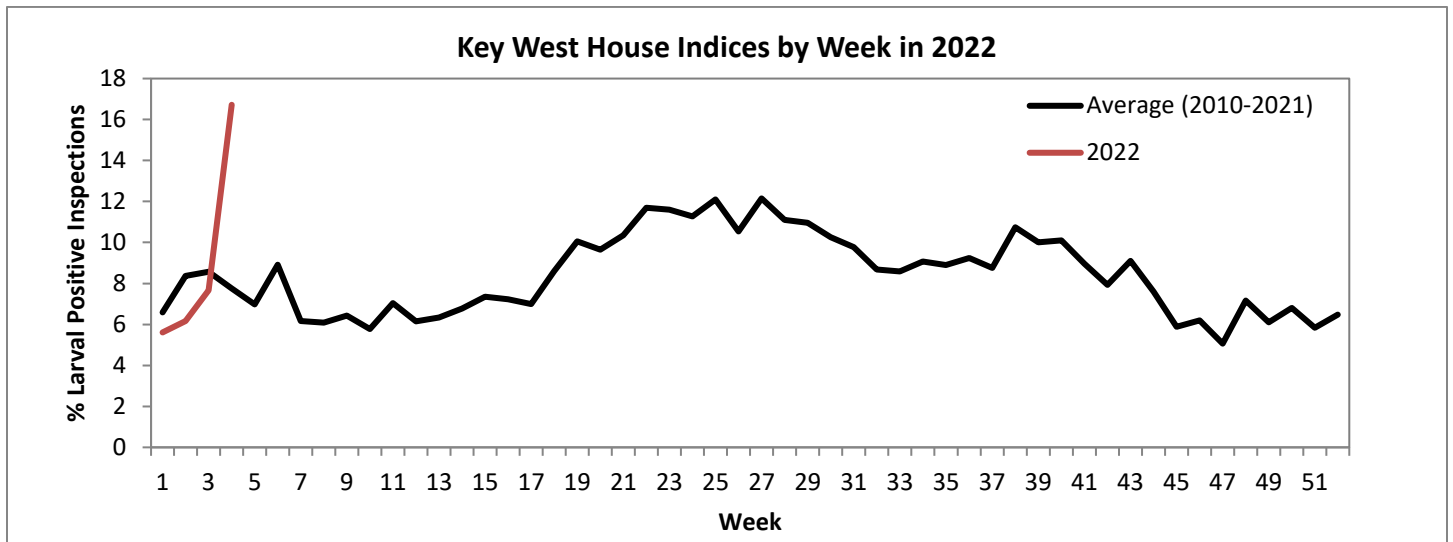
Ground Adulticide (Trucks) Acreage in January, 2022: 0



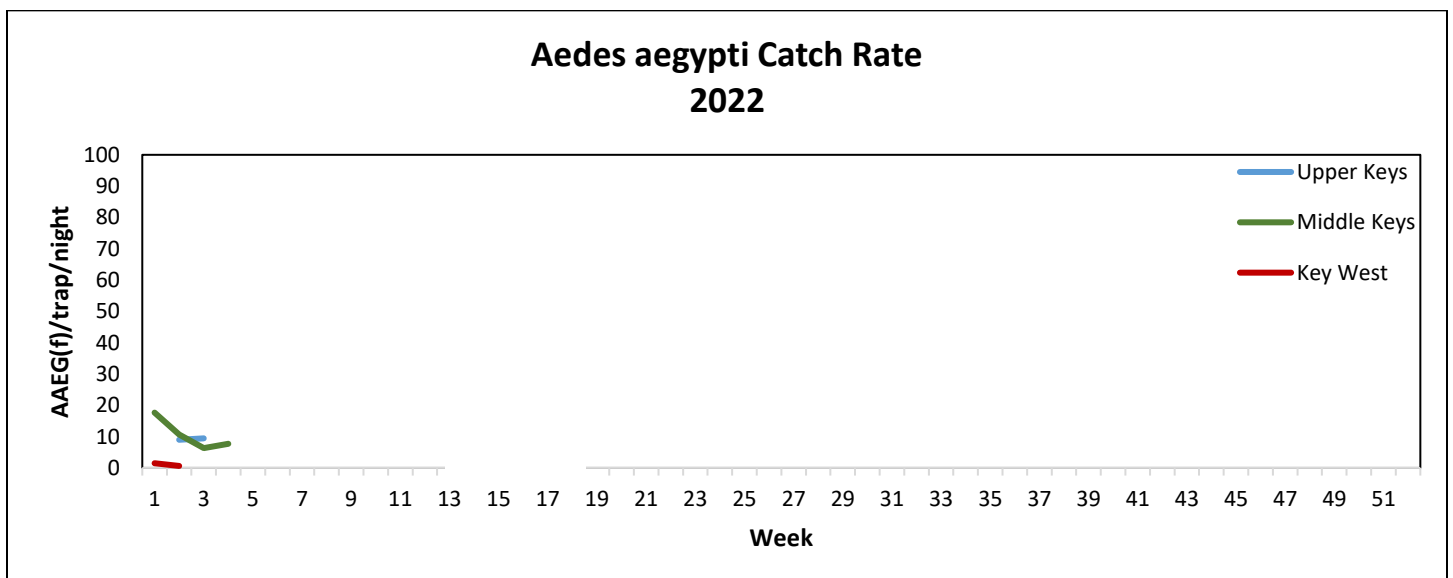
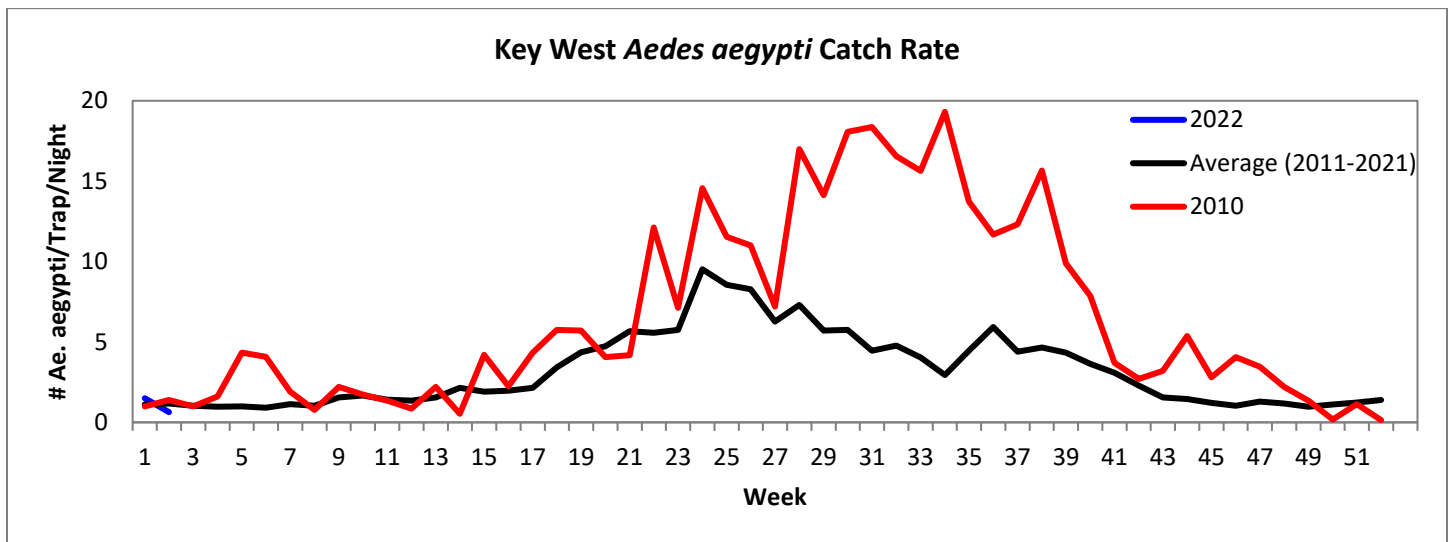
Total Service Requests for January, 2022: 77



