

CYPRESS GROVE COMMUNITY DEVELOPMENT DISTRICT
BOARD OF SUPERVISORS
MINUTES

Date: December 13, 2021
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 acting chair, Treasurer Portnoy at 8:00 A.M.

The Secretary then called the roll, and noted that all Supervisors were present except Charles Walsey and Rick Elsner.

In Attendance:

Board Members: Larry Portnoy, Pamela Duhaney and Patrick Fogarty.
District Engineer: Alan Wertepny
District Attorney: Peter Breton (via speakerphone)
Operations Manager: Robert Poyner, RLP Property Services, Inc.

2. Approval of Agenda

After a motion by Supervisor Duhaney and second by Supervisor Fogarty, the Board unanimously approved the agenda,

3. Approval of Minutes

By motion by Supervisor Duhaney and second by Supervisor Fogarty, the Board unanimously approved the minutes of the Landowners Meeting of November 15, 2021. By motion by Supervisor Duhaney and second by Supervisor Fogarty, the Board unanimously approved the minutes of the Board of Supervisors Meeting of November 15, 2021.

4. Engineer's Report

The District Engineer presented his written report, a copy of which is attached. He stated that the Lake Okeechobee water level is high. He described the several directions that the Corps can discharge water from Lake O. He said that nothing is happening on the Mecca impoundment area. Supervisor Portnoy reported that the proposed incorporation of the Acreage did not pass the legislative delegation so will not be happening this year. He described the County's road construction activity, including two projects on Seminole Pratt Whitney and North Lake Boulevard.

5. Operations Manager's Report

The Operations Manager reported on the onsite and offsite water levels. He said he is spot treating aquatic weeds. He is providing pump reports to the Engineer. He is continuing to mow. He requested assistance from the Engineer with helping Pontano permitting. He said that he took delivery of 2600 gallons of fuel. He described what he needs to do along the canal banks on Santa Rosa Groves, so that his vegetation removal can be done before ITID upgrades Marie, Dennis and Louise streets. He will know better once he receives a timeline of ITID's proposed work plan. He discussed the timing of the culvert replacement at Carrol Street, due to the high water levels. He informed the Board that he had met with DEP and that Palm Beach West Associates is now signed up for the BMP program. He said that if the fertilizer reports are submitted annually, there is no water quality sampling requirement.

6. Treasurer's Report

The Treasurer reported that we will end the calendar year with approximately \$47,000 in the bank. This is without the new assessment income. He has paid off the bank line of credit of \$25,000. There is only one interest payment remaining.

7. Attorney's Report

The Attorney stated that there was little to report. He sent the invoice to the County Parks Department for the drainage fee for the park.

8. Comments by Supervisors

Supervisor Portnoy briefed the Board on GL Homes' meeting on Wednesday with the Board of County Commissioners to transfer housing entitlements from the District to the Ag Reserve in exchange for dedicating land in the District for water management or agriculture.

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 acting chair announced that the next meeting would occur on January 17, 2022 at 8:00 A.M. at 8756 Boynton Beach Boulevard, Suite 2100, Boynton Beach, Florida 33472.

11. Adjournment

Upon motion by Supervisor Duhaney, seconded by Supervisor Fogarty the meeting was adjourned at 8:44 A.M.

Charles C. Walsey, Chair

Peter L. Breton, Secretary

**Cypress Grove Community Development District
District Engineer's Report
December 13, 2021**

Lake Okeechobee System Operating Manual (no updates since November 2021)

