

Minutes of the Regular Meeting of the South Indian River Water Control District Held on September 17, 2026

The regular meeting of the South Indian River Water Control District was held on September 17, 2026, at 6:00 p.m. at the District Work Center, 15600 Jupiter Farms Road, Jupiter, Florida, and via Zoom video conferencing. Present in person were Supervisors Susan Kennedy, John Meyer, Elizabeth McElroy, and Bob Berman. Also present were William “Chad” Kennedy, Executive Director; Dustin Fazio, Supervisor of Operations; Ryan Grigg, Chief Financial Officer; Sean O’Brien, Alternate Treasurer; Seth Behn, Attorney; Karen Brandon, Engineer; and Donna DeNinno, Public Information. Approximately 18 landowners were present in person. Approximately 10 landowners were present via Zoom video conferencing, as well as William Capko, Attorney; and Robert Eustice, Engineer.

Ms. Kennedy called the meeting to order and the Pledge of Allegiance to the flag was given. Ms. Kennedy asked if there were any corrections to the minutes for the August Budget Hearing and Board Meeting and requested a motion to approve the minutes. **Mr. Meyer motioned to approve the minutes of the August 20, 2026, budget hearing and Board meeting. The motion was seconded by Ms. McElroy, and it carried by a vote of three to one.**

Landowner comment: Mr. Mike Clark of Jupiter Farms asked why, when he does a Google Search for South Indian River Water Control District, that it comes up as Margaret Berman Memorial Park. Ms. Kennedy said this would be referred to staff who would investigate it.

Mr. Kennedy presented the Executive Director’s report. He said the Board has received his report and asked for approval of Resolution 2026-12: Authorization to Proceed with the Invitation to Bid for Repairs to the C-18 Canal (Reese) Bridge & 154th Road Bridge. **Mr. Berman motioned to approve Resolution 2026-12. The motion was seconded by Mr. Meyer, and it carried unanimously.**

Mr. Kennedy then asked for approval of Board Resolution 2026-13: Authorization to Open an Investment Account with Florida Prime. **Mr. Berman motioned to approve Resolution 2026-13. The motion was seconded by Mr. Meyer, and it carried unanimously.**

Under old business Mr. Grigg discussed Flood Control Assessment for Certain Properties and the District intends to assess the Dalton Land Trust property (Parcel No. 00-42-41-16-00-000-1001) for Fiscal Year 2027-28 and will send a letter to them explaining that it hasn’t been assessed in the past but will be assessed in the future.

Mr. Kennedy noted staff has started presentation of on potential legislative changes to the District’s charter to be discussed at next month’s meeting. Mr. Behn said they had laid out a general timeline, and he will be preparing a clean version of the District’s charter, as it has been amended three times, and this will be sent to the Board. The goal of the October meeting won’t be to make any recommended changes to the charter but instead will be going through the outline and general review of subjects and problematic areas to be looked at in the coming months.

Ms. Kennedy noted that the agenda item – Palm Beach Country Estates Paving Policy – was put on the agenda as it was discussed at the last meeting, however, the plan was to discuss it at the October meeting. As a result, she asked for a motion to table this item until the October meeting. **Mr. Meyer motioned to table the Palm Beach**

Country Estates Paving Policy discussion until the October 15, 2026, meeting. The motion was seconded by Mr. Berman, and it carried unanimously.

Under new business, there was a short discussion regarding Easement Acquisition Strategy for Critical Water Control Infrastructure. Mr. Kennedy said they have had issues, particularly in Jupiter Farms, with access to District structures and the need for additional easement access to perform maintenance. He spoke about Canal 3 where a landowner had put in a fence and hedge, and the District no longer has access for maintenance. He will be bringing forth something for Board discussion and consideration in the upcoming months.

Under Supervisor Comments, Ms. McElroy said she had listened to the technical report from the South Florida Water Management District for the upcoming dry season, which may be wetter than normal due to a very strong El Nino. There will be another update from them in October, which she will review and bring back additional data at the next meeting.

Mr. Berman said a meeting has been arranged with the Florida Department of Transportation for next Thursday and he asked for Board authorization to attend this. Ms. Kennedy said we are still under the current year's Board committee structure, so Mr. Berman is the designated liaison regarding the Turnpike issue.

There being no further business to come before the Board, **Mr. Berman motioned to adjourn the Board meeting. The motion was seconded by Mr. Meyer, and it carried unanimously.** The meeting was adjourned at 6:21 p.m.

ADJOURNED

Recording Secretary

Approved

DICK GRUENWALD ASSOCIATES

561.622.3200 • dgalle@bellsouth.net

Public Information Monthly Report Sept.-Oct. 2026

**TO: Board of Supervisors
South Indian River Water Control District**

**FROM: Dick Gruenwald Associates
District Public Information Specialists**

News releases/Notices were sent out to local newspapers and community publications:

- 1) Oct. 15, 2026, Monthly Meeting release graphic
- 2) Service Request System Update release graphic
- 3) Canal Maintenance and Easement Update release graphic

The following items were added or updated on the website:

- 1) Monthly Meeting (June 18, 2026) minutes
- 2) Monthly Meeting and Budget Meeting (July 16, 2026) minutes
- 3) Annual Landowners Meeting (Sept. 18, 2025) minutes
- 4) Excessive rainfall notice banner and copy on Service Request page
- 5) Update Service Request information
- 6) Legal Road Policy memorandum placed on multiple pages
- 7) Palm Beach Country Estates Road Policy Options Slide Presentation
- 8) Amendment of District's Enabling Legislation Slide Presentation
- 9) Invitation to Bid 2026-02 Bridge Repairs
- 10) Board of Supervisors Monthly Meeting and Annual Landowners Meeting (Sept. 17, 2026) information and Zoom registration invitation links
 - Agendas, Staff Reports and Slide Presentations for Monthly Meeting and Annual Landowners Meeting
- 11) Board of Supervisors Monthly Meeting (Oct. 15, 2026) information and Zoom registration invitation links
 - Agendas, Staff Reports and Slide Presentations for Monthly Meeting

Attended August Monthly Board and Budget Meetings and recorded minutes (Aug. 20, 2026) at the District office.

Attended September Monthly Board and Annual Landowners Meetings and recorded minutes (Sept. 17, 2026) at the District office.

Prepared the minutes of the August Board of Supervisors and Budget Meetings and sent them to Mr. Kennedy and Mr. Meyer for review and Ms. Hammond for inclusion in District meeting materials.

Prepared the minutes of the September Board of Supervisors and Annual Landowners Meetings and sent them to Mr. Kennedy and Mr. Meyer for review and Ms. Hammond for inclusion in District meeting materials.

Set up equipment at the District office with Mr. Grigg, Ms. Hammond, and Mr. Wekenmann for a two-monitor display for Zoom meetings and took staff photographs.

The Mission and Vision Statement signage in the entry way and conference room have been completed and professionally installed by FastSigns.

Assisted Ms. Hammond with Supervisor Tom Powell retirement including commemorative photo selection, conference room plaque, and flowers for presentation at August Board meeting. Took photos of the presentation of awards to Mr. Powell.

We are starting work on the annual newsletter which will feature highlights of the Executive Director's and Engineer's Annual Reports, Mr. Powell's retirement, Service Request System update, canal maintenance and easement update, election results, mission and vision statements, and wet winter climate and weather forecasting.

We continue with the review of the Policies and Procedures manual and will be working with Mr. Kennedy and staff on updates, including the Chief Financial Officer position, Board Secretary and Recording Secretary, organizational chart, roadway petition form, driveway culvert forms, the Financial and Permit chapters, and other policy changes or additions recently implemented or being considered.

Streamline Website Update

We are working with Mr. Grigg regarding online payment processing program implementation on the website for driveway culvert replacements. The electronic system will also be the foundation for additional future digital services such as driveway culvert replacement forms, driveway paving encroachment permits, and utility permits. We also have the capability to create forms and surveys as needed directly within the Streamline platform.

We will be working with the District office and District Engineer to implement a new internal webpage with a Geographic Information System-based form for Operations and Maintenance staff to document and track utility strikes encountered during Operations and Maintenance activities. This will be similar to the Service Request Form and will be embedded in a password-protected, staff-only page on our website.

The premier of the Drainage in the District Video was shown at the Annual Landowners' Meeting in September 2022, and links to the You-Tube video were provided to community social media. The video has received 1,155 views as of October 6, 2026. The video has also been run on Jupiter Farms Resident's social media a number of times, which has increased views.



Established 1923

A Florida Special District

15600 Jupiter Farms Road • Jupiter, Florida 33478-9399 • (561) 747-0550

www.sirwcd.org

sirwcd@sirwcd.org

Memorandum

TO: Board of Supervisors
FROM: Executive Director
SUBJECT: Report for September 18, 2026, through October 15, 2026
DATE: October 6, 2026

OPERATIONS:

Bridge Repair Invitation to Bid: C-18 Canal ("Reese") Bridge and 154th Road Bridge

South Indian River Water Control District (SIRWCD) hosted the optional pre bid site inspection of the two bridges on Wednesday, September 30, 2026, for repairs to the C-18 Canal ("Reese") Bridge and the 154th Road Bridge in accordance with the District's Invitation to Bid. The four contractors that looked over the Bridges were:

- 1) C. Slater Construction Inc.
- 2) Villa Fuerte Construction
- 3) Southern Star Contractors Inc.
- 4) Callaway Marine Construction

Qualified contractors' deadline to submit completed bids to SIRWCD is Thursday, October 22, 2026.

Background

In September 2026, the Board of Supervisors' approved Resolution No. 2026-12, authorizing the Executive Director to proceed with the Invitation to Bid process for repairs to the C-18 Canal ("Reese") Bridge and the 154th Road Bridge.

Action Requested:

Receive and file. No Board action required.

Fiscal Year 2026-27 Actions

A) Easement Acquisition Strategy for Critical Water Control Infrastructure (needed easements)

On September 22, 2026, the District Attorney, District Engineer, and Executive Director initiated discussions and a record search regarding the easement status of the water control structures in Jupiter Farms. The meeting goal also included the preliminary review of the draft District-Wide Easement Acquisition Strategy for Critical Water Control Infrastructure and the easement situation at each structure was discussed to determine the path forward.