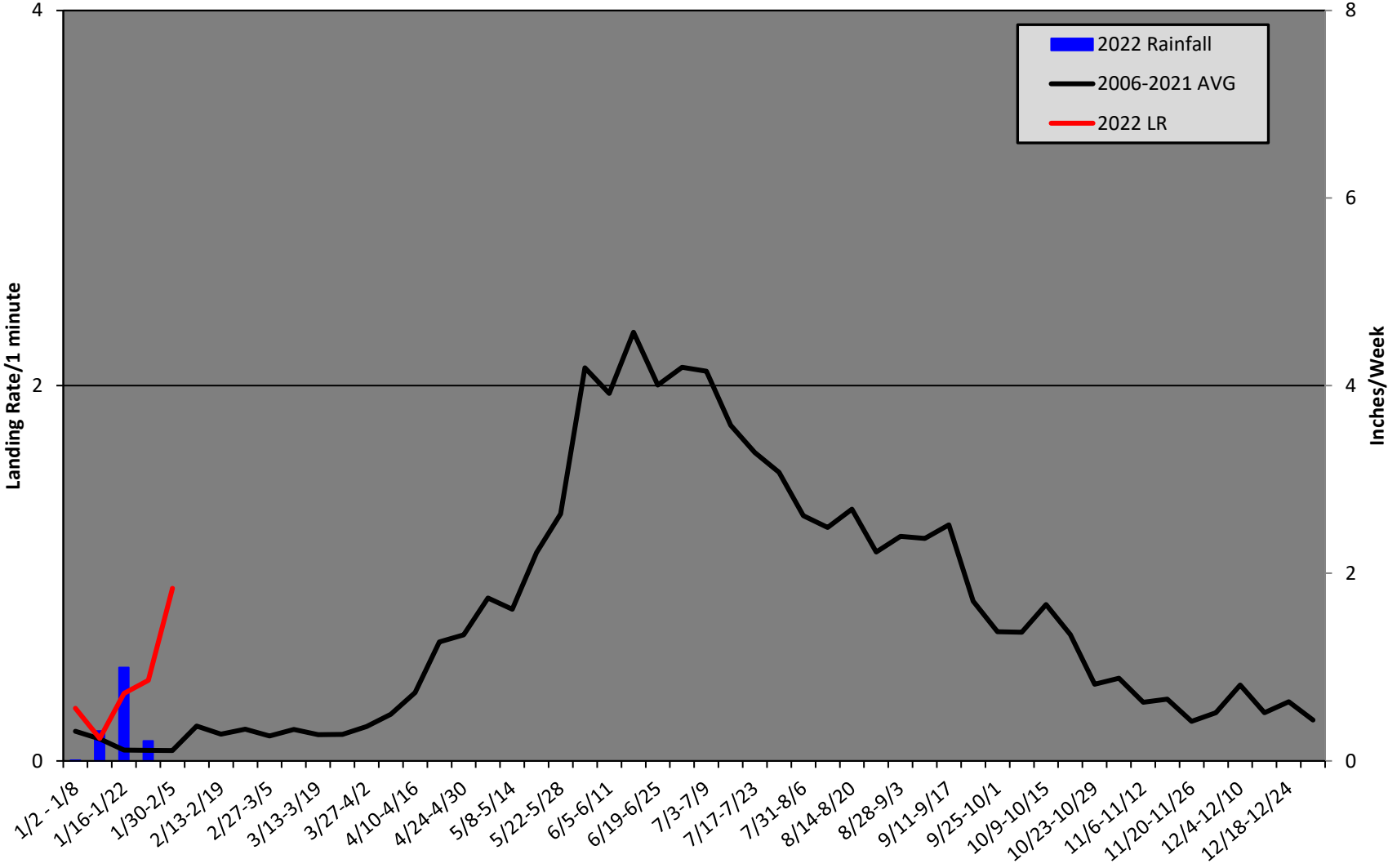
Key West *Aedes aegypti* Larval Information:



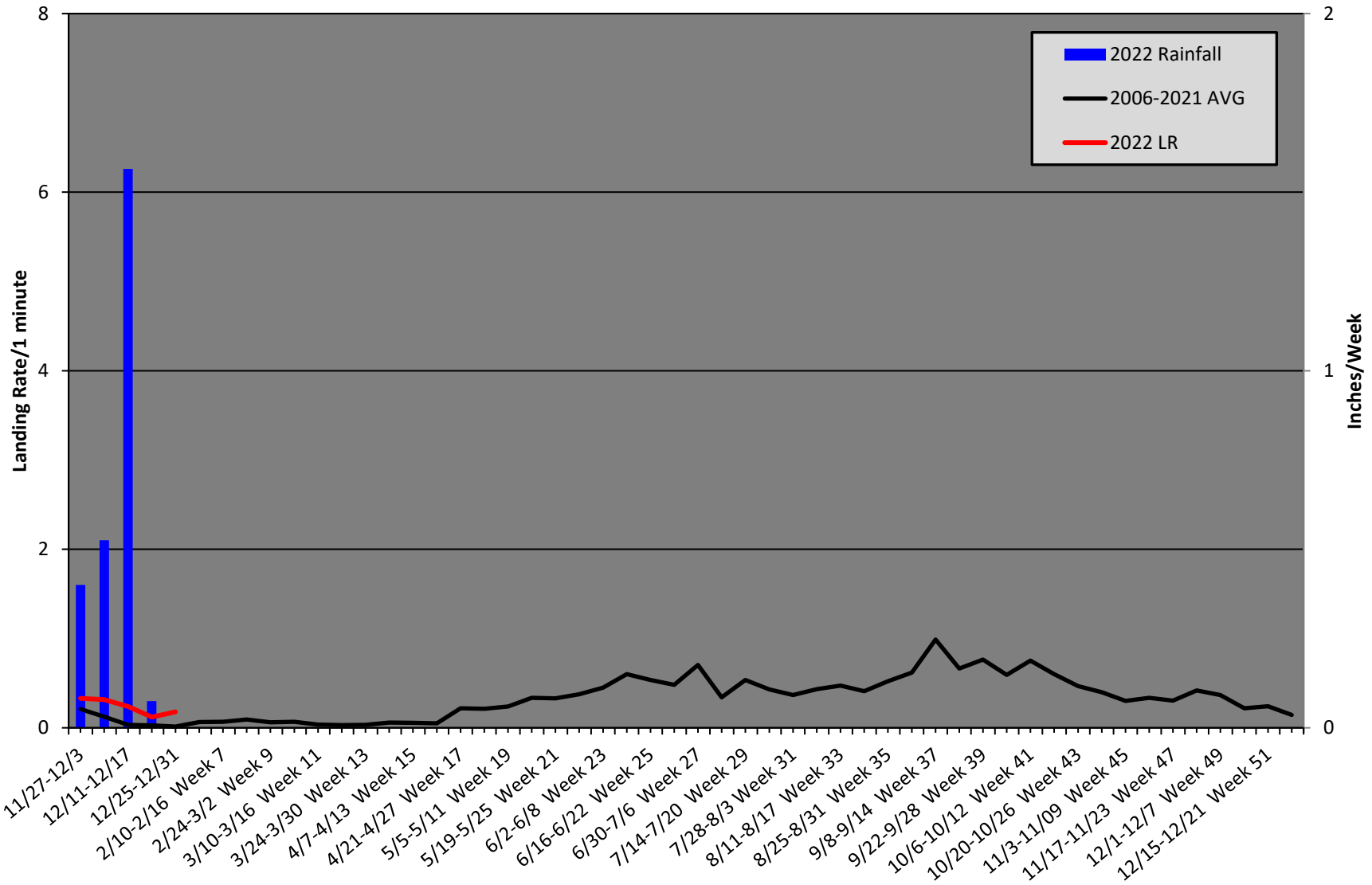
Adult *Aedes aegypti* Catch Rate Information:



