

Ref: #19-2011

LOXAHATCHEE RIVER ENVIRONMENTAL CONTROL DISTRICT
REGULAR MEETING - MINUTES
SEPTEMBER 26, 2011

1. CALL TO ORDER

Chairman Boggie called the Regular Meeting of September 26, 2011 to order at 7:00 P.M.

2. ADMINISTRATIVE MATTERS

A. ROLL CALL

Chairman Boggie stated the Roll Call and the following Board Members were in attendance:

Mr. Rockoff
Mr. Boggie
Mr. Silverman
Dr. Rostock

Staff Members in attendance were Dr. Arrington, Mr. Yerkes, Ms. Williams, Mr. DiCarlo, Mr. Howard and Mr. Vaughn.

Consultants in attendance were Mr. Muniz and Mr. Koroschek from Hazen and Sawyer, Mr. Lardieri from Aecom, and Mr. Shenkman from DeSantis, Gaskill. Ms. Krasker arrived at 7:35.

B. PREVIOUS MEETING MINUTES

The Minutes of the Show Cause Meeting and Regular Meeting of August 18, 2011 were presented for approval and the following motion was made.

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

"THAT THE GOVERNING BOARD approve the minutes of the August 18, 2011 Show Cause Meeting and Regular Meeting as submitted."

C. ADDITIONS & DELETIONS TO THE AGENDA

Item 6H (Budget) was placed after Item 4B.

Item 6B (New Urban Dakota, LLC Defaulted Developer Agreement) was removed from the agenda and rescheduled for the October regular meeting.

Item 6I (PBC Interlocal Agreement) was added to the agenda after Item 6H.

Item 5D (Odor Control-Siemans Annual Renewal) was pulled from the consent agenda and added to the regular agenda.

Item 5L (Polymer-SNF Disposal Annual Renewal) was removed from the consent agenda.

3. COMMENTS FROM THE PUBLIC

Dr. Arrington relayed a message from Mr. Zern, a member of the Jupiter Commerce Park, commending the Board on moving forward with the sludge dewatering building engineering contract to address the odor concerns of the Park and stating his appreciation for the District landscaping upgrades.

4. STATUS UPDATES

A. LOXAHATCHEE WATERSHED STATUS

Mr. Howard reviewed his report on the Oyster Reef Restoration Monitoring Results and gave a presentation on the Oyster Reef Restoration Program.

B. LOXAHATCHEE RIVER DISTRICT DASHBOARD

Dr. Arrington reviewed the District dashboard.

6H. Budget Approval Fiscal Year 2012 (Resolution 2011-25)

Dr. Arrington reviewed the fiscal year 2011-2012 budget and Mr. Rockoff commended staff on their success in making the budget process easy to understand and for the attention to detail in the budget.

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

"THAT THE GOVERNING BOARD approve Resolution 2011-25 adopting the proposed annual budget for the Loxahatchee River Environmental Control District for the fiscal year 2011-2012."

5. CONSENT AGENDA

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

"THAT THE GOVERNING BOARD approve the Consent Agenda of September 26, 2011 as

amended to remove Items 5D and 5L."

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

A. Final Assessment Roll-198th Lane N. Gravity (Resolution #2011-24)

"THAT THE GOVERNING BOARD approve Resolution 2011-24 adopting the 198th Lane North Final Assessment Roll."

B. Amended Notice of Intent to Assess-Our Robbies Road

"THAT THE GOVERNING BOARD approve the Amendments to Resolution 2011-08, the Notice of Intent to Assess, the Pending Lien Notice, and the Exhibits for the Our Robbies Road Assessment Area."

C. Disposal of Fixed Assets

"THAT THE GOVERNING BOARD authorize the Executive Director to dispose of the property listed in the September 7, 2011 memoranda. The total book value of the motor is \$3,317.70."

E. Sludge Hauling-H&H Annual Renewal

"THAT THE GOVERNING BOARD authorizes execution of P.O. # 11-0576 to H & H Liquid Sludge Disposal, Inc. for Residuals Hauling in an annual amount not to exceed \$160,000.00 for hauling of treatment plant residuals."

F. Landscape-Grassroots Annual Renewal

"THAT THE GOVERNING BOARD authorizes execution of P.O. #11-1118 to Grassroots corporation in an annual amount not to exceed \$76,251.84 for the purchase of landscape maintenance for the District's Treatment Plant-site, Lift Stations and Easements."

G. Process Control-PLC & Calibration Annual Renewal

"THAT THE GOVERNING BOARD authorize execution of P.O. #11-1126 to Process Control Consultants in an annual amount not to exceed \$115,000.00 for process control, instrumentation calibration, and emergency services."

H. Chlorine-Allied Universal Annual Renewal

"THAT THE GOVERNING BOARD authorizes execution of P.O. #11-1116 to Allied Universal in an annual amount not to exceed \$85,000.00 for the purchase of chlorine to be used in the treatment and disinfection of wastewater."

I. Sludge Disposal-SWA Annual Renewal

"THAT THE GOVERNING BOARD authorizes execution of P.O. #11-1114 to Solid Waste Authority of Palm Beach County in an annual amount not to exceed \$550,000.00 for disposal of treatment plant residuals."

