

**MINUTES OF THE REGULAR MEETING
OF THE SOUTH INDIAN RIVER WATER CONTROL DISTRICT
HELD ON OCTOBER 18, 2018**

The regular meeting of the South Indian River Water Control District was held on October 18, 2018, at 7:00 p.m. at Jupiter High School, 500 N. Military Trail, Jupiter, Florida. Present were Supervisors Steve Hinkle, Tom Powell, John Meyer, Michael Howard and John Jones. Also present were Amy Eason, engineer; Charles Haas, treasurer; William Capko, attorney; Mike Dillon, manager of operations; Janice Aponte, public information; and Jane Woodard, secretary. Thirteen landowners were also present.

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

Mr. Jones made a motion to approve the consent agenda which included approval of the monthly disbursements and minutes of the previous meeting. Mr. Howard seconded the motion and it carried unanimously.

Ms. Aponte presented the public information report.

Mr. Haas presented the treasurer's report. He requested Board consideration of a budget amendment to transfer \$220,000 from road maintenance funds to water control funds effective September 30th. He explained that on October 1st the funds will be transferred back, and noted that if FEMA had reimbursed the District for Hurricane Irma, this transaction would not be necessary. Mr. Jones made a motion to accept the treasurer's recommendation, and Mr. Howard seconded the motion. Mr. Meyer questioned how much will be reimbursed by FEMA. Mr. Haas stated the District made application for approximately \$225,00, but that money can't be counted in last year's budget unless it is received by September 29th as required by governmental accounting procedures. The net expected from FEMA is \$193,000. Mr. Dillon stated he spoke with FEMA but it is not known when the check will be sent. After a brief discussion, the motion carried unanimously.

Mr. Dillon presented the manager of operations report. According to Murray Logan Construction, the box culvert installation at 175th will start in November and be finished by Christmas. There could be a savings of \$12,000-15,000 if the box culvert at 176th is done at the same time, and he requested direction from the Board. Mr. Howard inquired if there is money in the budget for this. Mr. Haas stated there was a one-time assessment years ago for this and there is \$150,000 available. Mr. Hinkle stated it would be advantageous to do both culverts at the same time for flood control. Mr. Meyer made a motion to install both culverts at the same time. Mr. Jones seconded the motion and it carried unanimously.

Mr. Dillon reported bids were received for the new shop facility. He recommended awarding the bid to Triple Crown in the amount of \$267,000 which covers everything but permitting, engineering fees, surveying, etc. which is expected to be an additional \$25,000. Mr. Haas stated the District budgeted \$400,000, which included additional alterations to the existing work center such as expanding the conference room, a sprinkler system, and security. Mr. Jones made a motion to proceed with the contract with Triple Crown. Mr. Meyers seconded the motion and it carried unanimously.

Ms. Eason presented the engineer's report. The 19th Plan has been under construction since July. Work is currently underway on 159th, the last road in Palm Beach Country Estates. Paving will begin on 175th in November and be completed in January.

A referendum for 74th Avenue North has been prepared and is in the hands of the Supervisor of Elections.

The NRCS funding as result of Hurricane Irma last year has 18 specified areas. Ms. Eason presented before and after photos of the affected areas. The District has requested \$240,000 in funding.

Regarding the County fill permit, a draft policy regulating lot filling has been received. There is now a policy for receiving permits. Minor fill has been defined. A permit will be required for all filling activity including ponds. New construction must not adversely impact the adjacent property. SIRWCD is to disclose how much storage will be needed. Mr.

Meyers discussed the need for stage storage. After a brief discussion, Ms. Eason suggested linking to the County's website for specific requirements when they are established.

Mr. Capko presented the attorney's report. No election results are available yet from the Supervisor of Elections Office. That Office has indicated a willingness to assist SIRWCD with an amendment to the Special Act if the Board desires to remove them from the District's election process. Mr. Capko also reported that, in anticipation of a lawsuit being filed regarding the election results, the District's insurance carrier has been contacted regarding defending litigation. He has requested a copy of the full policy. Based on initial information, the likelihood of a successful lawsuit against the District is minimal, but the Board would still have to deal with it. Mr. Hinkle inquired if the insurance company will work to recuperate the costs involved with the ethics complaint. Mr. Capko stated the individual supervisors will ultimately need to request reimbursement from the District. He will be reviewing the full policy regarding this issue. Mr. Capko also noted that if there is a threat of potential litigation, the insurance company does not need to be notified, only if an actual lawsuit is initiated.

Mr. Hinkle discussed the possibility of changing the location for meetings because sometimes the time limitation at the high school does not permit landowner discussions. He suggested the Jupiter Farms Pavilion may be available for a nominal fee of \$25. Mr. Meyers inquired if the expanded conference room at the work center will accommodate landowners attending the annual meeting, and Mr. Dillon confirmed it will. Mr. Howard was also concerned with having to adjourn the monthly meetings before landowners have their discussion. There was a brief discussion regarding changing the start time for the meetings. Mr. Hinkle noted the contract with the high school terminates in May, 2019, and suggested discussing this issue again at a future meeting.

Mr. Matt Gitkin, landowner, had questions regarding what assessments are on a per-parcel basis and what are on a per-acre basis. Mr. Haas agreed to provide this information to Mr. Gitkin. Mr. Gitkin also discussed the annual landowners' meeting. He suggested that the manager of operations, treasurer and engineer have copies of their reports available at the

meeting, and present a more broad-based live presentation followed by questions from the audience. He noted that would allow more time for landowners to ask questions and have discussion. Mr. Powell stated that the landowners control the annual meeting and can always suspend the reading of reports at the beginning of the meeting. Mr. Gitkin also expressed concerns that a candidate for supervisor can level claims at the sitting supervisors, costing the landowners up to \$25,000. He felt this should be considered a frivolous lawsuit.

Mr. Hinkle announced that Holly Rigsby had been working for the District for the past ten years. On behalf of the Board and staff, he presented her with a plaque of recognition.

There being no further business to come before the Board at this time, Mr. Powell made a motion to adjourn. Mr. Howard seconded the motion and it carried unanimously.

ADJOURNED.

**MINUTES OF THE REGULAR MEETING
OF THE SOUTH INDIAN RIVER WATER CONTROL DISTRICT
HELD ON DECEMBER 6, 2018**

The regular meeting of the South Indian River Water Control District was held on December 6, 2018, at 7:00 p.m. at Jupiter High School, 500 N. Military Trail, Jupiter, Florida. Present were Supervisors Steve Hinkle, Tom Powell, John Meyer, Michael Howard and John Jones. Also present were Amy Eason, engineer; Charles Haas, treasurer; William Capko, attorney; Mike Dillon, manager of operations; Laura Bender, public information; and Jane Woodard, secretary. Seven landowners were also present.

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

Mr. Hinkle called for ratification of the election results. The certified results presented by the Supervisor of Elections were: Steve Hinkle 2182, John Meyer 2172, Bob Berman 814. Mr. Howard made a motion to accept these results. Mr. Powell seconded the motion and it carried unanimously. Mr. Capko administered the oath of office to Messrs. Hinkle and Meyer. Mr. Meyer made a motion that Mr. Hinkle continue as president. Mr. Powell seconded

the motion and it carried unanimously. Mr. Meyer made a motion that Mr. Powell continue as vice-president. Mr. Howard seconded the motion and it carried unanimously. Mr. Powell made a motion that Ms. Woodard continue as secretary. Mr. Meyer seconded the motion and it carried unanimously. The Board then unanimously agreed to continue with the existing committee appointments: Mr. Powell, Budget Committee; Mr. Meyer, Communications Committee; Mr. Jones, Parks Committee; Messrs. Meyer and Howard, Policies and Procedures Committee. Mr. Hinkle suggested adding Mr. Jones to the Budget Committee because he is a CPA. Mr. Capko noted there can be two or more supervisors on a committee but they cannot meet together. Mr. Haas stated Mr. Jones has had input on budget matters since his election to the Board. There were no objections and Mr. Jones was appointed to the Budget Committee, along with Mr. Powell.

Mr. Howard made a motion to approve the consent agenda which included approval of the monthly disbursements and minutes of the previous meeting. Mr. Powell seconded the motion and it carried unanimously.

Ms. Bender presented the public information report. They are working on the annual newsletter which will include the engineer's and general manager's annual reports. Mr. Hinkle requested including information in the newsletter regarding the problem of landowners putting bridges across their property. Ms. Bender agreed to look into increasing the size of this newsletter to include additional information. Mr. Meyer

inquired about the status of the updates to the Policies & Procedures Manual. Mr. Capko stated that Ms. DeNinno had been compiling information and this will be turned over to Ms. Bender.

Mr. Haas presented the treasurer's report. He noted he will be changing the internal procedures for recording assessments, which will be more efficient and accurate.

Mr. Dillon presented the manager of operations report. There was a bridge constructed over the canal in Section 33 which has since been taken down by the owner. A drainage pipe was installed in Canal 15 without a permit; the owner will start the permitting process. Another bridge construction is being addressed; Mr. Dillon will report on its status in January.

