

Ref: #15-2024

LOXAHATCHEE RIVER ENVIRONMENTAL CONTROL DISTRICT  
REGULAR MEETING - MINUTES  
SEPTEMBER 19, 2024

1. CALL TO ORDER

Chairman Rockoff called the Regular Meeting of September 19, 2024 to order at 7:00 PM.

2. ADMINISTRATIVE MATTERS

A. ROLL CALL

The following Board Members were in attendance:

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

Staff Members in attendance were Dr. Arrington, Mr. Dean, Mr. Howard, Ms. Fraraccio, Mr. Pugsley, and Ms. Jones. Consultants in attendance were Mr. Curtis Shenkman & Mr. Hunter Shenkman.

B. PREVIOUS MEETING MINUTES

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

“THAT THE GOVERNING BOARD approve the minutes of the Public Hearing and Regular Meeting of August 15, 2024 as submitted.”

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

Passed Unanimously.

C. ADDITIONS & DELETIONS TO THE AGENDA

Dr. Arrington recommended that the Fiscal Year 2025 Budget be moved to occur immediately before the Consent Agenda (agenda item #5) because many of the consent agenda items were predicated upon the FY2025 budget.

3. COMMENTS FROM THE PUBLIC

No public comments were received.

#### 4. STATUS UPDATES

##### A. LOXAHATCHEE WATERSHED STATUS

Mr. Bud Howard presented Jonathan Dickinson State Park 101 – a brief discussion of the history and ecological importance of the only state park located within our service area.

##### B. LOXAHATCHEE RIVER DISTRICT DASHBOARD

Dr. Arrington reviewed the District Dashboard.

#### 6. REGULAR AGENDA

##### G. FY2025 Draft Budget

"THAT THE GOVERNING BOARD approve Resolution 2024-11 adopting the Loxahatchee River Environmental Control District's annual budget for the 2025 Fiscal Year."

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

#### 5. CONSENT AGENDA

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

"THAT THE GOVERNING BOARD approve the Consent Agenda of September 19, 2024 with the deletion of 5O and the rest as presented."

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

##### A. Risk and Resilience Assessment - CCNA Ranking and Professional Engineering Services Contract Award

"THAT THE DISTRICT GOVERNING BOARD authorize the Executive Director to enter into an agreement with Carollo to provide a risk and resilience assessment in accordance with their Scope of Work dated August 29, 2024 in the amount of \$199,602.00 and a contingency amount of \$20,000.00"

##### B. Lift Station 050 Emergency Generator - to award construction contract

"THAT THE DISTRICT GOVERNING BOARD award ITB 24-005-00135 to C&R Technical in the amount of \$279,000.00 in accordance with their Bid submitted on August 20, 2024 and a contingency amount of \$30,000.00"

C. Payment Services - to approve purchase order

“THE DISTRICT GOVERNING BOARD authorizes the Executive Director to approve a not-to exceed purchase order to Edmunds GovTech, Inc., for eCheck and credit/debit card payment transaction fees for a total authorization of up to \$135,000 for FY2025.”

D. Printing & Mailing Services - to approve purchase order

“THE DISTRICT GOVERNING BOARD authorizes the Executive Director to approve a \$109,000 not-to-exceed purchase order to Professional Mail Services Inc. for printing, mailing, and postage for FY2025.”

E. Biosolids Hauling (Merrell Bros, Inc.) - to approve annual purchase order

“THAT THE DISTRICT GOVERNING BOARD authorize the Executive Director to execute an annual purchase order to Merrell Bros., Inc. in accordance with the contract specifications and their bid dated August 31, 2023, for the offsite hauling of dewatered biosolids for Fiscal Year 2025 in an amount Notto-Exceed \$185,000.00.”

F. Biosolids Processing (Solid Waste Authority) - to approve annual purchase order

“THAT THE DISTRICT GOVERNING BOARD authorize the Executive Director to execute an annual purchase order to Solid Waste Authority of Palm Beach County for the processing and disposal of biosolids at the Biosolids Processing Facility for Fiscal Year 2025 in accordance with the Interlocal Government Agreement for Biosolids Processing in an amount Not-to-Exceed \$1,000,000.00.”

G. Supply of Liquid Chlorine (Brenntag Mid-South, Inc.) - to award contract

“THAT THE DISTRICT GOVERNING BOARD authorize the Executive Director to execute a purchase order to Brenntag Mid-South for the Supply of Liquid Chlorine, in accordance with District ITB No. 24-009-00139 for the period of October 1, 2024 through September 30, 2025, in an amount Not-to-Exceed \$155,000.00.”

