

Ref: #28-2020

LOXAHATCHEE RIVER ENVIRONMENTAL CONTROL DISTRICT
REGULAR MEETING - MINUTES
DECEMBER 17, 2020

1. CALL TO ORDER

Chairman Rockoff called the Regular Meeting of December 17, 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 (via GotoWebinar)
Mr. Snyder
Mr. Boggie
Mr. Silverman (via GotoWebinar)

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

Consultants in attendance were Mr. Curtis Shenkman and Mr. Hunter Shenkman with Curtis Shenkman, PA., and Ms. Marshall from Baxter & Woodman (via GotoWebinar).

B. PREVIOUS MEETING MINUTES

The minutes of the Regular Meeting of November 19, 2020 were presented for approval and the following motion was made.

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

“THAT THE GOVERNING BOARD approve the minutes of the November 19, 2020 Regular Meeting as submitted.”

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 reviewed the Congressional Approval of the Water Resources Development Act 2020 and discussed its potential impact on the river.

B. LOXAHATCHEE RIVER DISTRICT DASHBOARD

Mr. Dean reviewed the District Dashboard.

5. CONSENT AGENDA

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

“THAT THE GOVERNING BOARD approve the Consent Agenda of December 17, 2020 except for Item 5B Budget Policy.”

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

A. Amended Notice of Intent to Assess - Rivers Edge

“THAT THE DISTRICT GOVERNING BOARD approve the AMENDED NOTICE OF INTENT TO ASSESS for the RIVERS EDGE Assessment Area.”

C. Procurement Policy – to approve policy updates

“THAT THE DISTRICT GOVERNING BOARD ratify and approve the attached Procurement Policy and direct the Executive Director to implement the policy with an effective date of December 18, 2020.”

D. Portable Pump Purchase – to approve purchase

“THAT THE DISTRICT GOVERNING BOARD authorize the “piggy-back” of the Florida Association of Counties (FSA&AC) contract with Thompson Pump and Manufacturing Co., Inc. for two 4” trailer mounted pumps as detailed in their quote dated November 25, 2020 in the amount of \$94,534.00.”

E. Fixed Asset Disposal – to approve disposal

“THAT THE GOVERNING BOARD authorize the Executive Director to dispose of tangible personal property including asset tag number 2906 in the schedule above.”

F. Engineering Services Contract Lift Station Cellular Telemetry – to award contract

“THAT THE DISTRICT GOVERNING BOARD authorize the Executive Director to execute a work authorization under Holtz Consulting Engineers, Inc. Continuing Services Contract for Wastewater Collection and Transmission system for Lift Station Cellular Telemetry project in the amount of \$197,625.00.”

G. Change Orders to Current Contracts – to approve modifications

No change orders were presented.

6. REGULAR AGENDA

A. CONSENT AGENDA ITEMS PULLED FOR DISCUSSION

5B. Budget Policy – to approve a new policy

Mr. Dean reviewed the proposed new budget policy.

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

“THAT THE DISTRICT GOVERNING BOARD approve the attached Budget Policy and direct the Executive Director to implement the policy with an effective date of December 18, 2020.”

B. Rules Chapter 31-11 Special Assessments

Dr. Dean reviewed the potential revisions to Rules Chapter 31-11 Special Assessments.

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

“THAT THE DISTRICT GOVERNING BOARD approve Rule Chapter 31-11 as revised (e.g., revising the special assessment interest rate to the Wall Street Journal Prime Rate plus two percent or 8%, whichever is less at the time of approval of the final assessment roll) with an effective date of October 1, 2020.”

and

“THAT THE GOVERNING BOARD directs staff to revise the special assessment interest rate to 5.25%, effective October 1, 2020, for all special assessments that have been certified to the county tax roll and that have an outstanding positive balance as of October 1, 2020.”

and

“THAT THE GOVERNING BOARD directs staff to draft an amended final assessment roll for Whispering Trails, New Palm Beach Heights, Imperial Woods, and US Highway 1 Residential revising the interest rate to 5.25% per annum, effective October 1, 2020, for all special assessments that have an outstanding positive balance as of October 1, 2020.”

C. COVID-19 Accommodations

Mr. Howard reviewed the proposed COVID-19 Accommodations.

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

“THAT THE DISTRICT GOVERNING BOARD directs staff to extend, through July 31, 2021, 1) the revision to the District’s Delinquent Account Payment Policy that reduces the minimum monthly payment to \$1, and 2) the postponement of Quarterly Late Charges. Furthermore, the Governing Board directs staff to resume lien processing in a reasonable, logical, and hierarchical manner.”

D. Executive Director’s Annual Review

Dr. Arrington and the Board reviewed the Executive Director’s performance over the last year. Mr. Rockoff and the Board commended Dr. Arrington on the LRD’s exceptional performance through an unusually challenging year.

MOTION: Made by Dr. Rostock,
Motion failed due to a lack of a second.

“THAT THE DISTRICT GOVERNING BOARD receive the review of Dr. Albrey Arrington, Executive Director, and adjust his Employment Agreement as follows: effective December 28, 2020 a 3.5% increase in his base salary, plus a \$10,000 in his base salary and/or a net \$5,000 bonus.”

MOTION: Made by Mr. Silverman, Seconded by Dr. Rostock
Passed 3-2 Mr. Boggie and Mr. Snyder

THAT THE DISTRICT GOVERNING BOARD receive the review of Dr. Albrey Arrington, Executive Director, and adjust his Employment Agreement as follows: effective December 28, 2020 a 3.5% increase in his base salary, and a net \$15,000 bonus.”

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

Mr. Dean reviewed the Future Business report.

9. COMMENTS FROM THE BOARD

Mr. Rockoff confirmed that Mr. Boggie agrees to continue to serve as the Busch Wildlife Sanctuary Liaison.

Mr. Boggie discussed BWS Foundation's purchase of approximately 20 acres at the intersection of Indiantown Rd and Rocky Pines Rd in Jupiter Farms and their proposed relocation timeline that projects a grand opening in April 2022.

10. ADJOURNMENT

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

"That the regular meeting of December 17, 2020 adjourns at 8:08 PM."



BOARD CHAIRMAN

BOARD SECRETARY

RECORDING SECRETARY

