

**MINUTES OF A REGULAR MEETING OF  
THE BOARD OF SUPERVISORS OF  
LAKE WORTH DRAINAGE DISTRICT  
HELD AT THE DELRAY BEACH OFFICE ON  
MAY 14, 2014 AT 8:30 A.M.**

**Board Members Present:**

James M. Alderman	C. David Goodlett
John I. Whitworth, III	Harry Raucher

**Board Member Absent:**

Joyce D. Haley

**1. Call to Order**

President Raucher called the meeting to order at 8:30 A.M.

**2. Pledge of Allegiance**

**3. Agenda Revisions**

There were no agenda revisions

**4. Abstentions by Board Members from items on the Agenda**

There were no abstentions from the Board Members

**President Raucher called on Palm Beach County Commissioner Shelley Vana for a special presentation.**

On behalf of the Palm Beach County Board of County Commissioners, Commissioner Shelley Vana presented a certificate of appreciation to Mike Baker for 35 years of dedicated service to Lake Worth Drainage District. Commissioner Vana thanked Mr. Baker for all he has done to manage water and protect people and property in south and central Palm Beach County.

**5. General Public Comment**

There was no general public comment

**CONSENT**

**6. Approval of Minutes, Check Register, Financial Statement and Documents for the previous month**

**7. Resolution No. 14-04 – Authorization to use Extraordinary Income funds for capital improvements (Karen Hoyt, Director of Finance)**

**8. Board Vote on Consent Agenda**

*A motion was made by Supervisor Alderman to approve the Consent Agenda, seconded by Vice President Whitworth and approved unanimously.*

**DISCUSSION**

9. **Depot Square Apartments (LWDD Project No. 07-7805P.02) – Approval to annex into LWDD’s jurisdictional boundaries during the next LWDD recodification and enter into a service agreement. Location: E-4 Canal, Depot Avenue, south of Lake Ida Road, east of Congress Avenue in Delray Beach, Historic Depot Square, PB 114, Pg 197. Charles Putman, Charles Putman & Associates, Inc. - Anne Perry, Right-of-Way Coordinator**

See  
Res. 14-03

Ms. Perry informed the Board that Historic Depot Square is now referred to as Depot Square Apartments. The site is located in Delray Beach between the CSX railroad on the west, I-95 on the east, and the E-4 Canal on the north. The 12 acre site will drain into the E-4 Canal and thus will be obtaining services from the District. The petitioner, Depot Industrial Center, LLC, would like to annex into the jurisdictional boundaries upon the next recodification and enter into a service agreement in order for the project to proceed through the city of Delray Beach. Staff recommended approval of the annexation of the subject plat into the LWDD’s jurisdictional boundaries during the next recodification by the District, and entering into a service agreement with Delray Industrial Center, LLC subject to conveying any additional right-of-way necessary for District canal maintenance, and all applicable fees and operating policies.

Charles Putman, project applicant and land planner, shared that he did not have any issues with the annexation and offered to answer any board questions.

*A motion was made by Vice President Whitworth to approve the recommendation, seconded by Supervisor Alderman and approved unanimously.*

10. **Ranking of qualified firms for Professional Engineering and GIS Centric Computerized Asset Management Software Integration Services for the Supervisory Control and Data Acquisition (SCADA) System Development (LWDD Project No. 13-9381D.01) - Patrick A. Martin, P.E., Director of Engineering & Right-of-Way**

Mr. Martin discussed the RFQ timeline and indicated the evaluation committee review meeting was held on May 12, 2014.

The five firms that responded to the RFQ were evaluated and ranked on familiarity and experience within the scope of services and deliverables; staff qualifications; location and support time; and references.

