

CYPRESS GROVE COMMUNITY DEVELOPMENT DISTRICT  
BOARD OF SUPERVISORS  
MINUTES

Date: January 19, 2021  
8:00 A.M.

Held at  
8756 Boynton Beach Boulevard, Suite 2100  
Boynton Beach, Florida 33472

**1. Roll Call**

The meeting was called to order by the Vice Chair, Rick Elsner, at 8:01 A.M.

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

In Attendance by Conference Call:

*Board Members:* Rick Elsner, Pamela Duhaney, Larry Portnoy and Don Johnson  
*District Engineer:* Alan Wertepny  
*District Attorney:* Peter Breton  
*Operations Manager:* Robert Poyner, RLP Property Services, Inc.

**2. Approval of Agenda**

After a motion by Supervisor Johnson and second by Supervisor Portnoy, the Board unanimously approved the Agenda.

**3. Approval of Minutes**

By motion by Supervisor Johnson and second by Supervisor Portnoy, the Board unanimously approved the minutes of the Board of Supervisors' Meeting of November 16, 2020.

**4. Engineer's Report**

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

He noted that the State Road 7 extension is active again. He described the new plans for working out the drainage and permit issues.

He discussed the status of the District's water use for the past year. Two factors affecting the future water usage are the conversion of one section of FPL's land to a solar farm and the conversion of crops to sugar cane from vegetables.

Treasurer Portnoy expressed concern that the District has no mechanism for assuring that the District's permit review and processing costs are collected. The District explains the current deposit requirement. Supervisor Elsner recommended that the deposit be increased to \$1500.

The District Engineer reported on ITID's response to our proposed revisions to the Memorandum of Agreement. He discussed the cost estimate for improving the berm along the Moss Property. Mr. Poyner described the areas where work is needed. The Engineer ruled out the possibility of getting a grant to improve the levee. Mr. Poyner described how he could improve the berm at a relatively modest cost. The Board directed Mr. Wertepny to inform ITID that we will not sign the MOA. The District Attorney explained that it is the landowners, not the CDD, who are potentially being impacted by any overflow from the Moss Pilot Project. G L Homes, as the primary landowner, should review the situation with its legal counsel. Supervisor Portnoy stated that in his opinion, the MOA is a useless agreement.

The attorney agreed with him. The Engineer pointed out that the water in the Moss Property is going to flow first toward the FPL transmission line easement before it moves toward the CDD property.

**5. Operations Manager's Report**

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

He discussed where the areas along the Corbett Property that need to be repaired. The Board authorized him to do one week's worth of work on the berm repairs.

Mr. Poyner said the Santa Rosa requested consent to install a 48 inch pipe for drainage. He said it looks like there will not be an agreement with the owners and ITID. Mr. Wertepny said that there should be a control elevation of 18.5 feet. The Board directed Mr. Poyner to tell Santa Rosa that they are not allowed to install the pipe and instead to use the existing connection and make internal improvements to their drainage system.

**6. Treasurer's Report**

The Treasurer reported that as of the end of December the bank account had \$166,000.

**7. Attorney's Report**

The Attorney had nothing additional to report.

**8. Comments by Supervisors**

There were no further comments by Supervisors.

**9. Comments by Public**

There were no members of the public present.

**10. Announcement of Next Meeting Date**

The Chair announced that the next meeting would occur on February 16, 2021 at 8:00 A.M. at 8756 Boynton Beach Boulevard, Suite 2100, Boynton Beach, Florida 33472.

**11. Adjournment**

The meeting was adjourned at 9:00 A.M.

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Charles C. Walsey, Chair

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Peter L. Breton, Secretary

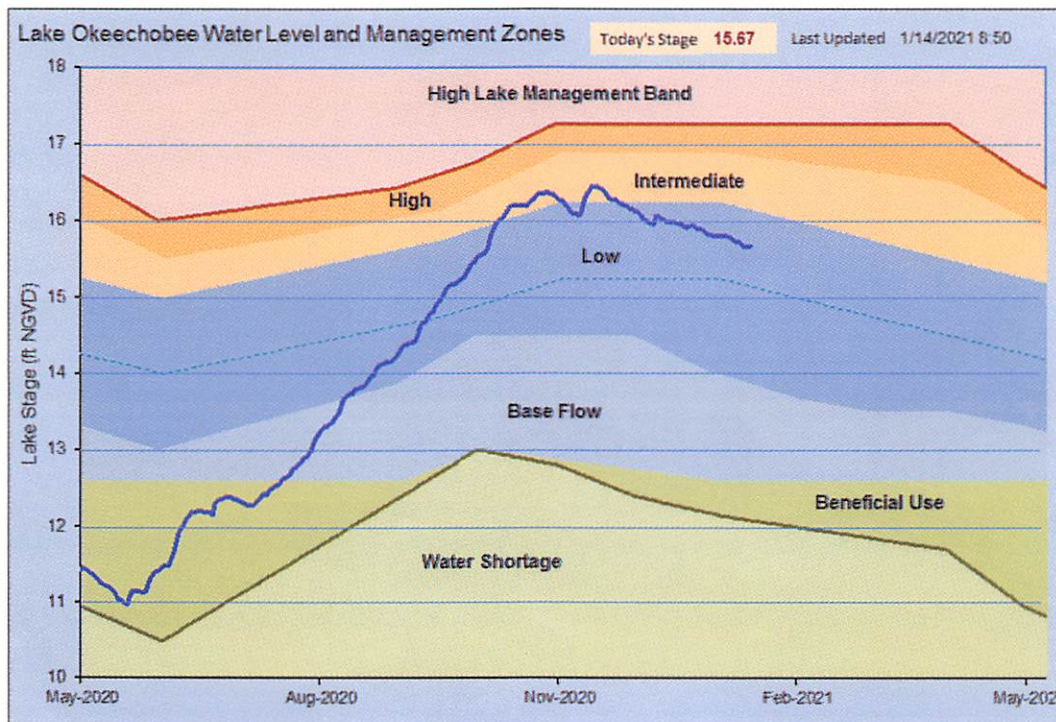
**Cypress Grove Community Development District  
District Engineer's Report  
January 19, 2021**

