

RECESSED AND RECONVENED ON JUNE 22, 2020 AT 1:00 PM

Ref: #14-2020

LOXAHATCHEE RIVER ENVIRONMENTAL CONTROL DISTRICT REGULAR MEETING - MINUTES JUNE 18, 2020

1. CALL TO ORDER

Chairman Rockoff called the Regular Meeting of June 18, 2020 to order at 7:00 PM and explained the various methods of attending the meeting (in person, electronically or telephonically).

2. ADMINISTRATIVE MATTERS

A. ROLL CALL

The following Board Members were in attendance.

Mr. Rockoff
Dr. Rostock
Mr. Silverman (via GotoWebinar)
Mr. Snyder
Mr. Boggie

Staff Members in attendance were Dr. Arrington, Mr. Dean, Mr. Howard, Ms. Fraraccio (via GotoWebinar) and Mr. Pugsley (via GotoWebinar).

Consultants in attendance were Mr. Shenkman with Curtis Shenkman, PA. and Ms. Marshall with Baxter and Woodman.

Ms. Kight, Ms. Wynne and Mr. DiComo from Busch Wildlife Sanctuary were also in attendance.

B. PREVIOUS MEETING MINUTES

The minutes of the Public Hearing and Regular Meeting of May 21, 2020 were presented for approval and the following motion was made.

MOTION: Made by Mr. Boggie, Seconded by Mr. Snyder,
Passed Unanimously.

“THAT THE GOVERNING BOARD approve the minutes of the May 21, 2020 Public Hearing and Regular Meeting as presented.”

C. ADDITIONS & DELETIONS TO THE AGENDA

No additions or deletions were made.

3. COMMENTS FROM THE PUBLIC

No comments were received.

4. STATUS UPDATES

A. LOXAHATCHEE WATERSHED STATUS

Mr. Howard presented a summary of the dry season river flows.

B. LOXAHATCHEE RIVER DISTRICT DASHBOARD

Dr. Arrington reviewed the District Dashboard.

5. CONSENT AGENDA

MOTION: Made by Mr. Boggie, Seconded by Dr. Rostock,
Passed unanimously.

“THAT THE GOVERNING BOARD approve the Consent Agenda of June 18, 2020 as presented.”

The following motions were approved as a result of the Board’s adoption of the Consent Agenda:

A. Lift Stations 162 and 291 Emergency Generators – to approve corrected amount

“THAT THE DISTRICT GOVERNING BOARD authorize the “piggy-back” of the Florida Association of Counties (FSA&AC) contract with ACF Power Systems, Inc. for 125KW Generator Package Specification # 102 with contract deduct amounts 80KW and 100KW generators and 600A Automatic Transfer Switch Specification # 80 with contract deduct amounts for 150A switches in accordance with ACF Power System, Inc.’s proposals dated March 21, 2020 in the amount of \$94,460.00.”

B. Software Agreement (ESRI) – to approve agreement

“THAT THE DISTRICT GOVERNING BOARD recognizes that this is a justifiable sole source purchase and authorizes the Executive Director to execute the Small Utility Term Enterprise Agreement (Quote #Q-414810) with Environmental Systems Research Institute, Inc. for the term June 22, 2020 through September 30, 2023 for \$81,850.”

C. Lift Station 54 Gravity Main Lining – to approve contract

“THAT THE DISTRICT GOVERNING BOARD authorize the “piggyback” of the City of Orland Contract with Granite Inliner IFB16-0007 for main line rehabilitation services in the amount of \$105,076.00.”

and

“THAT THE DISTRICT GOVERNING BOARD authorize an additional contingency amount of \$10,500.00.”

D. Fixed Asset Disposal – to approve disposal

“THAT THE GOVERNING BOARD authorize the Executive Director to dispose of tangible personal property including fixed asset number TE0095-1 in the schedule above.”

E. Change Orders to Current Contracts – to approve modifications

No Change Orders were presented.

6. REGULAR AGENDA

A. CONSENT AGENDA ITEMS PULLED FOR DISCUSSION

No items were pulled for discussion.

