

MINUTES

PINE TREE WATER CONTROL DISTRICT BOARD OF SUPERVISOR'S MEETING

Loxahatchee Town Hall
155 F Road
Loxahatchee Groves, Florida 33470

Wednesday, November 4, 2019
6:00 P.M.

Pursuant to the foregoing notice, a meeting was held for the Pine Tree Water Control District Board of Supervisors on Monday, November 4, 2019 at the Loxahatchee Town Hall, 155 F Road, Loxahatchee Groves, Florida 33470.

Board of Supervisors Present: Kerry Hitt, Board Supervisor, Henry DeGouw, Board Supervisor and Phil McLellan, Board Supervisor.

I. Call to Order: Mr. Hitt called the meeting to order at 6:00 p.m.

Mr. Hitt called the meeting to order and led everyone in Pledge of Allegiance.

II. Consent Agenda:

a. Board of Supervisors Meeting – September 11, 2019

Motion was made by Phil McLellan and second by Kerry Hitt unanimously passed (2-0) approving the Minutes for September 11, 2019 Board of Supervisors meeting.

b. Financial Report

Betty Camplin presented a recap of the Financial Report for period September 8 thru November 4, 2019.

III. Management Report

a. Update easement clearing and canal maintenance

Mr. Hitt: Ruben took some pictures today of canal and it doesn't look like it's in very good shape. After I saw those pictures I called Jason Levitz twice and left message twice and no one has called me back. I suggest holding check this month until we can get in touch with them.

Ruben: Last month they said they were spraying and I believe you guys said it would take a while.

Kerry Hitt: Yea but we thought it would be cleared up by now. Some sort of a lily and he assured me it would be taken care of after the last meeting. I'll keep trying to get in touch with him.

Ruben: I saw him out a couple weeks ago, saw the vehicle and he was there but I didn't see him actually spraying.

Michael Compagno: You should be able to see some brownness.

Ruben Ferrazzano: There is, but there just isn't enough. You can see where it's brown on one side and where he shot across to the other side. It's not fanned in any way, just a straight line.

Paulette Venere: Under canal maintenance, Who is taking away everything that is floating?

Kerry Hitt: We actually have a proposal from PJ's Land Clearing to do that. It is something we going to move on. It needs to be done. Is this the time of year to do it? When I talked to them earlier they said they don't do in the wet season, they do in the dry season.

Ruben Ferrazzano: I would say this is the time of year to do that.

b. Engineer's Amended Water Control Plan July 2019

Mr. Hitt: We had the Water Control Plan at last meeting and it was rather lengthy and something that everyone needed to take a look at.

Henry Degouw: What I saw was just a history.

Kerry Hitt: That's basically the plan, the engineer was going ahead and turn in. There are two things I question on it there is a typographical error, there were two sentences put together where they started, then stopped and started the sentence again. Next was question for engineer would be, do we need to amend the plan to name Pine Tree instead of Wellington for permitting because in that plan they are naming Wellington for permitting.

Michael Compagno: What happened at the last meeting? You passed a resolution that Pine Tree was going to be the one permitting.

Kerry Hitt: We were going to do the permitting. We have a copy of the permit form to fill out.

Michael Compagno: I already called her on a couple of matter and I will ask about these things about the two sentences and changing the permitting.

Kerry Hitt: Also it stated in there that it is a signed, sealed document has been file and sent to Wellington and I question that. I think that needs to be changed. Obviously it wasn't approved. So I don't think it was done.

c. General Permit Application

Henry DeGouw: I understand Wellington is forcing people to put in retention ponds and that sort of thing. Why do they have that, we are the drainage district, right? Why would we have Wellington forcing residents and they are in Wellington? But we are in charge of the drainage out there.

Kerry Hitt: Are they permitting?

Henry DeGouw: That's my understanding. Wellington is permitting. Is there anyone out there who has had that problem?

Dennis Crevaro: If you want to change the elevation using more than 20%, you have to do a site plan and water retention.