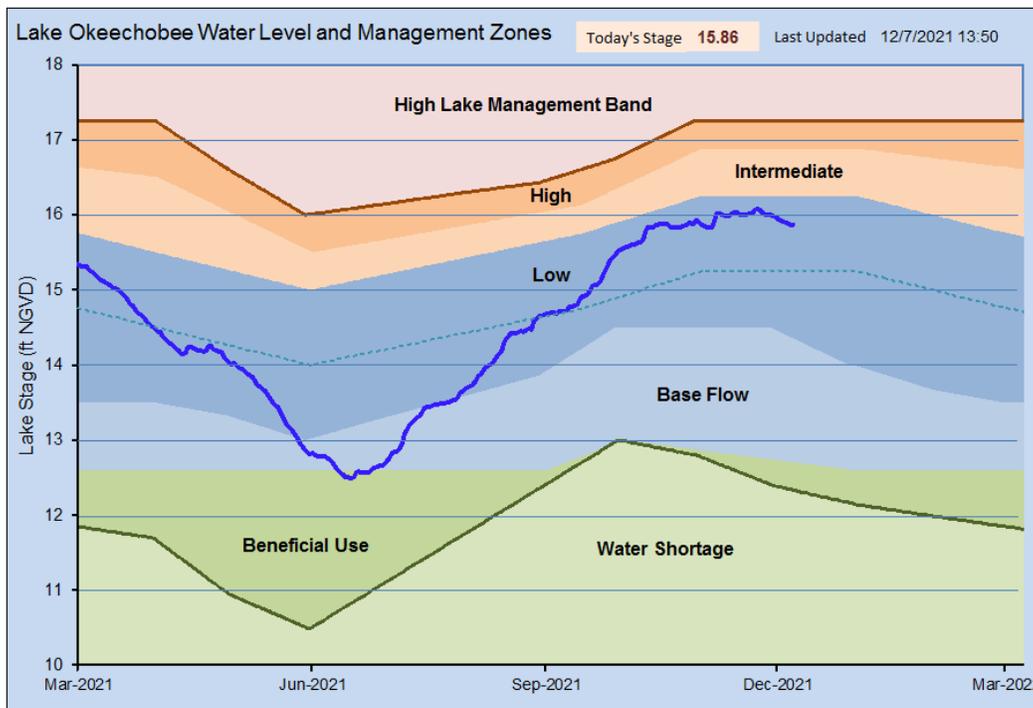
The U.S. Army Corps of Engineers, Jacksonville District, has selected a preferred plan: Alternative CC. The plan attempts to provide a balance approach to meeting four objectives:

- Manage risk to public health and safety, life, and property
- Continue to meet authorized purposes for navigation, recreation, and flood control
- Improve water supply performance
- Enhance ecology in LO, northern estuaries and across the south Florida ecosystem.

The Corps has conducted a series of three Operational Working Draft Workshop in the month of September. The last LOSOM Operational Guidance workshop occurred on September 29, 2021. The Corps is scheduled to finalize the optimized lake schedule model on November 16, 2021. The Corps and will continue developing and evaluating the operational guidance document and provide the final preferred alternative plan in mid-December.

Current Lake Okeechobee Water Levels

On December 7, 2021, the Lake level was at 15.86 Feet NGVD. The one- year graph of the Lake Okeechobee water level and in the low management zone. The current level is 3.5 feet above the water shortage zone. Reported release from the Lake are south into the Hillsboro/North New River, L-8 canal, West Palm Beach Canal and Miami Canal and west into the Caloosahatchee River. L-8 stage at West Palm Beach M Canal was at 16.0 Feet NGVD.



County Five Year Road Program Fiscal Year 2021 – FY 2025

On June 8, 2020, the Palm Beach County Commissioners adopted an ordinance to amend the 5-year roadway plan. **The first four items** below are the status of local roadway project on the County's **November 14, 2021**, critical 5- year road program projects. The remaining three 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 is January 2022.**

Seminole Pratt Whitney & Northlake Blvd. intersection improvements at an estimated construction cost of \$5.41 million with an **estimated beginning date of January 2022.**

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 construction date of August 2022.**

Northlake Blvd east of Hall Blvd. to Coconut widening from 2 to 4 lanes (2.4 miles) at an estimated right-of-way acquisition and construction cost of \$7.0 million. Construction **beginning in August 2022.**

60th Street West of 140th Avenue to Avocado Blvd. An estimated cost of \$ 0.5 million for design, right-of-way acquisition and mitigation for a 3-lane road in FY 2022.

60th Street North Avocado Blvd. to East of 120th Avenue North. Construction of 1.6 miles of three lane road at an estimated construction of \$5 million in FY 2023.