Background

The objective of the proposed initiative is to transition away from SIRWCD's historical case-by-case approach to obtaining access and maintenance rights and instead establish a comprehensive, strategic program focused on securing SIRWCD's long-term operational needs for critical water control facilities throughout Jupiter Farms.

As we have experienced over many years, the current parcel-by-parcel approach has been slow, reactive, resource-intensive, and ultimately ineffective at securing the permanent access rights necessary for SIRWCD to fulfill its statutory flood control responsibilities. Individual negotiations often arise only after an operational issue has occurred, when access is needed for maintenance, emergency repairs, vegetation removal, or debris clearing. This approach leaves SIRWCD vulnerable to delays, increased costs, and operational uncertainty at locations that are essential to maintaining the performance of the drainage system.

The water control structures identified in the draft plan include Canals 2, 3, 4, 5, 6, and 14, which represent mission-critical components of the SIRWCD's regional stormwater management system. A lack of sufficient legal access to these facilities creates substantial risks to SIRWCD's ability to provide flood control maintenance.

B) Water Control Plan (298 requirement) and Road Plan (Charter requirement)

The Water Control Plan guides how the District manages its drainage and water-control infrastructure, while the Road Plan guides how the District maintains and improves its road system. Together, they provide the engineering foundation for long-term capital planning, maintenance priorities, budgeting, and benefit-based assessments.

The District Engineer is to provide the draft updated Water Control Plan to District staff for internal technical review on March 2, 2027.

The Supervisor of Operations and the District Engineer staff will develop the Road Plan this fiscal year and the due date is not yet determined because data collection for the plan is currently underway.

C) Palm Beach Country Estates Easement Reclamation (existing easements)

SIRWCD is developing a Palm Beach Country Estates Easement Reclamation Plan, targeted for completion by the end of Fiscal Year 2027-28. By March 23, 2027, the District Engineer is to provide a budget estimate to develop the plan.

Background

Recent survey and Geographical Information System (GIS) data provides SIRWCD with significantly improved knowledge about easement boundaries and existing encroachments. The purpose of the Plan is to identify, document, and prioritize encroachments within SIRWCD drainage easements that interfere with, or may interfere with, SIRWCD's ability to access, inspect, operate, maintain, repair, or improve its drainage system in PBCE. Within Jupiter Farms the survey data is currently being collected but is insufficient to act.

The Palm Beach Country Estates Easement Reclamation shall provide a GIS-based, 1,553 property-specific inventory, identifying each affected property by Property Control Number (PCN) and listing the identified encroachment and its recommended priority for reclamation. The Engineer's assignment is limited to: Identify; Document; Evaluate; and Prioritize. The Plan will establish a priority sequence for reclaiming easements based on drainage and maintenance needs. The Engineer shall **NOT** develop the implementation schedule, construction contracts, reclamation costs, or construction program.

The Board will be asked to approve creation of the Easement Reclamation Plan in February 2027 and in Fiscal Year 2027-28 (plan completion target of March 2028) the finished work product will be made available on SIRWCD's website to provide awareness of identified encroachments.

The District management intends to use the Easement Reclamation Plan, and the Palm Beach Sheriff's office supported enhanced communication to deliver warning letters with a 30-calendar day action period to affected landowners before SIRWCD proceeds with the reclamation work to remove encroachments at priority locations.

Next Steps

Following the start of the easement reclamation, SIRWCD will remove canal sedimentation through the use of maintenance dredging in PBCE. Canals will be prioritized by the depth of sediment calculated from GIS elevations compared to design elevations.

SIRWCD is evaluating the most practical approach, including the appropriate combination of SIRWCD staff and contractors. Specialized excavation equipment and experienced operators will be important considerations in determining the schedule and cost.

D) National Pollutant Discharge Elimination System (NPDES) Stormwater Program

SIRWCD currently participates as a co-permittee under Palm Beach County's Phase I Municipal Separate Storm Sewer System (MS4) permit. As part of an evaluation of SIRWCD's regulatory obligations, administrative costs, and compliance requirements, staff is determining whether the current Phase I permit or an independent Phase II permit is more appropriate for SIRWCD's predominantly low-density residential service area.

Phase II may reduce Florida Department of Environmental Protection (FDEP) reporting requirements by approximately half, but SIRWCD must first clarify enforcement authority. Because SIRWCD lacks the regulatory authority necessary to enforce certain permit conditions, Phase II could require an enforcement agreement with FDEP or Palm Beach County.

The draft of the new MS4 Phase I permit is out for review and comment. The District Attorney, District Engineer, and Executive Director are reviewing the draft and intend to provide comments to FDEP.

E) Florida Turnpike Expansion

SIRWCD will continue to participate in the planning and regulatory process associated with the Florida Turnpike Enterprise expansion and proposed changes affecting SIRWCD stormwater management and operations. The Executive Director and District Attorney are evaluating options to modify or terminate the 1984 maintenance agreement due to assessment costs to PBCE residents and liability and operational concerns associated with the proposed design.

F) Motor Grader Operator Recruitment

The District intends to advertise and fill a full-time Motor Grader Operator position following the retirement of one of its two experienced operators. The retiring operator has transitioned to a part-time position to support operational continuity and preserve institutional knowledge during the transition. This recruitment will help ensure SIRWCD maintains two qualified full-time Motor Grader Operators to support ongoing roadway maintenance operations.

G) Treasurer to CFO Transition

SIRWCD is positioned to complete the transition of the Treasurer's operational duties to the CFO ahead of the original schedule. Over the past year, financial responsibilities have been systematically transferred to the CFO while strengthening internal controls and documenting financial procedures.

With the remaining banking access and assessment roll activities nearing completion, the Executive Director anticipates the transition could be completed in December 2026. This will consolidate financial management within District staff, reduce reliance on contracted services, and complete the Board's CFO Workload Transition Plan.

H) Service Ticket Process Enhancements

SIRWCD continues to expand its online service-ticket system to improve efficiency, documentation, and convenience for landowners. Expected enhancements include electronic forms for driveway culvert replacements, paving encroachment permits, and utility permits, along with the ability to pay online by credit card for driveway culvert replacements beginning January 1, 2027. These improvements are built on the service-ticket system to provide more SIRWCD services electronically while improving tracking, accountability, and administrative efficiency.

I) GIS-Based Maintenance and Capital Planning

SIRWCD will continue expanding its use of GIS and survey data to recontour swales, establish culvert elevations, and assess roadway conditions. This data-driven approach will improve drainage performance, extend the useful life of SIRWCD infrastructure, reduce long-term costs, and prioritize maintenance and capital improvements based on documented conditions rather than reactive needs.

J) Legislative Activities

One of the District's significant long-term governance initiatives this year is a comprehensive review of its enabling legislation and governing Charter. The purpose of this review is to ensure the District's governing framework remains current, effective, and aligned with the evolving needs of the communities it serves.

A structured review process is underway to identify and evaluate potential amendments through a collaborative and transparent public process, with the goal of preparing any recommended changes for consideration during the 2027-28 legislative cycle.

Any proposed changes affecting the District's structure, authority, or operations will be considered through public meetings and in accordance with applicable legal requirements, providing landowners opportunities to remain informed and participate throughout the process.

Action Requested:

Receive and file. No Board action required.

OFFICE ADMINISTRATOR UPDATE:

Cost Savings

On September 14, 2026, the District Office Administrator submitted SIRWCD's annual Preferred Governmental Insurance Trust (PGIT) MTIPS reimbursement request. This program, offered through SIRWCD's workers' compensation provider, provides reimbursement of up to \$5,000.00 or 50.00% of eligible safety-related expenditures, including items such as first aid supplies, fire extinguishers, personal protective equipment, and fire alarm monitoring.

SIRWCD is currently awaiting confirmation of the reimbursement amount and will report the final award once received.

On September 23, 2026, SIRWCD participated in a free webinar in partnership with the Florida Association of Special Districts (FASD). Through this partnership, FASD members were provided access to a complimentary Amazon Business Prime account for up to two years, with the potential for an extended term based on the ongoing relationship between Amazon and FASD.

SIRWCD was already utilizing Amazon Business for eligible office and maintenance purchases to help reduce costs. This complimentary Business Prime membership is expected to provide an additional estimated savings of \$306.77 to SIRWCD per year.

Action Requested:

Receive and file. No Board action required.

The Scoop – Quarterly Internal Human Resources (HR) Employee Report

The Office Administrator has developed and implemented “*The Scoop*,” a quarterly internal HR employee report designed to improve internal communication and keep SIRWCD employees informed of important administrative, human resources, safety, training, policy, and employee updates. Please see the attached quarterly HR employee report for review.

The quarterly report provides employees with a consistent source of information regarding SIRWCD operations and administrative matters. It is intended to promote transparency, employee engagement, and awareness of applicable policies, procedures, benefits, training opportunities, and other information relevant to SIRWCD staff.

Action Requested:

Receive and file. No Board action required.

CHIEF FINANCIAL OFFICER (CFO) UPDATE:**Auditor Selection Process (Fiscal Year 2026-2027 Audit)**

The Executive Director and CFO recommend that SIRWCD competitively solicit proposals for its independent auditing services through a formal Request for Proposals (RFP) process.

Florida law requires the SIRWCD Board of Supervisors to participate in the selection of its independent auditor and permits SIRWCD to use either a Request for Proposals (RFP), in which compensation may be considered as part of the evaluation, or a Request for Qualifications (RFQ), in which compensation is negotiated after selection.

The proposed RFP or RFQ process is intended to demonstrate SIRWCD’s commitment to open government, transparency, and competitive procurement while providing the Board with an opportunity to periodically evaluate the marketplace for professional auditing services. The recommendation is not based on any deficiency in the performance of SIRWCD’s current auditor.

Under the statutory process, the Board would appoint a three-member Auditor Selection Committee, with at least one member being a Board member. SIRWCD staff may advise the committee but may not serve as committee members. The committee would establish evaluation criteria at a public meeting, after which SIRWCD staff would issue and publicly advertise the procurement. Following receipt and administrative review of proposals, the Auditor Selection Committee would publicly evaluate and rank the qualified firms and recommend the highest-ranked firm to the Board for final consideration and contract award.

