

CYPRESS GROVE COMMUNITY DEVELOPMENT DISTRICT
BOARD OF SUPERVISORS
MINUTES

Date: May 21, 2018
8:00 A.M.

Held at
8756 Boynton Beach Boulevard, Suite 2100
Boynton Beach, Florida 33472

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 (via speaker phone), 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. (via speaker phone)

2. Approval of Agenda

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

3. Approval of Minutes

By motion by Supervisor Elsner and second by Supervisor Johnson, the Board unanimously approved the minutes of the Board of Supervisors' Meeting of March 19, 2018.

4. Engineer's Report / State Road 7 Update / L-8 Basin Study

The District Engineer distributed a handout and reviewed its contents with the Board. He said there are no changes to the State Road 7 extension. He said the County 5 Year Road Plan has 60th Street construction of 3 lanes between 120th and 140th, around 2 miles, for FY 2021. The County needs another 20 feet of right of way to build 5 lanes. However, the Palm Beach County Commission rejected the widening and ITID opposed the widening.

He sent in the quarterly water use report to SFWMD. We are using our allocation.

As far as the Santa Rosa Groves connection permit, there has been no motion on their part. The District Attorney said he spoke briefly with the Santa Rosa attorney who is still trying to get the property owners association reactivated.

The engineer spoke with Ken Todd and brought him up to date on the Carol Street drainage. The engineer confirmed that the Carol Street canal is on the IOTA Carol LLC property and the District does not maintain it.

A discussion of Barky Pines drainage issues ensued. The conclusion was that the problem was not caused by the District and we are not responsible and Commissioner McKinley's office would be contacted to explain this.

A separate problem of a washout along the south section line of Section 32 was discussed. It was determined that the washout was caused by a property owner removing part of the canal berm on Marie Court, to fill the road and his property. Bobby Poyner explained that water from the canal was not flowing into the road. The water is coming from the road into the canal. Bobby Poyner said a letter had already been send to the property owner demanding that he restore the berm. The water level in the canal is lower than the water on Marie Court and Santa Rosa.

Supervisor Portnoy explained the Barky Pines issue and his conversation with County Administrator Verdenia Baker.

The Attorney explained his letter to the owner of Barky Pines and how the District is not preventing her from replacing a drainage culvert internal to Santa Rosa.

The Engineer suggested having the County do a drainage study of Santa Rosa.

Supervisor Elsner suggested having a meeting with the County Commissioner to explain the situation.

Bobby Poyner said Fire-Rescue is having problems accessing the properties in Santa Rosa.

Bobby Poyner said the breach in the berm needs to be repaired. The letter gave the property owner 30 days to repair it. Bobby Poyner said it needs to be repaired to prevent washouts and to hold water in the canal when we are pumping for irrigation.

5. 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 18, 2018

- On May 18, 2018 the offsite L-8 Canal elevation at the North Pump was 15.7 and the onsite elevation was 16.9 The South Pump offsite elevation was 16.0 and the onsite elevation was 16.9 Lake Okeechobee water level is 13.28 April level was at 13.49
- Canals- Aquatic herbicide application complete. (Spot treat Brazilian pepper trees) Carry over of spray material for next year's application.
- 1st quarter pump reports submitted.
- Possible maintenance required at North pump station riser. (RISER BOARD CHANNELS)
- New pipe project for the intersection of 59th and section 32&33. Scheduled for 2nd week of September. (DELAYED)
- Fuel tank inspection. There are no leaks and tanks are working properly at this time. We had 7001 gal of fuel delivered on 3/22/18 and have used 4500 gal since delivery. (All compliance for 2017 current and delivered PBC 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. Install 72 inch pipe NW corner section 30. (Pipe From GL Homes)
 4. Install new pipe at 59th and section 32&33. (Estimate to replace \$16,000.00 +/- including pipe.
 5. Clean south outfall canal along 59th & section 33. (Estimate \$7500.00) **50% Complete**
 6. New pipe needed for center road section 20&21. (Pipe received from GL Homes)
 7. Install Rip Rap North Pump canal bank.
 8. Canal bank maintenance. (Started repairing canal banks.) Includes repair to Santa Rosa South canal bank.
- Maintaining water system at 16.0 to 18.0
- Corbett canal bank possible maintenance required. (WEST CANAL SECTION 30&31&19) ITID flooding of Moss Property. Easement survey completed. Drone pictures taken.
- Steinman DEP permit challenge.
- '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.
- ITID Rob Robinson conversation CDD & GL road upgrades during sugar cane harvest.
- Santa Rosa Groves discussion. Submitted CDD water permit. (Charge maintenance fee?) Conditions of permit also to include removal of all old structures. Riccobono would like to install pipes once approved. Received call from Betty at Indian Trail wanting to meet regarding drainage. Letter to residents on canal easements. Resident Tony Fernandez canal bank removal.
- Tru-Flo has agreed to split the cost of the gooseneck adapters for the new pump. (\$1132.50 our cost)
- South pump station replacement discussion. Six Ls discharge pipe located at the SW corner of section 31 west of pump station. Need to modify during install of new pump. Confirm new length is correct.
- IRMA assessment. After water levels receded there is considerable bank erosion to the canal system and washout repair to be done. Adjuster report states no claims for pump stations deductible not met. (Claim has need denied.)

- Canal bank brush removal south pump station under powerlines. (Waiting to hear from FPL)
- FPL tenant update for powerlines has been requested.
- CDD canal easements. Current & future land owners. (Shreya Patel letter & sections 28-33)

The Attorney updated the Board on the FDEP action against T.A. Steinman Inc. horse manure dumping.

Bobby Poyner asked if a letter should be sent to all property owners in Section 32 along the canals on the north, west and south canals advising them not to disturb the berms. The Board decided not to send a letter.

The Board discussed a complaint letter from Rhea Patel in Section 34. The Board directed Bobby Poyner how to respond.

6. Treasurer's Report

The Treasurer said the District ended April with a bank balance of \$260,587.

The Treasurer addressed the annual financial audit for the Fiscal Year ending September 30, 2017. There were no issues raised by the auditors. Supervisor Portnoy moved approval of the audit and Supervisor Elsner seconded. The motion was unanimously approved.

The Treasurer presented the proposed budget for FY 2018-2019. After discussion, Supervisor Portnoy moved approval, Supervisor Duhaney seconded and the motion was unanimously approved.

The Treasurer stated that the non-ad valorem assessment rate for the proposed budget is \$65.39 per acre. Supervisor Portnoy moved approval of this non-ad valorem assessment rate, Supervisor Elsner seconded and the motion was unanimously approved.

7. Attorney's Report

The Attorney reported that a letter was received from the County Supervisor of Elections confirming that as of April, there were 5 qualified electors in the District.

Next he explained that the District is being asked to join in a Statewide Mutual Assistance Agreement. After discussion, the Board declined to participate.

He reported on letters he sent to Barky Pines and Fernando.

8. Comments by Supervisors

There were no additional comments by Supervisors.

9. Comments by Public

There were no members of the public present.

10. 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 18, 2018, at 8:00 A.M. at 8756 Boynton Beach Boulevard, Suite 2100, Boynton Beach, Florida 33472.

11. Adjournment

The meeting was adjourned at 9:20 A.M.

Charles C. Walsey, Chair

Peter L. Breton, Secretary