**Lake Okeechobee System Operating Manual**

On November 12, 2020, the Palm Beach Post published an article on concerns by water utilities, farmers and Seminole Tribe of Florida that the proposed Everglades Agricultural Area (EAA) reservoir in western Palm Beach County and South Florida Water Management (SFWMD) proposed reservation rule for the reservoir does not take into account existing legal users that rely on Lake Okeechobee for water supply. The amount of water potentially reserved for EAA reservoir from Lake Okeechobee could harm other users. Tentatively SFWMD reserved some time at its December 10, 2020 Board meeting for a hearing. **At the December 10, 2020 SFWMD Board meeting the staff presented amended changes to the EAA Reservation Rule that incorporated existing legal water users concerns and allowed the EAA Reservation Rule to move forward which will expedite construction of the EAA Reservoir (240,000 acre-feet of storage). The SFWMD unanimously approved the amended rule. All stakeholders participating in the public meeting were supportive of the SFWMD staff and Board.**

**Current Lake Okeechobee Water Levels**

On January 14, 2021, the Lake level was at 15.67 Feet NGVD. The one- year graph of the Lake Okeechobee water level and the low management zone. The current level is 3.1 feet above the water shortage zone. Release from the Lake are south (North New River Canal and L-8 Canal). L-8 stage at West Palm Beach M Canal was at 14.6 Feet NGVD.



## **County Five Year Road Program Fiscal Year 2020 – FY 2024**

**On December 22, 2021 the Palm Beach County Commissioners adopted an ordinance to amend the 5-year roadway plan.** The first three items below is the status of local roadway project on the County's October 8, 2020 critical 5- year road program projects. The remaining three items below are on the County's adopted 5-year roadway plan.

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

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

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

Northlake Blvd east of Hall Blvd. to Coconut widening from 2 to 4 lanes (2.4 miles) at an estimated construction cost of \$6.6 million with construction beginning in 2021.

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

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

## **SR 7 Extension from Okeechobee BLVD to NorthLake Blvd**

**Palm Beach County and Florida Department of Transportation has submitted a new permit application to South Florida Water Management District (Appl. No. 200930-4370). SFWMD has responded with its first request for additional information. Most of the December 1, 2021 RAI request are related to environmental issues ( wetland and wildlife impacts, mitigation, nutrient annual loadings).**

## **SFWMD Water Use Permit**

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

## **Section 29 CGCDD Permits**

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

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

**Hopetown Farms (ID 16)**- All permit activities completed (water use agreement, installation of pump, permit requirements, inspection, permit fees paid).

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

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

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

## **Indian Trail Improvement District Moss Property Pilot Pumping Project**

Draft Agreement prepared by ITDD and under review by Board. Larry requested an estimate to berm the Moss Property adjacent to CGCDD west perimeter north of our primary outfall (+/-3,400 feet). I am working with Bobby and Jay Foy on estimates.

## **Website Update**

**The cgidd.org website has been updated with the minutes for the November 19, 2020 meeting and agenda for the January 19, 2021 meeting**

Data is stored by SFWMD under Application No. 900625-4 Indian Trail Groves. Maximum Monthly Allocat

Data below is in Millions of Gallons (MG)

### Monthly Pumping Total

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug
2009								
2010								
2011	257.1	430.2	405.5	386.5	149.7	0		
2012								
2013	546.8	460	379.5	524	115	0	0	0
2014	465	459.9	552.3	544.3	351.5	0	0	0
2015	825.2	462.4	385.6	655.3	201.8	36.6	0	0
2016	409	597.4	587.5	548.1	187.8	0	0	0
2017	620.8	693.2	573.6	749.4	42.2	0	0	0
2018	346.9	584.2	668.5	492.9	0	0	0	0
2019	342.1	340.2	554.8	532.6	260	177.9	0	23.3
2020	386.1	377	248.4	587.6	164.7	19.9	246.9	83.1