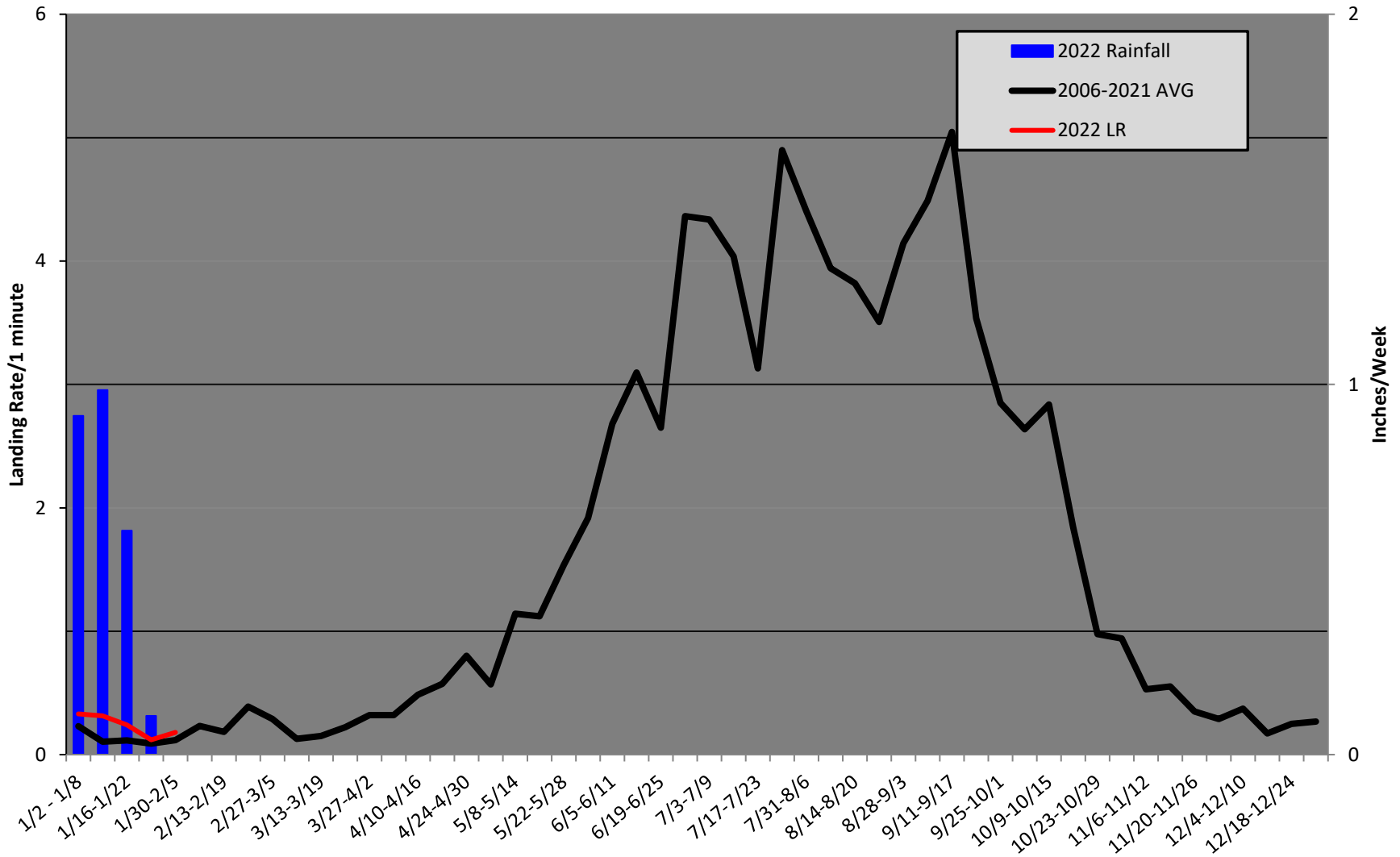
Lower Keys: Saddlebunch to Bahia Honda Average Landing Rate Counts and Rainfall



Middle Keys: Vaca Key to Lower Matecumbe Average Landing Rate Counts and Rainfall



Upper Keys: Upper Matecumbe to Upper Key Largo Average Landing Rate Counts



Item 8a

Executive Director Evaluation

Item 8b

Administrative Policy: Secretary/Treasurer Responsibilities

Item 9a

Financial Reports

**FLORIDA KEYS MOSQUITO CONTROL DISTRICT
MONTHLY BUDGET ANALYSIS
FISCAL YEAR 2021-2022
JANUARY 2022**

STATE FUND

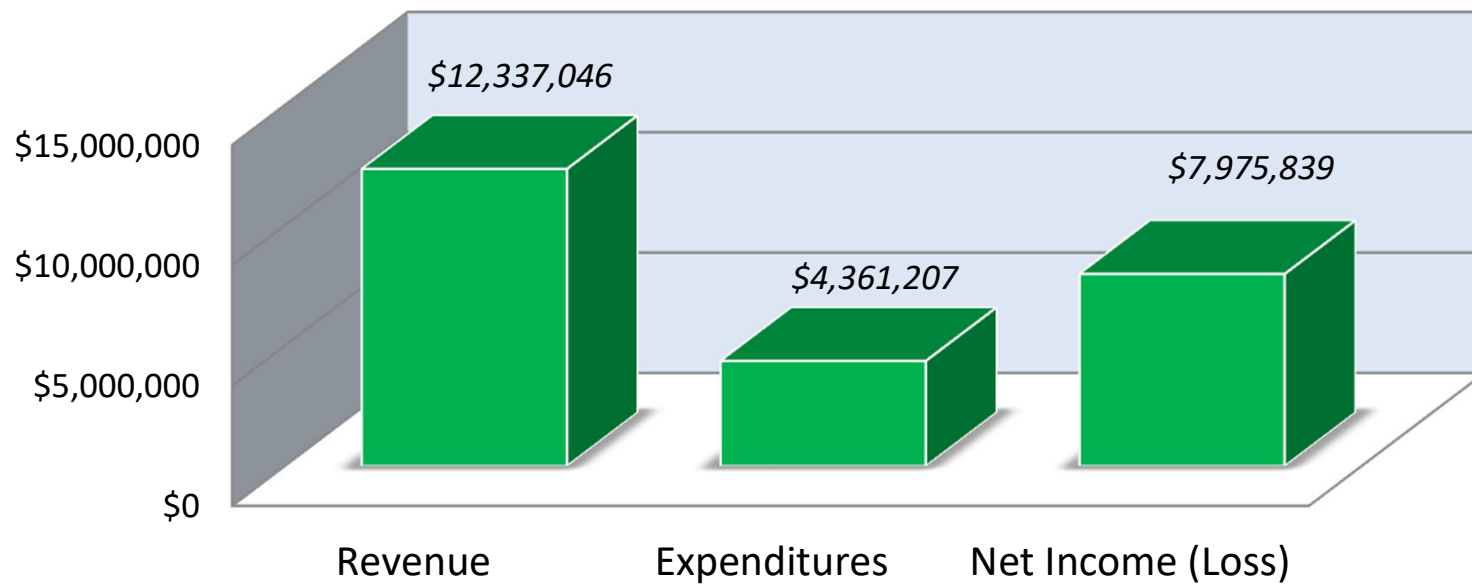
ACCT. NO	ITEM	Annual Budget	Current January Actual	Prior Year Month	Current YTD - Actual	Prior Year YTD Actual	Current Annual: Unexpended	Year on Year Variance
10	Personal Services 11 - 15						0.00	0.00
20	Personal Service Benefits 21 - 25						0.00	0.00
30	Operating Expense 31 - 34						0.00	0.00
40	Travel and Per Diem 40.1 - 40.3	15,000.00	0.00	0.00	0.00	0.00	15,000.00	0.00
41	Communication Services						0.00	0.00
42	Freight Services						0.00	0.00
43	Utility Services						0.00	0.00
44	Rentals and Leases						0.00	0.00
45	Insurance						0.00	0.00
46	Repair and Maintenance Service 46.1 - 46.6						0.00	0.00
47	Printing/Binding						0.00	0.00
48	Promotional Activities						0.00	0.00
49	Other Current Charges and Obligations						0.00	0.00
51	Office Supplies/Materials						0.00	0.00
52.1	Gas/Oil/Lube						0.00	0.00
52.2	Chemical/Solvents/Additives	1,133,275.23	0.00	0.00	233,812.50	0.00	899,462.73	233,812.50
52.3	Clothing and Wearing Apparel						0.00	0.00
52.4	Miscellaneous Supplies and Incidental						0.00	0.00
52.5	Tools and Small Implements						0.00	0.00
54	Books, Publications, Subscriptions, Memberships						0.00	0.00
55	Training	8,764.00	0.00	2,190.00	0.00	2,190.00	8,764.00	(2,190.00)
60	Capital Outlay 61 - 64	194,038.00					194,038.00	0.00
71	Debt Service-Principal							
72	Debt Service-Interest							
89	Contingency (current year)	50,000.00					50,000.00	
99	Payment of Prior Year Accounts							
0.001	Reserves - Future Capital Outlay							
0.002	Reserves - Self Insurance							
0.004	Reserves - Sick and Annual Leave							
	TOTAL:	1,401,077.23	0.00	2,190.00	233,812.50	2,190.00	1,167,264.73	231,622.50