Based on guidance from District Counsel, the recommended timing for the solicitation is April 2027, when most auditing firms have completed their annual audit work and are better positioned to respond to solicitation. The proposed process will provide qualified firms with an equal opportunity to compete for SIRWCD’s audit engagement while allowing the Board to make its selection through a documented and transparent public process.

Action Requested:

The Board of Supervisors is requested to appoint a three-member Auditor Selection Committee with at least one member being a Board member.

Electronic Payment Acceptance Initiative and Compliance with Section 215.322, Florida Statutes

SIRWCD is currently in the process of implementing electronic payment receipt capabilities that will allow landowners, vendors, and other stakeholders to make payments using credit cards and debit cards both at the

SIRWCD office and through an online payment portal. After evaluating available options, SIRWCD has selected a vendor to provide these services and is working through the implementation, testing, and integration process. The new payment platform is expected to improve customer service, provide greater convenience to the public, and enhance SIRWCD's overall payment collection capabilities.

This initiative is being undertaken in response to Section 215.322, Florida Statutes, which was amended to require units of local government, including special districts, to accept electronic forms of payment and provide online payment options effective January 1, 2027. SIRWCD anticipates completing implementation of the new payment system and achieving full compliance with the requirements of the statute prior to the deadline. SIRWCD staff will continue to work with the selected vendor to ensure all necessary payment processing, security, and operational requirements are met before the system is made available to the public.

SIRWCD staff will provide the Board of Supervisors with updates as implementation progresses and will notify the Board once the system is fully operational.

Action Requested:

Receive and file. No Board action required.

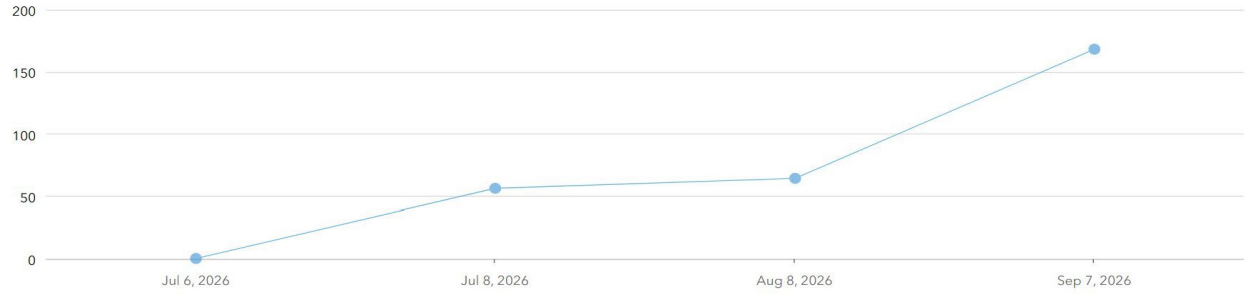
SUPERVISOR OF OPERATIONS UPDATE:

Rainfall and Service Requests

As rainfall increases throughout SIRWCD, landowner service requests also increase, particularly for drainage, swale, roadway, and related maintenance concerns. From September 6 through October 6, 2026, the District received 171 service requests, bringing the total to 292 requests since July 6, 2026.

Staff will continue to prioritize and complete service requests as efficiently as possible while maintaining regularly scheduled operations, including mowing, road grading, canal maintenance, and other routine work. During periods of increased rainfall, the additional service requests create a significant variable workload that must be balanced with these ongoing maintenance responsibilities.

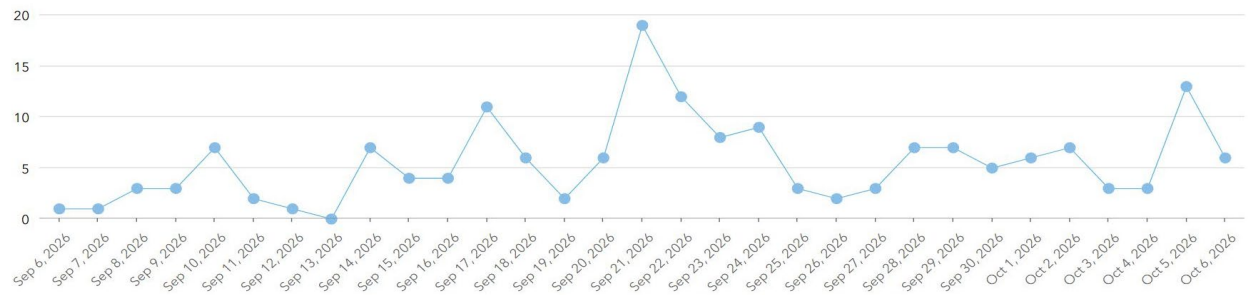
The graphs below illustrate the increase in landowner service requests in relation to worsening weather conditions and increased rainfall during the reporting period.



Top participants

User	Surveys submitted
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Anonymous user	292
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Top participants

User	Surveys submitted
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Anonymous user	171
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William C. Kennedy

William Chad Kennedy
Executive Director

**SOUTH INDIAN RIVER WATER CONTROL DISTRICT
RESOLUTION NO. 2026-14**

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE SOUTH INDIAN RIVER WATER CONTROL DISTRICT AMENDING THE DISTRICT'S EXISTING POLICY AND PROCEDURES FOR ROAD STABILIZATION ACHIEVED THROUGH PAVING; REVISING ONLY THE REFERENDUM PASSAGE THRESHOLD APPLICABLE TO PALM BEACH COUNTRY ESTATES; PROVIDING FOR IMPLEMENTATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the South Indian River Water Control District ("District") is an independent special district of the State of Florida charged with managing and maintaining water control infrastructure, roadways, bridges, and related public facilities within its jurisdiction;

WHEREAS, the District has adopted a policy and procedures governing road stabilization achieved through paving, including requirements for petitions, Board approval, staff and engineering review, and referenda of benefited landowners;

WHEREAS, the Board of Supervisors desires to amend only the referendum passage threshold applicable to Palm Beach Country Estates, while retaining the existing referendum passage threshold applicable to Jupiter Farms and otherwise leaving the existing policy and procedures unchanged;

WHEREAS, the Board finds that this limited amendment is in the best interests of the District and the benefited landowners.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE SOUTH INDIAN RIVER WATER CONTROL DISTRICT THAT:

SECTION 1. Incorporation of Recitals. The foregoing recitals (the "WHEREAS" clauses) are true and correct and are incorporated herein by reference.

SECTION 2. Amendment to Road Stabilization Policy and Procedures. The District's existing policy and procedures for road stabilization achieved through paving are amended solely with respect to Item 5, referendum passage thresholds, as follows:

- 5) After submission of a qualified petition, Board approval, and review by the Executive Director and District Engineer, a referendum ballot will be sent to all benefited landowners on the road segment or all landowners in the benefited area reflecting the estimated assessments. A successful referendum under this policy requires affirmative votes from at least 90% of benefited landowners in Jupiter Farms and at least two-thirds (66.7%) of benefited landowners in Palm Beach Country Estates.

SECTION 3. Limited Scope of Amendment. Except for the change to the Palm Beach Country Estates referendum passage threshold stated in Section 2, all other provisions, requirements, procedures, and thresholds in the District's existing policy and procedures for road stabilization achieved through paving shall remain unchanged and in full force and effect.

SECTION 4. Implementation. The Executive Director is hereby authorized to take all actions necessary to implement this Resolution and to incorporate this amendment into the District's road stabilization policy and procedures.

SECTION 5. Effective Date. This Resolution shall take effect immediately upon adoption.

ADOPTED this ____ day of _____ 2026.

SOUTH INDIAN RIVER WATER CONTROL DISTRICT

By: _____

Susan Kennedy, President
Board of Supervisors

Attest: _____

District Secretary

DRAFT

Memorandum

To	South Indian River Water Control District (SIRWCD) Board of Supervisors
cc	William “Chad” Kennedy, Executive Director
Subject	Engineer’s Report for September
From	Karen D. Brandon, PE, District Engineer
Board Meeting Date	October 15, 2026

The following is a summary of activities and communications that were of significance during the past month. Updated information is presented in **bold**:

I. CURRENT CAPITAL IMPROVEMENTS AND OTHER DISTRICT PROJECTS

- A. The Executive Director has requested that AECOM work on compiling a list of recommended Capital Improvement Projects to be included in the Water Control Plan.

A Teams meeting was held on April 2, 2026 to discuss potential projects and moving forward with the Amended Water Control Plan.

A Resolution is on the Board Agenda for the May meeting, authorizing the District Engineer to proceed with preparation of an Amended Water Control Plan.

- B. Bids were received for the Canal C Realignment Project – Phase 2 on June 23, 2026. A total of 10 (ten) bids were received. The bids were reviewed for responsiveness and qualifications. Additionally, a reference was checked with SFWMD and the unit prices were reviewed with the lowest bidder. A Recommendation for Award has been made for the lowest bidder, Loren Jock Trucking, Inc. for a bid in the amount of \$444,058.18.

The Contract is in the process of being executed with Loren Jock Trucking, Inc. It is anticipated that the work will not commence until after the wet season.

The Contract has been executed with Loren Jock Trucking, Inc. It is anticipated that the work will not commence until after the wet season.

- C. A Roadway petition was filed for 129th Place North to be paved between Sandy Run and 150th Court North. The roadway length is 2,689 linear feet and it includes 14 lots. The preliminary construction cost estimate and financing cost have been

prepared and will be presented at the August Board meeting along with the cost to prepare and mail the Referendum.

The petitioner has decided to not move forward with a referendum.

II. OPERATION AND MAINTENANCE

- A. A proposal for bridge inspections for the bridge over the C-18 Canal (old Reese bridge) and the bridge over the C-14 Canal has been received and a Purchase Order is being processed through AECOM for a subconsultant to perform the work.

AECOM has issued a Purchase Order to Underwater Engineering Services, Inc. (UESI) to perform the C-18 and C-14 Canal bridge inspections. UESI has been tasked with requesting a temporary access permit for the C- 18 Bridge from the SFWMD Right-of-Way permitting staff. They have tentatively scheduled the inspections for one day between February 25-27, 2026.

