

**LOXAHATCHEE GROVES WATER CONTROL DISTRICT /
TOWN OF LOXAHATCHEE GROVES
INTERGOVERNMENTAL COORDINATION (IGC) COMMITTEE MEETING
FRIDAY, SEPTEMBER 23, 2011 / 3:00 P.M.**

Call to Order at 3:30 P.M. / Roll Call

Present: Frank R. Spence -- Town Manager, Town of Loxahatchee Groves
David Browning -- Mayor, Town of Loxahatchee Groves
Clete J. Saunier, P.E. -- Administrator, LGWCD (Meeting Moderator)

Also Present: Mark Kutney -- Incoming Town Manager, Town of Loxahatchee Groves
Lynnette R. Ballard -- Administrative Secretary, LGWCD

Absent: Robert Snowball -- Vice-Chairman, LGWCD

Pledge of Allegiance / Invocation led by Mr. Saunier.

SUBJECT: AGENDA APPROVAL. Mr. Saunier asked if there were any additions, deletions, or substitutions to the Agenda.

Mr. Saunier requested the addition of an agenda item to discuss a joint workshop between the Town and the District regarding roadway issues, etc.

MOTION: Mr. Browning made a motion to approve the agenda as amended. Mr. Spence seconded the motion.

ACTION: **MOTION PASSED 3 TO 0.**

SUBJECT: APPROVAL OF MINUTES FROM AUGUST 26, 2011 IGC COMMITTEE MEETING. Mr. Saunier asked if there were any additions, deletions, or comments to the minutes from the August 26, 2011 IGC Committee meeting. There were none.

MOTION: Mr. Browning made a motion to approve the minutes of the August 26, 2011 IGC Committee meeting. Mr. Spence seconded the motion.

ACTION: **MOTION PASSED 3 TO 0.**

SUBJECT: STATUS OF RFP FOR BRIDGE / CULVERT AT 148TH TERRACE NORTH. Mr. Spence referred to a letter dated September 20, 2011 from Barbara Richardson, attorney for the title company associated with the bridge culvert on 148th Terrace North. In that letter, statements were made that concerned the Town Council in that additional conditions appeared to have surfaced.

The Town Council referred to the Town Attorney to negotiate releases that Ms. Richardson stated were required. Mr. Spence read a portion of the letter that stated: "With regard to your statement about the \$50,000.00 settlement amount, I would like to clarify for the record that The Fund and FATIC (First American Title Insurance Company) have not offered this amount per se to the Town or to the District but rather will pay it to the Town on behalf of their insureds to settle their claims based on lack of legal access and in exchange for full releases of these claims by the insureds. Further, the settlement money must be held in escrow by this firm pending completion of the culvert crossing so that all access issues are fully received prior to the Fund and FATIC finalizing the settlement of these claims with their insureds." Mr. Spence stated this is going to pose a problem because according to the Town Council, they are not going to pay for the cost of the bridge up front, and will hold the money in escrow until the project is completed, and releases are received by them. Mr. Spence stated this is a catch-22 situation.

Mr. Saunier provided a brief summary of this issue to the incoming Town Manager, Mark Kutney.

MOTION: No motion was necessary.
ACTION: **NO ACTION WAS TAKEN.**

SUBJECT: DISCUSSION ON DEVELOPING A POLICY FOR CLEANING OUT CULVERTS ON DISTRICT AND TOWN ROADS / RESPONSIBILITY / COSTS. Mr. Spence stated there is nothing new to report on this issue. Mr. Saunier stated the District is responsible for cleaning out District-owned culverts on District roads. Mr. Saunier stated if there is a permitted drainage connection, the landowner has the responsibility of keeping it cleaned out.

Mr. Saunier stated the Town should eventually adopt a policy on driveway culverts and drainage swales along private property that affect a Town road. If the Town is going to claim a road easement or right-of-way, there should be a standard with regard to the size and type of drainage pipe, depth of the swale, and who would cover the costs associated with said drainage.

Supervisor John Ryan was invited to join the IGC Committee at this time (3:45 p.m.).

MOTION: No motion was necessary.
ACTION: **NO ACTION WAS TAKEN.**

SUBJECT: DISCUSSION OF ELIMINATION OF SCHOOL BUS STOPS BY PALM BEACH COUNTY SCHOOL BOARD. Mr. Spence stated the School Board of Palm Beach County has eliminated four (4) bus stops in Loxahatchee Groves.

Mr. Saunier stated he does not know whether the District can direct pedestrian traffic onto its canal maintenance roads.

Mr. Browning stated perhaps the Town and District need to request that the school bus stops be reinstated. Mr. Browning stated he will contact Marcia Andrews, the School Board representative for the Town/District, regarding this issue.

MOTION: No motion was necessary.
ACTION: **NO ACTION WAS TAKEN.**

SUBJECT: JOINT WORKSHOP MEETING BETWEEN TOWN AND DISTRICT RE: ROADWAY ISSUES, ETC. Mr. Saunier noted the Town Council indicated their interest to hold a joint workshop with the Board of Supervisors. He requested the Town submit a letter to the District formally requesting a joint workshop meeting between the Town and District and to include an agenda of discussion topics for the Board of Supervisors to consider at its October 10, 2011 public meeting. This joint workshop meeting was tentatively scheduled for November 2011.

There was no further discussion by the IGC Committee on this item.

MOTION: No motion was necessary.
ACTION: **NO ACTION WAS TAKEN.**

SUBJECT: SETTING OF NEXT MEETING DATE AND TIME. The IGC Committee agreed to schedule its next meeting for Friday, October 21, 2011 at 3:00 p.m. at the District office.

The next designated District representative is Frank Schiola (October 2011 through November 2011).

The next designated Town representative is Tom Goltzene (October 2011 through January 2012).

MOTION: No motion was necessary.
ACTION: **NO ACTION WAS TAKEN.**

MEMBER COMMENTS

Mr. Browning stated there are some landowners who are concerned about the amount of money paid to the District by the Town for use of the District's meeting facilities. He stated the Town Council is considering using the meeting facilities at Palms West Chamber of Commerce.

PUBLIC COMMENTS

There were no public comments.

The meeting was adjourned by the Committee at 4:30 p.m.

ABSENT

Robert Snowball, LGWCD Vice Chairman

David Browning
David Browning, Town Mayor

Steve J. Saunier
Steve J. Saunier, LGWCD Administrator

Frank R. Spence
Frank R. Spence, Town Manager