**FLORIDA KEYS MOSQUITO CONTROL DISTRICT
MONTHLY BUDGET ANALYSIS
FISCAL YEAR 2021-2022
JANUARY 2022**

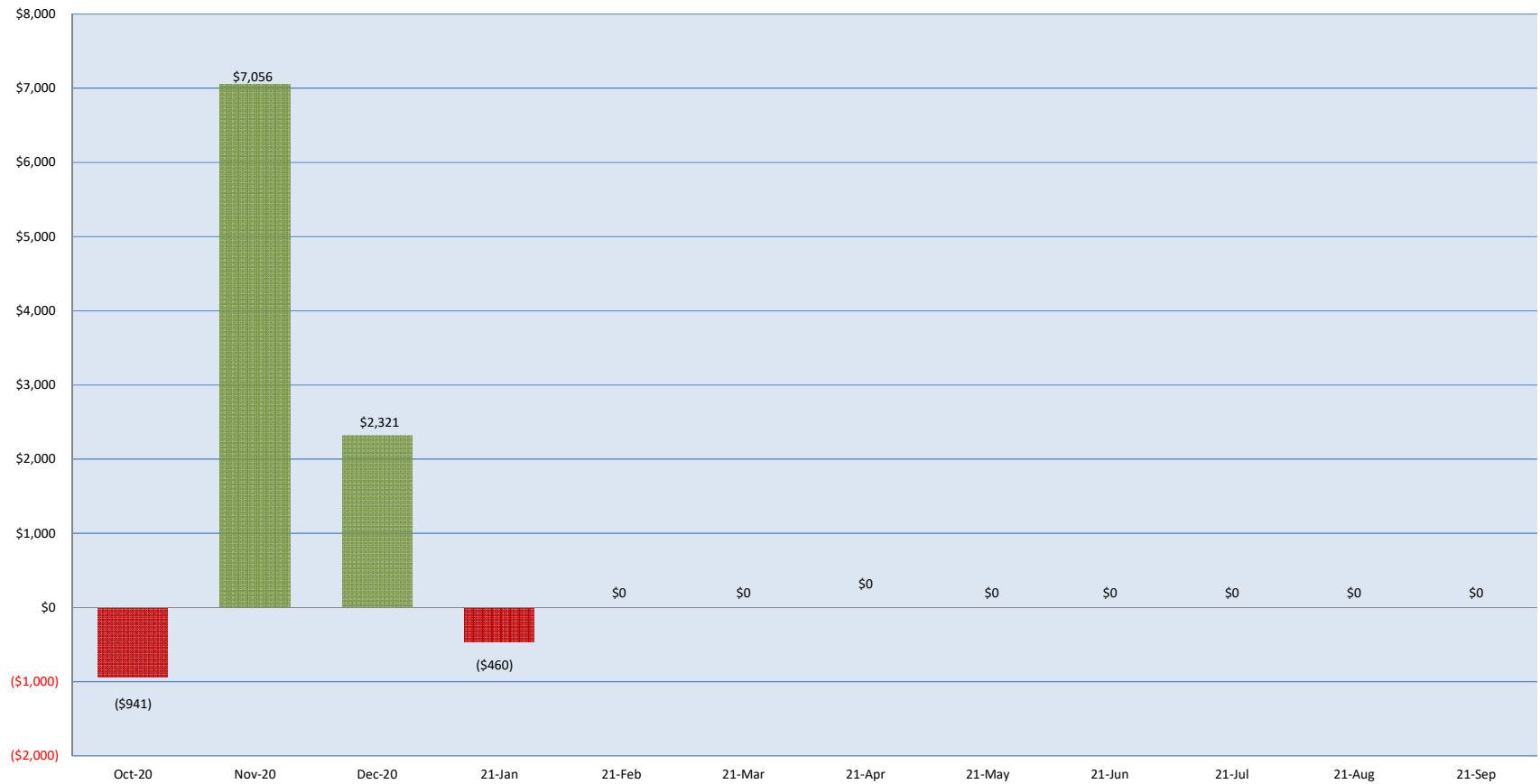
LOCAL FUND

ACCT. NO	ITEM	Annual Budget	Current January Actual	Prior Year Month	Current YTD - Actual	Prior Year YTD Actual	Current Annual: Unexpended	Year on Year Variance
10	Personal Services 11 - 15	5,107,273.00	357,267.48	347,958.47	1,599,123.87	1,588,325.22	3,508,149.13	10,798.65
20	Personal Service Benefits 21 - 25	3,638,882.00	224,431.16	226,880.12	951,706.16	976,511.80	2,687,175.84	(24,805.64)
30	Operating Expense 31 - 34	1,034,039.00	103,561.52	369,687.22	510,809.01	941,462.50	523,229.99	(430,653.49)
40	Travel and Per Diem 40.1 - 40.3	140,985.00	4,406.53	498.52	21,328.28	(6,282.69)	119,656.72	27,610.97
41	Communication Services	100,100.00	10,874.93	12,358.92	29,905.46	33,173.99	70,194.54	(3,268.53)
42	Freight Services	12,020.00	1,101.88	1,453.36	5,201.65	4,594.57	6,818.35	607.08
43	Utility Services	114,650.00	6,838.18	5,060.87	34,230.74	24,873.34	80,419.26	9,357.40
44	Rentals and Leases	941,243.00	9,726.83	7,267.40	50,258.66	29,172.36	890,984.34	21,086.30
45	Insurance	773,570.00	0.00	0.00	2,743.70	4,663.00	770,826.30	(1,919.30)
46	Repair and Maintenance Service 46.1 - 46.6	564,556.00	20,155.91	19,326.48	169,620.99	103,497.78	394,935.01	66,123.21
47	Printing/Binding	4,050.00	0.00	0.00	1,458.85	1,259.53	2,591.15	199.32
48	Promotional Activities	15,000.00	0.00	0.00	3,969.00	1,998.00	11,031.00	1,971.00
49	Other Current Charges and Obligations	511,115.00	842.32	2.96	501,533.72	1,338.96	9,581.28	500,194.76
51	Office Supplies/Materials	92,200.00	4,969.66	1,473.46	15,108.78	9,528.75	77,091.22	5,580.03
52.1	Gas/Oil/Lube	218,967.00	13,814.39	12,397.54	61,961.02	50,702.31	157,005.98	11,258.71
52.2	Chemical/Solvents/Additives	910,666.43	83,520.00	33,717.00	254,798.19	164,327.76	655,868.24	90,470.43
52.3	Clothing and Wearing Apparel	40,830.00	12,446.06	8,573.49	16,312.93	10,165.87	24,517.07	6,147.06
52.4	Miscellaneous Supplies and Incidental	195,330.00	4,886.04	4,028.97	18,159.52	18,780.72	177,170.48	(621.20)
52.5	Tools and Small Implements	10,000.00	1,330.47	39.96	5,564.38	745.63	4,435.62	4,818.75
54	Books, Publications, Subscriptions, Memberships	85,310.00	0.00	1,310.00	11,701.50	10,712.00	73,608.50	989.50
55	Training	132,459.00	10,598.58	60.00	26,123.18	879.00	106,335.82	25,244.18
60	Capital Outlay 61 - 64	367,500.00	46,552.50	4,300.00	69,587.49	23,377.95	297,912.51	46,209.54
71	Debt Service-Principal							
72	Debt Service-Interest							
89	Contingency (current year)	2,500,000.00					2,500,000.00	
99	Payment of Prior Year Accounts							
0.001	Reserves - Future Capital Outlay	2,454,026.00					2,454,026.00	
0.002	Reserves - Self Insurance						0.00	
0.004	Reserves - Sick and Annual Leave	250,000.00					250,000.00	
TOTAL:		20,214,771.43	917,324.44	1,056,394.74	4,361,207.08	3,993,808.35	15,853,564.35	367,398.73

