

CYPRESS GROVE COMMUNITY DEVELOPMENT DISTRICT
BOARD OF SUPERVISORS
MINUTES

Date: July 20, 2020
8:00 A.M.

Virtual Meeting Via Communications Media Technology (Conference Call) per the Governor's
Emergency Order No. 2020-69

1. Roll Call

The meeting was called to order by the Chair at 8:04 A.M.

The Chair then called the roll, and noted that all Supervisors were present except Larry Portnoy and Don Johnson.

In Attendance by Conference Call:

<i>Board Members:</i>	Charles Walsey, Rick Elsner, Pamela Duhaney and Don Johnson (arrived at 8:09)
<i>District Engineer:</i>	Alan Wertepny
<i>District Attorney:</i>	Peter Breton
<i>Operations Manager:</i>	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 Duhaney and second by Supervisor Elsner, the Board unanimously approved the minutes of the Board of Supervisors' Meeting of June 15, 2020.

4. Engineer's Report

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

5. Operations Manager's Report

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

Supervisor Elsner said that FPL's planner had reached out to him for a meeting. He will coordinate with Bobby Poyner to set it up.

Bobby Poyner said he has not had any contact with Yee Farms this month. Attorney Breton gave an update on his discussions with Costa Farms' attorney regarding the easements along the east side of Section 29.

6. Treasurer's Report

The Treasurer was not able to attend so that there is no report this month.

7. Attorney's Report

Attorney Breton stated that he had nothing to report this month.

He told the Board that the next meeting will include a public hearing on the final budget and the non-ad valorem assessment for FY 2020-2021 and that it was important to have a quorum. He has published the newspaper notices and will be sending letters to all landowners.

8. Comments by Supervisors

There were no additional comments by supervisors.

9. Comments by Public

There were no members of the public present on the conference call.

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 August 17, 2020 at 8:00 A.M. and would be a virtual meeting via conference call. This meeting will include a public hearing on the final budget for FY 2020-2021 and the special assessment for FY 2020-2021.

11. Adjournment

The meeting was adjourned at 8:27 A.M.

Charles C. Walsey, Chair

Peter L. Breton, Secretary

**Cypress Grove Community Development District
District Engineer's Report
July 20, 2020**

Lake Okeechobee System Operating Manual (LOSOM) 2022 2020)

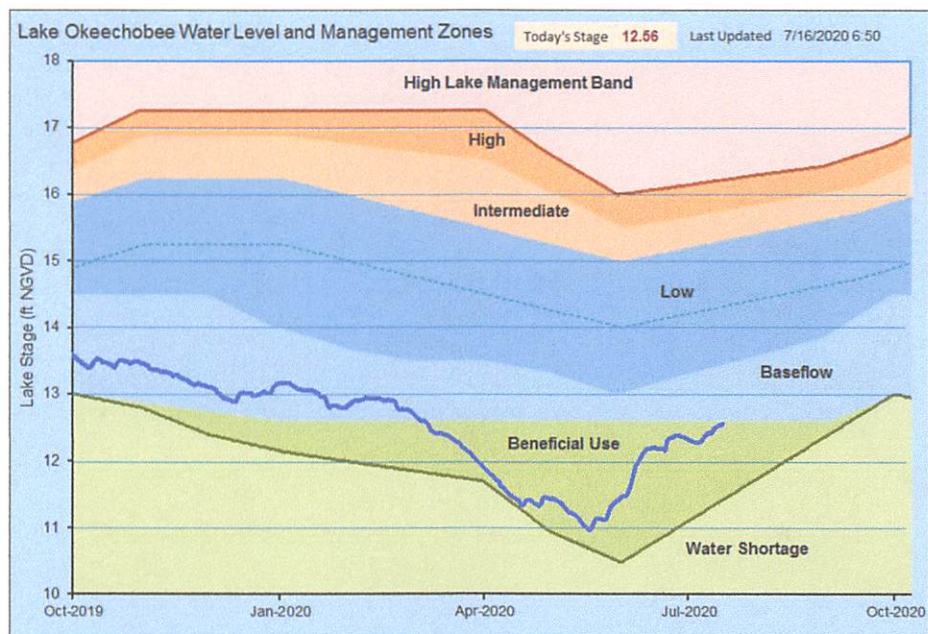
On July 15, 2020 the U.S. House Committee on Transportation and Infrastructure voted the Water Resources Development Act of 2020 (WRDA 2020) favorably out of Committee, where it now heads to the House Floor for a vote. This legislation provides authority for the U.S. Army Corps of Engineers (Corps) to carry out water resources development projects and studies, as well as policy direction to the Corps for implementation of its Civil Works missions. At this time the bill does not include the Lake Okeechobee Savings Clause.