Mr. Dillon also reported that swale cleaning and culvert replacements are progressing. There have been 550 culverts replaced to date, with additional bookings through March, 2019.

Ms. Eason presented the engineer's report. Work under the 19th Plan has been finished in Palm Beach Country Estates. A substantial completion walk-through will be scheduled with the contractor. The last road to complete is 175th Road North. The box culverts need to be installed which should take place in January or February. The anticipated completion date is April, 2019.

Ms. Eason reported the referendum for 74th Avenue North has been prepared and will go out December 14th. The preliminary cost estimate is \$200,000.

Ms. Eason presented photos of the NRCS canal bank restoration project which is 99% completed. Final completion is expected in December, 2018.

Regarding the Section 7 and area wide study, Ms. Eason reported the preliminary survey on Section 7 was incomplete and the surveyor is updating it. Staff has received the LIDAR on one section to assist in the analysis, and the data is being processed. Ms. Eason will have a better idea of the schedule next month.

Quotes were received from contractors for the new workshop, and Ms. Eason recommended approval of the bid from Triple Crown Construction Group in the amount of \$277,648. Mr. Jones noted the Board had approved a budget of \$400,000, and questioned if there are additional items to be done in connection with this project.

Mr. Dillon stated there will also be improvements made to the old building with the additional funds, such as expanding the conference room.

Ms. Eason noted the project will have two stages: construction of the new building, and expansion of the existing facilities. The new building proposed will be a 60' x 60' steel building. The improvements to the existing facility may be made using a different contractor. Mr. Meyer made a motion to accept the bid from Triple Crown Construction. Mr. Powell seconded the motion and it carried unanimously.

Mr. Capko presented the attorney's report. He reported that Mr. Berman completed his review of the election ballots, and the cost of this review was paid. Mr. Berman will not be challenging the results.

Mr. Capko noted that no legislation affecting the District has been proposed yet; he will keep the Board advised if there is any.

Ms. Susan Kennedy, landowner, discussed the issue of landowners having sufficient opportunity to address items at the annual meeting in September. She was also quite concerned with expenditures that were folded into this year's budget and the impact this had on individual landowners. She noted that the water control assessment had doubled for a 5-acre parcel. She did not feel that the impact on the water control system was equal to that increase, and wanted assessments for operating costs and water control projects to be more equitable. Ms. Kennedy requested scheduling a workshop to discuss and create policies for the budget. She also noted that projects and programs were added, with no understanding of how the bottom line would be impacted at the end of the year. She suggested a policy be established for monitoring and understanding the full impact of decisions before finalizing them. She noted the District had gone over-budget on a culvert project but was still adding more culverts to the program. She questioned where the funds are coming from.

Mr. Matt Gitkin, landowner, inquired if the supervisors were reimbursed for expenses associated with the recent ethics charges, and if the District is recuperating expenses associated with the recent landowner complaint. Mr. Hinkle stated the supervisors were not reimbursed. Mr. Capko stated the Board members who hired counsel to represent them will be able to obtain reimbursement from the District for that expense. However, it is not likely the District will be able to recuperate expenses associated with the complaint.

There being no further business to come before the Board at this time, Mr. Powell made a motion to adjourn. Mr. Howard seconded the motion and it carried unanimously.

ADJOURNED.

MINUTES OF THE REGULAR MEETING OF THE SOUTH INDIAN RIVER WATER CONTROL DISTRICT HELD ON JANUARY 17, 2019

The regular meeting of the South Indian River Water Control District was held January 17, 2019, 7:00 p.m. at Jupiter High School, 500 N. Military Trail, Jupiter, Florida. Present were Supervisors Steve Hinkle, Tom Powell, John Meyer, Michael Howard and John Jones. Also present were Amy Eason, engineer; Charles Haas, treasurer; William Capko, attorney; Mike Dillon, manager of operations; Laura Bender, public information; and Jane Woodard, secretary. Seven landowners were also present.

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

Mr. Powell made a motion approving the consent agenda. Mr. Jones seconded the motion and it carried unanimously.

Ms. Bender presented the public information report. The latest newsletter has been sent out. She reminded everyone that Family Day is scheduled for March 16th. Mr. Capko noted there is no specific date when the website must be ADA compliant as long as the District is in the process of updating it.

Mr. Haas presented the treasurer's report. The revised financial statements have been sent out to the Board members; the original statements did not include certain transactions. Mr. Haas has not yet reviewed the invoices from the bank. Mr. Meyer questioned why there cannot be an extra line on the TRIM bill to explain payments. Mr. Haas explained that the TRIM bill is a very formal legalized document. If every agency used four lines, it would not be practical. He also noted that only two districts make assessments a per-acreage and per-parcel bases. The tax bill will show the additional information, but the TRIM bill will not. It is a vehicle to inform taxpayers what the total taxes will be, not the composition of those taxes.

Mr. Dillon presented the manager of operations' report. He recommended renewing the maintenance contract for Berman Park for another year at the same price. There have been no complaints from the landowners and no issues with Schoen Landscaping. Mr. Jones made a motion to renew this contract. Mr. Meyer seconded the motion and it carried unanimously.

Ms. Eason presented the engineer's report. She updated the 19th Plan of Improvements. A substantial completion inspection was conducted resulting in a punch list of items. One road (175th) has not been completed due to box culvert installation, but it should be finished in four to six weeks. The end date in the contract is January so there will need to be an extension.

There is another enhanced stabilization project for 74th Avenue North. Petitions were accepted in 2018 reaching the minimum requirement. The estimated cost is \$200,000. The referendum was prepared and sent out. There will need to be approval from 17 of the 18 lots in order to meet the 90% requirement.

Regarding the District workshop, the contractor is finishing the required paperwork. The property will then be surveyed in order to obtain the building permit.

Ms. Eason updated the Board on the Loxahatchee River Watershed Restoration Project. She has been attending weekly meetings with the Army Corps of Engineers and SFWMD. A draft schedule has been presented. After a 45-day review period, Ms. Eason will report how it affects SIRWCD.

The NRCS funding for Hurricane Irma is 99% complete; \$144,383.41 was the final request.

Ms. Eason reported on Section 7. The preliminary survey was received and reviewed; it is still missing information regarding outfalls. It is still being analyzed for consistency throughout the Section. The next step is to obtain drainage and water quality calculations, prepare a proposed plan of improvements, and present this to the Board with cost estimates. Ms. Eason discussed the concept plan for improvements throughout the entire District, determining potential projects from a water quality standpoint. The current model was done in 2002-2003 as part of the 9th Plan of Reclamation. The LIDAR now provides more details as to how much storage is in the C-18 Basin. It shows more storage in the lower areas. Work was performed on the base map of available parcels and converted into an updated platform. This work will help the District prepare a 5-10 year plan.

Mr. Hinkle questioned if there is any way SIRWCD can obtain funds from the State for maintaining water quality. Ms. Eason noted there was an application submitted last year. The State will look at impaired water funding first. Mr. Powell noted that landowners also want drainage and funding for that, and the Board will have to look at both. If there is no funding for water quality, that could hurt drainage. Mr. Meyer was also concerned with funding for water quality.

Mr. Jones questioned the status of FEMA. Mr. Dillon stated one project was approved. Usually once FEMA approves a project it goes to the State for auditor approval. The other two projects are in final review.

Mr. Capko presented the attorney's report. He is expediting the updating of the procurement policy. After another review, it will be circulated to the staff prior to the February meeting. Mr. Capko also reported there is no general special district legislation proposed to date.

The Board then discussed the culvert replacement program. Mr. Dillon reported this program began in March, 2016, due to concerns about landowners not replacing culverts. There is now a crew devoted to this program on a daily basis. Overall improvements have been noted after rainfalls. Mr. Dillon did not see a need to raise the installation fees at this time, but due to the increased cost of materials, he recommended that installation of end walls on county culverts should be the responsibility of the homeowner. He recommended staying at \$300 for the basic installation and \$650 for county pipes. Also, if a landowner wants a 30' pipe instead of a 20' pipe, they should be charged the full price of the culvert.

Mr. Haas suggested no change in the charges for the current fiscal year, but to review this item in future budgets. Mr. Meyer made a motion to charge \$650 for county pipes if the District is not doing the end walls. Mr. Howard seconded the motion and it carried unanimously. Mr. Meyer thanked the staff for looking into these costs. He wanted landowners to know that the costs are minimal and basically include materials only, with the District providing the labor. It was noted that as the culvert program expands, it will benefit more landowners.

The Board agreed to have more discussion on the culvert replacement program at a workshop, possibly in May. They also wanted further discussion on the Section 7 program, and the accounting breakdown for the various programs. The Board had a lengthy discussion of what topics to discuss in the workshop, as well as when it should be scheduled in order to provide the budget committee with information in a timely manner.

Ms. Susan Kennedy, landowner, stated that the current procedures for determining costs are inadequate and without clarity and accountability. She wants to have public discussions regarding the overall plans and policies in the District, and wants landowners to have a clearer understanding of the financial impact of any new programs. She asked the Board to look at how the budget information is presented to the public so they can be involved in the discussion of policies and priorities, and to have several workshops prior to the preparation of the budget.