UESI is drafting the Bridge Inspection Reports for review and comments. However, based on preliminary observations from the inspection, there appears to be no major structural concerns, mostly maintenance items. The draft Inspection Reports are scheduled to be submitted by March 13, 2026.

The draft Inspection Reports were received on March 20, 2026. Recommendations for repairs were provided for both the C-18 and C-14 bridges. Repair recommendations include concrete deck repairs (patches), joint repairs in deck joints and abutment concrete sheet piling, guardrail post repairs, and load posting signs.

The District Engineer is working on preparing specifications to accompany the Bridge Inspection Report in a Request for Bid package to solicit contractors to perform the repairs.

The District has requested a proposal from UESI to prepare the specifications for the bridge repairs and to provide inspection services during the repairs.

The District has received a proposal from UESI to prepare specifications for the bridge repairs and to provide inspection services during the repairs in the amount of \$13,200. A Teams call is being scheduled to review the proposal with UESI.

The District has authorized UESI to proceed with preparing the specifications for the bridge repairs.

A Request for Bids was advertised on Demandstar on September 23 for bridge repairs to the C-18 bridge and C-14 Canal bridge, and bids are due on October 22, 2026.

- B. The District's GIS based asset management system is now operational. Efforts this month focused on refining system performance and enhancing usability for both office and field staff. The online resident ticketing portal is live and actively used,

with positive feedback received from residents and staff for its ease of use and improved coordination of responses.

All field equipment, including the Emlid RS3 GPS unit and field tablets, are active and functioning. GPS locates are being refined to further improve horizontal and vertical accuracy, and new construction permits and field verified assets are being added to the system as they become available. Ongoing work continues to streamline data organization and optimize field workflows to increase efficiency and reliability across all user levels.

AECOM has been supporting the Supervisor of Operations in expanding use of the Emlid RS3 GPS unit beyond basic asset location by providing training and guidance on collecting spot elevations throughout the system. The Supervisor of Operations is performing the field data collection, while AECOM reviews the incoming GPS shots as they are logged into the District's GIS-based asset management system and provides engineering support to help identify localized grading constraints and high spots that affect conveyance. This effort also supports improved driveway and culvert installations by confirming appropriate culvert inverts and roadway/ditch tie-in elevations to improve hydraulic efficiency and reduce localized ponding.

AECOM continued supporting the Supervisor of Operations with review of roadway and swale elevation data collected using the District's GIS-based workflow to assist in identifying hydraulic deficiencies and localized drainage issues. Based on the field data, AECOM also assisted with refinement of proposed driveway culvert and swale elevations to improve hydraulic performance and system flow.

In addition, AECOM worked with KDT and SIRWCD staff on development of a Power Automate workflow to generate automatic email notifications from the District's Survey123 service ticket system when tickets are completed. Final implementation is currently being completed by KDT.

AECOM continued supporting the Supervisor of Operations with review of roadway and swale elevation data collected through the District's GIS-based workflow. This information is being used to assist with identifying localized drainage deficiencies, evaluating swale performance, and refining proposed driveway culvert and swale elevations to improve hydraulic performance and overall system flow.

In addition, AECOM met with the Executive Director and Supervisor of Operations to review potential GIS-based roadway assessment tools that could assist District staff with evaluating the condition of paved and unpaved roads throughout the District. The proposed workflow would allow staff to document roadway conditions in the field, assign condition ratings, identify deficiencies, and view results spatially within GIS. This information can be used to better prioritize roadway maintenance needs, support future mill and overlay planning, develop maintenance schedules, and project long-term roadway improvement costs. The tool would also provide a more consistent and data-driven method for tracking roadway conditions over time and targeting maintenance efforts in areas with the greatest need.

Based on the current direction from the meeting, AECOM will provide the Executive Director with a breakdown of anticipated labor hours needed to develop

an operational roadway assessment tool for the District. A rough estimate was discussed during the meeting; however, AECOM will prepare a more detailed breakdown based on the additional information and direction gathered during the discussion.

On June 1, 2026, the District Executive Director approved and provided direction for AECOM to proceed with further development of the District's existing ArcGIS-based system to include a roadway asset management component. This roadway management system will be used by District staff to inventory District roadways and roadway characteristics, conduct routine pavement condition assessments, and support inspection, maintenance, and repair planning activities. The system is intended to improve the District's ability to document roadway conditions, track maintenance needs, prioritize repairs, and maintain a more organized roadway asset inventory for long-term operations and capital planning.

On June 25, 2026, AECOM and District staff met to review the District's ArcGIS-based roadway asset management system. The meeting included an overview of how the system functions, how District staff can begin using the system in the field, and how roadway condition information should be documented. AECOM also provided training aids for District staff to review to better understand how to classify roadway conditions and apply consistent pavement condition ratings.

District staff has begun using the system to assess SIRWCD paved roadways. As of the preparation of this report, District staff has assessed approximately 21.9 miles of paved roadway within the District.

AECOM will continue to coordinate with District staff as the roadway assessment effort progresses. At a future date, AECOM will meet with District staff to review the data collected, discuss staff feedback, and provide recommendations for updates or refinements to the GIS system to improve usability, consistency, and overall user experience.

AECOM continued to support District staff in the use of the District's ArcGIS based asset management system. Since the previous report, AECOM has reviewed GIS and field data collected by District staff and used the information to develop recommendations for swale regrading and proposed elevations for replacement driveway and roadway culverts.

AECOM also used the GIS system to compile the District's roadway mileage and organize the roadway inventory by surface type. This information was provided to the Executive Director for inclusion in a roadway summary presented to the Board.

Additionally, AECOM assisted the Chief Financial Officer with reviewing property information in the GIS system. This effort included identifying parcels located within District canal easements and reviewing areas where easement restrictions may prohibit the construction of structures.

AECOM has continued to review GIS and field data collected by District staff and to develop recommendations for swale regrading and proposed elevations for replacement driveway and roadway culverts. AECOM will

continue coordinating with District staff to review collected data and support roadway, drainage, and property related evaluations using the GIS system.

- C. NRCS Grant Application for Hurricane Damage – A meeting was held on November 1, 2024 with NRCS staff at their office in Royal Palm Beach. A draft Damage Survey Report was prepared and presented at the meeting to obtain their comments. A revised draft incorporating their comments was submitted on November 8, 2024. A few additional comments were received and addressed on November 21, 2024. Once the application has been “approved” by the local NRCS staff, it will go to the State Engineer for final approval prior to formal submittal as a request for funding.

NRCS confirmed on February 14, 2025 that the funds approved for SIRWCD have been frozen indefinitely through the Presidential executive order.

NRCS has sent the Grant Agreement to SIRWCD for execution. Once it is executed and returned by NRCS, a pre-design conference will be scheduled.

A Pre-Design conference was held on July 16, 2025 at the District’s office. A field visit with the Contractor was held on August 12, 2025 along with a conference call with NRCS to clarify options for proceeding with the work items.

The Contractor was issued a Notice to Proceed on September 8, 2025. Work has been progressing along Canal 7 with approximately 4400 CY of vegetative debris being removed and 1.5 miles of canal banks cleared. Work is also being done on Canal 3. A request for an amendment to the District’s agreement with NRCS for additional work in Canal 3 has been approved by NRCS however, the funding for that work has not yet been approved.

CrowderGulf (Contractor) has completed debris removal activities authorized under the current round of NRCS funding. On November 12, 2025, the Contractor submitted a pay request in the amount of \$636,867, which is within \$1,886.00 of the current contract value of \$638,753. Once the District pays the Contractor, a Request for Reimbursement will be submitted to NRCS.

NRCS has approved additional funding for SIRWCD at a 100 percent Federal cost share, providing an additional \$846,737. Including construction inspection and technical assistance, the total NRCS grant award to SIRWCD is now \$1,549,365.30. We are currently awaiting NRCS to release the additional funds before authorizing CrowderGulf to resume work, which is anticipated to occur after the first of the year.

The executed NRCS Agreement for the approved additional funds was received on January 6, 2026. A coordination call with the NRCS Grant Manager is being scheduled to discuss starting work. A Request for Reimbursement in the amount of \$680,673.73 is being prepared for submittal to FDEP.

The Request for Reimbursement for the completed work in the first phase in the amount of \$698,019.74 is being processed for payment by NRCS. A Request for Time Extension has been submitted to NRCS for processing. The Request extends the current grant period from April 10, 2026 until November 6, 2026, allowing time

to complete the second phase of work on Canals 3 and 7, for which additional funding has been approved.

The Request for Reimbursement was processed and paid by NRCS, in the amount of \$698,019.74 on March 3, 2026. The Request for Time Extension was approved on February 9, 2026, extending the current grant period from April 10, 2026 until November 6, 2026. The Executive Director is coordinating with Crowder-Gulf to determine when they may be able to start work again. However, low water levels in the canals may delay the start of work.

A meeting is scheduled with the Contractor, Crowder-Gulf, on April 15, 2026 to discuss their remobilization and schedule.

Crowder-Gulf was issued a Notice to Proceed on April 22, 2026. They have completed work in Canal 3 and have moved on to Canal 7. The work is anticipated to be completed in approximately two months.

Crowder-Gulf has notified the Engineer that the work in Canal 7 was completed on June 10, 2026. A final inspection will be scheduled with NRCS. Crowder-Gulf will also submit a Pay Application with all required back-up documentation.

A final inspection was conducted on June 24, 2026 with the NRCS Grant Manager. Once Crowder-Gulf's final invoice is submitted, AECOM will review and compile the reimbursement request package.

Crowder-Gulf's final invoice has been reviewed and recommended for payment by the District. Once the District issues the check and confirms that Crowder-Gulf has deposited the check, the next step will be to compile the Request for Reimbursement package to be submitted to NRCS.

The Request for Reimbursement package was submitted to NRCS as a draft. A few comments are being addressed before submitting the final package.

- D. On November 14th, staff conducted a field visit with the Executive Director and Supervisor of Operations to review site conditions for the design of pre-storm drainage control structures at the west ends of Canal C and Canal E. These structures will improve the operations of the Palm Beach Country Estates (PBCE) drainage network by enabling SIRWCD to direct water westward through existing connections to the South Florida Water Management District (SFWMD) C-18 Canal during pre-storm drawdown, assuming SFWMD lowers stages in the C-18 Canal, ahead of a major storm. This will provide additional storage capacity within SIRWCD's system and enhance stormwater conveyance during the event.

