

Ref: #04-2024

LOXAHATCHEE RIVER ENVIRONMENTAL CONTROL DISTRICT  
REGULAR MEETING - MINUTES  
MARCH 21, 2024

1. CALL TO ORDER

Chairman Rockoff called the Regular Meeting of March 21, 2024 to order at 7:00 PM.

2. ADMINISTRATIVE MATTERS

A. ROLL CALL

The following Board Members were in attendance:

Mr. Baker  
Mr. Boggie  
Mr. Rockoff  
Dr. Rostock  
Mr. Yerkes

Staff Members in attendance were Dr. Arrington, Mr. Howard, Ms. Fraraccio, and Ms. Jones. Consultants in attendance were Mr. Curtis Shenkman, Mr. Hunter Shenkman, and Scott Montgomery, Marcum LLP.

B. PREVIOUS MEETING MINUTES

The minutes of the Regular Meeting of February 15, 2024 were presented for approval and the following motion was made:

“THAT THE GOVERNING BOARD approve the minutes of the Regular Meeting of February 15, 2024 as submitted.”

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

C. ADDITIONS & DELETIONS TO THE AGENDA

None

3. COMMENTS FROM THE PUBLIC

None

#### 4. STATUS UPDATES

##### A. LOXAHATCHEE WATERSHED STATUS

Dr. Arrington presented the 2024 Transformational Innovation award received from the WasteReuse Association on March 12, 2024. This award was presented by WasteReuse Association to Dr. Arrington on behalf of the Loxahatchee River District in recognition of our innovative practice of integrating green infrastructure into our Irrigation Quality Water system. In particular, the WasteReuse Association recognized our recently published comprehensive research findings that documented the significant improvements in reclaimed water quality that occurred as our IQ Water flowed through our wastewater treatment facility and then through green infrastructure (i.e., onsite and offsite reclaimed water storage lakes). This research conducted over more than a decade, documented LRD's Irrigation Quality Water system outperformed traditional advanced wastewater recycling systems in cost savings, energy efficiency, and environmental protection.

##### B. LOXAHATCHEE RIVER DISTRICT DASHBOARD

Dr. Arrington reviewed the District Dashboard.

#### 5. CONSENT AGENDA

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

“THAT THE GOVERNING BOARD approve the Consent Agenda of March 21, 2024 as presented with the removal 5D”

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

- A. AC Force Main Replacements: LS090-FM1 and LS095FM5/FM6/FM7 – to approve professional engineering services

“THAT THE DISTRICT GOVERNING BOARD authorize the Executive Director to enter into a contract with Kimley-Horn and Associates for professional engineering services as detailed in the attached agreement and in the amount of \$173,115.00 and a contingency of \$17,311.00.”

- B. Continued Operation of Biosolids Processing Facility beyond August 9, 2029 – to authorize letter

“THAT THE DISTRICT GOVERNING BOARD authorize Chairman Rockoff to notify the Solid Waste Authority of Palm Beach County of the Loxahatchee River District’s intent to continue operation of the Biosolids Processing Facility beyond August 9, 2029 in conformity with our existing Interlocal Government Agreement for Biosolids Processing and Recycling.”

C. Customer Service Delinquent Account Payment Plan Policy – to approve updates

“THAT THE DISTRICT GOVERNING BOARD approves the attached, revised Delinquent Account Payment Plan Policy with an effective date of March 22, 2024.”

E. Fixed Asset Disposal – to approve disposal

Tag #	F/A #	Description	Condition	Date Recorded	Acquired Value	Book Value	Estimated Value
2294	ME289	Lifeair System	Needs Repair	09/30/00	\$ 1,728	\$ -	\$ 200
2433	ME341	10KW Honda Portable Genera	Not Operational	09/30/05	2,500		50
2434	ME340	10KW Honda Portable Genera	Not Operational	09/30/05	2,500		50
2685		13 KW Honda Portable Gener	Not Operational	09/30/11	2,500		50
2686		13 KW Honda Portable Gener	Not Operational	09/30/11	2,500		50
<b>Total Assets to be Disposed</b>					<b>\$ 11,728</b>	<b>\$ -</b>	<b>\$ 400</b>

In addition, the following assets were aggregated with other assets or grouped as part of a project when purchased and we therefore do not have individualized asset information on each item, instead a description of each asset is provided. Consistent with state statute and our policies and procedures, I request your authorization to dispose of the items listed below:

Description	Serial Number	Condition	Estimated Value
10 HP Flygt Pump	FLY-9710480	Beyond Repair	\$50
10 HP Flygt Pump	FLY-448181	Beyond Repair	\$50
2 HP Barnes Pump	Z101067-1118	Beyond Repair	\$50
2 HP Barnes Pump	C1463392-0310	Beyond Repair	\$50
2 HP Barnes Pump	Z100970-0918	Beyond Repair	\$50
2 HP Barnes Pump	C1272538-0417	Beyond Repair	\$50
Hydromatic Pump	SPG200M2-2	Beyond Repair	\$50

“THAT THE GOVERNING BOARD authorize the Executive Director to dispose of tangible personal property asset tag numbers 2294, 2433, 2434, 2685 and 2686 and the items from the aggregated assets listed in the schedule above in accordance with the District’s Disposal of Surplus Tangible Personal Property Policy.”