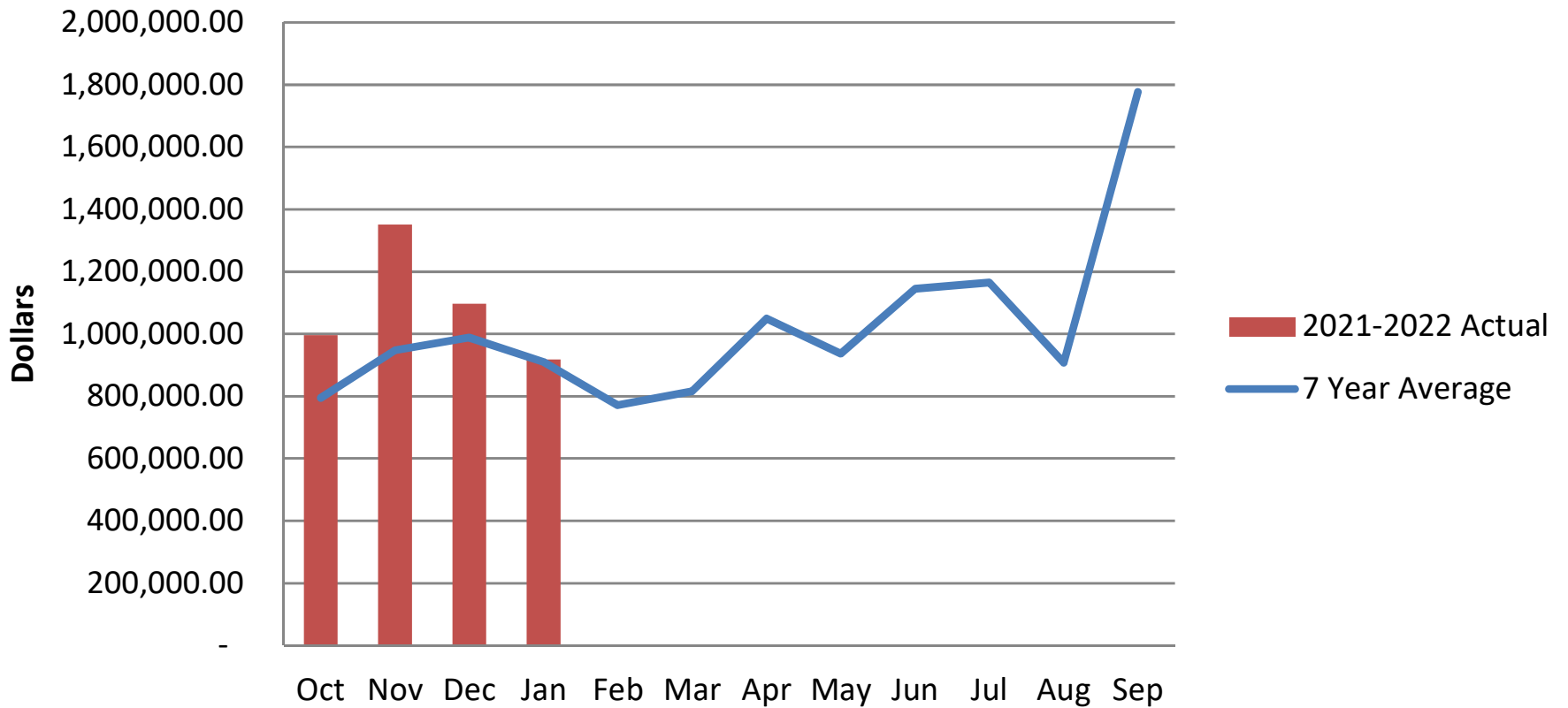
FKMCD Local FY 2021-2022 YTD Cash Basis Net Income (Loss) through January 2022



**FKMCD Local Funds FY 2021-2022 Cash Basis Monthly Net Income (Loss) through
January 2022
(Thousands of Dollars)**



Expenditure of Local Funds 2021-2022 Actual vs. Average of Last 7 Years



Florida Keys Mosquito Control District
District Finances as of
February 10, 2022

LOCAL ACCOUNT FUNDS

CHECKING - OPERATING

Checking Account balance on January 31, 2022:	\$	13,406,596.64	
Plus February 2022 deposits to date:		651,183.60	
Total Operating Checking Account funds available:		14,057,780.24	\$ 14,057,780.24
Less funds transferred from Operating to Payroll:		(359.40)	
Less funds transferred from Operating to Health:		0.00	
Less February 2022 expenditures to date:		(258,842.82)	
Total Operating Checking Account funds expended/transferred to date:		(259,202.22)	
Balance in Local Checking Account at present:		13,798,578.02	\$ 13,798,578.02

CHECKING - PAYROLL

Checking Account balance on January 31, 2022:	\$	0.00	
Plus funds transferred from Operating Checking to Payroll Checking:		359.40	
Total Payroll Checking Account funds available:		359.40	\$ 359.40
Total Net Payroll Checking expenditures to date:		0.00	
Balance in Local Payroll Checking Account at present:		359.40	\$ 359.40

HEALTH INSURANCE CLAIMS FUND ACCOUNT

Checking Account balance on January 31, 2022:	\$	3.36	
Plus funds transferred from Operating Checking to Health Checking:			
Total Health Checking Account funds available:		3.36	\$ 3.36
Total Net Health Checking expenditures to date:		0.00	
Balance in Local Health Checking Account at present:		3.36	\$ 3.36
Plus FSA Account		15,855.45	
Total Local Funds:		13,814,796.23	\$ 13,814,796.23

STATE I ACCOUNT FUNDS

CHECKING - OPERATING

January 31, 2022:	\$	263,424.81	
Plus February 2022 deposits to date:		0.00	
Total Checking Account funds available:		263,424.81	\$ 263,424.81
Less funds transferred to Operating Checking:			
Less February 2022 expenditures to date:		(1,043.00)	
Total State I Checking Account funds expended/transferred to date:		(1,043.00)	\$ (1,043.00)
Balance in State I Checking Account at present:		262,381.81	\$ 262,381.81

**CASH DISBURSEMENTS
FLORIDA KEYS MOSQUITO CONTROL DISTRICT**

**Honorable Board of Commissioners
Florida Keys Mosquito Control District
Key West, Florida 33040**

Commissioners:

I herewith tender to you Cash Disbursements January 1, 2022 to January 31, 2022:

Check No.	Payment Date	Remit To	Payment Amt.
ACH	1/7/2022	Empower Retirement	6,126.64
ACH	1/7/2022	Florida State Disbursement Unit (Garnishments)	411.78
ACH	1/7/2022	Florida State Disbursement Unit (Garnishments)	209.19
ACH	1/7/2022	Florida State Disbursement Unit (Garnishments)	278.42
ACH	1/5/2022	Centennial Bank	498.69
ACH	1/5/2022	EFTPS	82.62
ACH	1/7/2022	EFTPS	43,613.24
ACH	1/7/2022	Centennial Bank (Payroll)	123,018.37
ACH	1/14/2022	CIGNA Healthcare	62,340.23
ACH	1/14/2022	Centennial Bank	183.94
ACH	1/14/2022	Centennial Bank	2,829.22
ACH	1/14/2022	Centennial Bank	13.46
ACH	1/14/2022	Centennial Bank	245.00
ACH	1/14/2022	Centennial Bank	698.00
ACH	1/21/2022	Empower Retirement (Payroll Deductions)	6,577.36
ACH	1/21/2022	Florida State Disbursement Unit (Garnishments)	411.78
ACH	1/21/2022	Florida State Disbursement Unit (Garnishments)	209.19
ACH	1/21/2022	Florida State Disbursement Unit (Garnishments)	278.42
ACH	1/21/2022	EFTPS	43,506.63
ACH	1/20/2022	Centennial Bank	593.35
ACH	1/20/2022	EFTPS	98.30
ACH	1/21/2022	Centennial Bank (Payroll)	122,450.46
ACH	1/31/2022	Centennial Bank (Payroll)	4,507.48
ACH	1/27/2022	EFTPS	16.56
ACH	1/31/2022	EFTPS	1,578.15
000000000000116795	1/5/2022	Adapco, Inc.	41,760.00
000000000000116796	1/5/2022	ADSS Global	1,400.00
000000000000116797	1/5/2022	Airgas USA, LLC	1,887.90
000000000000116798	1/5/2022	Amazon Capital Services	400.78
000000000000116799	1/5/2022	Colonial Life Insurance (Payroll Deductions)	63.24
000000000000116800	1/5/2022	DSLX.NET	6,550.00
000000000000116801	1/5/2022	Federal Express	894.76
000000000000116802	1/5/2022	Kevin Foster (Per Diem/Travel Reimbursement 12/22/2021)	15.00
000000000000116803	1/5/2022	Keys Energy Services	727.59
000000000000116804	1/5/2022	Christopher P. Malcosky (Work Pants & Boots Reimbursement)	338.52
000000000000116805	1/5/2022	Marie's Cleaning	920.00
000000000000116806	1/5/2022	Protection Plus	453.00
000000000000116807	1/5/2022	Catherine Pruszynski (Reimbursement for Entomological Supplies)	61.16
000000000000116808	1/5/2022	Publix Super Markets, Inc.	213.99
000000000000116809	1/5/2022	Andrew Roltsch (Educational Assistance Program - Reimbursement)	6,000.00
000000000000116810	1/5/2022	William Ryan (Work Pants & Boots Reimbursement)	346.38
000000000000116811	1/5/2022	Southeastern Grocer LLC.	429.36
000000000000116812	1/5/2022	Specialty Hardware Supply, Inc.	52.80