The U.S. Army Corps of Engineers Jacksonville District is seeking public comment on the Draft Revised Supplemental Environmental Assessment (EA) and Proposed Finding of No Significant Impact (FONSI) for the planned deviation from the water control plan for Lake Okeechobee and the Everglades Agricultural Area, also known as the Lake Okeechobee Regulation Schedule (LORS 2008) in order to reduce risk from Harmful Algal Blooms. A webinar to provide information regarding the proposed planned deviation is planned for 1 p.m. on July 21. <https://www.saj.usace.army.mil/Media/News-Releases/Article/2228989/corps-announces-public-comment-and-webinar-on-planned-deviation-from-lake-o-reg/>

Public comments are due July 30.

Current Lake Okeechobee Water Levels

As of June 9, 2020 the Lake level was at 12.56 Feet NGVD. The one- year graph of the Lake Okeechobee water level and management zones is shown below. The current level is 1.0 feet above the water shortage zone.



State Road 7 Extension (No changes since May 18, 2020) On July 17, 2019 Florida Department of Transportation and Palm Beach County submitted letters to South Florida Water Management District requesting to withdraw the Environmental Resource Permit (Acreage Reliever Road Application No. 150410-S). The request was granted. On May 07, 2020 the U.S. Army Corps of Engineers revoked its dredge and fill permit for filling 60 acres of wetlands due to failure to acquire state permits. Florida Environmental Protection is in the process of administering the Corps program.

County Five Year Road Program Fiscal Year 2020 – FY 2024

On July 14, 2020, the Palm Beach County Commissioners adopted an ordinance to amend the 5-year roadway plan. Below in bold is the status of local roadway project on the County's critical 5 year road program projects.

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 6/7/20.

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

The second quarterly usage report for April through June was submitted to SFWMD. Attached is an Excel Spreadsheet with the historical monthly usage total (2009-2020). It includes the new north station 14,376 gallon per minute 24-inch pump starting 6/24/2020.

Herbert Hoover Dike (No changes since February 18, 2020)

On February 11, 2020 the Corps Project Manager (Ingrid Bon) for the Herbert Hoover Dike Project provided an update to the Palm Beach Chapter of American Society of Civil Engineers. Total project costs for the dike rehabilitation and replacement of 32 culverts/structures is \$1.8 billion. Florida provided \$100 million with the remaining being Federal dollars. All construction features of this project are scheduled to be completed in 2022. Culvert 10A (L-8/Okeechobee control structure) is scheduled to be completed in July 2020. The discharge capacity of this structure is 12,000 cubic feet per second.

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.

FPL Sabal Palm Solar Energy Center Drainage Connection Permit (No changes sine June 15, 2020)

Permit was issued on April 3, 2020. Final engineering billings for permit review and coordination was sent to Larry Portnoy on April 7, 2020 for CGCDD invoicing to FPL Confirm billing status with Larry Portnoy.

Indian Trail Improvement District Moss Property Pilot Pumping Project(No changes since June 15, 2020)

On September 30, 2015 ITID received a permit from the Florida Department of Environmental Protection to implement a rehydration project of the Moss Property north of CGCDD North Outfall Canal. The permit allows discharges from ITID M-1 impoundment (NW corner) into the Moss Property by a temporary portable pump with an initial allowable rate of up to 15 cubic feet per second (cfs) and potentially a 50 cfs discharger pump.

On February 21, 2020 a meeting was held at Stormwater J Engineering office with CGCDD representatives and GL Homes. The meeting was attended by Rick Elsner (GL Homes); Alan Wertepny and Bobby Poyner (CGCDD); and Jay Foy and Kyle Grandusky (Stormwater J); and Rob Robinson (ITID). ITID expects to let bids, select a contractor and install the pilot pump this year. It should be operational by the end of 2020 and operate on an as-needed basis for two years. As part of the pilot operation, the permit, a detailed water quality sampling plan, a water level monitoring plan, and a vegetation data collection plan was coordinated with Florida Fish and Wildlife Conservation Commission and SFWMD location of the monitoring location is attached (Exhibits 4 and 5 of 5).