F. Change Orders to Current Contracts – to approve modifications

No Change Orders were presented for Board consideration this month.

6. REGULAR AGENDA

A. CONSENT AGENDA ITEMS PULLED FOR DISCUSSION

5D. Investment Policy – to approve updates

“THAT THE GOVERNING BOARD ratify and approve the attached Investment Policy, effective March 22, 2024, and authorize the Executive Director to update the Investment Policy from time to time, and periodically present it to the Governing Board for ratification and approval.”

MOTION: Made by Mr. Baker, Seconded by Mr. Boggie  
Passed 4-1, Mr. Yerkes opposed.

B. Annual Audit for Fiscal Year 2023

“THAT THE GOVERNING BOARD receive the Annual Financial Report for the fiscal year ended September 30, 2023 as prepared and submitted by Marcum LLP.”

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

C. LRD Rule Chapter 31-10 Schedule of Rates, Fees, and Charges (Rate Study)

Dr. Arrington reviewed the Rate Study, including the significant assumptions and the projected cash balance over the next five years. He also addressed an issue within the Rate Study, which has caused an underreporting of future cash. This issue appeared to be driven by differences between accrual basis and cash basis accounting. When corrected, future cash balances were increased by approximately \$4.8 million. Dr. Arrington committed to having this issue fully resolved before next year's Rate Study process.

“THAT THE DISTRICT GOVERNING BOARD approves Rule Chapter 31-10 as revised to include the following rate increases:

- A. Plant Connection Charges, Regional Transmission System Line Charges, and Administrative Charges shall increase based upon the annual increase in the Engineering News Record Construction Cost Index published in the February edition of each year, which was 2.6% for February 2024.
- B. All Subregional Line Charges shall be adjusted each April 1<sup>st</sup> based on the 10-Year Treasury Rate published by the US Department of Treasury on February 1<sup>st</sup>, which was 3.87% on 2/1/2024.
- C. Quarterly Service Charges for Sewer Service:
  - April 1, 2024 a 0% rate increase,
  - April 1, 2025 a 1% rate increase,
  - April 1, 2026 a 3% rate increase,
  - April 1, 2027 a 3% rate increase,
  - April 1, 2028 a 3% rate increase; and
- D. With an effective date of April 1, 2024.”

MOTION: Made by Mr. Boggie, no second

“THAT THE DISTRICT GOVERNING BOARD approves Rule Chapter 31-10 as revised to include the following rate increases:

- A. Plant Connection Charges, Regional Transmission System Line Charges, and Administrative Charges shall increase based upon the annual increase in the Engineering News Record Construction Cost Index published in the February edition of each year, which was 2.6% for February 2024.
- B. All Subregional Line Charges shall be adjusted each April 1<sup>st</sup> based on the 10-Year Treasury Rate published by the US Department of Treasury on February 1<sup>st</sup>, which was 3.87% on 2/1/2024.
- C. Quarterly Service Charges for Sewer Service:
  - April 1, 2024 a 0% rate increase,
  - April 1, 2025 a 3% rate increase,
  - April 1, 2026 a 3% rate increase,
  - April 1, 2027 a 3% rate increase,
  - April 1, 2028 a 2% rate increase; and
- D. With an effective date of April 1, 2024.”

MOTION: Made by Mr. Baker, Seconded by Mr. Yerkes  
Passed 3-2, Mr. Boggie and Mr. Rockoff opposed.

## 7. REPORTS

The remaining 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

Future Business stood as written.

## 9. COMMENTS FROM THE BOARD

Dr. Rostock asked about the status of the renovation of the District's houses at the Bureau of Land Management's property (i.e., Jupiter Inlet Lighthouse Outstanding Natural Area). Dr. Arrington indicated that District staff are working on a significantly scaled-down renovation of Unit H (southern house) that can be completed for a more reasonable cost, and he indicated that the BLM is seeking their own funding to accomplish the proposed site plan and improvements to Unit I (northern house) using BLM funds. Finally, Dr. Arrington indicated that the District has recently worked with vendors to construct a chickee hut and a concrete slab in anticipation of a storage shed behind Unit H. Both these projects were accomplished with grant funds from BLM.

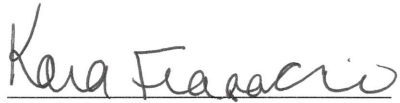
10. ADJOURNMENT

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

“That the regular meeting of March 21, 2024 adjourns at 8:28 PM.”



BOARD CHAIRMAN



RECORDING SECRETARY



BOARD SECRETARY