

CYPRESS GROVE COMMUNITY DEVELOPMENT DISTRICT
BOARD OF SUPERVISORS
MINUTES

Date: November 14, 2016
8:00 A.M.

Held at
17100 Lyons Road
Boca Raton, FL 33496

1. Roll Call

The meeting was called to order by the Vice Chair, Rick Elsner, at 8:00 A.M.

The Vice Chair then called the roll, and noted that all Supervisors, except Chuck Walsey, were present.

In Attendance:

Board Members: Rick Elsner, Larry Portnoy, Pamela Duhaney and Don Johnson

District Engineer: Alan Wertepny

District Attorney: Peter Breton

Guests: Robert Poyner, RLP Property Services, Inc.

2. Approval of Agenda

After a motion by Supervisor Portnoy and second by Supervisor Duhaney, the Board unanimously approved the Agenda, as amended.

3. Approval of Minutes

By motion by Supervisor Portnoy and second by Supervisor Duhaney, the Board unanimously approved the minutes of the Board of Supervisors' Meeting of October 17, 2016.

3A. Presentation by Kimley-Horn on Permits for IOTA Carol Development

Bradley Walker and Mark Richards of Kimley-Horn made a presentation to the Board. They represent landowner IOTA Carol. Supervisor Portnoy introduced them and explained that he has been working with IOTA Carol and found out that part of their approval is to give the westerly 400 acres of their two sections to Indian Trail Improvement District to increase ITID's discharge. He had concerns regarding the potential impact of discharges to the canal system on water quality and food safety on the agricultural crops in the District. He asked the Kimley-Horn representatives to explain the concept of setting aside the 400 acres and whether it would impact roads and canals.

Mark Richards explained that there is an existing SFWMD stormwater permit covering the area. Alan Wertepny stated the permit is held by Indian Trail Groves. Mark described that IOTA Carol agreed to two things: First, there are so many lakes on their site that they don't need the entire permitted discharge, so they are giving a portion to ITID. Second, agreement to give 400 acres in the western portion of their site to ITID, if it wants it, for ITID to improve as part of their overall stormwater retention needs.

IOTA Carol's own discharge will use the canal system for bleed-off over a certain number of days after a storm event.

ITID can create a stormwater impoundment area or detention areas on the 400 acres.

Supervisor Portnoy asked how ITID would physically make the 400 acre area work. Mark said he did not know. Supervisor Elsner asked if ITID has expressed interest in having the 400 acres. Mark said they have expressed interest, but haven't discussed design or hydraulics.

Supervisor Portnoy asked Alan Wertepny if it would have to be piped. Alan Wertepny described how he thought it would work, but they would likely use the existing canals rather than pipes. He said that the water would receive treatment and the water quality would be acceptable. He also explained how ITID's discharge rate would be benefitted. Alan Wertepny also said a land swap could be a possibility to get all the storage in one area.

Mark said that they are not abandoning any of the section line easements. The existing roads and canals were discussed. IOTA Carol is not paving Orange Boulevard all the way through its property. The east-west easement runs through the 400 acres.

Supervisor Portnoy summarized that there will be a lot of design issues that ITID will face, but it can be done in such a way that the farmers will not be impacted.

4. State Road 7 Update

Alan Wertepny reported on State Road 7. He has not heard anything from FDOT or the County. This month the SFWMD hearing should be held. He updated the Board on the progress of Seminole Pratt-Whitney Road.

5. Engineer's Report / L-8 Basin Study

Alan Wertepny reported on the L-8 Basin. FDEP completed an assessment of the Lake Worth Lagoon to see what is impaired. Nutrients were taken off the list of impairments and turbidity was added, probably due to releases from Lake Okeechobee. There are no other impairments at this time. The next assessment is in 5-7 years.

6. District Manager's Report / L-8 Report and Report on Status of Projects

The District Manager distributed his written report and discussed it with the Board.

District Manager's Report November 14, 2016

- On November 12, 2016 the offsite L-8 Canal elevation at the North Pump was 12.9 and the onsite elevation was 18.3 The South Pump offsite elevation was 12.6 and the onsite elevation was 17.8 Lake Okeechobee water level is 15.23 October level was at 15.97
- Canals - Aquatic herbicide program is complete. Canals are clear of vegetation. We also included the west canal in section 30&31 to the aquatic herbicide program.
- 4th Quarter pump reports due 1/1/17.
- New activity at Cioffi. Filling interior canal system with mulch debris. Pictures sent last week. Stienman is regularly hauling in sludge material.
- Pipe Projects. All off season pipe projects are installed and complete. New pipe project for the intersection of 59th and section 32&33.
- Fuel tank inspection. There are no leaks and tanks are working properly at this time. We had 7203 gal of fuel delivered in April and have used 6615 gal since delivery. We are still awaiting PBC DERM inspector to inspect tank. Fuel tanker will be needed this week.

