

CYPRESS GROVE COMMUNITY DEVELOPMENT DISTRICT  
BOARD OF SUPERVISORS  
MINUTES

Date: August 19, 2019  
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 (by speakerphone), Rick Elsner, Larry Portnoy, Don Johnson and Pamela Duhaney

*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 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 July 15, 2019.

**4. Engineer's Report**

The District Engineer presented his report. He distributed a written report (copy Attached). He updated the Board on the Lake Okechobee Regulating Schedule. The lake level is just a few tenths of a foot above the water shortage level and the Corps is keeping it there. However, it dipped below the water shortage level at the end of July and in August. The Corps' draft regulating schedule proposes to deviate from the 2008 regulating schedule by altering the timing of the flows sent to the estuaries to avoid times of algae blooms. This may impact water available to the south. Public comments are due by September 5.

He reported that on July 17, FDOT and Palm Beach County sent SFWMD a letter withdrawing their permit application for State Road 7. The project is on hold and he doesn't know what their plan is.

There are no changes to the County roadway plan.

He received the quarterly water usage reports and has provided them to SFWMD. He noted that the usage in June was significantly higher than in prior years but we are still well within the annual allocation.

He reported on the Loxahatchee River Restoration Initiative. One of the alternatives under consideration is using the GL Homes property for storage or a flow-way. The need to replace the storage at Mecca. He discussed the problems associated with this alternative.

**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 (copy attached). He reported that a survey crew will be setting benchmarks for the installation of the concrete box, which was delivered last week.

**1. Treasurer's Report**

The Treasurer reported that the bank balance at the end of July was approximately \$215,000.00.

The Board discussed the proposed FY 2019-2020 budget. It was noted that the budget is based on a \$10.00 per acre increase in the non-ad valorem assessment, to \$75.39 per acre. There was no further discussion and the Board decided not to make any changes to the proposed budget.

**2. Public Hearing on 2019-2020 Budget and 2019-2020 Non-Ad Valorem Assessment Rate**

The Chair requested a motion to recess the Board meeting and open the public hearing on the FY 2019-2020 budget and FY 2019-2020 non-ad valorem assessment. Supervisor Elsner made the motion and Supervisor Portnoy seconded, whereupon the motion was unanimously approved. The Attorney noted for the record that there were no members of the public present. Supervisor Elsner made a motion to close the public hearing and reconvene the Board meeting and Supervisor Portnoy seconded, whereupon the motion was unanimously approved.

**3. Motion to Adopt Resolution Approving 2019-2020 Budget**

Supervisor Elsner made a motion to approve the FY 2019-2020 budget as presented in Resolution No. 19-2. Supervisor Portnoy seconded. There was no further discussion and the motion was unanimously adopted.

**4. Motion to Adopt Resolution Approving 2019-2020 Non-Ad Valorem Assessment Rate**

Supervisor Elsner made a motion to approve the FY 2019-2020 non-ad valorem assessment as presented in Resolution No. 19-3 at the rate of \$75.39 per acre. Supervisor Portnoy seconded and the motion was unanimously adopted.

**5. Attorney's Report**

The Attorney reported that he is winding down his practice to semi-retire to exclusively represent Florida Inland Navigation District, Cypress Grove CDD, and a few select clients. He is leaving his current law firm of Breton, Lynch, Eubanks et al. and will practice as The Law Office of Peter L. Breton, PLLC as a sole practitioner. He presented a proposed contract with a flat monthly rate of \$1,666.67 per month, which is \$20,000 per year, which is the amount in the budget. The Chair asked the Treasurer if he had discussed the contract with the Attorney and if he was in favor. The Treasurer replied in the affirmative and made a motion to approve the contract with The Law Office of Peter L. Breton, PLLC. Supervisor Elsner seconded and the motion was unanimously approved. The Attorney explained that the current contract with BLESME needed to be terminated effective August 21, 2019. Supervisor Elsner made the motion, including authorizing the Treasurer to send the letter, which was seconded by Supervisor Johnson and unanimously approved.

**6. Comments by Supervisors**

There were no additional comments by Supervisors.

7. **Comments by Public**

There were no comments from the public.

8. **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 16, 2019, at 8:00 A.M. at 8756 Boynton Beach Boulevard, Suite 2100, Boynton Beach, Florida 33472.

9. **Announcement of Annual Landowners' Meeting and Election of Supervisors**

The Chair announced that the Annual Landowners' meeting and election of supervisors will be conducted on November 18, 2019 at 8:00 A.M. at 8756 Boynton Beach Boulevard, Suite 2100, Boynton Beach, Florida 33472.

10. **Adjournment**

Upon motion by Supervisor Elsner and second by Supervisor Johnson, the Board unanimously voted to adjourn at 8:42 A.M.

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Charles C. Walsey, Chair

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Peter L. Breton, Secretary

ATTACHMENT: District Engineer's Report  
Operations Manager's Report