Staff is currently working on the design of the control structures and has been coordinating with Contech on the control structure gate and walkway.

Staff is preparing a design memorandum describing work completed to date for future use, should SIRWCD decide to move forward with these structures.

Staff is finalizing the draft design memorandum for submittal to the District for review and comments.

The draft design memorandum is undergoing internal QC review and editing.

A conference call was held with Jesse Markle with SFWMD to discuss whether a permit will be required for internal structures and culverts within SIRWCD. He said a riser and culvert structure to lower the stage in Canal E to the west would require a General Permit. A proposed operation schedule should be submitted indicating what stages upstream and downstream would be experienced for the flashboards to be pulled and under what conditions the boards would be put back in. All operations would be coordinated with and subject to approval by SFWMD's Operations Control Center.

- E. An NPDES Steering Committee Meeting was held on September 16, 2026. The agenda included Program Budget Reports, the Public Education Program, and the Cycle 5 draft permit. Comments on the draft Cycle 5 Permit are being compiled to submit to FDEP.**

The District scheduled a call with FDEP MS4 staff to discuss the option to pull out of the Palm Beach County Phase I MS4 Permit and move to the Phase II Permit Program. The pros and cons of such a move are currently being reviewed.

- F. Staff continues to monitor and participate in the activities of the Loxahatchee River Ecosystem Management Committee, the Loxahatchee River Preserve Initiative (LRPI), and the Loxahatchee River Management Coordinating Council (LRMCC).**

Staff assisted the Executive Director with preparation of a PowerPoint presentation regarding a grant application for easement surveys and GIS services for the LRPI meeting on August 5, 2024.

Staff attended the April 7, 2025 LRPI meeting where the District's Executive Director presented a vision for improving the District's operational flexibility for water management to benefit water conservation, flood protection and potential benefits to the NW Fork of the Loxahatchee River.

An LRPI meeting was held on August 4, 2025. The District's Executive Director presented an application for exotic removal along the C-14 Canal and tributaries within SIRWCD.

The District applied for and was awarded grant funding in the amount of \$75,000 for the Loxahatchee River Headwaters Easement Mapping in Jupiter Farms project, with \$75,000 in proposed matching funds by the District. The District is waiting on FDEP for final execution of the Grant Agreement.

The Grant Agreement was executed on December 9, 2025 and has a Task End date for Easement Mapping of October 31, 2028, and an expiration date of April 30, 2029. AECOM has requested a proposal from the surveyor for the remaining survey work in Jupiter Farms.

Legacy Surveying submitted a proposal dated February 12, 2026 with a total fee of \$78,000 (to be billed monthly based on progress). The District's Executive Director approved proceeding with the survey on February 12, 2026. Staff has

transmitted the required documentation to Procurement to initiate the work, and field activities are anticipated to begin before the end of the month.

AECOM issued a PO to Legacy Surveying for the Survey work. A kick-off meeting was held on March 11, 2026. Legacy will be providing a schedule within the next two weeks.

As of this week, Legacy Survey is nearly complete with Section 9. A deliverable and an invoice will be submitted before the May Board meeting.

Legacy Survey submitted the survey files for Section 9 on May 11, 2026 and has proceeded to perform the field work in the next section.

Legacy is performing final fieldwork on Section 4 and completing the drafting this week. They are also having a title company review a specific easement for 133rd. Legacy plans to have a draft deliverable of the Section 4 survey submitted next week.

The Section 4 survey was transmitted to AECOM on June 19, 2026. Legacy is currently performing field work in Section 3 and they anticipate delivering the survey files by July 16.

The Section 3 survey files were transmitted to AECOM on July 21, 2026. Legacy is proceeding to Section 2. After Section 2 is completed, there are seven (7) more sections to complete in Jupiter Farms.

The Section 2 survey files were transmitted to AECOM on September 22, 2026. Section 1 fieldwork is over 50% complete. AECOM will begin digitizing the surveys into the GIS system.

- G. Staff met with representatives from the Turnpike Authority and FDOT on April 7, 2025 to discuss maintenance of the canal/ditches on the east and west sides off the Turnpike. Topics discussed included the importance of clearing the canals and outfall route for flood protection and access for District maintenance staff.

As a follow-up to the meeting on April 7, 2025, the Turnpike Authority's consultant forwarded some old as-builts from 1955 and a typical section of the proposed Turnpike widening. These plans will not be sufficient to design a culvert crossing for SIRWCD access on the east side of the Turnpike or for designing a platform on the west end of the box culvert under I-95. Therefore, as a next step, a survey quote has been requested from Legacy Survey.

A site meeting with the Turnpike Authority consultants was held on July 9, 2025 to review the vegetation removal work completed by SIRWCD on the west Turnpike canal. The work was determined to be satisfactory from a maintenance standpoint.

A meeting was held on December 15, 2025, with the Turnpike Enterprise's consultants to discuss preliminary drainage design for the proposed widening of the Turnpike from PGA Blvd to Jupiter from four (4) to six (6) lanes. They are proposing piping the west borrow canal and having manholes at intervals for maintenance access to the pipe(s). The final design started the end of November, with plans anticipated by the fall of 2026 and bidding in the spring of 2028. SIRWCD's concerns are any increase in discharge which will impact tailwater for

PBCE's control structures, water quality and operation and maintenance of the proposed pipe.

District staff held a Teams meeting with SFWMD Regulatory staff to communicate the concerns, so that they are aware during the Environmental Resource Permit review process.

On January 28, 2026 the District received a Florida Turnpike Enterprise (FTE) response letter to our concerns. Staff assisted with drafting a letter, which the Executive Director sent to FTE on February 5, 2026. The letter clarified the need for the FTE to apply for a District Permit, cross-drain pipe maintenance, as well as some action items to move forward.

Additionally, staff is completing a review of the preliminary 45% plans.

Staff has supported the Executive Director and District Attorney with information from the 7th Plan of Reclamation, the SFWMD Permit for Palm Beach Country Estates and easement information for the Header Canal.

A Teams meeting was held on April 6, 2026 with FTE, FDOT and their consultants to discuss the Turnpike Widening project status and to review how SIRWCD's East Basin drainage system functions. The hydrologic and hydraulic model will be provided to the FTE consultant who is in charge of modeling the system. The 45% Drainage Plans are scheduled to be completed by July 1, 2026.

Also discussed, was that the Operation and Maintenance agreement will need to be revisited based on the type of proposed improvements (culverts vs canals) and that based on the correspondence, we were informed that there is every indication there will be a sound wall constructed on the west side of the Turnpike in the section from Donald Ross Road to Indiantown Road.

A Teams meeting was held on May 14, 2026 with FTE, FDOT and their consultants to discuss the Turnpike Widening project. A meeting summary will be prepared by staff and provided separately. Items discussed include:

- The 45% submittal deadline in August
- Pre-development versus post-development discharge criteria
- Differences between AECOM's calculations and FTE's storage assumptions in the Turnpike/FDOT area
- The Operation and Maintenance Agreement
- AECOM requested the Pre-development discharge calculations for review, once they are completed however, FTE is not prepared to satisfy the request.

Staff had a Teams meeting with SFWMD Regulatory staff on June 10, 2026.

Key points from our discussion include:

- The District Engineering staff has performed a preliminary review of Pre-development calculations from the FTE and have identified significant errors in how the PBCE system was modeled. The comments will be summarized in writing and sent back to the FTE, with a copy to SFWMD.

- SFWMD reiterated that the FTE cannot adversely impact those properties adjacent to their project or those upstream or downstream of the FTE/FDOT corridor.
- Prior to SFWMD's review of a permit application for the FTE widening project, they requested the currently permitted criteria for level of service for the minimum road crown, minimum finished floor elevation, and canal berm elevation. They will use this information to compare the FTE's peak stages against, along with the allowable discharge.
- The SFWMD permit for the SIRWCD outfall control structure can only be modified by the entity (SIRWCD) to which the permit is issued, not by a third party.
- SFWMD requested that we continue to work with FTE on their pre-development model.

A Teams meeting was held on June 24, 2026 with FTE, FDOT and their consultants to discuss their existing conditions model for the Turnpike Widening project.

Key points from the meeting include:

- The FTE's existing condition model did not include any additional detail on the FTE/FDOT corridor. Instead, the FTE consultant re-worked the PBCE portion of the existing condition model that AECOM provided and added long overland flow weirs which discharge from the C-14 Canal to the Turnpike West Borrow Canal. This results in a much higher existing condition discharge from the District's outfall control structure. The District explained that the overland flow weirs is not a valid assumption based on historical events.
- The District explained that any low points identified in the berm between the C-14 Canal and the West Borrow Canal will be raised to the 25-year 3-day storm elevation. The final elevations will be transmitted to the FTE.
- The FTE explained that their consultants are still working to complete the remainder of the existing conditions model, which will include the drainage facilities in the transportation corridor.
- If the FTE wants to make any improvements that will impact the District's permitted design, they will need to coordinate with the District and request a permit to do so.
- FTE requested the District put any comments in writing so they can be addressed.
- Two other concerns were expressed by the District: 1) The storage in the middle area of the Transportation corridor – to make sure it is not being accounted for twice by FDOT for I-95 and then again by the FTE; and 2) The

constriction at the existing box culvert under I-95. At this point these features are not included in the model.

The FTE's consultant transmitted files from the 45% Drainage submittal package including the drainage report and model, plan sheets, profile sheets and cross sections on August 6, 2026. The plans and model are currently under review by AECOM and comments will be provided to the FTE before the end of August. Our previous comments were not addressed in the 45% submittal however, will be addressed as part of the next submittal scheduled for November.

A meeting was held at the District with FTE representatives and their consultants, some of which participated over Teams, on September 24, 2026. Fundamental issues were discussed regarding the impacts to existing storage in the West and East Borrow Canals, the increase in impervious area, and how the proposed system can meet pre-vs post discharge criteria. Also, the fact that the I-95 Permit which was issued for the addition of HOV lanes utilizes the same pond located between the Turnpike and I-95, and the model does not include the I-95 area or Egret Landing and the Jupiter Park of Commerce.

