

CYPRESS GROVE COMMUNITY DEVELOPMENT DISTRICT
BOARD OF SUPERVISORS
MINUTES

Date: November 16, 2020
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 Secretary then called the roll, and noted that all Supervisors were present.

In Attendance by Conference Call:

Board Members: Charles Walsey (via speakerphone), Rick Elsner, Pamela Duhaney, Larry Portnoy 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 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 October 19, 2020.

4. Engineer's Report

The District Engineer distributed his written report (copy attached).

He explained the potential impacts of the proposed Everglades reservoir on the District's water supply. He said that the sugar industry and the municipal water utilities will be monitoring this closely so the District does not need to get directly involved.

He updated the Board on the progress of the water use agreements and permits for Orsinego Farms and Hopetown Farms.

5. Operations Manager's Report

The Operations Manager discussed his written report, a copy of which is attached.

The Treasurer went over the list of projects and asked Mr. Poyner about his priorities. A large volume of water is flowing from the Moss Property into the District canals and backing up onto the farms. The water is not due to pumping but is natural sheet flow. The water is coming through low spots in the District's berms. The District Attorney stated that there is no liability for natural drainage.

Mr. Poyner said that his priorities are numbers 4 and 5 on the list. He needs to see what it looks like after the water has gone down to determine what else needs to be repaired.

6. Treasurer's Report

The Treasurer reported that as of the end of October the bank account had \$87,000. After checks that have been written, there is \$59,000 available. There will be expenses of \$25,000 in the month of December, leaving a surplus of about \$34,000. He said he plans to pay off \$10,000 on the line of credit.

The Board then considered an amendment to the annual budget for FY 2019-2020. The Attorney explained that the amendment is needed to bring the funds available into line with the actual expenditures for the fiscal year. The District is allowed to amend the budget up to 60 days after the end of the fiscal year. Treasurer Portnoy moved approval of Resolution 20-3 and Supervisor Elsner seconded. The motion was passed unanimously.

7. Attorney's Report

The Attorney explained the revisions to the proposed memorandum of understanding between the District and Indian Trail Improvement District on the Moss Pilot Project that he and the District Engineer drafted. He explained that ITID does not have a legal right to pump water onto its neighbors' properties without an easement. He explained that it is GL Homes that is the damaged property owner. The Board authorized sending the revised MOU to Jay Foy.

The Attorney suggested that the Board cancel the December meeting, since there is no pressing business. The Board concurred.

8. Comments by Supervisors

There were no further comments by Supervisors.

9. Comments by Public

There were no members of the public present.

10. Announcement of Next Meeting Date

The Chair announced that the next meeting would occur on January 19, 2021 at 8:00 A.M. at 8756 Boynton Beach Boulevard, Suite 2100, Boynton Beach, Florida 33472.

11. Adjournment

The meeting was adjourned at 8:55 A.M.

Charles C. Walsey, Chair

Peter L. Breton, Secretary

Cypress Grove Community Development District
District Engineer's Report
November 16, 2020