Ms. Eason presented estimates of the Section 7 analysis. To date, the survey has been obtained and \$40,295 has been billed.

Approximately \$2,497 has been spent on engineering, leaving approximately \$11,000 in the budget to complete the analysis. She noted this is a pilot program that will help in planning future projects. Mr. Powell asked what the objectives are for the future, especially in terms of flood protection and drainage. He stated the need to balance storage and water quality with flood protection and drainage. Mr. Meyer stated the Board is being proactive in gathering data as to water quality. He believes there can be storage that

provides flood protection and also addresses water quality. Mr. Howard noted that the information from the Section 7 pilot program will be relevant throughout the District as far as the maintenance or system design.

Mr. Matt Gitkin, landowner, stated he was concerned about both water quality and drainage. He would like to know the costs of the programs both on a per-parcel and per-acre basis, and how each individual landowner is affected. Ms. Jennifer Corcoran, landowner, thanked Mr. Dillon and Mr. Matt Wood for the work done on the 173rd Terrace swales. Mr. Mike Clark, landowner, stated he had recently spoken with Mr. Dillon regarding removing trees from behind his house. Mr. Dillon informed him what could be cut safely. There was also a survey shown to Mr. Dillon, which revealed an easement, and Mr. Dillon explained the rights of the government to use the easement. There were excavations made with drainage outfall, relieving the surrounding homes. Because of this positive relationship with Mr. Dillon, the residents of 134th Terrace North presented Mr. Dillon with a plaque of appreciation.

There being no further business to come before the Board at this time, the meeting was adjourned.

ADJOURNED.

MINUTES OF THE REGULAR MEETING OF THE SOUTH INDIAN RIVER WATER CONTROL DISTRICT HELD ON FEBRUARY 21, 2019

The regular meeting of the South Indian River Water Control District was held on February 21, 2019 at 7:00 p.m. at the Jupiter High School, 500 N. Military Trail, Jupiter, Florida. Present were Supervisors Steve Hinkle, Tom Powell, John Meyer, Michael Howard and John Jones. Also present were Amy Eason, engineer; Charles Haas, treasurer; Seth Behn, attorney; Matt Wood for Mike Dillon, manager of operations; Laura Bender, public information; and Jane Woodard, secretary. Six landowners were also present.

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

Mr. Powell made a motion to approve the consent agenda. Mr. Howard seconded the motion and it carried unanimously.

Ms. Bender presented the public information report. The newsletter is in production. She reminded everyone that March 16th is Family Day.

Mr. Haas presented the treasurer's report.

Mr. Matt Wood presented the manager of operations' report. Operator Arie Raz just celebrated 20 years with the District. Another Level 2 operator has been hired. North Florida Emulsions has completed two miles of overlay. Mr. Wood requested approval for the purchase of a Volvo loader. He noted that the John Deere 2005 loader is limited in what it can do. The Volvo loader is smaller with more availability for attachments; it is safer and easier to use. Mr. Meyer inquired if the purchase is within the budget. Mr. Haas stated there is some carryover from the previous year; there will not be much remaining after this purchase. Mr. Howard made a motion authorizing the purchase of the Volvo loader at a purchase price not to exceed \$135,000. Mr. Powell seconded the motion and it carried unanimously. Mr. Jones made a motion to sell the used John Deere loader. Mr. Howard seconded the motion and it carried unanimously.

Ms. Eason presented the engineer's report. Regarding the 19th Plan, she is still waiting for the utility pole to be relocated. The culvert at 175th has now been installed and the contractor is moving to 176th to install that culvert.

Petitions were accepted for a proposed plan on 74th Avenue North and the referendum was sent out. The results were eight in favor and six opposed so consequently the referendum failed. New petitions will be accepted until April 30th.

Ms. Eason discussed the new workshop construction. The contractor, Triple Crown, is not able to fulfill the contract so she is looking for new estimates. Two bids were received and are within \$5,000 of each other. The low bid is \$249,000, which is less than previously authorized. Ms. Eason will continue to evaluate the bids, and requested authorization to proceed with a contractor if their bid does not exceed the previously authorized bid of \$273,000. Mr. Powell stated it does not make sense to go strictly by the lowest price since they are so close. Attorney Behn confirmed that the Board is not obligated to go with the low bid. Mr. Jones made a motion authorizing Ms. Eason to proceed with the selection of a contractor under these terms. Mr. Powell seconded the motion and it carried unanimously. Ms. Eason clarified that the Board does need to have estimates in order to satisfy the auditors.

Ms. Eason presented an update on NRCS. The final documents have been submitted.

It is anticipated that the Loxahatchee River Preservation Initiative application will be submitted to SFWMD in May.

The survey has been received for Section 7 and study activities will begin. An application for LRPI funds has been submitted. Ms. Eason will present a plan at the March meeting.

Mr. Hinkle reported he met with Albrey Arrington of Loxahatchee River District on a private business matter and while there was asked his thoughts on a project regarding the lake behind Sierra Square. They want to put in a new Center with meeting rooms, and fill the front part in. The back section would be turned into a marsh, taking some of the water coming out of Canal 2. Mr. Hinkle told Mr. Arrington he did not see a problem, and would bring it up to the Board. Ms. Eason stated she did not see how this would impact SIRWCD since we only have a right-of-way and otherwise no responsibility. There is no impact on our hydraulics. Engineering plans will have to be provided and will be checked to see if there is anything within SIRWCD's right-of-way. Mr. Meyer was concerned about the pond being used as part of the package plant and Ms. Eason informed him that LRD had already cleaned this pond and the water was already going to the Loxahatchee River. Mr. Hinkle updated the time frame for the sewer line going to the school. LRD plans to start the project this summer.

Mr. Jones inquired if there is an update from FEMA. Mr. Haas stated there has been correspondence. One grant has moved out of FEMA and is in Tallahassee. It will now be reviewed by another entity. Other grants are still in FEMA's jurisdiction.

Mr. Jones also inquired about the costs of the Section 7 project. Ms. Eason stated the survey was prepared at a cost of \$40,000. She will continue to work on this project.

Mr. Seth Behn presented the attorney's report. He presented the certification for the most recent referendum, noting this is the first one received from the new Supervisor of Elections.

Mr. Matt Gitkin, landowner, stated SWA will be at the residents' meeting on March 12. He asked if Mike Dillon or Matt Wood could be there to listen to the new trash regulations. There is concern about dumping in the canals. Mr. Gitkin noted that residents are also concerned that spraying for weeds in the canals may be discontinued. Ms. Eason stated there is legislation regarding this, but it pertains to getting a permit for spraying the canals. Mr. Meyer noted that Fish & Wildlife discontinued some spraying but it was very limited and only in canals that they maintain.

Mr. Hinkle stated SWA has contacted the District because they want to put a flyer on the website. It was Mr. Hinkle's understanding that if a landowner puts out more than six yards of trash, it is not going to be picked up at all. Mr. Meyer noted that residents are putting out an excess and SWA then only picks up small amounts at a time. Mr. Hinkle stated SWA should work with Code Enforcement and discuss the problems. He also suggested making a model of 6 cubic yards for landowners to reference. Mr. Meyer thought a large part of the problem is with commercial landscaping companies who do not remove their debris.

There being no further business to come before the Board at this time, Mr. Powell made a motion to adjourn. Mr. Howard seconded the motion and it carried unanimously.

ADJOURNED.

MINUTES OF THE REGULAR MEETING OF THE SOUTH INDIAN RIVER WATER CONTROL DISTRICT HELD ON APRIL 18, 2019

The regular meeting of the South Indian River Water Control District was held April 18, 2019, at 7:00 p.m. at Jupiter High School, 500 N. Military Trail, Jupiter, Florida. Present were Supervisors Steve Hinkle, Tom Powell, John Meyer, Michael Howard and John Jones. Also present were Amy Eason, engineer; Charles Haas, treasurer; William Capko, attorney; Mike Dillon, manager of operations; Laura Bender, public information; and Jane Woodard, secretary. Seven landowners were also present.

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

Mr. Powell made a motion to approve the consent agenda. Mr. Jones seconded the motion and it carried unanimously. Ms. Bender presented the public information report. She reported on the success of Landowners Family Day held on March 16th. The March newsletter has been mailed to the landowners. Work continues on revising and recreating the District's website in order to create a new ADA compliant site.

Mr. Haas presented the treasurer's report. The Budget Committee had a formal meeting yesterday with discussion of principles for preparing the budget. The Committee is still refining the budget and expects to have reduced assessments for the coming year. Messrs. Powell and Jones commented there were productive discussions at the meeting.

Mr. Dillon presented the manager of operations' report. As of March of this year, the culvert program has installed 77 culverts. Murray Logan has finished the box culvert replacements, and Rosso Site Development has completed paving for the 19th Plan. The sod installation was finished a few days ago.

Mr. Dillon requested Board approval to renew the canal spraying contract for an additional two years at the same price. Mr. Powell made a motion to approve this request. Mr. Howard seconded the motion and it carried unanimously.

Mr. Powell inquired about any benefit in terms of hydrology with the box culverts. Ms. Eason stated reduction of the collection of debris helps with the hydraulics.