The evaluation committee ranked the responding firms as follows;

1. CH2M Hill
2. Gannett Fleming
3. SEC Engineering
4. Calvin Giordano & Associates, Inc.
5. Star Controls

Staff recommended approval of the ranked firms as presented and authorization to enter into negotiations with the top-ranked firm. Pursuant to District policy, should negotiations fail with the top ranked firm, negotiations with that firm will be terminated and staff will enter into negotiations with subsequent firms in ranked order. It is anticipated that the final negotiated contract will be submitted to the Board for approval in June 2014.

***A motion was made by Supervisor Alderman to approve the recommendation, seconded by Supervisor Goodlett and approved unanimously.***

**11. Village of Palm Springs Annexation (LWDD Project No. 14-361L.50) - Mark A. Perry, Legal Counsel**

Mr. Perry explained that the Village of Palm Springs is expanding their jurisdictional boundaries, and is requesting to annex portions of District Canals L-6 to L-14, as well as a portion of E-4 into their municipal boundaries. Staff recommended authorization to issue a letter of no objection to the Village of Palm Springs annexing portions of the Lake Worth Drainage District canal system into the Village's expanding boundaries.

Supervisor Alderman inquired if the District will still maintain control over the portions of the canals being annexed. Mr. Perry indicated the District will still have control over those portions of the canal system if these areas are annexed. The Village will have no divisions within their jurisdictional boundaries.

Vice President Whitworth inquired if the Village of Palm Springs will continue to pay taxes. Mr. Perry indicated the property is still within the District's jurisdictional boundaries and the current assessment will not change.

***A motion was made by Supervisor Goodlett to approve the recommendation, seconded by Supervisor Alderman and approved unanimously.***

**12. LWDD Water Control Plan - Patrick A. Martin, P.E., Director of Engineering & Right-of-Way**

Mr. Martin stated that pursuant to Section 298.225 Florida Statute, the District is required to update its water control plan every five years. This plan provides information related to District boundaries, facilities, water quality and daily operations. Prior to final adoption, the proposed plan must be submitted to South Florida Water Management District for review and comment. Some of the key updates include annexing areas of the District currently receiving benefits without

paying annual assessments, and inclusion of the conceptual five-year capital improvement plan. Mr. Martin indicated that a conceptual spend down plan will be presented to the board in June.

Staff recommended approval to submit the proposed 2014 Water Control Plan to the South Florida Water Management District for review and comment prior to final adoption. If there are no substantial changes, staff also recommended approval to file the adopted plan with the South Florida Water Management District and each local municipality within the District's boundaries.

Vice President Whitworth stated he is concerned about the encroachments that are in the rights-of-ways. Mr. Martin explained to Mr. Whitworth that the District currently has a program in place that addresses right-of-way encroachments.

***A motion was made by Supervisor Alderman to approve the recommendation, seconded by Vice President Whitworth and approved unanimously.***

## **STAFF REPORTS**

### **17. Director of Operations and Maintenance**

Mr. Baker informed the board that the second water control gate at Control Structure No. 9 has been installed.

#### **Director of Administrative Services**

Ms. Walker had nothing to report.

#### **Director of Engineering & Right-of-Way**

Mr. Martin had nothing to report.

#### **Director of Finance**

Ms. Hoyt informed the board that through April 30, 2014 the District has received 95% of our non-ad valorem assessments.

Ms. Hoyt stated they are working on the 2015 budget and the proposed budget will be presented to the board in July.

#### **District Counsel**

Mr. Perry reported that Senate Bill 1632 passed and is waiting for the Governor's approval. As a result of the bill, the District is required to adhere to the State's Code of Ethics. The bill also defines a special taxing district as a State agency requiring all special taxing districts to have a website, and provides the governor the authority to suspend or remove special district board members.

House Bill 1143 relating to the Acme Improvement District Bill also passed, which clarified the legal description of the annexation.

**18. Board Comment**

There was no additional board comment.

**19. Adjourn**

There being no further business, the meeting adjourned at 8:50 A.M.

  
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President – Harry Raucher

  
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Recording Secretary – Joann M. Aylor

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