J. Headworks Rag Disposal-Waste Management Annual Renewal

"THAT THE GOVERNING BOARD authorizes execution of P.O. #11-1117 to Waste Management in an annual amount not to exceed \$95,000.00 for treatment plant facilities rag disposal and collection system debris disposal."

K. Uniform Rental-Cintax Annual Renewal

"THAT THE GOVERNING BOARD authorizes execution of P.O. #11-1119 to Cintas Corporation in an annual amount not to exceed \$35,000.00 for District Employees uniform rental."

M. Lab Testing Services-HBEL Annual Renewal

"THAT THE DISTRICT GOVERNING BOARD authorize an annual purchase order in the amount not to exceed \$50,000 with HBEL Inc. for FY 2012, in accordance with their contract agreement executed September 29, 2009 and amended July 15, 2010."

N. General Engineering Services-Hazen & Sawyer

"THAT THE GOVERNING BOARD authorize the Executive Director to approve the Annual, General Consulting Services contract with Hazen & Sawyer, P.C., in the amount of \$20,000.00."

O. Change Orders to Current Contracts

"THAT THE DISTRICT GOVERNING BOARD authorize amendment of the Interlocal Agreement with Palm Beach County for the Lambda Rail Network Interconnection to include installation of a 75' communication tower in the amount of \$14,500.00."

"THAT THE DISTRICT GOVERNING BOARD authorize a \$6,500 increase to the FY 2012 annual purchase order HBEL Inc., for a revised Not to Exceed amount of \$56,500 in accordance with their contract agreement executed September 29, 2009 and amended July 15, 2010."

6. REGULAR AGENDA

A. Consent Items Pulled for Discussion

5D. Odor Control-Siemans Annual Renewal

Dr. Arrington reviewed the change in term for the Siemens contract.

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

"THAT THE DISTRICT GOVERNING BOARD authorize execution of P.O. #46364 to Siemens Water Technologies for an amount not to exceed \$110,000.00 for the purchase of odor control materials and services for the treatment and transmission system for a 90 day period."

C. Jupiter Island Hydraulic Study

Dr. Arrington reviewed Mr. Yerkes memo.

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

"THAT THE DISTRICT GOVERNING BOARD authorize amendment of the Continuing Contract with AECOM Technical Services, Inc. to provide the Jupiter Inlet Colony Hydraulic Study in accordance with the Scope of Services and in an amount not to exceed \$37,847.00."

D. Sludge Building Engineering Contract Award

Dr. Arrington reviewed his memo and the memo from Hazen & Sawyer, and the Board discussed the District's odor control goals.

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

"THAT THE DISTRICT GOVERNING BOARD authorize the execution of Task Order #6 under the Continuing Contract with Hazen & Sawyer, P.C. for providing Engineering Services for the Sludge Dewatering Building Odor Control and Building Upgrades in an amount not to exceed \$229,276.00."

E. DEP Suggested Revisions to Chapter 31-13

Dr. Arrington reviewed his memo.

Action was taken by the Board under Item 6G.

F. Draft Revision to Chapter 31-3

Dr. Arrington reviewed his memo.

Action was taken by the Board under Item 6G.

G. Draft Revision to Chapter 31-5

Mr. Shenkman reviewed his memo.

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

"THAT THE GOVERNING BOARD hold a public hearing and regular meeting on October 20, 2011 to consider the proposed amendments to District Rule Chapters 31-5, 31-3 and 31-13."

I. PBC Interlocal Agreement

Dr. Arrington reviewed the revised interlocal agreement between PBC and the District.

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

"THAT THE DISTRICT GOVERNING BOARD authorize the Chairman to execute the revised Palm Beach County Interlocal Agreement establishing joint utility service area boundaries."

7. REPORTS

Dr. Arrington pulled 7C (Legal Counsel's Report). Mr. Shenkman reviewed the Amendment to the Royalty Agreement and stated that approval of the Agreement was scheduled to be on the October Agenda.

Chairman Boggie stated that Busch Wildlife Sanctuary has submitted plans for the Welcome Center. Dr. Arrington stated that the Wildpine Lab landscaping permit would be reopened for use by Busch, thereby saving BWS from duplicating permitting fees.

Mr. Rockoff stated that he has renewed his request to the not-for-profit organization "Admiral's Cove Cares" for a donation to the River Center.

The following reports stood as written.

A. SWA BIOSOLIDS PELLETIZATION FACILITY

B. NEIGHBORHOOD SEWERING

D. ENGINEER'S REPORTS

E. PUBLIC INFORMATION REPORT

F. BUSCH WILDLIFE SANCTUARY (no report)

G. FRIENDS OF THE LOXAHATCHEE RIVER

H. DIRECTOR'S REPORT

8. FUTURE BUSINESS

Dr. Arrington reviewed the future business report.

9. COMMENTS FROM THE BOARD

No comments were received.

10. ADJOURNMENT

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

"That the Regular Meeting of September 26, 2011 adjourn at 8:18 P.M."


BOARD CHAIRMAN


BOARD SECRETARY


RECORDING SECRETARY