LOCAL ACCOUNT CONTINUED

000000000000116813	1/5/2022	Bruce K. Stevens (Work Pants & Boots Reimbursement)	350.00
000000000000116814	1/5/2022	Sunshine Gasoline Distributors, Inc.	3,326.08
000000000000116815	1/5/2022	TK Elevator Corporation (Elevator Maintenance)	1,297.00
000000000000116816	1/5/2022	United Way of the Florida Keys (Payroll Deductions)	23.00
000000000000116817	1/5/2022	Verizon Wireless	3,703.75
000000000000116818	1/5/2022	Vernis & Bowling of the Florida (Professional Services)	1,600.00
000000000000116819	1/5/2022	Level 4 Telcom	481.10
000000000000116820	1/10/2022	APG Media	201.15
000000000000116821	1/10/2022	Carp Industries, Corp. (Boat, Motor, Trailer Purchase)	28,995.00
000000000000116822	1/10/2022	Corporate Traditions (To Be Reimbursed by Cigna Wellness Program)	2,770.50
000000000000116823	1/10/2022	Florida Keys Aqueduct Authority	288.18
000000000000116824	1/10/2022	Home Depot Credit Services	509.11
000000000000116825	1/10/2022	Keys Sanitary Service (RCR0208)	182.23
000000000000116826	1/10/2022	Pure Health Solutions Inc.	239.70
000000000000116827	1/10/2022	Ramona's	1,406.00
000000000000116828	1/10/2022	Scott P. Russell County Property Appraiser	63,314.87
000000000000116829	1/10/2022	Staples Business Credit	685.25
000000000000116830	1/10/2022	Jill Cranney-Black (Per Diem/Travel Reimbursement Bd Mtg 1/11/2022)	77.33
000000000000116831	1/10/2022	Phillip L. Goodman (Per Diem/Travel Reimbursement Bd Mtg 1/11/2022)	54.51
000000000000116832	1/10/2022	Brandon Pinder (Per Diem/Travel Reimbursement Bd Mtg 1/11/2022)	79.20
000000000000116833	1/10/2022	Thomas R. McDonald (Per Diem/Travel Reimbursement Bd Mtg 1/11/2022)	68.67
000000000000116834	1/10/2022	Stanley Zuba (Per Diem/Travel Reimbursement Bd Mtg 1/11/2022)	64.23
000000000000116835	1/14/2022	Advance Auto Parts	99.04
000000000000116836	1/14/2022	AOG Heliservices, Inc	495.00
000000000000116837	1/14/2022	AutoZone, Inc.	548.75
000000000000116838	1/14/2022	Aviation Survival	1,503.00
000000000000116839	1/14/2022	Boeing Distribution, Inc.	111.12
000000000000116840	1/14/2022	Corey Brindisi (Work Pants & Boots Reimbursement)	164.78
000000000000116841	1/14/2022	Clarke Mosquito Control Products (Annual Fee for BG Counters)	2,700.00
000000000000116842	1/14/2022	Andres M. Diaz, Jr. (Work Pants & Boots Reimbursement)	339.64
000000000000116843	1/14/2022	E.M.C Oil Corp. (Hazardous Drum Disposal)	350.00
000000000000116844	1/14/2022	Enterprise FM Trust	8,462.52
000000000000116845	1/14/2022	Florida Keys Air Conditioning (AC Maintenance)	208.37
000000000000116846	1/14/2022	Florida Mosquito Control Association	4,080.00
000000000000116847	1/14/2022	John L. Francis (Work Pants & Boots Reimbursement)	319.33
000000000000116848	1/14/2022	Genset Services, Inc	1,390.00
000000000000116849	1/14/2022	Joseph P. Hertzog (Work Pants & Boots Reimbursement)	343.50
000000000000116850	1/14/2022	Lawrence J. Hribar, PhD (Work Pants Reimbursement)	71.53
000000000000116851	1/14/2022	Matthew Y. Jolley (Work Pants & Boots Reimbursement)	338.89
000000000000116853	1/14/2022	Keys Auto Supply	1,056.65
000000000000116854	1/14/2022	Keys Automotive Sales & Service	1,126.70
000000000000116855	1/14/2022	Key West Auto Parts	13.17
000000000000116856	1/14/2022	LegalShield (Payroll Deductions)	307.18
000000000000116857	1/14/2022	Rochele L. Miller (Reimbursement for Certified District Mail)	7.38
000000000000116858	1/14/2022	Catherine Pruszynski (Educational Assistance Program-Reimbursement)	518.58
000000000000116859	1/14/2022	Marathon Garbage Service, Inc.	718.81
000000000000116860	1/14/2022	Robert McGregor (Work Boots Reimbursement)	150.00
000000000000116861	1/14/2022	Kelly Pointer (Work Pants & Boots Reimbursement)	345.13
000000000000116862	1/14/2022	Ryan Rodriguez (Work Pants & Boots Reimbursement)	324.59
000000000000116863	1/14/2022	Sage Software, Inc (Annual Fee for HRMS Business Care Gold)	2,783.71
000000000000116864	1/14/2022	Joseph R. Sheriff (Work Boots Reimbursement)	150.00
000000000000116865	1/14/2022	Patricia J. Sprague (Work Pants & Boots Reimbursement)	327.39
000000000000116866	1/14/2022	Vernis & Bowling of the Florida (Professional Services)	3,709.00
000000000000116867	1/14/2022	Juliana M. Waldrop (Work Pants & Boots Reimbursement)	350.00
000000000000116868	1/14/2022	West Marine	233.98