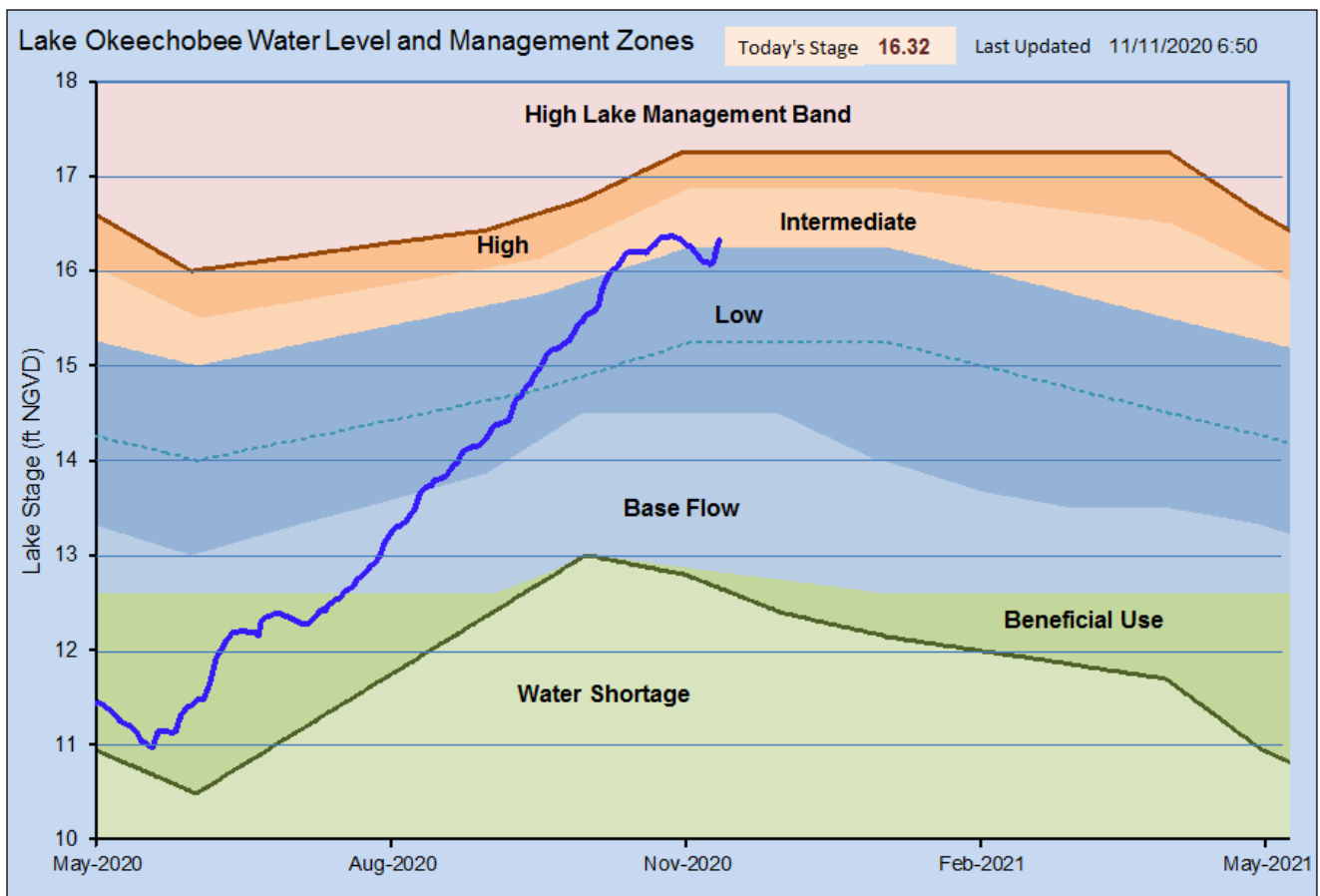
Lake Okeechobee System Operating Manual

As of October 2020, there is no agreement between the Senate and House versions of the Water Resources Development Act of 2020 (WRDA 2020). Committee reconciliation of a bill is likely to be postponed until after the November election. This legislation provides authority for the U.S. Army Corps of Engineers (Corps) to carry out water resources development projects (i.e. Everglades Restoration) and studies, as well as policy direction to the Corps for implementation of its Civil Works missions. The draft bills do not include the Lake Okeechobee Savings Clause.

On November 12, 2020, the Palm Beach Post published an article on concerns by water utilities, farmers and Seminole Tribe of Florida that the proposed Everglades Agricultural Area (EAA) reservoir in western Palm Beach County and South Florida Water Management (SFWMD) proposed reservation rule for the reservoir does not take into account existing legal users that rely on Lake Okeechobee for water supply. The amount of water potentially reserved for EAA reservoir from Lake Okeechobee could harm other users. Tentatively SFWMD reserved some time at its December 10, 2020 Board meeting for a hearing.

Current Lake Okeechobee Water Levels

On November 11, 2020, the Lake level was at 16.32 Feet NGVD. The one- year graph of the Lake Okeechobee water level and management zone (Intermediate) is shown below. The current level is 3.6 feet above the water shortage zone. Release from the Lake are west (Caloosahatchee River) and south (L-8 Canal).



County Five Year Road Program Fiscal Year 2020 – FY 2024 (No changes since July 20, 2020)

On July 14, 2020, the Palm Beach County Commissioners adopted an ordinance to amend the 5- year roadway plan. The first 4 items below is the status of local roadway project on the County's critical 5- year road program projects. The remaining two items below are on the County's adopted 5- year roadway plan.

Seminole Pratt Whitney Rd. widening from 2 to 4 lanes from Orange to south of Northlake Blvd (1.8 miles) at an estimated construction cost of \$10.7 million with an estimated beginning date of construction of 1/4/21.

Seminole Pratt Whitney & Northlake Blvd. intersection improvements at an estimated construction cost of \$5.41 million with an estimated beginning date of construction of 1/4/21.

Northlake Blvd East of Seminole Pratt Whitney Road east to Hall Blvd widening from 2 to 4 lanes (1 mile) at an estimated construction cost of \$7.5 million with an estimated beginning date of construction of 6/7/21.

Northlake Blvd east of Hall Blvd. to Coconut widening from 2 to 4 lanes (2.4 miles) at an estimated construction cost of \$7.0 million with an estimated construction beginning in 2022.

60th Street North West of 140th Avenue to Avocado Blvd. Study, cost of \$1.6 million, design and right-of-way acquisition for a 3-lane road in FY 2020 and \$100,000 for study, right-of-way acquisition and mitigation in FY 2022.