Ms. Eason presented the engineer's report. She reported the contractor has substantially completed the 19th Plan and the utility pole has been relocated. Some striping needs to be done prior to final inspection.

Ms. Eason presented slides of the 175th Road and 176th Road box culverts that were installed. She noted that only one road petition has been requested, and the deadline is April 30th.

The contractors are working on plans for the District Workshop improvements, and these will be reviewed as soon as they are ready.

Ms. Eason discussed the Loxahatchee River Watershed Restoration Project. This is a Plan to restore, sustain and reconnect the wetlands and watersheds that form historic headwaters for the River.

SIRWCD is the main thoroughfare for water coming in. She presented a map showing where the various flowways are located. The Army Corp of Engineers released a report in March with a 45-day review period.

There are two public hearings scheduled, one tonight that Mr. Meyer is currently attending and one tomorrow that Ms. Eason will be attending. The Tentative Selected Plan (TSP) will undergo additional analysis using new modeling tools developed specifically to assess potential flooding. The WRDA-2000 recognized that the CERP was conceptual in nature and refinements will be required. More localized analyses will be performed if there is an indication of significant increase in flood risk from the regional analysis. Ms. Eason recommended drafting a statement that says SIRWCD is generally supportive of the restoration project, and also states our concerns regarding the potential loss of flood protection resulting from the implementation of the TSP. The communities affected rely solely upon gravity discharges to the receiving waters that would be subject to the hydrologic modifications proposed. The Board requested additional studies and modeling to provide assurances that the level of protection required by the CERP be achieved prior to the implementation of this project. Mr. Powell was concerned that this also meets the District's Plan of Reclamation. Ms. Eason will reword the statement to include that concern. Mr. Powell then made a motion to prepare the recommended statement, including the concern regarding the District's Plan of Reclamation. Mr. Howard seconded the motion and it carried unanimously. The statement will be prepared by Ms. Eason.

Mr. Howard asked if there is an increase in flow at the southwest fork also. Ms. Eason stated the bulk is going to the northwest. Mr. Howard noted there is a significant amount of water from upstream as well as from downstream. Mr. Powell agreed this is important to the operation. Ms. Eason agreed that this issue will be looked at and appropriate facilities will be included.

Mr. John Meyer joined the meeting at this time, having just attended the first public hearing on this matter. He commented on the need to go on record at the next public hearing because of the potential for more water in our system. He communicated these concerns to SFWMD at tonight's hearing.

Ms. Eason reported on Section 7. The analysis has been mostly about the hydraulics of the system in order to see how to move water through the Section. The current model has six basins. There are 89 acres contributing to one of the outfalls. Canal 3 is on the north border, and Canal 5 is to the south. It is the lowest Section in the District. Control structure locations were pointed out. The existing outfall has 24" pipes. She noted hydraulics need to be improved, with some pipes increased to 48" and with additional outfalls. It would be ideal to acquire rights-of-ways to have more outfall. Ms. Eason showed a diagram of the flow direction and discussed this in detail. She suggested title searches for old plats and existing easements. She also suggested increasing the elevation of the roads, as well as widening the swales. In summary, Ms. Eason proposed expanding existing drainage swales, clearing drainage easements, adding swales, increasing outfall pipe size and adding risers, and raising existing roads. She also proposed increasing storage and swales by a foot or more. The benefits would be reduced flood stages, added storage, increased discharge structures, and decreased head loss in the system, as well as a reduction in pollutants in grass swales and dry detention. Ms. Eason discussed cost estimates, noting that some of the work can be done cheaper in-house. Estimates included general conditions \$73,000, easement clearing \$200,000, ditch shaping \$230,000, raising roads \$84,000, driveway culverts \$18,000, roadway culverts \$28,000, outfalls \$107,000, and contingency \$74,000, for a total of \$814,000. Some of these items would come under normal operation and maintenance. She suggested title searches on some areas of uncertainty. The program could be done in phases: outfall structures and clearing first, then ditches and culverts, and lastly raising the roads. Mr. Powell stated this is just a piece of what needs to be looked at. When the G92 is opened, that water will go into Section 7. If the Board looks at the bigger picture and puts together a plan, that would be a new Plan of Reclamation with subsequent sale of bonds which would spread out the financing. He also suggested looking at other low areas with similar problems as well as restoration of the River. Mr. Meyer agreed and stated he would like to see an overall modeling for Jupiter Farms, Section 7, and Loxahatchee River watershed restoration, which would give a better idea of how to proceed. Ms. Eason stated the majority of pipes throughout the District are 24", so there will be similar problems in other Sections.

She briefly discussed trying to obtain funding but noted money may only be available for water quality, not flood protection. Mr. Hinkle asked if the District should be looking at increasing the size of pipes throughout the District, and Ms. Eason confirmed this should be done. A lengthy discussion followed regarding broadening this study throughout the District.

Mr. Meyer questioned how much additional information could be obtained from studying two more Sections as originally planned. Ms. Eason stated it would help to develop a capital improvement project.

The next studies will be easier because there is now a template based on Section 7. Mr. Hinkle questioned how landowners would be affected by increasing the road elevation; he was concerned they may have to modify existing structures.

The Board then discussed the various levels of studying future Sections. Ms. Eason noted that the objective is to provide extra storage and this is an opportunity to reclaim storage loss. Mr. Hinkle asked if the cost would be less now that LIDAR is available, but Ms. Eason could not confirm it would be less. Mr. Howard wanted to consider holding off until the Board can see what other models show and what should be done as to Section 7. He suggested doing one more Section sometime in the future. He was concerned with focusing on the details for Section 7 and the large expenditure that will be required. He was also concerned about proceeding with two more Sections and the amount of work that will be needed. Ms. Eason noted this is a planning exercise and could be handled as a 10-year plan. Mr. Jones stated he would like to proceed with the next Section using a slightly scaled-down method. Mr. Hinkle requested an estimated cost for Sections 12 and 18 at the next meeting. Mr. Haas noted that because this is more of a project than a regular budget item, this is considered a capital project and fiscal year lapsing does not affect it. Mr. Meyer made a motion to table proceeding with the next two Sections in order to see the concept model. Mr. Powell did not want to table the work. He wanted to continue with the model as well as continue working on the project in phases. Mr. Howard commented that the data from one more Section would probably be as good as the data from two more Sections. He did not think there would be double the benefit if the Board proceeded with two Sections. Ms. Eason suggested Section 18 if the decision was to proceed with just one Section, as it is more representative of the entire District. There was no second to Mr. Meyer's motion. Mr. Howard then made a motion to proceed with the study of Section 18, and also work on the overall model. Mr. Powell seconded the motion and it carried unanimously.

Mr. Hinkle inquired if the petition for road paving was in Jupiter Farms or Palm Beach Country Estates but Ms. Eason did not have that information.

Mr. Capko presented the attorney's report. There has been no legislation impacting special districts during this session. He was concerned about the taxation transparency legislation. Government charges like special assessments would be re-named as taxes. In theory, this does not change the nature of the District but there will certainly be challenges to special benefit taxes. As of now, this bill is in the Senate and has not been heard. Mr. Capko stated there has been no interaction with the new Governor yet. It was noted that he has had little experience with state government.

Mr. Hinkle inquired about having better recording of deeds in order to reflect easements in the District. Mr. Capko commented this is a good issue.

Mr. Hinkle stated there are several landowners who have drainage systems going into our secondary water control structures. He questioned if they should be obtaining permits. Mr. Meyer's opinion was that it should not be allowed and there should be a policy to this effect. There was a brief discussion regarding this issue and it was decided to table further discussion until the next Board meeting due to time constraints.

Ms. Susan Kennedy, landowner, requested the schedule for the budget workshop and/or any meetings. Mr. Haas stated the Budget Committee met yesterday and the next budget meeting will be the public hearing. No workshop has been scheduled at this time.

There being no further business to come before the Board at this time, Mr. Powell made a motion to adjourn. Mr. Howard seconded the motion and it carried unanimously.

ADJOURNED.

**MINUTES OF THE MEETING OF THE BUDGET COMMITTEE
FOR THE SOUTH INDIAN RIVER WATER CONTROL DISTRICT
HELD ON MAY 7, 2019**

The meeting of the Budget Committee for South Indian River Water Control District was held on May 7, 2019, at 11:00 a.m. at the District Work Center, Jupiter Farms Road, Jupiter, Florida. Present were John Jones, supervisor; Charles Haas, treasurer; William Capko, attorney; Mike Dillon, manager of operations; and Jane Woodard, secretary. Five landowners were also present. Mr. Hinkle called the meeting to order and the Pledge of Allegiance to the flag was given.

Mr. Jones called the meeting to order and called for the appointment of a chairman pro tem. Mr. William Capko was nominated and so appointed. A motion was made to approve the consent agenda. It was seconded and carried unanimously.