LOCAL ACCOUNT CONTINUED

000000000000116869	1/14/2022	Xerox Corporation	1,024.61
000000000000116870	1/21/2022	Lee Alwood (Work Pants & Boots Reimbursement)	309.02
000000000000116871	1/21/2022	Amazon Capital Services	65.43
000000000000116872	1/21/2022	BASIC Benefits (COBRA Fee)	172.48
000000000000116873	1/21/2022	Campbell Oil Co Inc.	7,839.24
000000000000116874	1/21/2022	Danilo Diaz Perez (Per Diem/Travel Reimbursement 12/22/2021)	15.00
000000000000116875	1/21/2022	E.M.C Oil Corp. (Hazardous Drum Disposal)	570.00
000000000000116876	1/21/2022	Florida Keys Aqueduct Authority	685.40
000000000000116877	1/21/2022	Florida Municipal Insurance Trust (Dental Premiums)	5,306.68
000000000000116878	1/21/2022	Island Tire	1,440.00
000000000000116879	1/21/2022	Kurt Joseph (Per Diem/Travel Reimbursement 12/22/2021)	15.00
000000000000116880	1/21/2022	Local Awards & Engraving	39.50
000000000000116881	1/21/2022	Tom Loftus (Work Boots Reimbursement)	123.58
000000000000116882	1/21/2022	Rochele L. Miller (Reimbursement for District Mail Postage)	3.54
000000000000116883	1/21/2022	Heidi Murray (Work Pants & Boots Reimbursement)	330.54
000000000000116884	1/21/2022	Jessica L. Rodriguez (Work Pants & Boots Reimbursement)	339.74
000000000000116885	1/21/2022	Safran Helicopter Engines USA, Inc.	2,047.60
000000000000116886	1/21/2022	State of Florida DMS Telecommunications	140.08
000000000000116887	1/21/2022	Sunshine Gasoline Distributors, Inc.	1,732.49
000000000000116888	1/21/2022	United States Treasury	590.87
000000000000116889	1/21/2022	United Way of the Florida Keys (Payroll Deductions)	23.00
000000000000116890	1/21/2022	Wex Bank	110.06
000000000000116891	1/21/2022	Lawrence J. Hribar, PhD (Work Boots Reimbursement)	129.00
000000000000116893	1/28/2022	Adapco, Inc.	41,760.00
000000000000116894	1/28/2022	Airbus Helicopters, Inc	1,693.71
000000000000116895	1/28/2022	Airbus Helicopters, Inc	384.36
000000000000116896	1/28/2022	Allen, Norton & Blue, P.A. (Professional Services)	8,552.50
000000000000116897	1/28/2022	Amazon Capital Services	7,408.53
000000000000116898	1/28/2022	Roberto Alvarenga (Work Boots Reimbursement)	150.00
000000000000116899	1/28/2022	Bell Textron, Inc	3,889.30
000000000000116900	1/28/2022	Carp Industries, Corp.	500.00
000000000000116901	1/28/2022	John D. Carson (Work Pants & Boots Reimbursement)	295.84
000000000000116902	1/28/2022	Carrie Atwood Cerninara (Work Pants & Boots Reimbursement)	350.00
000000000000116903	1/28/2022	John Cook (Work Boots Reimbursement)	150.00
000000000000116904	1/28/2022	John Paul Davis (Work Pants & Boots Reimbursement)	350.00
000000000000116905	1/28/2022	Steven Degnan (Work Pants & Boots Reimbursement)	279.44
000000000000116906	1/28/2022	Byron Elliott (Work Pants & Boots Reimbursement)	278.96
000000000000116907	1/28/2022	Florida Keys Electric Coop Assn Inc	3,315.97
000000000000116908	1/28/2022	Hangar Door Specialists, LLC	17,057.50
000000000000116909	1/28/2022	HemoStat Laboratories	34.75
000000000000116910	1/28/2022	Adriaan Hereijgers (Work Boots Reimbursement)	150.00
000000000000116911	1/28/2022	Bruce L. Holden (Reimbursement - District Property Registration)	50.30
000000000000116912	1/28/2022	Lawrence J. Hribar, PhD (Reimbursement for District Expense)	14.50
000000000000116913	1/28/2022	Chris Law (Work Pants & Boots Reimbursement)	350.00
000000000000116914	1/28/2022	Robert Lee (Work Boots Reimbursement)	150.00
000000000000116915	1/28/2022	Low Cut Lawn Care LLC	1,600.00
000000000000116916	1/28/2022	Ron Matie (Work Pants & Boots Reimbursement)	279.41
000000000000116917	1/28/2022	Neil C. McMichael (Work Boots Reimbursement)	150.00
000000000000116918	1/28/2022	Alana Loftus (Work Pants & Boots Reimbursement)	252.15
000000000000116919	1/28/2022	Paul Pignataro (Work Pants Reimbursement)	134.38
000000000000116920	1/28/2022	Catherine Pruszynski (Per Diem/Travel Reimbursement 1/16-21/2022 FMEL)	1,315.00
000000000000116921	1/28/2022	Catherine Pruszynski (Work Pants & Boots Reimbursement)	350.00
000000000000116922	1/28/2022	Ramona's	2,815.00
000000000000116923	1/28/2022	Robert Svoboda (Work Boots Reimbursement)	144.32
000000000000116924	1/28/2022	Wex Bank	732.31

LOCAL ACCOUNT CONTINUED

000000000000116925	1/28/2022	Alexander J. Weeks (Work Pants & Boots Reimbursement)	325.00
000000000000116926	1/28/2022	Wired Waters	4,875.00
000000000000116927	1/28/2022	Centennial Bank	413.22
Total Local Account Cash Disbursements			\$ 750,259.87

Respectfully Submitted,



Bruce Holden, Finance Director/Comptroller
Florida Keys Mosquito Control District

Item 9b

ITB 2022-01
Truck Mount
Gas ULV
Sprayers



FLORIDA KEYS MOSQUITO CONTROL DISTRICT

Board of Commissioners

Phil Goodman, Chairman
Stanley Zuba, Vice Chairman
Thomas McDonald, Secretary/Treasurer
Jill Cranney
Brandon Pinder

Executive Director
Andrea Leal

18 Aquamarine Drive
Key West, FL 33040

Telephone: (305) 292-7190
FAX: (305) 292-7199

www.keysmosquito.org

February 10, 2022

To: Board of Commissioners
Florida Keys Mosquito Control District

From: Bruce Holden, Finance Director *Bruce Holden*

Through: Andrea L. Leal, Executive Director

Subject: Bid Opening Committee Recommendations for ITB 2022-01

On February 8, 2022, the FKMCD Bid Opening Committee met to evaluate proposals for purchasing truck mount gas ULV sprayers. The committee consisted of Executive Director Andrea Leal, Director of Operations Mikki Coss, Purchasing Agent Rochele Miller, Mechanic Supervisor Roberto Alvarenga and me. Executive Assistant Deanna Darias handled recording. Middle Keys Supervisor John Davis was present, but no members of the public attended the bid opening.

ITB 2022-01: Truck Mount Gas ULV Sprayers





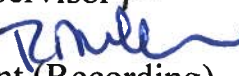
One bid was received in response from publication of the ITB. The Bid Opening Committee unanimously recommends awarding the contract for three ULV Sprayers to Clarke. The total cost, which includes freight, will be \$45,255.63.

FLORIDA KEYS MOSQUITO CONTROL DISTRICT

BID OPENING – ITB 2022-01

TUESDAY, FEBRUARY 8, 2022, 10:00 AM

PRESENT WERE:

Andrea Leal, Executive Director 
Mikki Coss, Director of Operations 
Bruce Holden, Finance Director 
Roberto Alvarenga, Mechanic Supervisor 
Rochele Miller, Purchasing Agent 
Deanna Darias, Executive Assistant (Recording)

John Davis, Middle Keys Supervisor, was present in the audience.

ITB 2022-01 TRUCK MOUNT GAS ULV SPRAYERS

Vendor: Clarke Mosquito Control Products

Amount: \$45,255.63, 3 at \$15,085.21 each. Pricing includes shipping. Delivery 7-10 Days.

Committee Recommendation to the Board:

One bid was received. The committee unanimously recommends purchasing 3 Grizzly OHV Smart Flow GPS from Clarke Mosquito Control Products in the total amount of \$45,255.63. This price includes delivery within 7-10 days of placing the order.

Item 9c

Surplus
Property



FLORIDA KEYS

MOSQUITO CONTROL DISTRICT

Board of Commissioners

Phil Goodman, Chairman
 Stanley Zuba, Vice Chairman
 Thomas McDonald, Secretary/Treasurer
 Jill Cranney
 Brandon Pinder

Executive Director
 Andrea Leal

18 Aquamarine Drive
 Key West, FL 33040

Telephone: (305) 292-7190
 FAX: (305) 292-7199

www.keysmosquito.org

MEMORANDUM

Date: February 15, 2022

To: Board of Commissioners, Florida Keys Mosquito Control District

From: Bruce Holden, Finance Director/Comptroller *Bruce Holden*

Subject: Surplus Property

In Accordance with Chapter 388.323 Florida Statutes, it is requested that the Board of Commissioners of the Florida Keys Mosquito Control District accept the following list of property and authorize that said property be declared surplus and disposed of in compliance with Chapter 388.323. The assets below have no useful function and are of no value to Florida Keys Mosquito Control District other than to be used for parts to repair similar items in our possession. Therefore, approval is requested for destruction and/or disposal once it is determined that no other county or district engaged in arthropod control has need for the equipment. Said disposal would be in Accordance with Chapter 274.06 Florida Statutes.