Henry DeGouw: So why should they force residents in Rustic Ranches when we are in charge of drainage? That should be up to us, shouldn't it?

Michael Compagno: Let me talk to Dana about that. There may be an issue also with SFWMD.

Ruben Ferrazzino: Rules have changed for Water Management. Just like here in Loxahatchee Groves, if you build a house here, they are going to want drainage elevation.

Paulette Venere: Years ago there was a big problem, when Cici build that cover arena we only had 10% of what was covered and then he was covering 20%, they said you can build the 20% but we need the water retention.

Chris Wallace: That was a Board decision. That was not a Wellington decision. Once the Board approved, Wellington got involved and you still had to have a pond.

Chris Wallace: I think you're trying to be forced into doing what they say and they have no basis really.

Ruben Ferrazzino: It's a water management issue on how water is being moved. It should go to our engineer. They need to have a plan on how they're going to store that water and move that water to store it. I think it's only ½ acre. They need a retention area for it. We should have our hands tied into that permit.

Michael Compagno: We need to keep our rule about coming up and talking.

Chris Wallace: We have to follow the county rules. We don't have to follow whatever Wellington says we have to do. That's not a rule. If you want to decide that you're going to be the permitting agent for anything then that's a Board decision. You're taking care of water management of our water management district. I think this is just something that Wellington is trying to bombard you with, this rule and that rule and you don't really know what the rules are. But we do have to comply with the county. We just can't let them keep pushing us around anymore. They've done it for years.

Kerry Hitt: Let's find out from SFWMD what the procedure is and find out where we intervene in terms of permitting, if they permit or we permit, what the proper procedure is to go ahead and do that's what we will follow.

Michael Compagno: We'll find out from the engineer what's within your jurisdiction and what's in jurisdiction of the water management.

Kerry Hitt: And then that will be totally out of Wellington's grasp.

Chris Wallace: Then it could be your decision what to do.

Kerry Hitt: We are kind of walking into this whole permitting thing and learning it. We just want to follow the right path.

d. Water Testing and Monitoring

This is something that came up last meeting that we have not been doing, apparently this started somewhere in 2010. Wellington had been doing it and stopped about a year ago. The engineer found the permit and read it and realized that we have to do water monitoring.

Chris Wallace: What kind of water?

Kerry Hitt: We have it set out in our permit where we must do water testing and water sampling in a certain location which is just before it goes into the pump station. It needs to be done at least once every month during the rainy season, it has to be done within a week after 1" or more of rain but it only has to be done once every 4 weeks. That's 5 times it gets monitored during the wet season and once during the winter months or dry season. We had some crazy all over the board quotes come in and the cheapest one had been \$12,000 do that for the year. We were contemplating what actually needs to be done and a water gauge has to be put in and then has to be monitored. I asked Betty because she does other water control districts and she gave me the name of Mike Lockhart of Lockhart Ag Technologies that he does several of the other ones. Mike gave me a ball park figure, a maximum of \$4,000 per year for him. Which to me, he makes a lot of sense. He went through the whole thing.

Michael Compagno: What were some of the other quotes you got?

Kerry Hitt: \$12,000, \$13,000 or 14,000 and \$17,000. That's the direction I think we want to go in and he's willing to come in and pick up. There may be a couple little extras fees on top of him going back in because we are actually delinquent. We have gotten a notice from SFWMD that we need to get everything caught up to date so he'll move as quickly as he can to make it happen.

Michael Compagno: So you're going to make a resolution to authorize?

Kerry Hitt: This is my question. Do we need a resolution?

Michael Compagno: If you're exploring to hire, You will need a resolution. Ok this Board want to discuss and hire at that rate.

Henry DeGouw: Yea so we agree on it. That seems to be reasonable.

Kerry Hitt: Yea, that seems to be reasonable. I make a resolution exploring to hire Mike Lockhart of Lockhart Ag Technologies to do water testing and monitoring. Kerry Hitt made motion, Henry DeGouw second. Motion carried (3-0)

Landowner: Are they testing for electrolyte runoff, is that what it is?