AECOM has requested pre-vs post stage storage calculations to support the FTE's claim that they are increasing storage. The FTE will review the Egret Landing SFWMD Permit which will confirm that Egret Landing discharges into the FTE system.

Future meetings will be scheduled to resolve the issues prior to the FTE proceeding to the 60% plans. Ultimately, the Maintenance Agreement will also need to be addressed.

- H. Staff had a conference call with SFWMD staff members Beth Kacvinsky and Jeff Buck on February 10, 2022 to discuss the G-92 Agreement between SIRWCD and SFWMD for operation of the structure. Beth will discuss with SFWMD operations staff and others to initiate the process of developing an updated agreement. Staff received an email with flow graphs for G-92 on March 9, 2022 for review. An update on the status of internal discussions at SFWMD regarding a new G-92 agreement was requested on March 11, 2022.

Staff attended the Palm Beach County Water Resources Task Force Meeting on March 31, 2022 and had the opportunity to speak with Jennifer Reynolds, who is the Director of Ecosystem Restoration and Capital Projects for SFWMD. The SFWMD is proposing to amend consumptive use permitting criteria to protect water made available by the Loxahatchee River Watershed Restoration Project (LRWRP). This water resource protection is a prerequisite for the SFWMD signing a Project Partnership Agreement (PPA) with the US Army Corps of Engineers for the LRWRP by September 2022. Ms. Reynolds is not authorized to begin drafting agreements, such as the new G-92 Agreement, until after the rule is final. Staff reached out to Jeff Buck on December 2, 2022 to request an update as to when SFWMD will be ready to start discussing a new G-92 Agreement.

Staff had a conference call with Jeff Buck, Adnan Mirza (Operations), and Matt Alexander (Lead Engineer for Flowway 2) of SFWMD on January 6, 2023. SFWMD is currently working on the C-18 West Impoundment design and it is scheduled to

take 2-3 years. No discharge through the G-92 structure is proposed during rainfall events. However, there may be the need for emergency releases from the reservoir. Staff explained that keeping the stages in the 13-13.5 ft NGVD range in the C-14 Canal works best for SIRWCD. The C-14, C-4, C-5 and C-6 Canals are the most impacted when SFWMD discharges through the G-92 structure. The stages in the SIRWCD canals come up very quickly, especially when the ground is saturated. For now, SFWMD recommended that SIRWCD continue to work with Operations. More detailed modeling information will become available during the C-18 W Impoundment design process. SIRWCD can coordinate with Jeff Buck and Matt Alexander.

Staff requested an update from Jeff Buck in September, 2025. A detailed update was received from Jeff Buck and included in the Annual Report of the Engineer.

- I. Staff was contacted by the Palm Beach County Building Dept regarding the PPM for Regulation of Lot Filling and Grading Activity. As a result of comments from both homeowners and contractors, they are considering making some changes. The Engineer for Indian Trail Improvement District is going to suggest some edits based on the Village of Wellington's policy and send them to SIRWCD to review.

The Engineer for Indian Trail Improvement District forwarded some suggested edits based on the Village of Wellington's policy to SIRWCD, and the revisions are under review.

Doug Wise, the Building Director for Palm Beach County, requested that SIRWCD attend a Palm Beach County Workshop on July 9, 2024. The workshop included a discussion on Stormwater and Floodplain Management.

- J. We continue to receive, review, and comment on various permit applications for projects to be constructed within the District. Additionally, we attend site meetings and inspections related to permit applications and landowner requests.
- K. We continue to provide engineering assistance to the Executive Director, as needed, on operation and maintenance items, as well as landowner requests, utility requests, and inquiries from other governmental entities on issues that involve engineering support.

Should you have any questions or comments, please feel free to contact me for more detailed information on any of the above subjects.

COMPILED CHARTER FOR SOUTH INDIAN RIVER WATER CONTROL DISTRICT

CURRENT THROUGH 9/28/2026

Be It Enacted by the Legislature of the State of Florida:

Section 1. Pursuant to section 189.429, Florida Statutes, this act constitutes the codification of all special acts relating to the South Indian River Water Control District. It is the intent of the Legislature to provide a single, comprehensive special act charter for the district including all current legislative authority granted to the district by its several legislative enactments and any additional authority granted by this act and chapters 189 and 2298, Florida Statutes, as amended from time to time. It is further the intent of this act to preserve all district authority as set forth in this act, and chapters 189 and 298, Florida Statutes, and any other applicable general or special law.

Section 2. Chapters 11006 (1925), 12271 (1927), 19344 (1939), 20654 (1941), 21731 (1943), 69-1411, 71-820, 78-582, 79-534, 80-575, 81-462, 87-515, 87-517, 91-402, and 2000-435, Laws of Florida, related to the South Indian River Water Control District, are amended, codified, reenacted, and repealed as provided herein.

Section 3. The charter for the South Indian River Water Control District is re-created and reenacted to read:

Section 1. Creation; status; charter amendments; boundaries. —For the purpose of comprehensive water management and control pursuant to chapter 298, Florida Statutes, as it may be amended from time to time, the South Indian River Water Control District, an independent water control district, is hereby declared to exist. The district is organized and exists for all purposes set forth in this act and chapters 189 and 298, Florida Statutes. The district was created by decree of the Circuit Court of the Fifteenth Judicial Circuit on July 3, 1923. Its charter may be amended only by special act of the Legislature. The boundaries of the district are declared to be as follows:

A Tract of land lying in Palm Beach County, Florida and being all of Sections 33 and 34, Township 40 South, Range 41 East; all of Sections 1, 2, 3, 10, 11, 12, 13, 14, 15 and 16 of Township 41 South, Range 41 East; all of Sections 9, 16, 17 and 18 of Township 41 South, Range 42 East; portions of Sections 4 and 9 of Township 41 South, Range 41 East, and portions of Sections 7, 15 and 22 of Township 41 South, Range 42 East.

The boundaries of said Tract of land being more particularly described as follows:

Beginning at the Northwest corner of the Northeast Quarter of Section 4, Township 41 South, Range 41 East, run southerly along the west line of the east half of Section 4 and the east half of Section 9 of said Township 41 South, Range 41 East to the Southwest corner of the Southeast Quarter of said Section 9.

Thence run westerly along the north line of Section 16, Township 41

South, Range 41 East, to the Northwest corner of said Section 16.

Thence run southerly along the west line of said Section 16 to the Southwest corner of said Section 16.

Thence run easterly along the south lines of Sections 16, 15, 14 and 13 of said Township 41 South, Range 41 East, to the Southeast corner of said Section 13.

Thence continue easterly along the south lines of Sections 18, 17, and 16 of Township 41 South, Range 42 East to the southeast corner of said Section 16.

Thence run southerly along the west line of Section 22, Township 41 South, Range 42 East, to the southwest corner of said Section 22.

Thence run easterly along the south line of said Section 22 to a point on the westerly right-of-way line of The Florida Turnpike.

Thence run northerly along the westerly right-of-way line of The Florida Turnpike to a point on the north line of Section 22, Township 41 South, Range 42 East;

Thence run easterly along the north line of said Section 22, to a point on the Easterly right-of-way line of The Florida Turnpike.

Thence run northerly along said easterly right-of-way line of The Florida Turnpike to a point in the south line of the North half of Section 15, Township 41 South, Range 42 East;

Thence run easterly along the south line of the North half of said Section 15 to a point in the east line of said Section 15.

Thence run Northerly along the east line of said Section 15 to the Northeast corner of Section 15, Township 41 South, Range 42 East.

Thence run westerly along the north line of said Section 15 to the Northwest corner of said Section 15;

Thence run northerly along the east line of Section 9, Township 41 South, Range 42 East to the Northeast corner of said Section 9.

Thence run westerly along the north line of said Section 9 to the Northwest corner of said Section 9.

Thence run southerly along the west line of said Section 9 to the Southwest corner of said Section 9.

Thence run westerly along the north line of Section 17, Township 41 South, Range 42 East, to the northwest corner of said Section 17.

Thence run northerly along the east line of Section 7, Township 41 South, Range 42 East to the Southeast corner of the Northeast quarter of the Northeast quarter of said Section 7.

Thence run westerly along the south line of the Northeast quarter of the Northeast quarter of said Section 7 to the Southwest corner of the Northeast quarter of the Northeast quarter of said Section 7.

Thence run Northerly along the west line of the Northeast quarter of the Northeast quarter of said Section 7 to a point in the North line of said Section 7.

Thence run westerly along the North line of Section 7, Township 41 South, Range 42 East to the Northwest corner of said Section 7.

Thence run northerly along the east line of Section 1, Township 41 South, Range 41 East to the Northeast corner of said Section 1.

Thence run westerly along the north lines of Sections 1 and 2, Township 41 South, Range 41 East to the Northwest corner of said Section 2.

Thence run northerly along the East line of Section 34, Township 40 South, Range 41 East to the Northeast corner of said Section 34.

Thence run westerly along the north line of said Sections 34 and 33 to the Northwest corner of said Section 33.

Thence run southerly along the west line of said Section 33 to the Southwest corner of said Section 33.

Thence run easterly along the north line of Section 4, Township 41 South, Range 41 East to the Northwest corner of the Northeast quarter of Section 4 and the POINT OF BEGINNING.

Less and except:

PARCEL A: LEGAL DESCRIPTION:

A PARCEL OF LAND IN SECTION 9, TOWNSHIP 41 SOUTH, RANGE 42 EAST, IN PALM BEACH COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THAT PART OF THE NORTHWEST QUARTER OF SAID SECTION LYING NORTHWESTERLY OF THE CANAL C-18 RIGHT-OF-WAY.

CONTAINING 30.66 ACRES MORE OF LESS.

And also:

All of Block 24, according to the plat of Philo Farms, as recorded in Plat book 3, Page 11 of the Palm Beach County, Florida Public Records, less right-of-way for State Road #706 (Indiantown Road), containing 17.21 acres, more or less.

Section 2. Minimum charter requirements. —In accordance with section 189.404(3), Florida Statutes, the following subsections shall constitute the minimum charter requirements for the South Indian River Water Control District:

(1) The District is organized and exists for all purposes set forth in this act and chapter 298, Florida Statutes, as they may be amended from time to time.