It was determined that the best way to address CGCDD and GL Homes' operational concerns related to overland flow was through a memorandum of understanding with ITID. ITID attorney will be drafting a memo for review and comments. On March 3, 2020, Kyle Grandusky provided an email documenting the meeting and a copy of the FDEP permit. Also, on March 3, 2020, Alan Wertepny provided the LiDAR Exhibits and comments on the proposed pilot study and potential impacts to CGCDD. Copies of the Exhibits are included in the March 16, 2020 CGCDD minutes. These included:

1. Conditions of operation of the pumping is unknown at this time (when, frequency, duration, maximum stage level in Moss Property, etc.).
2. Most of the lands adjacent to ITID impoundment and CGCDD canals in the Moss Property are higher with possibly three exceptions.

- a) Drainage Ditch/canal north of CGCCD outfall canal has a low spot at elevation 18 feet NGVD. This will need to be diked.
 - b) A portion of the area west of the above drainage ditch may require additional fill.
 - c) CGCDD N/S Canal (north of CGCDD outfall canal) west bank has a low area at elevation 18 feet NGVD that will need to be filled/diked.
3. Minimum north bank of CGCCD outfall canal is near elevation 20 feet NGVD.
 4. Seven (7) days of ITID pumping operation (15 cfs or 50 cfs) and no rainfall maybe acceptable with some minor improvements to three areas noted above.
 5. Thirty (30) days of ITID pump operation (greater than 15 cfs but less than 50 cfs) and no rainfall maybe problematic.
 6. Any potential adverse impacts to CGCDD must be addressed and mitigated before any pumping activity is initiated by ITID.
 7. Any establishment of a maximum stage in Moss property when ITID pumping must stop should include a freeboard allowance for direct rainfall.
 8. An operational plan including dike improvements, installation of additional staff gauges should be jointly developed and include in a memorandum/agreement between ITID and CGCDD.

As a follow-up to Alan's March 3, 2020 email, Jay Foy responded:

1. We want to cooperate and definitely not cause CGCDD any issues.
2. We realize that the Moss Property project will need modifications should this ever be more than a pilot program.
3. The stage storage maps are fabulous, and as we are aware, there is already water there. The stages could be higher and do not account for discharge out of Moss which will result in lower stages. In response, Bobby Poyner conducted a site visit and verified that there are no existing culverts providing drainage from the Moss Property into the L-8 Canal.

ITID has been moving forward with its pilot project as reported in ITID District Engineers report for the June 10, 2020 meeting:

On April 23, 2020 ITID received bids for the purchase and installation of a 25 cfs stormwater pump and associated facilities (fuel storage tank, 24 inch diameter steel piping, intake screen, diffuser and riprap, access road stabilization, site restoration and 3 stilling wells/monitoring platforms).

On May 13, 2020 ITID Board of Supervisors awarded the contract to Boromei Construction, Inc. and authorized the President to sign the construction contract subject to receipt of contract documents and legal and engineering review.

On June 10, 2020 I contacted Jay Foy on the status of the Memorandum of Understanding. After some researching, he found a draft MOU prepared by Kyle Grandusky. Jay and ITID attorney will review and we should get a copy soon.

Website Update

The cgcdd.org website has been updated with the minutes for the June 15, 2020 meeting and agenda for the July 20, 2020 Virtual Meeting.

Cypress Grove Community Development District

Operations Report

7/18/20

- On July 18, 2020 the offsite L-8 Canal elevation at the North Pump was 12.4 and the onsite elevation was 18.0 The South Pump offsite elevation was 12.4 and the onsite elevation was 18.0 Lake Okeechobee water level is 12.64 June level was at 12.19
- Canals- Aquatic herbicide in progress & canal bank spot treatment of Florida Holly.
- 2nd Quarter pump reports and new pump calibration sent to Alan.
- Yee Farms water permit update.
- New pump station updates. (Complete and running.)
- Fuel tank inspection. There are no leaks and tanks are working properly at this time. We had 7000 gal of fuel delivered on 3/19/20 and have used 7000 gal since delivery. Pneumricator has been replaced. Sensors need to be serviced. Tanker ordered for Tuesday.
- Capital Improvement Projects and estimated cost.
 1. West Canal phase 2. 6000 feet
 2. South canal repair road clean needed sections of canal. Estimate \$5000.00
 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.

- Hundley Farms asking for new connection into south outfall canal. SW corner Sec 31.
- Corbett canal bank maintenance required. (WEST CANAL SECTION 30&31&19)
- Holland Pump update.
- FPL update. (Land prep underway.)
- ITID flooding of Moss property.
- SFWMD calls are now monthly. (There is no current operation schedule for the winter lake levels.)
-
-
-