Mr. Haas requested a change in the agenda. He suggested adding comments from the landowners prior to the meeting as well as at the end of the meeting. Mr. Matt Gitkin, landowner, stated his primary concern was that when the budget was passed last year, assessments were to go down for this year. He questioned how the budget would affect landowners with one acre vs. landowners with 20 acres. He also wanted clarification on per parcel assessments vs. per acre assessments. Ms. Susan Kennedy, landowner, was concerned about overall assessments affecting landowners on an equitable basis. She was also concerned about accountability in the different projects within the District, specifically the culvert program.

Mr. Haas presented the preliminary budget and explained it is set up like a financial statement. He stated the one major change this year is the debt service fund. The program with the Town of Jupiter pertaining to the water distribution system in Palm Beach Country Estates has expired. Extra money built up in that fund and reduced the debt service by \$150,000. Several road improvement programs have less funds due and there are surplus funds to offset the other programs.

Mr. Haas stated there is a minor increase of 2.6% for operating expenses. The road replacement and renewal fund was discussed. There is an increase of approximately \$58,000 allocated and charged to equipment maintenance and staff. This will impact the special revenue funds on the east and west sides of the District. Egret Landing and Jupiter Park of Commerce do not get charged. Mr. Dillon keeps track of where work is done. Mr. Haas noted that years ago the District only had a water control budget. Then the state legislature mandated separation of water control and road maintenance. Swale maintenance is split 50/50. That is how the District is allocating the culvert replacement program. Ms. Susan Kennedy questioned if residents on county roads with no swale maintenance get charged an assessment. Mr. Haas

explained the charges are determined by area, not by specific roads. Swale maintenance comes under water control, whether the road is maintained or not; it is considered a drainage function.

Mr. Haas noted changes in personal services mainly due to increases in health insurance. Mr. Jones also noted an increase in salaries and wages because of new staff.

It was explained that by law, road maintenance is assessed by parcel; water control is assessed by acre. The culvert program was determined to be swale maintenance and is assessed 50/50. Mr. Matt Gitkin was concerned that landowners with 60 acres are being charged an inequitable amount. Mr. Haas stated that when the culvert program started, it was not realized how popular it would be so there was not a specific program established for assessments. Ms. Susan Kennedy stated some of the landowners are being “punished” for retaining water on their property by having to pay for a culvert that someone else is putting in on their property. She believed the modeling program is also being assessed this way. Mr. Dillon stated that the current budget allowed for 320 culverts. Ms. Kennedy noted if a program is started, the Board should know the parameters so landowners know how they will be charged. A policy should be set that establishes limits, and it should be presented to the landowners.

Mr. Haas stated special projects were included in the Jupiter Farms maintenance budget last year. They are long term and when not completed within the fiscal year, they do not carry forward. The solution was to take them out of the water control budget and set up a separate special project fund. That is now called engineering initiative. The total assessment is the same. Mr. Haas will propose to the Board that there be separate funds. Mr. Dillon noted that assessments for the Section 7 project have been the most challenging, but other projects will not be at that same level. Discussion and questions followed regarding the modeling program but many decisions have not yet been made by the Board. Mr. Jones noted that a Plan of Reclamation would spread the costs of this program over a long period of time.

Mr. Haas discussed other capital projects such as the work center and improvements in Canals 6 and 13. He also noted no increase in the east side basin. The budget is going up in water control but engineering initiatives are down. There is expected to be a net decrease in assessments of \$75/acre for Jupiter Farms in water control in the west basin, and \$71/parcel for landowners with road maintenance.

Mr. Gitkin thanked the Budget Committee for this workshop and noted the preliminary budget is looking better than last year.

Mr. Dillon stated the culvert program is being considered as ongoing maintenance. There are 9,000-10,000 culverts in the District which were placed in the 1990s. They have a life span of 25 years. There are newer

culverts now with a life span of 80 years. He will be educating the landowners on the difference and making recommendations on the type to install.

Ms. Kennedy also thanked the Committee. She hopes the Board will look at overall policy issues when approving the budget and projects in the District, and consider the overall goal and long term monetary expense of special engineering projects.

Mr. Jones noted the line item of \$100,000 for outfall clearing, stating this is the single most effective program. He questioned if the budget is enough to get the job done. Mr. Dillon stated he sees costs decreasing for Palm Beach Country Estates in the coming years because some outfalls can be managed by the District with the new equipment. The target this year is \$75,000 for Palm Beach Country Estates which has 107 outfalls.

There being no further discussion or questions, the workshop meeting was adjourned.

ADJOURNED.

**MINUTES OF THE REGULAR MEETING
OF THE SOUTH INDIAN RIVER WATER CONTROL DISTRICT
HELD ON MAY 16, 2019**

The regular meeting of the South Indian River Water Control District was held on May 16, 2019, at 7:00 p.m. at Jupiter High School, 500 N. Military Trail, Jupiter, Florida. Present were Supervisors Steve Hinkle, Tom Powell, John Meyer, Michael Howard and John Jones. Also present were Amy Eason, engineer; Ketty Labossiere for Charles Haas, treasurer; William Capko, attorney; Mike Dillon, manager of operations; Laura Bender, public information; and Jane Woodard, secretary. Three landowners were also present.

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

Mr. Matt Gitkin, landowner, commented on the lack of a timely agenda for this meeting on the website. He thanked the Budget Committee for the workshop meeting on May 7th, which he found to be very informative. He noted he was in favor of the West Basin plan as a whole.

A motion was made to approve the consent agenda. It was seconded and carried unanimously.

Ms. Bender presented the public information report. Their office attended a webinar regarding ADA compliance. She noted they will work harder to get information on the website in a more timely manner.

Mr. Dillon presented the manager of operations' report. Plans for the workshop have been submitted and bids are being received for the work center. Ms. Eason presented the engineer's report. The final costs for the 19th Plan are expected to be available in July after the review of the final change orders. There have been no new petitions for paving. The construction plans for the workshop have been received and are being reviewed

Ms. Eason reported that the Loxahatchee River Water Restoration Plan's draft was released in March and two public meetings were held. Comments from SIRWCD were submitted by letter to the Army Corps of Engineers. The District is now working with SFWMD to modify the current agreement on the operation of the G-92 structure. Ms. Eason is currently getting clarity on setting elevations.

Ms. Eason reported on a meeting in April with FDEP to discuss the status of the RAP. PLSM model results were reviewed. Apparently loading reductions are not being met; there is a need to verify this with FDEP. Ms. Eason explained and discussed the methodology of the projects. Mr. Meyer noted that the plan is going to look at weirs and this will be advantageous to the District.

Ms. Eason discussed the emergency debris removal contract which is for three years with two additional one-year renewal provisions. The contract will have a payment and performance bond up to \$300,000. Three bids were received based on an arbitrary amount. The bids were from \$2.1 million to \$9.4 million. Ms. Eason discussed the discrepancies in these bids and recommended hiring all three contractors. She recommended approving ATL at this time; then after further discussions with the others, she would recommend approving them in July. The cost would be \$13,000/year for a performance fee, even if there are no storms. All three contractors have done work in Florida. Mr. Powell questioned if there is a budget for debris cleanup and Ms. Eason stated it would be handled similar to what was done after Hurricane Irma. Mr. Hinkle noted this would give the District better standing with FEMA. Mr. Dillon explained that if the District is hit by a storm, it will already have a contractor in place and cleanup can be started immediately. Ms. Eason explained that in the past the District had to receive bids from contractors who may be busy with other work, possibly resulting in higher bids. She noted that in 2008 similar contracts were for approximately \$3 million. She also noted the District could probably use these contractors in non-emergency situations. After further discussion by the Board, Mr. Jones made a motion authorizing retaining the three debris removal contractors as recommended. Mr. Powell seconded the motion and it carried unanimously.

Mr. Meyer presented the Board with an outline for continuing with the Section 7 project, proceeding with Section 18. He explained that the next logical step is to fund a master plan, and prepare an amendment to the water control plan that would address engineering, costs, drainage, maintenance and storage. He discussed larger culverts and raising the roads. Two more sections have been budgeted at \$110,000. He suggested applying these funds to the engineering plan during the next fiscal year and then presenting it to the landowners. Mr. Powell noted that from a concept standpoint, the engineer needs to develop a plan defining the benefits with cost comparisons. Once the plan is adopted, bonds can be sold to finance the project. The Board needs to establish what it is trying to achieve and the benefits must exceed the cost. Ms. Eason stated she needs to finish the initial analysis before going on to the master plan. It will be difficult to establish benefits since there is already a water control plan in place. A discussion followed regarding establishing benefits and the cost of an amended plan. Mr. Capko agreed to present more information at the next meeting. Ms. Eason suggested updating the concept model to determine the benefits. Mr. Powell discussed extrapolating what was learned from Section 7 and determine what that could do for the rest of the District. Defining these details could become the basis of the plan. The Board agreed to move forward with Section 18 and keep this issue on the agenda for the next meeting.

Mr. Dillon asked about plans for clearing outfalls in Section 7 and also noted there are some easement issues. Mr. Hinkle stated the District has the equipment to clear the outfalls itself. Mr. Dillon also noted the District can raise the roads; riser culverts could be put on hold until there is more information. The Board discussed whether to spend money developing a plan or to increase maintenance. Ms. Eason suggested doing both, proceeding with what can be done by the District under the operations and maintenance budget. This will be discussed with Mr. Haas at the next Board meeting in July.