I. Solids Dewatering Polymer (SNF Polydyne) - to approve annual purchase order

“THAT THE DISTRICT GOVERNING BOARD authorize the Executive Director to execute a purchase order to Polydyne, Inc. for the supply of cationic emulsion polymer, in accordance with a “piggy-back” of City of Tarpon Springs ITB No. 240098-B-AS for the period commencing on October 1, 2024 through September 30, 2025, in an amount Not-to-Exceed \$115,000.”

J. Annual Lawn and Landscape Maintenance Services (Terracon) - to award contract

“THAT THE DISTRICT GOVERNING BOARD authorize the Executive Director to execute an annual purchase order to Terracon Services, Inc. in accordance with the contract specifications and

their bid dated August 30, 2024, for the annual landscape service for Fiscal Year 2025 in an amount Not-to-Exceed \$73,021.35, as well as a contingency amount of \$5,000.00.”

K. Fuel Procurement (Palmdale Oil Company) – to approve annual purchase order

“THAT THE DISTRICT GOVERNING BOARD authorize the Executive Director to execute a purchase order to Palmdale Oil Company for the supply of bulk fuel, in accordance with a “piggy-back” of the City of Port St. Lucie ITB No. 20180128 in an amount Not-to-Exceed \$160,000, for the fiscal year 2025.”

L. Purchase of Front End Loader (Case Power & Equipment of Florida) - to approve purchase order

“THAT THE DISTRICT GOVERNING BOARD authorize the purchase of the referenced front-end loader from Case Power & Equipment Florida using the piggy-back of Sourcewell (formerly NJPA) Contract No. 011723-CNH-1 in the amount of \$182,327.00.”

M. Girl Scout Partnership Agreement - to approve agreement

“THAT THE DISTRICT GOVERNING BOARD authorize the Executive Director to execute the Partnership Agreement with the Girl Scouts of Southeast Florida, Inc. for 2024-2025.”

N. County Line Road Utility Relocations - Interlocal Agreement with the Village of Tequesta for shared construction services

“THAT THE DISTRICT GOVERNING BOARD authorize the Executive Director to enter into the Interlocal Agreement with the Village of Tequesta for the County Line Road Utility Relocations and execute Change Order 002 to Kimley-Horn’s County Line Road Utility Relocations Engineering Services Work Authorization upon execution of the interlocal agreement by the Village of Tequesta.”

P. Cash Reserve Policy - to approve policy

“THAT THE DISTRICT GOVERNING BOARD ratify and approve the attached Cash Reserve Policy, effective September 20, 2024, and authorize the Executive Director to update the Cash Reserve Policy from time to time, and periodically present it to the Governing Board for ratification and approval.”

Q. LRD Retirement Plan Investment Menu - to approve revision

“That the District Governing Board authorize the Executive Director to work with Empower and execute the necessary documents to revise the Core Line-up to remove Western Asset Core Plus Fund and add Allspring Core Plus (STYJX).”

R. Optional 457 Plan - to approve plan

“That the District Governing Board authorize the Executive Director to enroll the District into the Florida Deferred Compensation Plan, through the State of Florida Department of Financial Services Bureau of Deferred Compensation.”

S. Fixed Asset Disposal - to approve disposal

Tag #	F/A #	Description	Condition	Date Recorded	Acquired Value	Book Value	Estimated Value
2318	PE35	Case Model 621C Loader	Not Operational	09/30/01	\$ 93,198	\$ -	\$ 26,000
N/A	PE35	Replace Engine In Case 621C	Not Operational	09/30/05	\$ 7,963	\$ -	\$ -
N/A	TE0105	2013 Ford F550	Operational	09/30/13	\$ 43,295	\$ -	\$ 25,000
N/A	TE105	Liftmore Crane & Body	Operational	09/30/13	\$ 41,960	\$ -	\$ -
2640	ME0423	Ice Machine	Beyond Repair	09/30/10	\$ 5,695	\$ -	\$ -
2470	ME354	Pressure Calibrator	Operational	09/30/05	\$ 1,195	\$ -	\$ 10
2469	ME355	Pressure Module	Operational	09/30/05	\$ 1,185	\$ -	\$ 5
2383	ME321	Parts Washer	Not Operational	09/30/04	\$ 892	\$ -	\$ -
<b>Total Assets to be Disposed</b>					<b>\$ 195,383</b>	<b>\$ -</b>	<b>\$ 51,015</b>

Description	Serial Number	Condition	Estimated Value
5 HP VFD Control Cabinet	12877839	Operational	\$1,000
5 HP VFD Control Cabinet	12877840	Operational	\$1,000
5 HP VFD Control Cabinet	12877841	Operational	\$1,000

“THAT THE GOVERNING BOARD authorize the Executive Director to dispose of tangible personal property asset tag numbers 2318, 2640, 2470, 2469, and 2383, asset numbers TE0105 and TE105, 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.”

