

**TOWN OF LOXAHATCHEE GROVES**  
Town Hall Council Chambers  
**LOXAHATCHEE GROVES WATER CONTROL DEPENDENT DISTRICT**  
**AGENDA**

**September 8, 2020 – 6:30-7:00 P.M.**

**As Palm Beach County Covid-19 Phase-1 public protocols are in effect, a very limited public audience may be accommodated onsite (max 10-persons w/mandatory masks, social distancing, first come/first serve seating, etc.). Public comment will also be accepted by email or in writing to the Clerk's office.**



**Robert Shorr, Chairperson/President (Seat 4)**

**Phillis Maniglia, Board Supervisor (Seat 1)**

**Laura Danowski, Treasurer (Seat 2)**

**Lisa El-Ramey, Board Supervisor (Seat 3)**

**Marge Herzog, Board Supervisor (Seat 5)**

**Administration**

Town Manager, James S. Titcomb

Assistant Town Manager, Francine L. Ramaglia

Town Attorney, R. Brian Shutt, Esq.

Town Clerk, Lakisha Q. Burch

Director of Public Works, Larry A. Peters, P.E.

**Civility:** Being "civil" is not a restraint on the First Amendment right to speak out, but it is more than just being polite. Civility is stating your opinions and beliefs, without degrading someone else in the process. Civility requires a person to respect other people's opinions and beliefs even if he or she strongly disagrees. It is finding a common ground for dialogue with others. It is being patient, graceful, and having a strong character. That's why we say "Character Counts" in Town of Loxahatchee Groves. Civility is practiced at all Town meetings.

**Special Needs:** In accordance with the provisions of the American with Disabilities Act (ADA), persons in need of a special accommodation to participate in this proceeding shall within three business days prior to any proceeding, contact the Town Clerk's Office, 155 F Road, Loxahatchee Groves, Florida, (561) 793-2418.

**Quasi-Judicial Hearings:** Some of the matters on the Agenda may be "quasi-judicial" in nature. Town Council Members are required to disclose all ex-parte communications regarding these items and are subject to voir dire (a preliminary examination of a witness or a juror by a judge or council) by any affected party regarding those communications. All witnesses testifying will be "sworn" prior to their testimony. However, the public is permitted to comment, without being sworn. Unsworn comment will be given its appropriate weight by the Town Council.

**Appeal of Decision:** If a person decides to appeal any decision made by the Town Council with respect to any matter considered at this meeting, he or she will need a record of the proceeding, and for that purpose, may need to ensure that a verbatim record of the proceeding is made, which record includes any testimony and evidence upon which the appeal will be based.

**Consent Calendar:** Those matters included under the Consent Calendar are typically self-explanatory, non-controversial, and are not expected to require review or discussion. All items will be enacted by a single motion. If discussion on an item is desired, any Town Council Member, without a motion, may "pull" or remove the item to be considered separately. If any item is quasi-judicial, it may be removed from the Consent Calendar to be heard separately, by a Town Council Member, or by any member of the public desiring it to be heard, without a motion.

**LOXAHATCHEE GROVES WATER CONTROL DISTRICT (DD)**  
**AGENDA ITEMS**

**CALL TO ORDER**

**READING OF NOTICE**

**ROLL CALL**

1. Approval of Resolution No. 2020-DD03 approving the Town of Loxahatchee Groves Dependent Water Control District Chairperson/President.
2. Approval of Resolution No. 2020-DD04 approving the Town of Loxahatchee Groves Dependent Water Control District Treasurer.

**COMMENTS FROM THE BOARD**

**COMMENTS FROM THE LANDOWNERS**

Palm Beach County Covid-19 Phase-1 public protocols are in effect; thus, a very limited public audience can be accommodated in our Council Chambers (max 10-persons w/mandatory masks, social distancing, first come/first serve seats, etc.). In-person attendance above 10-persons is currently reserved for Councilmembers and town staff. Public Comments for all meetings may be received by email, or in writing to the Town Clerk's Office until 6:00 PM day of the meeting. Comments received will be received, filed and acknowledged as part of the official public record for indicated meeting. The Town Council meeting will be live-streamed and close-captioned for the public via our website.

**ADJOURNMENT**

**NOTICE**

If a person decides to appeal any decision made by the Town Council, sitting as the Board of Supervisors, with respect to any matter considered at this meeting, you will need a record of the proceedings, and you may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. (The above notice is required by State Law. Anyone desiring a verbatim transcript shall have the responsibility, at his own cost, to arrange for the transcript).

Pursuant to the provision of the Americans With Disabilities Act: any person requiring special accommodations to participate in these meetings, because of a disability or physical impairment, should contact the Town Manager's Office (561) 793-2418 at least five calendar days prior to the Hearing.