Mr. Capko presented the attorney's report. He stated the legislative session ended without major problems for special districts. The next session starts in January. Mr. Capko noted that if there is going to be an amendment to the Special Act, work needs to start in August.

Mr. Jones reported on the Budget Committee meeting held on May 7th. Five landowners attended. The Board discussed large budget items and line items with increases. There was discussion regarding how expenditures are apportioned, culvert installation and larger parcels that produce more runoff. Details of the section analysis were also discussed, as well as the need to put together an alternative plan. Mr. Matt Gitkin, landowner, commented that landowners are in favor of the track the Board is taking.

The Board discussed direct discharge into the secondary drainage system. Mr. Meyer noted that, at the present, discharge cannot be pumped into the swales. He suggested establishing a policy on certain sizes of pipe that can drain into the swales and ditches. Mr. Dillon questioned if the pipes would require a permit. Mr. Powell noted that the District was created to drain the land into the canals. The Plan of Reclamation has no provision for retention, only to move the water off the land. He questioned if the concern now is for water retention. Mr. Meyer stated the properties need to store water, giving the District flood protection. The stormwater also needs to percolate into the soil. Mr. Meyer stated he would like to establish a policy for getting water to the swales. Mr. Howard stated the current policy does not provide for modification of the swales; putting in a drainage pipe would modify the swales. The Board agreed to discuss this issue again at the next meeting.

There being no further business to come before the Board at this time, the meeting was adjourned. The next Board meeting is scheduled for July 11th at 6:00 p.m. at the District Work Center.

ADJOURNED.

**MINUTES OF THE BUDGET WORKSHOP AND REGULAR MEETING
OF THE SOUTH INDIAN RIVER WATER CONTROL DISTRICT
HELD ON JULY 11, 2019**

The budget workshop meeting and regular Board meeting of the South Indian River Water Control District were held on July 11, 2019, at 6:00 p.m. at the District Work Center, 15600 Jupiter Farms Road, Jupiter, Florida. Present were Supervisors Steve Hinkle, Tom Powell, John Meyer, Michael Howard and John Jones. Also present were Karen Brandon for Amy Eason, engineer; Charles Haas, treasurer; William Capko, attorney; Mike Dillon, manager of operations; Donna DeNinno, public information; and Jane Woodard, secretary. Several landowners were also present.

Mr. Hinkle called the budget workshop meeting to order and the Pledge of Allegiance to the flag was given.

Mr. Haas presented highlights from his budget memo and a summary of the assessments. He noted there was a reformulation of the budget as a result of the last Budget Committee meeting on May 7, 2019. He has made no changes in the budget since May. It was noted that the East Basin is broken down into communities. Mr. Haas discussed special revenue funds and debt programs, including the water distribution system in Palm Beach Country Estates, and noted that several debts are being paid off.

Mr. Meyer was concerned about overfunding engineering initiatives. He noted the current budget provides for analysis of two Sections, but the Board later decided to address only Section 7. Mr. Meyer asked if the unused funds (\$110,000) could be put toward a comprehensive analysis rather than specific surveying. Mr. Haas stated the unused funds will carry over; it is up to the Board what they will be used for specifically. Mr. Powell stated if the engineering plan is used as a guide for addressing the invert on culverts and increasing flow, there is no need to go section by section. This information can be used to put together a Plan of Reclamation for the entire area. Mr. Meyer discussed looking at the bigger area and then going into specific areas that need to be addressed as a priority. Mr. Hinkle stated if there is a new Plan of Reclamation, these funds could be a reimbursement. He thought adding \$110,000 to the budget in order to continue looking at individual sections is necessary. He also suggested looking for funding from grants. Mr. Haas pointed out that if the \$110,000 is taken out of this budget, the Board would have to wait a year for additional funding if it is needed. Mr. Howard stated that so far the Board has concluded that looking at just a couple of sections gives an idea to build on and how to address the problems. If there is an assessment for another section, there is no solid plan. He stated he was not comfortable with that. Mr. Powell discussed transitioning to a conceptual design for the entire district. The cost of a new Plan of Reclamation would be amortized, benefitting the landowners. Funding would then be redirected to this

rather than to detailed analyses. Mr. Jones was in agreement with moving toward a comprehensive plan, and questioned how it would be funded. Mr. Powell noted that when bonds were sold in the past, the engineering expenses were then reimbursed. Mr. Meyer stated that most of the money was spent on surveying and that expense would not be repeated. Ms. Brandon questioned if this is a modeling plan or a conceptual plan for raising roads, structures, and taking information and applying it to other sections in Jupiter Farms. She suggested it could be done within the \$165,000 budget.

Mr. Meyer clarified that there are funds in the budget to start work on Section 7. Mr. Haas stated major improvements are not covered but enhanced maintenance can be started. Mr. Hinkle requested that the newsletter state that the Board will be trying to get grant money to assist with Section 7.

Mr. Meyer discussed the culvert replacement program and noted that a budget of \$52,000 seems too low based on the popularity of the program. It appears the District is taking in less and spending more. He suggested increasing the \$350 fee. Mr. Haas agreed to look into this and report back to the Board. Mr. Meyer noted the Operation & Maintenance budget increased in water control maintenance for Jupiter Farms. Mr. Haas explained the increases are due to expenditures based on a full year as compared to half a year. The cost of insurance is an estimate because the actual information is not yet available, but Mr. Dillon expects a 15% increase.

Mr. Hinkle opened the floor to landowner comments. A landowner requested that the budget for the driveway culvert program be looked at again and Mr. Haas agreed to review this. Ms. Susan Kennedy requested that the Board set a policy for the driveway culvert program, establishing the total yearly budget. She suggested that the maximum number of culverts to be replaced should be established and made clear to the landowners. Ms. Kennedy also inquired how the costs of a new Plan of Reclamation would be reimbursed. Mr. Haas explained that one way would be a reduction in the debt service. Ms. Kennedy was concerned about approving a \$110,000 budget for section maintenance without a definitive plan established for how it will be spent.

There were no other comments or questions from the landowners, and Mr. Powell made a motion to adjourn the budget workshop meeting. Mr. Jones seconded the motion and it carried unanimously.

Mr. Hinkle then called to order the regular monthly Board meeting.

Mr. Powell made a motion to approve the consent agenda. Mr. Meyer seconded the motion and it carried unanimously.

Ms. DeNinno was welcomed back after her long absence. She presented the public information report. She discussed the difficulties in updating the District's website in order to meet the ADA criteria, especially the HTML and PDF files. Attorneys Capko and Lewis are determining what is required to be available on the website. Website developers have plans that deal specifically with remediation for governmental entities. Mr. Capko suggested that a short workshop be scheduled to discuss what should be deleted from the website. Mr. Hinkle suggested starting next month's meeting early in order to discuss this issue at that time. Ms. DeNinno will have a list of items required by statute which can be discussed.

Ms. DeNinno also discussed the costs presented for remediating and hosting the website. The services do not cover protection of individual computers for the supervisors. Mr. Howard questioned if documents could be embedded on a page rather than included as a document. He was also concerned with budgeting for the website as more work will be required than in the past. Mr. Capko noted that after old information is upgraded or eliminated from the site, the new items added will meet the proper standards.

Mr. Haas presented the treasurer's report. The audit report was received and filed prior to June 30th. Each Board member confirmed receipt of the audit report. Mr. Jones made a motion to approve the audit report as presented. The motion was seconded and carried unanimously. Mr. Haas suggested setting up a separate fund in the budget for engineering initiatives. This would require moving funds for special projects to the new fund for the current year, and he requested Board approval to do this. Mr. Haas clarified that \$215,000 budgeted for Section 7 modeling would transfer to the new fund. Mr. Meyer made a motion to approve this request and to so amend the 2018-19 budget. Mr. Howard seconded the motion and it carried unanimously.

Mr. Dillon presented the manager of operations' report. He attended a conference in Sanibel last month to discuss ADA compliance and the Sunshine Law. He reported that the new workshop is waiting on the permit process before proceeding. Initially the fire marshal required a sprinkler system but now may require installation of a well. The construction company is setting up a meeting to discuss this. Mr. Dillon also obtained active shooter analysis recommendations for the Work Center.

Ms. Karen Brandon presented the engineer's report. The 19th Plan was completed June 6th, under budget. Designs for the workshop improvements were presented. The building permit was submitted in May. Ms. Brandon presented the conference room expansion plan, and stated they are now obtaining pricing for that. The emergency debris removal contract was awarded to the three separate contractors as previously approved by the Board. Ms. Brandon reported there was a Loxahatchee River Water Restoration Plan meeting in June and the stakeholders submitted projects. An update on this matter will be presented at the next Board meeting.

Mr. Capko presented the attorney's report. He discussed the status of Mr. Dillon's employment contract which was last extended in 2015 for five years. Mr. Hinkle stated the Board wants to continue with Mr. Dillon. At this time Mr. Hinkle suggested extending Mr. Dillon's contract for an additional five years. Mr. Capko confirmed this is a basic employment contract. The Board has the ability to adjust compensation each year. Mr. Powell made a motion to extend the contract another five years. Mr. Jones seconded the motion and it carried unanimously.

