

CYPRESS GROVE COMMUNITY DEVELOPMENT DISTRICT
BOARD OF SUPERVISORS
MINUTES

Date: August 21, 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 8:00 A.M.

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

In Attendance:

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

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

3. Approval of Minutes

By motion by Supervisor Elsner and second by Supervisor Portnoy, the Board unanimously approved the minutes of the Board of Supervisors' Meeting of July 17, 2017.

4. State Road 7 Update

The District Engineer reported that the permits for the SR 7 expansion have been issued by all the agencies. The funding is in place. Construction should begin next year. The City of West Palm Beach is continuing to appeal. He updated the Board on the status of the lakes in Ibis.

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

The District Engineer had nothing new to report on the L-8 basin.

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 August 20, 2017

- On August 19, 2017 the offsite L-8 Canal elevation at the North Pump was 13.0 and the onsite elevation was 16.1 The South Pump offsite elevation was 13.0 and the onsite elevation was 16.1 Lake Okeechobee water level is 13.39 July level was at 12.49
- Canals- Aquatic herbicide application going on at this time.
- 2nd Quarter pump reports turned to Alan.
- Stienman is regularly hauling in sludge material.
- New pipe project for the intersection of 59th and section 32&33. Scheduled for 2nd week of September.
- 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. There was an inspection of the fuel tank on 5/31/17. Insurance certificate, monthly inspection forms and a 3rd party test of the Pneumercator have been requested. Insurance and inspection log is complete and sent in. 3rd party inspection by Delta Petroleum is complete and sent to ERM.
- 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 in process.
 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. **(CANNOT BE REPAIRED)**)
 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. Grader work complete at this time. Additional \$800.00 spent. Total \$1500.00

- GL pumps & motors from Boynton. (Received)
- Farm operations are winding down. Currently maintaining system at 14.0 to 16.
- 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.
- Tru-Flo agreement. Signed & delivered.
- Santa Rosa Groves discussion.
- Rick Elsner & Bobby Poyner met with SFWMD operations division 7/26/17 to discuss future L-8 water levels. Scott Huebner, Adnan Mirza confirmed we should expect lower water levels in the future.
- We have had multiple days of low water levels in the L-8. The levels have been as low as 11.11 I 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 L8. ~~(Discussion on possible south pump replacement.)~~
- 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 updated the Board on the status of the farmers' preparation for planting and on how high a water elevation the canal system can maintain.

The Board discussed the problem caused by SFWMD's plan to maintain the L-8 canal water level at a lower elevation. The Board discussed how this lower water level impacts the replacement of the pump at the south pump station. Supervisor Elsner said he will work on getting a cost estimate on rebuilding the south pump station.

Attorney Breton provided a proposed letter to send to the landowners in Santa Rosa Groves. He explained the process for expanding the District to add Santa Rosa Groves (Section 32). He said 100% of the property owners must consent to becoming part of the District. Alan Wertepny pointed out that the landowners will need to provide easements for drainage. Supervisor Walsey said the letter needs to say that the landowners must pay the legal and engineering costs up front. The Board discussed the alternatives, including applying to ITID, forming their own district, or activating the existing HOA.

Attorney Breton asked if the Board wants to adopt a policy that the Board will only consider expanding to include all of Section 32. Supervisor Walsey made the point that it should be 100% of Section 32 or nothing. Supervisor Portnoy asked what difference it makes. Alan Wertepny explained that the system cannot be piecemeal. He said Section 32 would have an additional assessment for the water control plan serving the section which would be a unit of development. Supervisor Elsner moved that there must be 100% consent for Section 32 before the Board will consider adding it to the District. Supervisor Duhaney seconded. The motion passed 4-1, with Supervisor Portnoy opposed.

7. Treasurer's Report

The Board discussed the proposed budget for FY 2017-2018. The Board did not make any adjustments.

Supervisor Walsey opened the public hearing on the budget for FY 2017-2018. Attorney Breton said that the total budget is \$430,583.00, and the non-ad valorem assessment is \$65.39 per acre. He noted that there were no members of the public present. Supervisor Walsey then closed the public hearing.

Supervisor Portnoy moved approval of the proposed budget for FY 2017-2018. Supervisor Duhaney seconded and the motion was unanimously approved.

Supervisor Elsner moved approval of the proposed non-ad valorem assessment for FY 2017-2018 of \$65.39 per acre. Supervisor Portnoy seconded. The motion was unanimously approved.

8. Attorney's Report

The District Attorney made the announcement of the date of the landowners' meeting for the election of Supervisors of November 20, 2017. Supervisor Duhaney's, Supervisor Elsner's and Supervisor Johnson's terms will expire and the election will be to fill these positions. He presented the instructions on how all landowners may participate in the election and a sample proxy.

9. Comments by Supervisors

There were no additional comments by Supervisors.

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 September 18, 2017, at 8:00 A.M. at 17100 Lyons Road, Boca Raton, Florida 33496.

12. Adjournment

The meeting was adjourned at 9:08 A.M.

Charles C. Walsey, Chair

Peter L. Breton, Secretary