B. Busch Wildlife Sanctuary License Agreement

Dr. Arrington, Busch Staff and the Board discussed the status of the Busch Wildlife Sanctuary License Agreement.

MOTION: Made by Mr. Rockoff, Seconded by Mr. Synder,
Failed 0-5.

“THAT THE DISTRICT GOVERNING BOARD authorize the District Attorney to draft an inquiry to the Attorney General to determine if the District can enter into a license, lease or assignment to be presented at the July Board Meeting.”

MOTION: Made by Mr. Rockoff, Seconded by Dr. Snyder,
Passed unanimously.

“THAT THE DISTRICT GOVERNING BOARD authorize our counsel to draft an inquiry to the Attorney General to determine whether or not the District can enter into a lease, license, or other arrangement with a third party and present the draft letter to the Board at a reconvened date.”

A recess was taken from 9:33 PM to 9:38 PM.

C. Rules Chapter 31-10, Rates, Fees and Charges

Dr. Arrington reviewed the proposed changes to Rules Chapter 31-10.

MOTION: Made by Mr. Boggie, Seconded by Mr. Silverman,
Passed unanimously.

“THAT THE DISTRICT GOVERNING BOARD approve the revised Rule Chapter 31-10.005(3) and 31-10.009(3) as amended and with an effective date of June 19, 2020.”

D. Rules Chapter 31-2, Agenda and Scheduling of Meetings and Workshops

Dr. Arrington reviewed the proposed changes to Rules Chapter 31-2.
No action was taken.

7. REPORTS

The following reports stood as written.

A. NEIGHBORHOOD SEWERING

B. LEGAL COUNSEL’S REPORT

C. ENGINEER’S REPORTS

D. BUSCH WILDLIFE SANCTUARY

E. DIRECTOR’S REPORT

8. FUTURE BUSINESS

Dr. Arrington reviewed the Future Business report.

9. COMMENTS FROM THE BOARD

The Board will reconvene on June 22, 2020 to further discuss Item 6B, the Busch Wildlife Sanctuary License Agreement.

MOTION: Made by Mr. Silverman, Seconded by Dr. Rostock,
Passed Unanimously.

“That the regular meeting of June 18, 2020 recess at 10:00 PM and reconvene on June 22, 2020 at 1:00 PM.”


BOARD CHAIRMAN


RECORDING SECRETARY


BOARD SECRETARY

LOXAHATCHEE RIVER ENVIRONMENTAL CONTROL DISTRICT
RECONVENED REGULAR MEETING - MINUTES
JUNE 22, 2020

1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Chairman Rockoff called the Reconvened Meeting of June 22, 2020 to order at 1:00 PM and explained the various methods of attending the meeting (in person, electronically or telephonically).

2. ROLL CALL

The following Board Members were in attendance.

Mr. Rockoff (via Goto Webinar)
Dr. Rostock
Mr. Silverman (via Goto Webinar)
Mr. Snyder (via Goto Webinar)
Mr. Boggie

Staff Members in attendance were Dr. Arrington, Mr. Dean, Mr. Howard (via GotoWebinar), and Ms. Fraraccio (via GotoWebinar).

Consultants in attendance were Mr. Shenkman with Curtis Shenkman, PA.

3. ITEM 6B FROM JUNE 18, 2020 REGULAR AGENDA-Busch Wildlife Sanctuary License Agreement

Mr. Shenkman reviewed his draft letter for the Board's consideration. Mr. Shenkman, Dr. Arrington and the Board discussed the District's Enabling Act, Chapter 31-16, and the history of the Busch Wildlife Sanctuary License Agreement.

MOTION: Made by Mr. Boggie, Seconded by Dr. Rostock,
Passed 4-1 with Mr. Snyder voting against.

"That the Governing Board approve the draft letter to the Florida Attorney General requesting guidance as to AGO 86-90, as revised."

4. ADJOURNMENT

MOTION: Made by Mr. Silverman, Seconded by Mr. Snyder,
Passed Unanimously.

"That the reconvened meeting of June 22, 2020 recess at 2:43 PM."

BOARD CHAIRMAN

RECORDING SECRETARY

BOARD SECRETARY