### 12-Month Rolling Total

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug
2009								
2010	262.6	262.6	262.6	262.6	262.6	262.6	262.6	262.6
2011	1089.8	1520	1925.5	2312	2461.7	2461.7	2461.7	2461.7
2012	1371.9	941.7	536.2	149.7	0	0	0	0
2013	1379.5	1839.5	2219	2743	2858	2858	2858	2858
2014	4369.5	4282.6	4374.9	4539.7	4367.2	4252.2	4252.2	4252.2
2015	3919.1	3921.6	3754.9	3865.9	3716.2	3752.8	3752.8	3752.8
2016	3570.9	3705.9	3907.8	3800.6	3786.6	3750	3750	3750
2017	3943	4038.8	4024.9	4226.2	4080.6	4080.6	4080.6	4080.6
2018	3261.5	3152.5	3247.4	2990.9	2948.7	2948.7	2948.7	2948.7
2019	3540	3296	3182.3	3222	3482	3659.9	3659.9	3683.2
2020	3433.8	3470.6	3164.2	3219.2	3123.9	2965.9	3212.8	3272.6

ion is 924.26 MG and Maximum yearly is 4,646.59 MG.

Sep	Oct	Nov	Dec		Yearly Amount	% of Allocation
	58.4	119.8	84.4		262.6	5.7%
	111.1	369.2	352.4		832.7	17.9%
					1629	35.1%
	111.1	369.2	352.4		832.7	17.9%
34.6	577.6	678.2	588.8		3904.5	84.0%
0	257.8	363.7	564.4		3558.9	76.6%
0	243.8	584.2	592.2		3987.1	85.8%
48	131.5	640.5	581.4		3731.2	80.3%
0	0	192.3	663.9		3535.4	76.1%
123.8	232.5	431.6	664.4		3544.8	76.3%
310.5	443.2	168.8	236.4		3389.8	73.0%
43.6	56.2	55	434.5		2703	58.2%

Sep	Oct	Nov	Dec
	58.4	178.2	262.6
262.6	315.3	564.7	832.7
2461.7	2350.6	1981.4	1629
0	111.1	480.3	832.7
2892.6	3359.1	3668.1	3904.5
4252.2	4475.4	4261.5	4147.7
3752.8	3738.8	3959.3	3987.1
3798	3685.7	3742	3731.2
4032.6	3901.1	3452.9	3535.4
3072.5	3305	3544.3	3544.8
3869.9	4080.6	3817.8	3389.8
3005.7	2618.7	2504.9	2703

Legend
Exceeds 4646.59
90% of 4646.59

# Cypress Grove Community Development District

## Operations Report

1/19/21

- On January 18, 2021 the offsite L-8 Canal elevation at the North Pump was 14.7 and the onsite elevation was 17.6 The South Pump offsite elevation was 14.7 plus and the onsite elevation was 17.6 Lake Okeechobee water level is 15.64 November level was at 16.45
- Canals- Aquatic herbicide in progress & canal bank spot treatment of Florida Holly.
- 4<sup>th</sup> Quarter reports submitted.
- Repair canal Corbett. (North Canal)
- Costa Farms, Orsenigo Farms & Pontano Farms water use & permitting. Pump relocation.
- Fuel tank inspection. There are no leaks and tanks are working properly at this time. We had 7000 gal of fuel delivered on 7/21/20 and have used 1900 gal since delivery.
- Capital Improvement Projects and estimated cost.
  1. West Canal phase 2. 6000 feet
  2. Repair breaks in canal banks from Corbett water & FPL.
  3. Long reach in September. South canal, N&S canal at pump stations. Estimate \$9000.00
  4. Install 20 feet of 72 inch pipe NW corner section 30 Estimate \$3500.00
  5. Burn Brush Sec 29 canal bank. Estimate \$800.00
  6. Remove Trees canal bank N. main canal. Estimate to remove \$6000.00 Disposal??
  7. Remove brush & reshape canal bank south pump. Estimate \$5500.00
  8. Clean canal bottom east side section 30&31. Estimate \$12000.00
  9. Close canal SE corner section 34. Estimate \$3500.00
  10. Replace 60 feet of 72 inch pipe at 59<sup>th</sup> & Carol Street. Estimate \$14000.00
  11. Canal bank maintenance between sections 29&32. Estimate \$5000.
  12. Replace 40 feet of 72 inch pipe center road section 20&21. 20ft of pipe needed. Estimate \$7000.00

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



Future projects clean both sides of district canal banks.

- Santa Rosa 48 inch pipe section 31 east side. (Drainage request)
- Corbett canal bank maintenance required. (WEST CANAL SECTION 30&31&19) Taking water from Corbett section 30 west canal.
- Hopetown Farms pump relocation & permit.
- FPL update. (Land prep underway.)
- ITID flooding of Moss property. ITID & FPL road easement & ownership. L-8 picture discussion.
- Section 4 City of WPB easement.
- Hundley Farms install new drainage pipe under 59<sup>th</sup>.
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