The Board discussed use of the park in Palm Beach Country Estates. There is concern that vendors using the park for events should have liability insurance. It was noted that the County requires a \$2 million insurance policy. That permit information will be obtained for the Board to review. Mr. Jones stated there needs to be a distinction between what is considered an event and what is simply a community gathering. The County's guidelines will be discussed at the next meeting and a decision made at that time.

Mr. Dillon discussed the issue of direct discharge into the District's secondary drainage system. He suggested taking an inventory of those properties with culverts by the swale to see if there are any issues, and then address them as-needed. The Board agreed Mr. Dillon should handle this matter on a case-by-case basis.

Mr. Dillon discussed computer security for the office. Information has been obtained from KDT who will provide a quote after evaluation of the current system. This might be as low as \$50/computer/year.

Mr. Dillon reported that the Jupiter High School contract is up for renewal at this time. The Media Room is \$70/meeting and the Auditorium, where the annual meeting is held, is \$450. Once the District's conference room improvements are finished the meetings can be held there. In the meantime, the Jupiter Farms Pavilion is another option, as well as continuing with the school on a month-to month basis. After a brief discussion, it was agreed to have the next monthly meeting at the Jupiter Farms Park Pavilion, and the annual landowners' meeting at the Jupiter High School Auditorium. The schedule for next year's meetings will then be established and published.

Mr. Hinkle discussed the use of proxies for the next annual landowners' meeting. Mr. Capko stated the landowners have to be able to vote at the meeting. Proxies can be pre-qualified but this is not a requirement. Once the meeting begins, landowners can close the floor to submitting further proxies. Mr. Dillon noted that after the last annual meeting, comments were made that the reading of staff reports should be eliminated and replaced by a question and answer session. Mr. Capko suggested abbreviated staff reports but noted that the engineer's report is required.

The next Board meeting was scheduled for 6:00 at the Jupiter Farms Park Pavilion, with a brief workshop and the final public hearing for the budget preceding the regular monthly Board meeting.

There being no further business to come before the Board at this time, the meeting was adjourned.

ADJOURNED.

**MINUTES OF THE REGULAR MEETING
OF THE SOUTH INDIAN RIVER WATER CONTROL DISTRICT
HELD ON AUGUST 15, 2019**

The regular meeting of the South Indian River Water Control District was held on August 15, 2019, at 6:00 p.m. at the Jupiter Farms Park Pavilion, 16655 Jupiter Farms Rd, Jupiter, Florida. Present were Supervisors Steve Hinkle, Tom Powell, John Meyer, Michael Howard and John Jones. Also present were Charles Haas, treasurer; Amy Eason, engineer; William Capko, attorney, Donna DeNinno, public information, Mike Dillon, manager of operations; and Holly Rigsby, assistant secretary.

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

Mr. Hinkle turned the meeting over to Mr. Haas for the budget presentation. Mr. Haas noted that development of the budget is an interactive process between the Board and Staff. The Budget is developed from the ground up. Cost estimates are determined for each program and level of service and then Mr. Haas determines the assessments needed to cover those costs.

Using a slide presentation, Mr. Haas explained the budget cycle. There was minor change in the process with the addition of two budget committee workshop meetings, which included Mr. Powell and Mr. Jones, who reviewed the preliminary budget. This budget was then presented to the Board in July. Mr. Haas continued with a discussion of the assessment cycle and how it integrates with the budget cycle. He then pointed out the decrease in proposed assessments from \$6,304,361 to \$5,200,688 and the decrease in proposed revenues from \$6,145,469 to \$5,572,774. He also showed the net change in various assessments per community, as well as the estimated per unit assessment. Mr. Haas reviewed the debt assessments per parcel before presenting a table reflecting the estimated total assessment by typical parcel size for the residential communities. Mr. Haas concluded his presentation by discussing a table depicting the average change in maintenance assessments.

Ms. Susan Kennedy, landowner, thought the figures presented at the workshop showed an overall decrease in the per acre assessment for Jupiter Farms, but according to the slide presentation her per acre assessment has risen. She understood that with the removal of the \$57 assessment for the work center expansion, her assessments would be less. She then mentioned the importance of fiscal responsibility. She cautioned the Board to get a grip on the overall plan for the District before gathering more money. She thought it was completely unfair for the Board to increase the amount they are taking from the larger landowners to pay for projects that wouldn't have any direct effect on them.

Mr. Matt Gitkin, landowner, reminded the Board that at the beginning of last year the concern was the effect the rise in water control assessments would have on the larger landowners. He remembered being told that reason for the increase last year was due to the District not being reimbursed by FEMA as well as the construction at the work center, but that everything would go down 25% next year; but it hasn't.

Ms. Kennedy then added that she was pretty sure that the 25% reduction was mentioned in the meeting. She commented that the problem is that when governments get money, they find ways to spend it.

Mr. Hinkle asked if any Board members wanted to comment. Mr. Howard mentioned that he was given the impression that what was unspent of the \$110,000 would be going into a special revenues budget and that it was a shift of funds and not new funds. He added that the budget overall looked good. Mr. Powell pointed out that the total revenues went down. Mr. Meyer mentioned that starting the budget process early was a good thing, allowing the Board and the public more involvement. He still had concerns, though. Mr. Meyer continued that although the assessment for the work center did come off, there were increases in operating expenses and he was still concerned about what would be subsidized for the driveway culvert program. He was also concerned about budgeting \$110,000 for reengineering without knowing exactly how it would be used.

With no other landowner comments pertaining to the budget, Mr. Powell made a motion to adjourn the budget hearing; the motion was seconded and it carried unanimously.

Mr. Hinkle resumed the regular Board meeting. He directed attention to Matt Gitkin, landowner. Mr. Gitkin brought to the Board's attention a promotional card that had been mailed on behalf of a PBCE candidate for Supervisor, which included the District's logo as well as instructions on how not to vote. Mr. Gitkin also showed the Board pages from "Countryside Living", the residents' association newsletter, which had the same use of the logo and voting instructions. He asked if the Board was going to take action against the individuals responsible. Mr. Capko did not know what action could be taken, other than sending a letter requiring them to stop using the logo. Mr. Jones asked if there was a monetary recourse that could be taken. Mr. Capko did not recommend this. He explained that the District would spend more money trying to collect on a claim, than what we would get from these individuals. Mr. Gitkin asked if the candidate wins, is there a cause of action. Mr. Capko said it was unlikely. A minor use of the logo would not invalidate the election. Mr. Howard asked if we as an organization could have some type of policy about the use of the District's logo and agreed that going after these individuals legally was probably not a wise fiscal choice. Mr. Meyer asked if the logo was taken off, would the mailing be acceptable. Mr. Capko did not see a violation other than the logo. If directed, he could provide the Board with a specific policy for future use.

For the record, Mr. Hinkle wanted to see a letter sent to the candidate and association so the individuals would know that they did something wrong. There were no other landowner comments.

Mr. Hinkle asked for a motion to approve the consent agenda. Mr. Howard made a motion and Mr. Jones seconded. All were in favor.

Ms. DeNinno presented the public information report. She noted that the July/August newsletters have been mailed. In addition, she made some changes to the welcome letter to new residents which will go to the Bureau next week. Mr. Hinkle asked if a District map could be sent with the welcome letter. After some discussion it was decided that the welcome letter should mention that maps are available at the District office.

Mr. Haas requested Board action on the adoption of the budget. Mr. Hinkle began discussion in reference to the driveway culvert program. He understood that the landowner would be responsible for the costs associated with the culvert pipe, rip rap and sod and the labor of the install was included in the maintenance assessment. Mr. Meyer insisted that the program be more closely monitored. He would like to see an analysis done between expenditures and revenues and have this information reported to the Board regularly. Mr. Haas explained that Mr. Dillon was closely monitoring the costs of the program already. He could report to the Board on a quarterly basis. Mr. Meyer directed attention to the current budgeted figures for the driveway culvert program. Revenues for the culvert program were projected at \$130,000 with expenditures at \$296,000. That left \$165,000 to be subsidized. Mr. Dillon explained that the actual figures for the current year's program were running closer to a 55/45 split. Mr. Dillon explained that each culvert replacement does not provide an isolated benefit, but that it has multiple benefits. He suggested raising the standard culvert install fee for the new budget year to \$350, bringing the split between revenues and expenditures closer to 50/50. He also mentioned that the equipment that was now being used for the program is much more efficient and gave credit to the foreman and his crew who had received numerous compliments. Mr. Meyer noted that he found nothing from previous minutes about how the split should occur. He thought it would be nice to have some guidelines for everyone's sake. He was good with a 50/50 split for next year and would even consider a fee of \$400 in the future. He noted that with expenditures proposed at \$206,000 and revenues projected at \$114,000, for the new budget year, the assessments would cover \$92,000. Mr. Haas explained that the expenditures included the cost of culverts and the proposed assessments were less than 50% of the cost.