SR 7 Extension from Okeechobee BLVD to Northlake Blvd 9(No changes since October 2021

Palm Beach County and Florida Department of Transportation has submitted a new ERP permit application to South Florida Water Management District (Appl. No. 200930-4370). SFWMD has responded with its first request for additional information. SFWMD issued the permit on April 16, 2021. Between May and July, the City of West Palm made two petitions to SFWMD for an administrative hearing. SFWMD has dismissed both petitions on the grounds it contained only speculative and conclusory allegations. On July 2, the City responded to SFWMD second dismissal order, questioning SFWMD legal authority to deny an administrative hearing.

SFWMD has not provided a response. An administrative hearing is currently scheduled on this issue to begin in February 2022. It may take several months after that for the ruling by the administrative law judge to be issued. If the Department prevails at the hearing, permit issuance would follow thereafter, and the Department will reschedule a letting date.

SFWMD Water Use Permit (No Changes since November 2021

We received from Bobby the third quarter water usage records and they were processed and submitted to SFWMD. Historical usage table (2010-2021) is attached.

Section 29 CGCDD Permits (No update since June 2021)

Pontano (ID 21) – Bobby is coordinating the Water Use Agreement for the 22 acres and water use allocation (3.06MG/M and 15.37 MG/Y. Per 6/15/21 telephone call with Bobby Pontano is considering expanding facilities and may need an Irrigation connection permit.

Loxahatchee River Restoration (No revisions since November 2021)

The U.S. Army Corps (Jessica Mallett-Lead Engineer) is coordinating with local entities (ITID, WPB, SFWMD...) to obtain operational information on their facilities for use in expanding the regional hydrologic models of the North County Area. This effort is associated with the Lake Okeechobee System Operating Manual (LOSOM).

On November 2, 2021, the Palm Beach County Board of Commissioner approved a list of projects and funding allocation under the American Rescue Plan Act of 2021 (ARPA). Of the 15 projects three are within the L-8 and Loxahatchee River Watershed. Loxahatchee River Wetland Attenuation Feature-\$8 M on Mecca Property owned by SFWMD, Corbet Levee Phase 2-\$2 M adjacent to ITID M-O Canal, and L-8 Basin Stormwater Improvements -\$8 M (attached is draft schematic of the project elements). The ARPA assistance must be allocated prior to the December 31, 2024, and all ARPA expenditures must be completed by December 31, 2026, as required by federal law.

Indian Trail Improvement District Moss Property Pilot Pumping Project (No revisions since October 2021)

A 25 cubic feet per second pump station discharging from ITID M-1 Impoundment into the Moss/Corbett property have been installed. ITID has installed the monitoring equipment. The system is fully operational but pumping into the Moss property has not occurred.

Website Update

The cgdd.org website has been updated with the minutes for the November 16, 2021, meeting and agenda for the December 13, 2021, meeting.

Cypress Grove Community Development District

Operations Report

12/13/21

- On December 12, 2021 the offsite L-8 Canal elevation at the North Pump was 15.7 and the onsite elevation was 18.0 The South Pump offsite elevation was 15.7 and the onsite elevation was 18.0 Lake Okeechobee water level is 15.81 November level was at 16.03
- Canals- Aquatic herbicide in progress & canal bank spot treatment of Florida Holly.
- 4th Quarter pump reports due Jan 1, 2022.
- Side Mowing ongoing.
- Pontano Farms water use.
- Fuel tank inspection. There are no leaks and tanks are working properly at this time. We had 7002 gal of fuel delivered on 10/20/21 and have used 2600 gal since delivery.
- Capital Improvement Projects and estimated cost.
 1. Rip Rap pump out pumps section 31.
 2. Clean Canal Bank Santa Rosa between section 31&32. (Estimate \$17,000.00)
 3. Remove Trees North main canal banks. Estimate \$6000.00
 4. Rip rap & reshape canal banks.
 5. Remove brush & reshape canal banks south pump station. Estimate \$5500.00
 6. Long reach summer maintenance \$10,000.00
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 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.

- Item 10 Carol Street pipe replacement & canal bank cleaning Marie Ct & Louise Street prior to ITID road repairs. Discussion on adding two new 72" pipes Carol St & 59th.
- ITID officially starting improvements at SRG.
- FPL using temp pump in section 28.
- Meeting with GL & DEP regarding BMP.
- ITID flooding of Moss property. ITID & FPL road easement & ownership. (Carol Street & Louise)
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