



**MINUTES OF A REGULAR MEETING OF
THE BOARD OF SUPERVISORS OF
LAKE WORTH DRAINAGE DISTRICT
HELD AT THE DELRAY BEACH OFFICE ON
December 14, 2022 AT 8:30 A.M.**

Board Members Present:

John I. Whitworth, III
Carrie P. Hill

James M. Alderman
Jeffrey Phipps, Sr.

Stephen Bedner

1. Call to Order

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

2. Pledge of Allegiance

Mr. Phipps led the Pledge of Allegiance.

3. Service Recognition – Thomas Bosier, Equipment Operator II – 35 Years

Mr. Strowd stated Thomas Bosier is celebrating 35 years of service. Mr. Strowd and the Board thanked Mr. Bosier for his service and presented him with a certificate of recognition.

4. Agenda Revisions – Tommy Strowd, Executive Director

Mr. Strowd announced that the title for Agenda Item #12 has been edited to correct the permittee as CRE Fund at Okeechobee Boulevard, LLC.

5. Abstentions by Board Members from Items on the Agenda

Supervisor Phipps completed Form 8B – Memorandum of Voting Conflict and indicated he is abstaining from Agenda Item #14 due to potential professional conflicts with his position as a financial advisor with Merrill Lynch.

6. Approval of minutes, check register and financial statement for the previous month

A motion was made by Supervisor Whitworth to approve the minutes, check register and financial statement for the previous month, seconded by Supervisor Hill and approved unanimously.

7. General Public Comment (limited to 5 minutes)

There were no public comments.

CONSENT

8. Board comment or request to pull items from Consent Agenda

9. Approval to issue a Right-of-Way Permit to High Point of Delray West Homeowners Association for the existing Monument Sign within the north right-of-way of the L-32 Canal subject to removal of new vegetation; removal of sign and appurtenances at time of replacement; insurance requirements; conveyance of an ingress-egress easement; LWDD operating policies and permit conditions; and application and annual fees. Location: North side of the L-32 Canal; southwest quad of Military Trail and Nesting Way (Project #RW-22-0087) – Nicole Smith, Permit Supervisor

10. Approval to issue a Right-of-Way Permit to FPL for a parallel utility installation including three (3) utility poles within the south right-of-way of the L-12 Canal for the distance of ~ 430' on the east side of Military Trail subject to LWDD operating policies and permit conditions and application and annual fees. Location: Southeast quad of L-12 Canal and Military Trail. (Project #RW-22-0353) – Nicole Smith, Permit Supervisor

11. Approval to issue a Right-of-Way Permit to the Florida Department of Environmental Protection authorizing three (3) existing Monitoring Wells to remain within the west right-of-way of the E-4 Canal adjacent to Palm Beach State College for five (5) years and authorize Geosyntec Consultants access to monitor, collect soil samples, and remediate within the right-of-way as required subject to LWDD operating policies, permit conditions, insurance requirements and permit fees. Location: West side of the E-4 Canal; north of 6th Avenue South. (Project #RW-22-0397) – Nicole Smith, Permit Supervisor

12. Approval to issue a Right-of-Permit to CRE Fund at Okeechobee Boulevard, LLC authorizing two (2) temporary monitoring wells and two (2) contingency monitoring wells within the E-3 Canal right-of-way adjacent to The Fount MUPD and authorizing Geosyntec Consultants access to monitor, collect soil samples, and remediate within the right-of-way as required subject to LWDD operating policies, permit conditions, insurance requirements and permit fees. Location: East side of the E-3 Canal; south side of Okeechobee Boulevard. (Project #RW-22-0398) – Nicole Smith, Permit Supervisor

13. Board vote on Consent Agenda

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

DISCUSSION

14. Approval of investment strategy for committed funds – Karen Hoyt, Director of Finance & Administration

Ms. Hoyt stated that at its December 6, 2022 Workshop the Board discussed investment options, and the consensus was to invest available committed funds totaling ~\$46 million. She stated the Board requested staff present options for investing those funds in accordance with the District's investment policy.