T. Change Orders to Current Contracts - to approve modifications

C1: Kimley-Horn: A1A Alt Force Main Replacement

“THAT THE DISTRICT GOVERNING BOARD authorize the Executive Director to execute Change Order 001 to Kimley-Horn’s AC Force Main Replacement A1A from Jupiter Beach Road to Indiantown Road professional engineering services work authorization as detailed in the attached Project Amendment in the amount of \$21,700.00.”

6. REGULAR AGENDA

A. CONSENT AGENDA ITEMS PULLED FOR DISCUSSION

Dr. Arrington reviewed the new annual dashboard metrics drafted to comply with FS 189.0694 Special districts; performance measures and standards. The Governing Board had a discussion around the proposed metrics and suggested the list of metrics be simplified, which staff agreed to.

“THAT THE DISTRICT GOVERNING BOARD authorize the Executive Director to publish an annual dashboard and associated metrics in conformity with FS 189.0694 and direct staff to report on these metrics, via the District’s website, annually upon the close of each fiscal year.”

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

B. Jonathan Dickinson State Park Draft Management Plan Amendment

Dr. Arrington reviewed his memorandum outlining the activities and public outcry that occurred in August regarding the 2024-2025 Great Outdoors Initiative, which was put forth by DEP. Dr. Arrington reviewed the public comment he submitted to DEP and the concerns that were raised by the proposition of building three golf courses within Jonathan Dickinson State Park. Dr. Arrington then asked the Governing Board if they wanted to weigh in on the matter, i.e., pass a resolution, approve a letter, or another communication to DEP and/or the Governor’s office?

The Governing Board then discussed their individual perspectives on the matter.

Chairman Rockoff suggested our efforts should be proactive not reactive.

Mr. Baker stated that it is reasonable for the Board to go on record perhaps endorsing Representative Mast’s letter and Dr. Arrington’s public comments outlining habitat concerns.

Mr. Yerkes indicated that he did not believe the issue was dead; therefore, he is in favor of a resolution requesting adequate notification of the public and adequate time and location for the public to provide their input on the process.

Dr. Rostock stated that the proposed development within Jonathan Dickinson State Park would likely have negative impacts on the National Wild & Scenic Loxahatchee River and the Indian River Lagoon, which is part of the National Estuary Program. Dr. Rostock also suggested the District should reach out to Florida Senator Gayle Harrell to understand her proposed legislation to improve protections for Jonathan Dickinson State Park, and if appropriate, the District should support that legislation.

Mr. Shenkman explained that through his tenure serving the District he has observed that the public is often hungry for impartial, scientific information on matters like this, and he suggested the District has done our best work when we back our positions with science. Therefore, he encouraged District staff to explore the scientific basis of potential impacts that could arise from the proposed development within JDSP, i.e., creation of three golf courses.

Staff committed to exploring the relevant facts and bringing this topic back to the Board for continued discussion at one of their forthcoming meetings.

C. Chapter 31-10 Subregional Line Charge - Island Way

“THAT THE DISTRICT GOVERNING BOARD approve revisions to Rule Chapter 31-10.005 to establish the SE Island Way Subregional Line Charge with a rate of \$5,604.12 per equivalent connection and an effective date of September 20, 2024.”

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

D. Chapter 31-13 Regulation of Sewer Use (Industrial Pretreatment)

“THAT THE DISTRICT GOVERNING BOARD approve the revisions to Rule Chapter 31-13, including the cross references at the end of Section 10 and 11.”

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

E. Loxahatchee River Subaqueous Force Main Replacement - Construction Contract

“THAT THE DISTRICT GOVERNING BOARD award ITB 23-006-00128 to DBE Utility Services in the amount of \$1,596,124.26 in accordance with their Bid submitted on July 23, 2024 and a contingency amount of \$160,000.00.”

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

F. Liability and Workers Compensation Insurance

“That the District Governing Board authorize the Executive Director to reduce property insurance on District assets listed in the attached schedule and accept and purchase FIA’s revised coverage renewal quote for Property, General Liability, Automobile Liability, and Physical Damage, and Workers’ Compensation for the policy period October 1, 2024 through September 30, 2025.”

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

7. REPORTS

- A. NEIGHBORHOOD SEWERING
- B. LEGAL COUNSEL’S REPORT
- C. ENGINEER’S REPORTS
- D. DIRECTOR’S REPORT

8. FUTURE BUSINESS

Future Business stood as written.

9. COMMENTS FROM THE BOARD

No Board comments were received.

10. ADJOURNMENT

“That the regular meeting of September 19, 2024 adjourns at 8:32 PM.”

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



---

BOARD CHAIRMAN



---

BOARD SECRETARY



---

RECORDING SECRETARY