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155 F Road • Loxahatchee Groves, Florida 33470 • Telephone (561) 793-2418 • Fax (561) 793-2420 •  
www.loxahatcheegrovesfl.gov

## **NOTICE OF ANNUAL LANDOWNERS MEETING OF LOXAHATCHEE GROVES WATER CONTROL DISTRICT**

**NOTICE IS HEREBY GIVEN to all owners of lands located within the boundaries of LOXAHATCHEE GROVES WATER CONTROL DISTRICT that pursuant to applicable laws, a meeting of the Landowners of LOXAHATCHEE GROVES WATER CONTROL DISTRICT will be held before the Town of Loxahatchee Groves Town Council Regular Meeting which starts at or about 7:00 P.M. on Tuesday, September 8, 2020 in the Council Chambers at the Town of Loxahatchee Groves Town Hall at 155 F Road Loxahatchee Groves, FL. for the purpose of transacting any and all business that may come before the Board.**

Lakisha Burch, Secretary  
Loxahatchee Groves Water District

**Dated this 26<sup>th</sup> day of August 2020**

**Published: Palm Beach Post  
September 1, 2020  
September 5, 2020**





155 F Road Loxahatchee Groves, FL 33470

Agenda # 1

**TO: Town Council of Town of Loxahatchee Groves**

**FROM: Lakisha Burch, Town Clerk**

**VIA: James Titcomb, Town Manager**

**SUBJECT: Resolution No. DD03- Selecting of Board of Supervisor (BOS)  
Chairperson/President**

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**Background:**

The Loxahatchee Grove Water Control District, a former Independent Special District, has become a Dependent District of the Town of Loxahatchee Groves and the Board of Supervisors of the District is comprised of the member of the Town Council and as a dependency of the District will permit efficiency in managerial and operational services required for the District to fulfill its requirement and obligations. The Board of Supervisors finds it in the best interest of the landowners and the District to designate the President for the District.

**Recommendation:**

Staff recommends that the Board of Supervisor selects a Chairperson/President for the Loxahatchee Groves Water Control Dependent District.



## **RESOLUTION NO. 2020-DD03**

**A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE LOXAHATCHEE GROVES WATER CONTROL DISTRICT, A DEPENDENT DISTRICT OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, DESIGNATING THE DISTRICT PRESIDENT AND PROVIDING THAT THE PRESIDENT SHALL SERVE AS CHAIR AT MEETINGS OF THE BOARD OF SUPERVISORS; PROVIDING FOR CONFLICT, PROVIDING FOR SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Loxahatchee Groves Water Control District (“District”), a former Independent Special District, has become a Dependent District of the Town of Loxahatchee Groves; and,

**WHEREAS**, the Board of Supervisors of the District is comprised of the members of the Town Council; and,

**WHEREAS**, dependency of the District will permit efficiency in managerial and operational services required for the District to fulfill its requirements and obligations; and,

**WHEREAS**, the District, as a Dependent District of the Town, and the Town of Loxahatchee Groves, have entered into an Interlocal Agreement for the Town to provide the District with goods and services necessary for the District to fulfill its obligations and responsibilities, which will promote efficiencies and avoid duplication in functions; and,

**WHEREAS**, the Board of Supervisors finds it in the best interest of the landowners and the District to designate the President for the District.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE LOXAHATCHEE GROVES WATER CONTROL DISTRICT, THAT:**

**Section 1.** The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution.

**Section 2.** The Board of Supervisors for the Loxahatchee Groves Water Control District, a Dependent District of the Town of Loxahatchee Groves, hereby designates \_\_\_\_\_ to serve as President for the District. The President shall also serve as Chair at meetings of the Board of Supervisors of the District.

**Section 3.** All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

**Section 4.** If any clause, section, other part or application of this Resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or application, it shall not affect the validity of the remaining portions or applications of this Resolution.

**Section 5.** This Resolution shall become effective immediately upon its passage and adoption.

Supervisor \_\_\_\_\_ offered the foregoing resolution. Supervisor \_\_\_\_\_ seconded the motion, and upon being put to a vote, the vote was as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
Lisa El-Ramey,	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marge Herzog,	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Laura Danowski,	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Phillis Maniglia,	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Robert Shorr,	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**ADOPTED BY THE LOXAHATCHEE GROVES WATER CONTROL DISTRICT, A DEPENDENT DISTRICT OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, THIS 8<sup>th</sup> DAY OF September 2020.**

LOXAHATCHEE GROVES WATER CONTROL DISTRICT

ATTEST:

\_\_\_\_\_  
Chairperson/President

\_\_\_\_\_  
Clerk for the Loxahatchee Groves Water Control District

\_\_\_\_\_  
Supervisor

\_\_\_\_\_  
Supervisor

APPROVED AS TO LEGAL FORM:

\_\_\_\_\_  
Supervisor

\_\_\_\_\_  
Attorney for the Loxahatchee Groves Water Control District

\_\_\_\_\_  
Supervisor



155 F Road Loxahatchee Groves, FL 33470

Agenda # 2

**TO: Town Council of Town of Loxahatchee Groves**  
**FROM: Lakisha Burch, Town Clerk**  
**VIA: James Titcomb, Town Manager**  
**SUBJECT: Resolution No. DD04- Selecting of Board of Supervisor (BOS) Treasurer**

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**Background:**

The Loxahatchee Grove Water Control District, a former Independent Special District, has become a Dependent District of the Town of Loxahatchee Groves and the Board of Supervisors of the District is comprised of the member of the Town Council and as a dependency of the District will permit efficiency in managerial and operational services required for the District to fulfill its requirement and obligations. The Board of Supervisors finds it in the best interest of the landowners and the District to designate the Treasurer for the District.

**Recommendation:**

Staff recommends that the Board of Supervisor selects a Treasurer for the Loxahatchee Groves Water Control Dependent District.



**RESOLUTION NO. 2020-DD04**

**A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE LOXAHATCHEE GROVES WATER CONTROL DISTRICT, A DEPENDENT DISTRICT OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, DESIGNATING THE DISTRICT TREASURER AND PROVIDING BOND AMOUNT AND COMPENSATION; APPOINTING A FISCAL AGENT FOR THE DISTRICT AND PROVIDING FOR COMPENSATION; PROVIDING FOR CONFLICT, PROVIDING FOR SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Loxahatchee Groves Water Control District (“District”), a former Independent Special District, has become a Dependent District of the Town of Loxahatchee Groves; and,

**WHEREAS**, the Board of Supervisors of the District is comprised of the members of the Town Council; and,

**WHEREAS**, dependency of the District will permit efficiency in managerial and operational services required for the District to fulfill its requirements and obligations; and,

**WHEREAS**, the District, as a Dependent District of the Town, and the Town of Loxahatchee Groves, have entered into an Interlocal Agreement for the Town to provide the District with goods and services necessary for the District to fulfill its obligations and responsibilities, which will promote efficiencies and avoid duplication in functions; and,

**WHEREAS**, the Board of Supervisors finds it in the best interest of the landowners and the District to designate the \_\_\_\_\_ as the Treasurer for the District.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE LOXAHATCHEE GROVES WATER CONTROL DISTRICT, THAT:**

**Section 1.** The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution.

**Section 2.** The Board of Supervisors for the Loxahatchee Groves Water Control District, a Dependent District of the Town of Loxahatchee Groves, hereby designates \_\_\_\_\_ to serve as Treasurer for the District. The bond required by Section 298.17, Florida Statutes, shall be in the amount of \$0.00. The District shall be responsible for the costs of the Bond. The Treasurer shall serve without compensation.

**Section 3.** The Board of Supervisors for the Loxahatchee Groves Water Control District, a Dependent District of the Town of Loxahatchee Groves, hereby appoints James Titcomb, Town Manager of Town of Loxahatchee Groves or his designee as authorized by Section 298.17, Florida Statutes, pursuant to and consistent with the Interlocal Agreement between the District, a Dependent District of the Town, and the Town of Loxahatchee Groves. The Fiscal Agent shall be compensated pursuant to and through the terms of its agreement with the Town.

**Section 4.** All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

**Section 5.** If any clause, section, other part or application of this Resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or application, it shall not affect the validity of the remaining portions or applications of this Resolution.

**Section 6.** This Resolution shall become effective immediately upon its passage and adoption.

Supervisor \_\_\_\_\_ offered the foregoing resolution. Supervisor \_\_\_\_\_ seconded the motion, and upon being put to a vote, the vote was as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
Lisa El-Ramey,	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marge Herzog,	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Laura Danowski,	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Phillis Maniglia,	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Robert Shorr,	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**ADOPTED BY THE LOXAHATCHEE GROVES WATER CONTROL DISTRICT, A DEPENDENT DISTRICT OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, THIS 8th DAY OF September 2019.**

LOXAHATCHEE GROVES WATER CONTROL DISTRICT

ATTEST:

\_\_\_\_\_  
Chairperson/President

\_\_\_\_\_  
Clerk for the Loxahatchee Groves Water Control District

\_\_\_\_\_  
Supervisor

\_\_\_\_\_  
Supervisor

APPROVED AS TO LEGAL FORM:

\_\_\_\_\_  
Supervisor

\_\_\_\_\_  
Attorney for the Loxahatchee Groves Water Control District

\_\_\_\_\_  
Supervisor