(2) The powers, functions, and duties of the District regarding non-ad valorem assessments, bond issuance, other revenue-raising capabilities, budget preparation and approval, liens and foreclosure of liens, use of tax deeds, tax certificates, and contractual agreements shall be as set forth in this act, chapters 170, 189, 197, and 298, Florida Statutes, or any other applicable general or special laws, as they may be amended from time to time.

(3) The District was created by judicial decree on July 3, 1923, and

confirmed by special act of the Florida Legislature by chapter 11006 (1925), Laws of Florida, in accordance with chapter 298, Florida Statutes.

(4) The District's charter may be amended only by special act of the Legislature.

(5) In accordance with chapter 189, Florida Statutes, this act, and chapter 298, Florida Statutes, the District is governed by a five-member board, elected on a one-acre, one-vote basis by the landowners in the District. The election, membership, and organization of the board shall be as set forth in this act and chapter 298, Florida Statutes, as they may be amended from time to time.

(6) The compensation of board members shall be governed by this act and chapter 298, Florida Statutes, as they may be amended from time to time.

(7) The administrative duties of the Board of Supervisors shall be as set forth in this act and chapter 298, Florida Statutes, as they may be amended from time to time.

(8) Requirements for financial disclosure, meeting notices, reporting, public records maintenance, and per diem expenses for officers and employees shall be as set forth in chapters 112, 189, 286, and 298, Florida Statutes, as they may be amended from time to time.

(9) The procedures and requirements governing the issuance of bonds, notes, and other evidence of indebtedness by the District shall be as set forth in this act, chapter 298, Florida Statutes, and applicable general laws, as they may be amended from time to time.

(10) The procedures for conducting District elections and for qualification of electors shall be pursuant to this act and chapters 189 and 298, Florida Statutes, as they may be amended from time to time. Provided however, a quorum for purposes of holding the annual meeting or any special meeting shall consist of those landowners present in person or represented by proxy at said meeting.

(11) The District may be financed by any method established in this act, chapter 298, Florida Statutes, and applicable general laws, as they may be amended from time to time.

(12) The methods for collecting non-ad valorem assessments, fees, or service charges shall be as set forth in chapters 170, 197, and 298, Florida Statutes, and other applicable general laws, as they may be amended from time to time.

(13) The District's planning requirements shall be as set forth in chapters 189 and 298, Florida Statutes, as they may be amended from time to time.

(14) The District's geographic boundary limitations shall be as set forth in section 1 of this charter.

Section 3. Board of Supervisors; elections. —

(1) The Board of Supervisors of the South Indian River Water Control District shall consist of five members, at least three of whom but not more than four of whom shall reside in the District, at least one of whom shall reside to the East of Canal 18, and at least one of whom shall reside to the West of Canal 18.

(2) The Supervisor of Elections of Palm Beach County shall receive all of the ballots, shall count said ballots, and shall report to the Board of Supervisors the results of the counting as soon as practicable after the election. The Supervisor of Elections will then safeguard all of the ballots and any interested landowner may examine the ballots under the supervision of the Supervisor of Elections so that any landowner may have an opportunity to contest the election by filing objections with the Board of Supervisors concerning any ballot believed to be incorrect or improper. All objections must be filed in writing with the Board of Supervisors no later than 1 week from the date of the election. Members of the board shall be elected for terms of 3 years.

Section 4. Water control and maintenance taxes. —

(1) The Board of Supervisors of the South Indian River Water Control District in Palm Beach County is hereby authorized, empowered, and required to levy upon all the lands within said district against which benefits have been assessed, the annual installment of water control taxes and maintenance taxes as provided for under the general water control laws of the state, and it shall certify said annual installment of water control taxes and maintenance taxes pursuant to this act and chapters 197 and 298, Florida Statutes, in the name of its president and secretary and under its corporate seal, in the manner provided by law. Provided all water control taxes, maintenance taxes, or any other taxes authorized herein shall be defined as non-ad valorem assessments as required by general law.

(2)(a) It shall be the duty of the Property Appraiser of said county to assess against each tract of land within said district against which benefits have been assessed as the same is certified to the Property Appraiser each year, the taxes as levied and certified by said Board of Supervisors as hereinabove provided and to extend the total of said taxes upon the assessment roll as required by chapter 197, Florida Statutes; and

(b) It shall be the duty of the Tax Collector of Palm Beach County to collect such taxes so levied and assessed in the same manner and at the same time as state and county taxes are collected and the Tax Collector shall pay the same to the Treasurer of said District within the time prescribed for the payment over of state and county taxes. No additional bond shall be required of the Tax Collector over that presently required by the provisions of law.

(3) It shall be the duty of said Treasurer to hold said taxes so paid over to him or her for the credit of said District, to be paid out as prescribed by law.

(4) That all taxes levied and assessed, as hereinabove provided, shall be

due and payable and shall be delinquent and shall thereafter bear the same penalties and the payment thereof be enforced by the Tax Collector of Palm Beach County in the same manner and at the same time as the payment of state and county taxes upon said land is enforced. The right to foreclose delinquent taxes by the District or by bondholders of the District, as provided in chapter 298, Florida Statutes, shall not be affected by anything herein contained.

(5) The Property Appraiser and Tax Collector of Palm Beach County shall have and receive the same compensation for said assessment and collection of said taxes as is now allowed by law for the assessment and collection of Water Control District taxes which shall be allowed and paid out of the taxes so collected.

Section 5. Maintenance of District accounts.—The Board of Supervisors of the South Indian River Water Control District is hereby required to maintain its accounts and books of record in a manner conforming with generally accepted accounting principles and in a manner which will provide for the tracing of receipts and expenditures applicable to road construction; the tracing of receipts and expenditures applicable to road maintenance; the tracing of receipts and expenditures applicable to the maintenance of water control works; the tracing of receipts and expenditures applicable to the construction of water control works; the tracing of receipts and expenditures applicable to the maintenance of facilities for potable water distribution and wastewater collection systems; and the tracing of receipts and expenditures applicable to the construction of facilities for fresh water and sewage and waste removal. The term “water control works” as used herein shall be defined as those water control works set forth in chapter 298, Florida Statutes. Further, the maintenance budget of the District shall be presented in at least two budgets, which shall not include an administrative budget. All administrative costs must be allocated to the budget affected. Additional budgets will be set up for road construction, traffic control devices, and the construction of facilities for potable water distribution and wastewater collection systems. All assessments will be in direct relationship to the budget and each budget will be a true reflection of the benefits received by the acres or parcels assessed.

Section 6. Notice of annual landowners’ meeting. —

(1) The Board of Supervisors of the South Indian River Water Control District is authorized and empowered to notify by mail each landowner in the District of the date, time, and place of the annual landowners’ meeting. Said notice shall be postmarked no later than 30 days prior to said meeting and mailed to the mailing address of each landowner as indicated by the Property Appraiser. In the event that the Board of Supervisors sends such notice by mail pursuant to this section, notice shall not be required as provided in section 298.11, Florida Statutes.

(2) The Board of Supervisors is authorized and empowered to send with the notice specified in paragraph (1) forms for proxies and absentee ballots to be executed by the respective landowners. Proxy forms and absentee ballots distributed pursuant to this act shall be in a form adopted by the

Board of Supervisors. Executed absentee ballots and proxies shall be received by the Secretary of the District at the offices of the District prior to the time of the annual landowners' meeting. Returned absentee ballots and proxies shall be held unopened by the Secretary until said meeting. In the event that the Secretary of the District is a Supervisor whose office is up for election, then the returned absentee ballots and proxies shall be received and held by the President of the Board.

(3) The Board of Supervisors of the South Indian River Water Control District in Palm Beach County is hereby authorized, empowered, and permitted to expend funds of the District to pay for the printing and mailing of the notices specified in paragraph (1) and the proxy forms and absentee ballots specified in paragraph (2).

Section 7. Road maintenance and public dedication. —

(1) The purchase and replacement of stable materials within the District shall be deemed to constitute road maintenance and not road construction.

(2) In those instances in which a road within the district has been constructed by a nongovernmental entity, in which the district is currently maintaining or repairing the road, or in which it cannot be determined who constructed the road, and when such road has been regularly maintained or repaired for the previous 7 years by the district, or a majority of the landowners bordering the road consents in writing to district maintenance of the road, such road shall be deemed to be dedicated to the public to the extent of the width that actually has been maintained or repaired for the prescribed period, whether or not the road has been formally established as a public highway. This subsection does not apply to an electric utility as defined in section 366.02(2), Florida Statutes. The dedication shall vest all rights, title, easement, and appurtenances in and to the road in the district, whether or not there is a record of conveyance, dedication, or appropriation to the public use.

(3) The filing of a map in the office of the clerk of the circuit court of the county where the road is located showing the lands and reciting on such map that the road has vested in the district in accordance with this act duly certified by the chair and secretary of the district shall be prima facie evidence of ownership of the road by the district.

(4) Any person, firm, corporation, or entity having or claiming any interest in and to any of the property affected by subsection (2) shall have a period of 1 year after the effective date of this subsection, or a period of 7 years after the initial date of regular maintenance or repair of the road, whichever period is greater, to file a claim in equity or with a court of law against the particular governing authority assuming jurisdiction over such property to cause a cessation of the maintenance and occupation of the property. Such timely filed and adjudicated claim shall prevent the dedication of the road to the public pursuant to subsection (2).

(5) This section does not apply to any facility of an electric utility that is located on property otherwise subject to this section.

Section 8. Definition of parcel. —For the purposes of this act, land which is under one ownership, is not physically divided by any intervening ownership or easement, which is not subdivided, and which contains no more than one residence shall be deemed to be one parcel. If land which otherwise meets the requirements has more than one residence, it shall be deemed to constitute as many parcels as there are residences.

Section 9. Annexation; outfall limitation. —

(1) Upon the occurrence of the events described in paragraph (3), the following lands shall be annexed into the South Indian River Water Control District in Palm Beach County, and the boundary lines of the South Indian River Water Control District are hereby extended to include an area of land consisting of the West one-half of Section 4, and the East one-half of Section 5, Township 41 South, Range 41 East, less the State Road 706 right-of-way, in Palm Beach County, said area being contiguous to lands presently within the District.