Staff recommended diversifying investments and investing half of the funds in FL PALM and the other half in a PFMAM 1-3 year Fixed Income Composite, with total potential earnings of ~\$2.1 million between the two instruments based on current interest rates.

Supervisor Whitworth inquired about plans for potential revenues. Ms. Hoyt indicated earnings from investments would be reinvested.

Senior Vice President Alderman inquired about insuring investments. Sean Gannon with PFM Asset Management (PFMAM) indicated that accounts are not insured. Mr. Gannon stated that funds are not held by PFMAM. Funds are held by a custodial bank that the District selects.

Supervisor Hill inquired how the custodial bank is selected. Mr. Gannon indicated that staff typically selects a bank.

Supervisor Whitworth inquired about reporting. Ms. Hoyt indicated reports will be provided monthly and quarterly.

A motion was made by Senior Vice President Alderman to approve staff recommendation, seconded by Supervisor Whitworth and approved unanimously with the exception of Supervisor Phipps who abstained from voting on the item.

STAFF REPORTS

15. Executive Director's Report

Mr. Strowd stated on December 8, 2022, the South Florida Water Management District (SFWMD) announced the initiation of rulemaking to reduce debris and vegetation in the SFWMD waterways. He stated the rulemaking process initiates public engagement with local drainage districts, local governments, landowners, stakeholders and the public to develop a new SFWMD regulatory rule that would require local canal operators including 298 Districts to take proactive measures to reduce the amount of litter, vegetation and debris that enters SFWMD canals. He stated the process is expected to continue into the Summer of 2023 and depending on the economic impact it could involve action of the Florida Legislature.

Mr. Strowd provided an update on the December 13, 2022 rainfall event averaging 2 to 3 inches over the District. He provided an update on general system conditions,

stating that Lake Okeechobee is currently at 16.4' which puts the District in good position for the upcoming dry season.

Ms. Walker recognized Michelle Sinclair for her efforts to coordinate the collection of gifts for the annual Spirit Of Giving toy drive for children in Palm Beach County. This year, 30 employees donated 50 gifts for the organization.

Ms. Walker stated the Annual Landowners' Meeting is on Wednesday, January 4, 2023. The deadline to submit a Notice of Intent to Run for the Board of Supervisors for Sub-Districts 2 and 4 is at the end of the meeting. Notices received include Stephen Bedner for Sub-District 2 and Carrie P. Hill for Sub-District 4. No other candidates submitted notice to run. As the seats are uncontested, an election will not be required and candidates will be confirmed with a vote of the landowners at the upcoming Annual Landowners' Meeting on January 4, 2023.

16. District Counsel's Report


Mr. Perry provided an update on the Delray Lakes Estates encroachment issue. He stated that staff met with community representatives on March 2, 2022 to discuss the planned canal rehabilitation project to reclaim its E-2W Canal right-of-way adjacent to the neighborhood. Staff agreed to delay the project until the beginning of 2023 to provide more time for the community to construct a berm on their property(s). He stated a letter was sent to HOA President Michael Skenian in October 2022 reminding the community of the project start date. Mr. Skenian indicated that residents may request additional time. Mr. Perry communicated that the project is moving forward in 2023 and that any requests for postponement should demonstrate construction plans are underway for a barrier on the community's property. Staff indicated that the District is losing right-of-way on the east side of the canal due to the turnpike expansion project and must reclaim its right-of-way in this area.

17. Board Reports & Comment

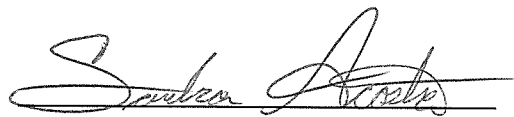
No additional comments.

18. Adjourn

There being no further business, the meeting adjourned at 9:25 A.M.



President – Stephen Bedner



Recording Secretary – Sandra Acosta