Kerry Hitt: Several of them are on there, it's in the permit. They're testing for phosphorous, that's the main one. There are 5 they are looking at.

Landowner: What are the repercussions for being above the level?

Kerry Hitt: We don't know. We had not been doing them. If there are any more information I will get to Betty and she can email.

IV. Standardization of Culverts in Canals

Kerry Hitt: You can talk to Dana, Engineer, about. She is working on getting the information from Wellington for the culvert they did approve. Today was her first day back from vacation and I will try to get in touch with her tomorrow because we've got to get this thing started.

Michael Compagno: So that's another thing you need me to talk to Dana about. In addition to 5 Year Plan?

Kerry Hitt: Yes

V. Banking Review

Betty Camplin: I went to Suntrust today and they do not do a checking account with interest bearing. But they would open 2 accounts, one being Hi-Fi interest bearing and then have an operating account where you transfer funds to the operating account. You can keep as little as \$2,000 or \$2,500 in the operating account and they won't charge us any fees. The Hi-Fi Account and if we tell them what you will leave as a minimum balance and they will guarantee us 2% for 6 months. He said they are top on giving interest for savings and hi-fi accounts.

Chris Wallace: What is the minimum balance?

Betty Camplin: We set that, is what he said. I told explained what we keep in our account. We can get down to \$150,000 but it can also get as high as \$300,000. We have to come up with a medium figure that we're willing. Also I told him our money may not start coming in until December or January. We'll be using the money then we'll build it back up.

Landowner: Why would you say so low?

Betty Camplin: I was just using that as a figure. I know when I first started keeping the books, it was kind of low. But it's built up and has gotten over \$300,000. Now we've got \$257,000. I don't see us getting that low unless the lawsuit.

Kerry Hitt: If it does, I'm sure we can adjust it. You said he said something about guaranteeing it for 6 months?

Betty Camplin: He'll guarantee it for 6 months. The way I took it like it will be guaranteed again after 6 months.

Kerry Hitt: I think that beats where we are now by a long shot.

Motion made by Kerry Hitt, second by Phil McLellan to move the accounts to Suntrust Banks. Motion carried. (3-0)

Kerry Hitt: Now for the signatures?

Betty Camplin: He said if I would take him the information, he would get the accounts set up and everything. Then you and Henry can go to a Suntrust anywhere but at the same time so they can get it into the computer. The two of you have to be at a Suntrust at the same time to get it in the computer, it doesn't matter where it's at.

Kerry Hitt: I'll be back down at Daytona in two weeks, not this coming week but the following week. Possibly set something up then.

Henry DeGouw: Yes, that's fine.

VI. Update on Roads

Michael Compagno: I guess we will touch on the lawsuit. Earlier this month Judge Rowe had a hearing of Wellington is seeking an injunction to try and get the Judge to order Pine Tree to do the roads. At the injunction hearing, Wellington had 4 lawyers, 2 outside lawyers from Ft Lauderdale and 2 in house lawyers. Pine Tree had their lawyer there. They presented two witnesses, one which was Mr. Higgins who is their engineer which is also former Pine Tree engineer. And also Mr. Barnes also testified on behalf of Wellington. They had rested in terms of witnesses and Pine Tree started to put on their witnesses and their one witness they put on was former council person Mayor Bob Morgolis. Mr. Morgolis testified and then the court ran out of time. They reset the hearing for October 1st and that got cancelled. So now the continuation of the final hearing will be held on November 15th. That's it.

Kerry Hitt: I just came down here yesterday. They're kind of ok, at least on Rustic Road.

Landowner: Not on ours.

Kerry Hitt: So they're deteriorating back where they were?

Henry DeGouw: Yes, some are better than others. Hollow Tree Lane is pretty bad. Some of the other roads are under standard. We're just lucky they've held up as good as they have.