(2) The Plan of Reclamation for the area to be annexed shall be that Plan which was approved by the Engineer for the District, was constructed to the satisfaction of the Engineer for the District, and is maintained in the District's Minutes labeled "Indian Lakes Estates, Palm Beach County, Florida, prepared by Shalloway, Inc., Engineer of Record for Stuart Enterprises, Drawing #79-37-01 consisting of Sheets 1 through 5 plus the cover sheet and all amendments/changes thereto." For 25-year storm conditions, the maximum outfall from the annexed area into the remainder of the District shall not exceed 8 cubic feet per second. For 100-year storm conditions, the maximum outfall from the annexed area into the remainder of the District shall not exceed 13 cubic feet per second.

(3) This annexation shall take effect upon certification to the Secretary of State of the approval of the Circuit Court of the Eighth Plan of Reclamation, a final Report of the Commissioners, upon the District's ability to implement reverse flow through the G-92 Structure, through contract with the South Florida Water Management District.

Section 10. Formulation and implementation of road plan and water control plans. —

(1) The Board of Supervisors of the South Indian River Water Control District in Palm Beach County is hereby authorized to proceed in accordance with the provisions of chapter 298, Florida Statutes, and the District Engineer is hereby given the additional authority, in conjunction with the District Engineer's powers pursuant to section 298.16, Florida Statutes, to formulate a road plan and water control plans for all of the lands within the District and to formulate plans for providing potable water distribution and wastewater collection systems to those lands within the District lying East of Canal 18 of the South Florida Water Management District, and to the Northeast Quarter (NE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) plus the North one-half (N $\frac{1}{2}$) of the North one-half (N $\frac{1}{2}$) of the Southeast Quarter (SE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) of Section 1, Township 41 South, Range 41 East, in Palm Beach County, with different taxing areas within the taxing District according to the benefits received, and to revise the plans according to the benefits received from time to

time, taking into consideration both construction and maintenance benefits so as to most equitably provide for taxation according to benefits. The Board of Supervisors is hereby given the additional authority, in conjunction with its powers pursuant to section 298.22, Florida Statutes, to implement and authorize construction and maintenance of those improvements outlined in the road plan, water control plans, and potable water distribution and wastewater collection systems plans, according to the benefits received so as to most equitably provide for taxation within the taxing District.

(2) In order to implement the road plan and water control plans of the District, and the potable water distribution and wastewater collection systems plans for all lands within the District lying East of Canal 18 of the South Florida Water Management District, and to the Northeast Quarter (NE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) plus the North one-half (N $\frac{1}{2}$) of the North one-half (N $\frac{1}{2}$) of the Southeast Quarter (SE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) of Section 1, Township 41 South, Range 41 East, in Palm Beach County, the Board of Supervisors of the South Indian River Water Control District is hereby authorized to exercise any and all powers granted to the District in this act, sections 298.22 and 298.23, Florida Statutes, and elsewhere in chapter 298, Florida Statutes. The Board of Supervisors is hereby further authorized to take any and all actions necessary to implement the road plan and water control plans of the District, and potable water distribution and wastewater collection systems plans for all lands lying East of Canal 18 of the South Florida Water Management District, and to the Northeast Quarter (NE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) plus the North one-half (N $\frac{1}{2}$) of the North one-half (N $\frac{1}{2}$) of the Southeast Quarter (SE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) of Section 1, Township 41 South, Range 41 East, in Palm Beach County.

Section 11. Formation of engineering plan.—The Board of Supervisors is hereby prohibited from authorizing the formation of an engineering plan, including estimated costs, unless there is documented evidence that at least 25 percent of the affected landowners desire to have such a plan formulated, and, thereafter, the Board of Supervisors is prohibited from constructing any new road or increasing the quality of any existing road within the District, except for the placement of stable materials, or constructing any facilities to provide potable water distribution and wastewater collection systems to those lands within the District lying East of Canal 18 of the South Florida Water Management District, and to the Northeast Quarter (NE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) plus the North one-half (N $\frac{1}{2}$) of the North one-half (N $\frac{1}{2}$) of the Southeast Quarter (SE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) of Section 1, Township 41 South, Range 41 East, in Palm Beach County, until there has first been a vote in favor of the construction or improvement by the owners of a majority of the parcels represented in the voting after notice has been duly given to all of the owners of the lands within the area to be benefited in the same manner as notice is given and vote taken in the Annual Landowners Meeting. A petition signed by the owners of 51 percent of the parcels to be assessed and certified by the county Supervisor of Elections will satisfy each of the above requirements.

Section 12. Authority to fund engineering studies, road improvements, recreational lands.—The Board of Supervisors of the South Indian River

Water Control District in Palm Beach County is hereby authorized, empowered, and permitted to expend funds of the District to pay for engineering studies for the purpose of planning a road improvement program, and to pay for the construction, maintenance, improvement, and repair of dedicated roads and road rights-of-way, including the swales thereof, within the District where such construction, maintenance, improvement, and repair is not performed by other governmental bodies and to levy special assessments to acquire, construct, and maintain said improvements on the basis of parcels benefited rather than acres benefited for said purposes. The Board of Supervisors of the South Indian River Water Control District is further authorized, empowered, and permitted to expend funds of the District to pay for engineering studies for the purpose of planning facilities to provide potable water distribution and wastewater collection systems to those lands lying East of Canal 18 of the South Florida Water Management District, and to the Northeast Quarter (NE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) plus the North one-half (N $\frac{1}{2}$) of the North one-half (N $\frac{1}{2}$) of the Southeast Quarter (SE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) of Section 1, Township 41 South, Range 41 East, in Palm Beach County, in cooperation with the Town of Jupiter and the Loxahatchee River Environmental Control District, and to pay for the construction, maintenance, improvement, and repair of those facilities where such construction, maintenance, improvement, and repair is not performed by other governmental bodies, and to levy special assessments, on the basis of parcels or front footage benefited, acres benefited or other lawful basis, for said purposes, and to transfer said facilities to the Town of Jupiter and the Loxahatchee River Environmental Control District for operation and maintenance. The Board of Supervisors of the South Indian River Water Control District is further authorized to hold, control, acquire by donation or purchase, and maintain real and personal property for recreational purposes for land within the District lying East of Canal 18 of the South Florida Water Management District only, and to make it available for the use of the landowners. The Board of Supervisors is authorized to expend funds of the District to pay for the maintenance of such property, the cost of which shall be borne by the landowners owning land lying East of Canal 18 of the South Florida Water Management District.

Section 13. One-time assessment for improvement project.—At the time of beginning any improvement project authorized by chapter 298, Florida Statutes, or any special legislation for the South Indian River Water Control District, the Board of Supervisors of the District is authorized and empowered to levy a one-time special assessment upon the land to be benefited to pay for the anticipated initial legal and engineering planning cost of said project, after notice has been given and an opportunity afforded to the landowners to discuss the project at a regularly scheduled meeting. The estimated initial planning cost of the project must be presented as part of the annual budget. No district moneys may be expended prior to the levy of said special assessment.

Section 14. Transfer of roads and potable water distribution or wastewater collection systems to another governmental entity.—If any governmental entity, whether existing at this time or created in the future, elects to construct, improve, or maintain any road within the District, or

elects to construct, improve, maintain, or operate facilities to provide potable water distribution and wastewater collection systems to those lands within the District lying East of Canal 18 of the South Florida Water Management District, and to the Northeast Quarter (NE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) plus the North one-half (N $\frac{1}{2}$) of the North one-half (N $\frac{1}{2}$) of the Southeast Quarter (SE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) of Section 1, Township 41 South, Range 41 East, in Palm Beach County, and the owners of a majority of the parcels within the District as a whole or a majority of the landowners within the area to be benefited are in favor of said election, then the Board of Supervisors shall cease constructing, improving, or maintaining said road or roads or facilities providing potable water distribution and wastewater collection systems to those lands within the District lying East of Canal 18 of the South Florida Water Management District, and to the Northeast Quarter (NE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) plus the North one-half (N $\frac{1}{2}$) of the North one-half (N $\frac{1}{2}$) of the Southeast Quarter (SE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) of Section 1, Township 41 South, Range 41 East, in Palm Beach County, on a date agreeable to the entity which elects to assume such obligation, but in no event later than 30 days after the meeting of the Board of Supervisors wherein the election and vote are communicated to the board. Pursuant to this provision, and with the agreement of the electing entity, the District may transfer equipment, water, sanitary sewage lines, funds, materials, and obligations to the electing entity.

Section 15. Authority to issue bonds.—The Board of Supervisors of the South Indian River Water Control District is hereby authorized to issue bonds to pay for the purchase of equipment, the construction and improvement of dedicated roads and road rights-of-way including the swales thereof within the District, all drainage improvements within the District, and all potable water distribution and wastewater collection systems improvements for those lands within the District lying East of Canal 18 of the South Florida Water Management District, and to the Northeast Quarter (NE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) plus the North one-half (N $\frac{1}{2}$) of the North one-half (N $\frac{1}{2}$) of the Southeast Quarter (SE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) of Section 1, Township 41 South, Range 41 East, in Palm Beach County. The provisions of chapter 298, Florida Statutes, as well as all other applicable laws, shall be followed by the Board of Supervisors of the South Indian River Water Control District in Palm Beach County in issuing said bonds.

Section 16. No effect on bondholders. —Nothing in this Act shall be deemed or construed in any manner to affect the rights of the holders of any of the bonds heretofore issued by said District in accordance with law, or of depriving said bondholders or any of them of any right of action or remedy given to them by law in connection with said bonds or the enforcement of the collection of taxes to pay principal and interest of the same.

Section 4. This act shall be construed as remedial and shall be liberally construed to promote the purpose for which it is intended.

Section 5. In the event that any part of this act should be held void for any reason, such holding shall not affect any other part thereof.

Section 6. Chapters 11006 (1925), 12271 (1927), 19344 (1939), 20654 (1941), 21731 (1943), 69-1411, 71-820, 78-582, 79-534, 80-575, 81-462, 87-515, 87-517, 91-402, and 2000-435, Laws of Florida, are repealed.

Section 7. This act shall take effect upon becoming a law.