- Capital Improvement Projects and estimated cost.
 1. Clear and dredge canal between section 29&30 (June-Aug \$6000.00 estimate) **ON HOLD**
 2. Clear and Dredge West side of canal on the east side section 31 from south outfall canal to section 30. (June-Aug estimate \$6000.00) **ON HOLD**
 3. Aquatic herbicide to occur in the off season. (**COMPLETE**)
 4. Replace 72" crossing pipe in road (Orange Blvd extension) between section 33&34. (June-Aug \$16,000.00 estimate) (**INSTALLED Under estimated budget by \$7199.00**)
 5. Install new or repair pipe at 59th and section 32&33. {Estimate to replace \$16,000.00 including pipe. Will not be able to estimate repair until summer.
 6. Long stick work has been completed.
 7. Clean south outfall canal along 59th & section 33. (Estimate \$7500.00)
 8. South pump: Pump has been repaired and installed. (**Needs to be pulled for warranty work**)
 9. Disposal of all metal pipes is complete. Need to dispose of 50' X 48" of black plastic pipe.
 10. Long stick needed for summer sand bar removal. (Depending on winter rainfall.)
- Road repair needed for south main road (Section 29). Should be completed early October. We spent \$700.00 of the \$2500.00 estimate to date. There is still some work to finish on our other roads.
- Hundley Farms replaced the gate in section NE corner of section 17. Pictures will be sent this week.
- Farm operations have started. We are now maintaining winter water levels.
- Hope Town Farms is requesting to connect an 60ft X 36inch pipe into our E/W canal at the center of section 29.
- Discussion on over spill of 6Ls pipe & riser west of our south pump.
- North pump failed Sunday 10/16/16. Pump has been removed and delivered to Tru Flo for repairs. Temporary pump has been installed at the north pump station. Rental start date 10/26/16. Pump return estimated date is 11/30/16.

Bobby Poyner told the Board that the south pump is leaking badly and needs further repairs. They discussed the cost of pulling it out and reinstalling and whether it is Tru-Flow's responsibility to pay these expenses since Tru-Flow should have repaired the leaks when it did the other repairs. He also discussed the delay in repairing the north pump. The Board gave Bobby Poyner direction how to proceed with Tru-Flow.

7. Treasurer's Report

The Treasurer reported that the District had \$57,000 in the bank at the end of October. He issued checks for \$28,000 so there is approximately \$29,000 remaining until the 2016 tax payments begin to arrive.

After discussing the full year results, the Board decided not to have a year-end budget amendment.

The Treasurer made a motion to renew the contract with Grau & Associates for auditing services for another year. Supervisor Elsner seconded the motion, which was unanimously approved.

8. Attorney's Report

The District's Attorney had nothing to report.

9. Comments by Supervisors

Supervisor Portnoy brought up the ongoing problems with ADP. Several checks were not issued last summer. He said that the Supervisors should forego future payments. Peter Breton explained that the CDD statute provides that supervisors are "entitled" to payment for attending meetings. He recommended that each supervisor send a letter to the District "waiving" his or her entitlement to the fees. He recommended that Supervisor Walsey, who is not a G.L. Homes employee like the other supervisors, be paid a consulting fee directly from G.L. Homes, not the District. A Board member cannot be a consultant. Doing this would save the District about \$14,000 per year. The Attorney will send everyone a form letter.

Supervisor Portnoy sked the Attorney to research ow the District can assess the homes in IOTA Carol's property when it is developed.

10. Comments by Public

There were no members of the public present.

11. Announcement of Next Meeting Date

There being no further comments from Supervisors and no comments by the public, the Chair announced that the next meeting would occur on December 12, 2016, at 8:00 A.M. at 17100 Lyons Road, Boca Raton, Florida 33496.

12. Adjournment

Upon motion by Supervisor Duhaney and second by Supervisor Portnoy, the Board unanimously voted to adjourn at 9:05 A.M.

Charles C. Walsey, Chair

Peter L. Breton, Secretary