Mr. Hinkle began discussion in reference to budgeting \$110,000 not as a section by section review but as a reserve for an entire Jupiter Farms Plan of Reclamation. As a landowner he would rather pay the

assessment now and see a plan implemented within the next two to three years. Mr. Meyer agreed. The \$55,000 unused from the current budget could be added putting \$165,000 in reserves. He wanted it to be clear what this \$165,000 would be used for, though. Mrs. Eason explained that she needed something to start with. The \$165,000 would be used to develop a Plan. With the Plan in place then we could budget every year for the projects to be completed that year. Mr. Powell agreed that that the Plan is a good idea and that there is a lot of work involved in developing that Plan. Mr. Jones wanted to make sure the all the Board was on the same page. Mr. Howard agreed with Mr. Meyer's concern of asking for money when they didn't know how it would be spent, but he liked the direction they were heading and thought the development of a Plan was a good idea. Landowner, Matt Gitkin asked what the next step would be. Mr. Hinkle explained that \$165,000 will be used by the engineer to develop the project. Mr. Haas added that the data from the Plan would be presented at a Plan of Improvement hearing and then he could apply for a bond for financing of the Plan. Mrs. Eason said she would use the limit of \$165K and existing models to determine what projects would give us the most for our money. She already has the data from Section 7 and is about to start on Section 18. Those will be two good examples in developing an analysis for the whole area. Mr. Meyer asked Mr. Haas if the \$165,000 used by the Engineer for developing the Plan could be reimbursed by the financing. Mr. Haas explained that yes, the \$165,000 could be added to the bond and reimbursed.

Mr. Hinkle asked for a motion to adopt the resolution and approve the budget. Mr. Powell motioned to adopt the resolution to approve the budget and a uniform method of assessment. Mr. Jones seconded the motion. The budget was passed unanimously.

Mr. Dillon presented the manager of operations report. He informed the Board that although FEMA had previously withdrawn the \$230,000 debris removal project from consideration for reimbursement, he had just received an email that a portion would be pushed through and another is still under review. FEMA did not specify the amount of the payment, though.

Mr. Dillon reported as a result of an active shooter demonstration, the Sheriff's Department performed an inspection and suggested several improvements that could be made at the District's work Center. He was currently getting prices on a security gate with a camera for the front entrance, as well as a fence on the north side of the building and the installation of a key pad entry lock at the back door that leads into the kitchen. This is the beginning of what he would like to do to make the building more secure. This will all be done within the budget that was approved.

Mr. Dillon received a great quote from Public Risk Insurance Agency for renewal through 2021. The District received its lowest workers compensation rating resulting in a savings of 13%. He asked the Board for a motion in order to move forward with that renewal. Mr. Meyer made the motion to accept the quote from the District's current insurance provider. Mr. Howard seconded the motion and all were in favor.

Ms. Eason presented the engineer's report. She gave an update on where she was in developing a Plan for the Jupiter Farms area. By utilizing Lidar, she is almost done updating the existing model to the newer version. She noted that the model was originally developed in 2004-05. She will also provide a brief sensitivity analysis of the effects of the filling of lots and present opportunities for potential projects by utilizing empty lots for water quality. She noted that the Section 7 pilot project would be an example and give details for designing swales and outfalls and existing easements. Ms. Eason reported that surveyors have begun in Section 18 and the data collected from both sections will provide templates for other sections. The Plan development will improve the level of service through flood control as well as provide water quality treatment.

Ms. Eason reminded the Board that she applied for a Loxahatchee River Preservation Initiative grant for Section 7 and had just completed her presentation. The project was ranked third out of five. Ms. Eason noted that the previous year, legislation granted \$700,000. Based on that, she thought there was a good chance that the District would get some funding. Ms. Eason explained that by using a more up to date model she would be able to reduce the size of some of the pipes and risers planned for Section 7. She was also able to determine that there was actually a lot of water coming backwards from the canals and the risers would help prevent some of that backflow. She estimated that the total project cost, without the raising of the roads, in Section 7 would be \$643,000. The grant funding requested was for 50% of that estimate. Ms. Eason explained that LRPI would not pay for raising of roads. She also did a water quality analysis from a retention standpoint for Section 7 to see how much removal there would be. She estimated that about 1556 lbs. per year total nitrogen and 233 lbs. per year total phosphorous would be removed. Ms. Eason added that the digging of the swales alone would add about 150 acres to the storage at the low end of holding some water. She could play with that a little by changing the elevations and actually double the amount of storage and discharge at a slower rate.

Ms. Eason gave an update on the workshop. West Construction is still working on the permits. There were still four main areas that needed to be resolved. One involved the installation of a restroom. Others involved plumbing and electrical issues. And lastly, the fire department wanted the installation of a sprinkling system. Mr. Hinkle asked about the possibility of going to SFWMD for a 2" well on the property to be used for a sprinkler system.

Ms. Eason informed the Board that stakeholders submitted projects at a Loxahatchee River Reasonable Assurance Plan (RAP) meeting held in June. Based on the projects planned, the RAP meets the total phosphorous but not the total nitrogen. The Council decided to submit a plan that does not meet all the requirements but it shows that the stakeholders are working on trying to meet the requirements. Ms. Eason explained that the current target load for total nitrogen is 96,603 and for total phosphorous is 10,931. There would have to be a total reduction of the current pollutant load by 36,489 lbs. per year for nitrogen and 4,128 for phosphorous. After reviewing the projects it was determined that they were still short approximately 10,000 lbs. per year for nitrogen. Ms. Eason pointed out that when she was coming up with nitrogen removal she did not give them Section 7 as a plan. She further explained that the RAP is a plan to try and reduce pollutants and it is a volunteer effort. But any project submitted must be completed. She informed the Board that the DEP is going after people for not completing projects. Mr. Meyer agreed that Section 7 would help in the reduction of nitrogen but was cautious about volunteering it at this time. Mr. Matt Gitkin asked if there was a benefit to submitting the project. Ms. Eason explained if a project is listed in the RAP you will get more points for grant funding but it wouldn't necessarily put us ahead of anyone already listed. Mr. Meyer commented that if we could expect the same numbers from other sections as what Ms. Eason reported for Section 7, that there would likely be a lot of promise for funding for those sections.

Ms. Eason concluded her report by giving an update on the Jupiter Farms Elementary School force main construction. She met with the contractor who requested the closing of Haynie Lane and Winterhawk Trail. Based on their current work schedule the contractor anticipates that both roads will be fully open by August 30 and lanes on Indiantown Road by September 13. They are expecting that the project will be done by November.

Mr. Capko presented the attorney's report. He sent a letter to the owners of the Bushel Stop who were storing material on District property. Because the District does not need the property at this time, Mr. Capko drafted an agreement stating that at a moment's notice they would remove the material or if the District had to move it, Bushel Stop would have to pay an assessment. Bushel Stop responded to the letter and Mr. Capko expected to receive the signed agreement within the next couple of days. Mr. Hinkle asked about the lawsuit for 131st Trail. Mr. Capko explained that the District really had no interest in this issue, but other defendants were getting more active and turning it into something more complex. He had to file a notice of appearance on the chance that any of the District's easements or right-of-ways would be affected. He was trying to keep the District's involvement and costs as low as possible.

Although the agenda had scheduled discussion relating to ADA compliance of the District's website, Mr. Hinkle asked if that discussion could be rescheduled and handled at a workshop at the District Work Center. It was agreed to meet on September 5, 2019 at 6:00pm.

Mr. Hinkle then directed attention to Mr. Graham Huls, a Jupiter Farms landowner. Mr. Huls brought to the Board's attention that South Florida Water Management District, The Town of Jupiter and Palm Beach County issued permits to include surface water east of Jupiter Farms Road, with the ability to use that water as a reservoir for the Town of Jupiter. Mr. Huls was concerned that permits were issued for private lands outside of city limits. He was also concerned about the inability to measure the amount of water drawn or the effects it has had on private wells. Mr. Meyer commented that based on his online research, the current permit issued by SFWMD goes back to 2012. Mr. Meyer noted that when SFWMD issued the permit, the determination was that it would not impact any legal user i.e. property owner with a well in Jupiter Farms or Palm Beach Country Estates. Mr. Hinkle asked Mr. Huls to bring to our attention any new information he gets in his efforts to resolve this issue.

There being no further business to come before the Board at this time, the meeting was adjourned.

ADJOURNED.

**MINUTES OF THE REGULAR MEETING
OF THE SOUTH INDIAN RIVER WATER CONTROL DISTRICT
HELD ON SEPTEMBER 19, 2019**

The regular meeting of the South Indian River Water Control District was held on September 19, 2019, at 7:00 p.m. at Jupiter High School, 500 N. Military Trail, Jupiter, Florida. Present were Supervisors Steve Hinkle, John Meyer, Michael Howard and John Jones. Also present were Amy Eason, engineer; Charles Haas, treasurer; William Capko, attorney; Mike Dillon, manager of operations; Donna DeNinno, public information; and Jane Woodard, secretary. Approximately 40 landowners were also present.

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

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

There being no further business to come before the Board at this time, Mr. Jones made a motion to adjourn. Mr. Howard seconded the motion and it carried unanimously.

ADJOURNED.