ASSET	ITEM/DESCRIPTION	Condition
2794	Gravelly mower, with deck but missing deck hardware	POOR
2544	Gas air compressor with Honda GX390 approximately 30 Gallon air tank	POOR
2960	Grizzly sprayer, missing fuel tank	POOR
2655	Grizzly sprayer, missing fuel tank, missing engine parts	POOR
2661	Grizzly sprayer, missing fuel tank, missing engine parts	POOR
2641	Grizzly sprayer, missing fuel tank, missing engine parts	POOR
2741	Grizzly sprayer, missing fuel tank, missing engine parts and control box	POOR
2922	Grizzly sprayer, missing parts	POOR
2961	Grizzly sprayer, missing parts, frame is in poor condition	POOR
2697	Grizzly sprayer, missing parts	POOR
2753	Grizzly sprayer, missing parts	POOR
non-asset	Oxygen/acetylene rolling tank cart. Incl Hose, cutting torch, regulators. Tanks not included.	POOR
non-asset	37" Sheet metal roller	POOR
non-asset	Dayton 5 speed, 14 inch drill press. Model- 32917c.	POOR
non-asset	Dayton, 15 ton hydraulic press. Style- H frame. Date of manufacture November 1995.	POOR
non-asset	Aluminum Storage Box 18inH X 17D X 48 wide	FAIR
non-asset	Aluminum Storage Box 18inH X 17D X 48 wide	FAIR

Item 9d

Approval for
Demand and
Complaint regarding
Cyber Insurance
Reimbursement

VERNIS & BOWLING

ATTORNEYS AT LAW • EST. 1970

81990 Overseas Hwy. 3rd Flr. Islamorada, Florida 33036 • Telephone: 305-664-4675 • Facsimile: 305-664-5414

_____, 2022

Via Email: monika.coleman@pgcs-tpa.com

Monika Coleman
Liability Claims Supervisor
PGCS Claims Services
P.O. Box 958456
Lake Mary, FL 32795

RE: Florida Keys Mosquito Control District – Cyber Insurance Claim

Insured: Florida Keys Mosquito Control District
Carrier: Preferred Governmental Insurance Trust
Claim No. 372955

Dear Ms. Coleman,

As you know, my office represents the Florida Keys Mosquito Control District (“the District”) and has been working with you regarding the above-referenced claim. As you know PGIT issued payment to the District for the claim on or about September 21, 2021 for \$285,116.36 of the District’s costs and expenses relating to the cyber attack claim and the incident leading to the claim. As you know, the District is in disagreement with the payment and demands payment of the full Monifi Invoice #3001.

The District incurred the cost per the invoice of \$266,950.00 for services provided by Monifi and paid invoice #3001 on or about January 2021. By at least November 2020, the District had provided PGIT, through PGCS, with Monifi Invoice #3001. A decision as to reimbursement/payment as to the Monifi invoice was not made until September 2021, approximately ten (10) months after submission and request for payment.

The District, having a pending due invoice unpaid since October/November 2020, paid the invoice _____ in

DELAND, FL
FORT MYERS, FL
HOLLYWOOD, FL
ISLAMORADA, FL

JACKSONVILLE, FL
KEY WEST, FL
MIAMI, FL
NORTH PALM BEACH, FL

PENSACOLA, FL
ST. PETERSBURG, FL
TAMPA, FL
BIRMINGHAM, AL

MOBILE, AL
ATLANTA, GA
GULFPORT, MS
CHARLOTTE, NC
COLUMBIA, SC

January 2021 not having indication that the reimbursement would be denied. PGIT, through PGCS, did not send any hard-copy communication expressing issues regarding vendors or expectations by PGIT regarding work relating to the District's loss and work required. The District, rather, was told through a telephonic conference to do the work necessary to get up and running through the emergency. The District is a government entity serving Monroe County, performing services vital to health and safety.

PGIT supposedly issued \$121,925 for payment of Monifi Invoice #3001¹, leaving a balance of \$145,025.00 which the District has been forced to take as a loss despite its insurance coverage which should have protected it from this sudden loss and emergency.

If no further payment or negotiation regarding the remaining balance of Monifi Invoice #3001 is had within ten (10) days, the District will be forced to proceed with the draft Complaint which has been attached hereto. The filing of the attached Complaint was approved by the Florida Keys Mosquito Control District at their February 15th, 2022 regular Board meeting for filing ten (10) days after the above date.

Our office remains available to discuss should PGIT wish to avoid this litigation.

Sincerely,

Dirk M. Smits, Esq.

For the Firm

*On Behalf of the Florida Keys Mosquito Control
District*

¹ The use of "supposedly" is based on the fact that the Monifi invoice payment was lumped into other payment by PGIT and no statement of loss documentation with a breakdown was provided other than an electronic correspondence which stated that the covered amount of the invoice was \$121,925.00.

**IN THE CIRCUIT COURT OF THE
SIXTEENTH JUDICIAL CIRCUIT IN
AND FOR MONROE COUNTY, FLORIDA**

CASE NO. _____

**THE FLORIDA KEYS MOSQUITO
CONTROL DISTRICT, Special Taxing
District of the State of Florida,**

Plaintiff,

vs.

**PREFERRED GOVERNMENTAL INSURANCE
TRUST**

Defendant.

_____/

COMPLAINT

Plaintiff, THE FLORIDA KEYS MOSQUITO CONTROL DISTRICT, SPECIAL TAXING DISTRICT OF THE STATE OF FLORIDA (hereinafter “FKMCD”) by and through the undersigned counsel, sues Defendant, PREFERRED GOVERNMENTAL INSURANCE TRUST (hereinafter “PGIT”), and states:

PARTIES, JURISDICTION & VENUE

1. This is an action for damages within the jurisdiction of this Court in excess of Thirty Thousand Dollars (30,000.00) exclusive of interest, costs and attorney’s fees.
2. At all times material, Plaintiff, FKMCD was and is a special taxing district established by and through statutory law for the State of Florida located in Monroe County, Florida.
3. The Defendant is an insurance trust conducting business activity in Monroe County, Florida.

4. Venue is proper in Monroe County, Florida, because the insurance policy which forms the subject matter of this lawsuit was issued in Monroe County, Florida and alle vents complained of occurred in Monroe County, Florida.

5. All conditions precedent to the filing of this lawsuit have occurred, been waived, or been performed.

GENERAL ALLEGATIONS

6. At all times material hereto, in consideration of premium paid by Plaintiff, there was in full force and effect a public entity common agreement and insurance policy issued by Defendant bearing agreement number PK2FL10444033 19-16 (the “Policy”) providing coverage for the period of 10/01/19 through 10/01/21. A copy of the full Policy and endorsement is attached hereto as Exhibit “A” and incorporated herein by reference.

7. Plaintiff has paid all premiums due and owing as contemplated by the Policy.

8. The policy encompassed, amongst others, an endorsement and coverage for media content services, network security, and privacy liability.

9. Under the terms of the policy, the Defendant agreed to provide insurance coverage to Plaintiff against damages and expenses regarding cyber extortion threats and damages as well as data breach response and crisis management.

10. On or about October 20, 2020, Plaintiff suffered a cyber extortion/data breach/network breach attack on its computer systems which caused damage and required professional response.

11. Plaintiff notified Defendant of the claim and potential damages and expenses from date of loss of October 20, 2020, to which Defendant assigned a claim number of 372955.

12. Plaintiff notified Defendant of its damages and expenses for the response measures.

13. Plaintiff submitted documentation of its continued damages and expenses to Defendant on or before November 17, 2020.

14. Defendant provided no denial or acceptance of Defendant's damages and expenses for well-over ninety (90) days.

15. Defendant eventually provided payment in part but has refused to pay for all of Plaintiff's damages and expenses.

COUNT I – BREACH OF CONTRACT

16. Plaintiff hereby readopts and realleges paragraphs 1 through 15 as if reasserted herein.

17. At all times material hereto, Plaintiff has satisfied all post-loss obligations accorded in the Policy, including but not limited to reporting the claim to the Defendant in a timely manner.

18. Despite Plaintiff's request for full payment of its damages and expenses, Defendant has refused to pay Plaintiff's full damages and expenses as a result of the October 20, 2020, event.

19. As a result of the foregoing, the Defendant has breached the terms of the Policy.

20. As a direct and proximate result of Defendant's various breaches of the Policy, Plaintiff has sustained financial loss, damages, and has been caused to retain the undersigned counsel and is hereby obligated to pay reasonable attorney's fees and litigation costs.

21. Plaintiff has retained the undersigned counsel and agreed to pay them a reasonable fee being the greater of actual hourly charges or court awarded, whichever is greater.

WHEREFORE, Plaintiff, FLORIDA KEYS MOSQUITO CONTROL DISTRICT, demands judgment for damages, interest, and reasonable attorneys' fees and costs pursuant to Florida Statute § 627.428 and/or § 627.9373 against Defendant, PREFERRED

GOVERNMENTAL INSURANCE TRUST, and such other further relief as this Court deems just and proper.

DEMAND FOR JURY TRIAL

Plaintiff further demands a trial by jury of all issues so triable.

DATED this _____th day of _____ 2022.

By: /s/ Dirk Smits, Esq.
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