Kerry Hitt: If it comes back in Pine Tree favor, If Pine Tree is not told they don't have to do the roads, does that mean Wellington has to do them?

Michael Compagno: It depends on how far the Judge wants to go. She may or may not.

VII. Attorney's Report

VIII. Other Business

Paulette Venere: It's not clear for me, are we Wellington

Kerry Hitt: We are Wellington, as far as water control we are Pine Tree.

Paulette Venere: That's clear for me but, all those permit things. So!

Kerry Hitt: We should have an answer on that shortly. Can we do an email?

Michael Compagno: Yeah you can do an email. Let me talk to the engineer.

Kerry Hitt: We'll find out what the engineer says about that and then I'll talk to Betty about setting up an email blast. And everyone we have their email, we will send to.

Landowner: Who is our engineer?

Kerry Hitt: We're using Erdman Anthony, Dana Gillette is our engineer.

Paulette Venere: The permits are going to be by water management. Where are we standing, are we part of Wellington? We're not part of Wellington? For me it's not clear.

Kerry Hitt: Anything that has to do with water control will come through Pine Tree.

Paulette Venere: The permits will only have to do with water control? Not buildings?

Kerry Hitt: Yes, right, water control. If you want to do building, you go through Wellington.

IX. Board Comments:

Henry DeGouw: Kerry, I think you're doing a good job. I'm looking all this up and I think everyone appreciates what you're doing.

Kerry Hitt: Thank you. I think once we get everything set up, we will run smoothly.

X. Next Meeting:

Next Supervisor's Board meeting is set for January 27, 2020 at Loxahatchee Town Hall at 6:00 pm.

There being no further business to come before the Board, the meeting was adjourned at 7:30 p.m.
Approved:

**BOARD OF SUPERVISOR'S MEETING
PINE TREE WATER CONTROL DISTRICT**

Loxahatchee Town Hall
155 F Road
Loxahatchee Groves, Florida 33470

Monday, November 4, 2019
6:00 P.M.

AGENDA

- I. Call to Order**
- II. Consent Agenda**
 - a. Approval of Minutes
 - i. Board of Supervisors Meeting-September 11, 2019
 - b. Financial Report
- III. Management Report**
 - a. Update easement clearing and canal maintenance
 - b. Engineer's Amended Water Control Plan July 2019-Paragraph E Wellington or Pine Tree grantor
 - c. General Permit Application
 - d. Water Testing and Monitoring
 - e. Standardization of Culverts in Canals
 - f. Update on Roads
 - g. Banking Review
- IV. Attorney's Report**

Michael Compagno-Update on lawsuit
- V. Other Business**
- VI. Board Comments**
- VII. Next Meeting:**
 - a. January 27, 2020
- VIII. Adjourn**

PINE TREE WATER CONTROL DISTRICT
FINANCIAL STATEMENT
09/08/2019 THRU 11/04/2019

CASH:

Starting Cash 9/08/2019	270,580.26	
Interest (PBC & BOA)	979.54	
PBC Investment Earnings	-	
PBC Tax Collector	-	
Total Cash on Hand		271,559.80

Expenses:

Bank of America-Bank Service Charges	202.40	
Betty Camplin-Fees (June, July, Aug & Sept)	1,200.00	
Betty Camplin-(Tele, Supplies & Mailing)	35.00	
Boost (Telephone for September)	109.00	
Erdman Anthony (Engineers)	2,205.00	
Hal Fickett & Company	350.00	
Henry DeGouw (November Meeting)	50.00	
Palm Beach Aquatics	1,600.00	
Professional Grading	1,400.00	
Palm Beach Property Appraiser	150.00	
US Postal Service (Box Rent)	64.00	
Department of Economic Opportunity	175.00	
Board of County Commissioner	210.00	
Town of Loxahatchee	192.50	
Wellington Pro Lawn	5,900.00	
Less Expenses		13,842.90

Account Balance 11/04/2019

257,716.90