

**Minutes of the Regular Meeting
of the South Indian River Water Control District
Held on March 17, 2022**

The regular meeting of the South Indian River Water Control District was held on March 17, 2022, at 6:00 p.m. at the District Work Center, 15600 Jupiter Farms Road, Jupiter, Florida, and via Zoom video conferencing. Present in person were Supervisors John Meyer, Tom Powell, John Jones, Michael Howard, and Susan Kennedy. Also present in person were Karen Brandon, engineer; Mike Dillon, manager of operations; Donna DeNinno, public information; and Jane Woodard, secretary. Four landowners were present in person. Present via Zoom conferencing were Terry Lewis, attorney; Charles Haas, treasurer; and one landowner.

Mr. Meyer called the meeting to order, and the Pledge of Allegiance to the flag was given.

Mr. Meyer opened the floor to landowner comments. There were no questions or comments.

Ms. Kennedy made a motion to approve the consent agenda. Mr. Jones seconded the motion and it carried unanimously.

Ms. DeNinno presented the public information report. Signage, name tags and posters for the Work Center dedication have been prepared. Refreshments will be delivered to the Work Center. Invitations were emailed to numerous organizations and letters were sent to select attendees. The event has been published in the newsletter and on the website.

Ms. DeNinno has been working on the infographics project. Ms. Kennedy proposed pulling the print portion in order to have it ready by mid-May and published in the Jupiter Farmer by the beginning of the dry season. Mr. Jones stated he agreed that the print information needs to be ready as soon as possible, and possibly included as an insert in the next newsletter. **Ms. Kennedy made a motion to allocate up to \$10,000 for the creation of the video. Mr. Powell seconded the motion and it carried unanimously.** It was noted that this does not have to go out for bids.

Ms. DeNinno reported on the Policies and Procedures Manual. Sections 1-6 have been updated and still require the attorney's review. The treasurer has been provided with a draft version for the audit.

Family Day 2023 has been set for March 18th. It was agreed to start discussion regarding the type of event and format at the next meeting.

Mr. Haas presented the treasurer's report. He had nothing to add to his written report and nothing that required Board action at this time. He noted the budget schedule is approaching and requested that any changes in the scope of services or programs be presented to him before July. He also noted the budget will need to reflect the substantial increases in the cost of materials, fuel, etc.

Mr. Dillon presented the manager of operations report. Enercon has completed the telemetry system. Any type of intrusion or interference will signal a notification. There will be high water sensor alerts. Password changes will occur every few months. Information can be downloaded to a PDF file. The gates are 98.75% open now. Three personnel are on the list to receive alerts. It was decided not to get rain gauges. Mr. Dillon stated that a landowner in Section 33 reported that fallen Australian pine branches put

a hole in his barn. He is willing to share the cost of topping off the pines. There is some liability, and this was discussed with the attorney who suggested entering into an agreement which will be recorded with the County. The landowner will then be responsible to maintain the trees. Mr. Lewis explained the agreement would run with the land. There will be a provision allowing the District to remove the trees if they interfere with the works of the District. Mr. Dillon noted that although the pines are invasive, the landowner wants them to remain. **The Board agreed to a cost sharing agreement with the landowner.** Mr. Dillon will get bids and present the information to the Board at the next meeting.

Mr. Dillon reported that the 5101 boom tractor needs repair. An estimate of \$39,942 was obtained. He noted the machine is 12 years old and is high maintenance. Since it was planned to trade it in next year, he obtained replacement prices. John Deere quoted \$133,421 with a \$10,000 trade-in as is, and another dealer quoted \$138,507. Mr. Dillon recommended a replacement with John Deere. Mr. Haas confirmed funds are available in the equipment account. **Mr. Howard made a motion to authorize purchase of a new tractor as recommended. Mr. Jones seconded the motion and it carried unanimously.**

Ms. Brandon presented the engineer's report. She spoke with Ken Todd from the County regarding the fill permits. A memo will be finalized and distributed when it is ready for final review. Mr. Todd stated that when landowners apply for a building permit, they will be given a copy of the policy. Ms. Kennedy and Mr. Howard were concerned with the enforcement of the policy. Mr. Lewis stated the permit should be issued to the landowner and contractor so both have liability. Mr. Lewis also stated there should be a written agreement with the County requiring them to come back to the District before issuing the final Certificate of Occupancy.

Ms. Brandon then discussed the G-92 agreement. Graphs have been received that show the average data. Mr. Meyer thought there would be additional modeling, but it was never done. Ms. Brandon noted the graphs were from 2018. Ms. Kennedy stated the operational adjustment needs to be stated in a document, and there needs to be data to support it. Ms. Brandon will continue to follow-up on this matter on a regular basis.

South Florida Water Management District issued a permit to Busch Wildlife with Finished Floor Elevation 1.5' below the approved Finished Floor Elevation. The application was revised and resubmitted for South Indian River Water Control District staff review.

One road paving petition has been requested for 21 parcels on 92nd Way North.

Mr. Jones inquired about the status of the proposed paving involving four parcels. Ms. Brandon stated the petition is now for the two southern parcels; after that process is completed, the landowner will submit another petition. Ms. Kennedy requested graphics for the Board when petitions are submitted for review.

Mr. Lewis presented the attorney's report. He has reviewed the election issue as discussed last month and suggested that the Board consist of five members; at least four members must be residents in the District, with one residing on the east side and one residing on the west side. It was Mr. Lewis' opinion that this change would be non-controversial. He clarified that all five Board members would not be required to live in the District. Ms. Kennedy stated now the Board is prepared in case the legislation needs to be changed at short notice. She requested that the attorneys continue to review the laws to see if anything else needs to be addressed. Mr. Powell clarified that it is his intention to run for supervisor again when

his current term is up. He stated he owns property in the District, which qualifies him to be on the Board. Mr. Meyer stated he wanted it to be clear that this issue is not personal. Mr. Jones noted there is nothing in the change that would preclude Mr. Powell from being a candidate again. Mr. Howard stated Mr. Powell is a valuable Board member. Meyer suggested that the Board table this matter for now, noting that it is good to have draft language ready.

Mr. Jones inquired who is to be thanked for including Canal C in the legislation. Mr. Dillon stated Mr. Ed Chase, Director of Intergovernmental Relations, is the coordinator. Ms. Kennedy inquired if there are any other projects that could be included in the Loxahatchee River Preservation Initiative. Ms. Brandon suggested Canals E and C.

Ms. Kennedy made a motion to schedule the District's 100-year anniversary celebration and Family Day 2023 on March 18, 2023. Mr. Jones seconded the motion and it carried unanimously.

There was no further business to come before the Board at this time. Mr. Powell made a motion to adjourn. The motion was seconded and carried unanimously.

ADJOURNED.