

CYPRESS GROVE COMMUNITY DEVELOPMENT DISTRICT
BOARD OF SUPERVISORS
MINUTES

Date: May 15, 2017
8:00 A.M.

Held at
17100 Lyons Road
Boca Raton, FL 33496

1. Roll Call

The meeting was called to order by the Chair, Charles Walsey, at 8:05 A.M.

The Chair then called the roll, and noted that all Supervisors, except Don Johnson, were present.

In Attendance:

Board Members: Charles Walsey (by speakerphone), Rick Elsner, Larry Portnoy and
Pamela Duhaney

District Engineer: Alan Wertepny

District Attorney: Peter Breton

Operations Manager: Robert Poyner, RLP Property Services, Inc.

2. Approval of Agenda

After a motion by Supervisor Duhaney and second by Supervisor Elsner, the Board unanimously approved the Agenda.

3. Approval of Minutes

By motion by Supervisor Duhaney and second by Supervisor Elsner, the Board unanimously approved the minutes of the Board of Supervisors' Meeting of March 20, 2017.

4. State Road 7 Update

The District Engineer stated he had no new information on State Road 7. Attorney Breton explained that the Administrative Law Judge issued a Recommended Order in favor of issuing the permit, but the parties have a period of time to make exceptions to the ALF's findings, then it goes to the SFWMD Governing Board to issue a Final Order. Supervisor Elsner noted that the Army Corps of Engineers still has to issue a permit. Supervisor Portnoy asked about the \$22,000 per unit assessment to clean up the lake system. Alan Wertepny explained what the latest plans are.

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

The District Engineer reported on the L-8 canal. He has been working with Bobby Poyner on determining the bottom elevation of the south pump station. He explained that at a certain elevation, the pump can no longer draw water. SFWMD is planning to drop the elevation in the L-8 canal down to 11 feet, which will cause us problems. Some improvements will be needed and they are looking at options. Bobby Poyner said installing an angle pump at the south station would be able to operate at a lower elevation. Bobby Poyner will find out from Tru-Flow what the cost and requirements are. He said a new pump would be more efficient and the old pump cannot be repaired again.

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

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

Operations Manager's Report May 15, 2017

- On May 14, 2017 the offsite L-8 Canal elevation at the North Pump was 11.8 and the onsite elevation was 17.0 The South Pump offsite elevation was 12.7 and the onsite elevation was 17.0 Lake Okeechobee water level is 11.47 March level was at 12.89
- Canals- Vegetation growth starting. After several rain events farmers pumped vegetation into main canal system.
- 2nd Quarter pump reports are due 7/1/17.
- Cioffi is no longer operating within the CDD. Stienman is regularly hauling in sludge material.
- 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 7202 gal of fuel delivered on 4/4/17 and have used 2850 gal since delivery. We are still awaiting PBC DERM inspector to inspect tank.
- 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.
 4. 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.
 5. Clean south outfall canal along 59th & section 33. (Estimate \$7500.00)
 6. New pipe needed for center road section 20&21.
 7. Long stick needed for summer sand bar removal.
 8. Canal bank maintenance. (Started repairing canal banks.)
- Road repair needed for south main road (Section 29). 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. Started to de-rock main road section 2B&33.
- Hope Town Farms is requesting to replant in easement.
- Farm operations are winding down. Currently maintaining system at 17.0.
- Potential pipe & riser for west canal section 30&31.
- The permanent drainage for the park has been installed. The scope of work is complete with the exception of one more pipe to be installed after farm season is over and summer water levels are being maintained.

- We have had multiple days of low water levels in the L-8. The levels have been as low as 11.11 have had several discussions with SFWMD operations team and they are telling me that next year if Lake Okeechobee continues to have water levels in the 12.0 range that our stages will fall well below 12.0. They were able to send additional water this year because they are constructing what is called Slow Equalization Basin and that construction will be completed by next season. Additionally farmers on the west side of the L-8 have been lowering their intakes in preparation of the upcoming lower water levels therefor reducing the stages even more in the LB.
- On 3/6/17 we ran out of water for the south pump for 3.5 days. Notified SFWMD and was told that they are not able to raise stages any higher when Lake Okeechobee levels fall below 13.30 Discussion on future low water levels.

Bobby Poyner said he needs to add some catwalks at the risers at the two pump stations so that the workers can stand while puling riser boards or removing debris.

7. Treasurer's Report

The Treasurer reported that the bank balance at the end of April was \$223,000. He wrote almost \$80,000 in checks. The reimbursement from G.L. Homes for the park work is being finalized and could result in \$30,000 to \$35,000 coming back to the District.

The Board discussed the proposed budget for FY 2017-2018. The Treasurer said the assessments will be going up by \$10.00 per acre.

The District's Attorney explained the proposed budget. He recommended that the District open a separate bank account for capital replacement reserve so that it is segregated. He recommended putting a pro-rata share of each tax payment into this account. He explained that it is not really restricted, since the Board can do a budget amendment to reallocate it to something else. It is not legally restricted, but is at the Board's discretion.

Supervisor Portnoy moved to approve the proposed FY 2017-2018 budget. Supervisor Elsner seconded and the motion unanimously passed. Supervisor Portnoy moved to increase the proposed FY 2017-2018 assessment rate to \$65.39 per acre. Supervisor Elsner seconded and the motion unanimously passed.

8. Attorney's Report

The District's Attorney informed the Board that the Supervisor of Elections provided a letter confirming that as of May 1, 2017, there were six (6) qualified electors (voters) in the District. Supervisor Portnoy moved that, based on the Supervisor of Elections' letter, the Board made a finding that there were six (6) qualified electors in the District. Supervisor Elsner seconded the motion, which passed unanimously.

The Board discussed how to handle landowners in Section 32 who are withdrawing water from District canals.

The District Attorney advised the Board that the County Commission has denied IOTA Carol's application to amend comprehensive plan for its property in the District.

The District Attorney advised the Board that the plan to recycle equine waste in the Belle Glade area has been cancelled due to protests by farmers that it could contaminate their produce.

9. Comments by Supervisors

Supervisor Portnoy briefed the Board about G.L. Homes' plans for its property in the District.

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 June 19, 2017, at 8:00 A.M. at 17100 Lyons Road, Boca Raton, Florida 33496.

12. Adjournment

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

Charles C. Walsey, Chair

Peter L. Breton, Secretary