60th Street North Avocado Blvd. to East of 120th Avenue North. Construction of 1.6 miles of three lane road at a cost of \$200,000 for right-of-way and mitigation in FY 2020 and construction cost of \$7 million in FY 2022.

SFWMD Water Use Permit

Third quarter water usage report was submitted to SFWMD. Attached is the historical monthly and annual water use pump records. All 2020 pump withdrawals from L-8 Canal all well below monthly and annual allocations.

Section 29 CGCDD Permits

Orsenigo (ID 7)- Water Use Agreement for 118.4 acre finalized and irrigation permit processed. Bobby coordinating permit requirements for data on (1) pumps (size and calibration), (2) obtaining a recorded mutual easement agreement among Orsenigo, Pantano, Costa (Pavilo ID-9), and anyone else whose land the ditch will pass through and an agreement that provides for the cost sharing and operation and maintenance responsibility for the pumps, and (3) cost sharing of permit fees among landowners.

Pontano (ID 21)- Needs a Water Use Agreement for the 22 acres and water use allocation (3.06MG/M and 15.37MG/Y). No Irrigation connection permit needed.

Hopetown Farms (ID 16)- Water Use Agreement for 40 acres finalized. Irrigation Connection Permit Application processed. Bobby coordinating with landowner on permit requirements (1) location map, (2) pump information (drawings, calibration) and (3) permit fees.

Herbert Hoover Dike and Culvert 10A

The new Culvert 10A control structure at the north end of the L-8 Canal/ Lake Okeechobee was turned over to the US Army Corps of Engineering on October 30, 2020.

Loxahatchee River Restoration Local Initiative (No changes since May 18, 2020)

On April 8, 2020 Lt. General Todd T. Semonite signed the Chief of Engineers Report for the Loxahatchee River Watershed Restoration Project. This allows the report to be reviewed by the Secretary of the Army's Civil Works and Office of Management and Budget. Following their review, the project will be formally transmitted to Congress for future authorization.

The Chief's Report did not include the local initiative to allow some flexibility to replace the Mecca Reservoir with alternative water storage options.

Indian Trail Improvement District Moss Property Pilot Pumping Project

Draft Agreement prepared by ITDD and under review by Board. Discussion included in ITID Attorney report.

Website Update

The cgdd.org website has been updated with the minutes for the October 19, 2020 meeting and agenda for the November 16, 2020 meeting

Cypress Grove Community Development District

Operations Report

11/16/20

- On November 14, 2020 the offsite L-8 Canal elevation at the North Pump was 16 plus and the onsite elevation was 16.5 The South Pump offsite elevation was 16 plus and the onsite elevation was 16.2 Lake Okeechobee water level is 16.45 October level was at 16.21
- Canals- Aquatic herbicide in progress & canal bank spot treatment of Florida Holly.
- 3rd Quarter reports submitted.
- Yee Farms water permit update.
- Costa Farms, Orsenigo Farms & Pontano Farms water use & permitting. Pump relocation.
- Fuel tank inspection. There are no leaks and tanks are working properly at this time. We had 7000 gal of fuel delivered on 7/21/20 and have used 0 gal since delivery. Pnuemricator has been replaced. All has been completed.
- Capital Improvement Projects and estimated cost.
 1. West Canal phase 2. 6000 feet
 2. Repair breaks in canal banks from Corbett water & FPL.
 3. Long reach in September. South canal, N&S canal at pump stations. Estimate \$9000.00
 4. Install 20 feet of 72 inch pipe NW corner section 30 Estimate \$3500.00
 5. Burn Brush Sec 29 canal bank. Estimate \$800.00
 6. Remove Trees canal bank N. main canal. Estimate to remove \$6000.00 Disposal??
 7. Remove brush & reshape canal bank south pump. Estimate \$5500.00
 8. Clean canal bottom east side section 30&31. Estimate \$12000.00
 9. Close canal SE corner section 34. Estimate \$3500.00
 10. Replace 60 feet of 72 inch pipe at 59th & Carol Street. Estimate \$14000.00
 11. Canal bank maintenance between sections 29&32. Estimate \$5000.
 12. Replace 40 feet of 72 inch pipe center road section 20&21. 20ft of pipe needed. Estimate \$7000.00

New pump replacement. Option 1. \$37,644.00 Option 2. \$45,233.00

Future projects clean both sides of district canal banks.

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- Corbett canal bank maintenance required. (WEST CANAL SECTION 30&31&19) Taking water from Corbett section 30 west canal.
- Hopetown Farms pump relocation & permit.
- FPL update. (Land prep underway.)
- ITID flooding of Moss property. ITIT & FPL road easement & ownership. Corbett project on hold. Spoke to Rob Robinson on 10/14/20 to request memorandum of understanding and have not received as of now.
- SFWMD calls are now monthly. (There is no current operation schedule for the winter lake levels.)
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