



**PAL-MAR
WATER CONTROL DISTRICT**

**REGULAR BOARD MEETING
APRIL 5, 2023
9:30 A.M.**

**Special District Services, Inc.
The Oaks Center
2501A Burns Road
Palm Beach Gardens, FL 33410**

**www.palmarwcd.org
561.630.4922 Telephone
877.SDS.4922 Toll Free
561.630.4923 Facsimile**

AGENDA
PAL MAR WATER CONTROL DISTRICT
Martin County Commission Chambers' Administrative Center
2401 SE Monterey Road
Stuart, Florida 34996
REGULAR BOARD MEETING
April 5, 2023
9:30 a.m.

- A. Call to Order
- B. Proof of Publication.....Page 1
- C. Establish Quorum
- D. Additions or Deletions to Agenda
- E. Approval of Minutes
 - 1. January 17, 2022 Regular Board Meeting.....Page 3
- F. Old Business
 - 1. Update Regarding Litigation/Payment of Delinquent Assessment
 - 2. Update on Conversation with FDOT & SFWMD Regarding Flooding Caused by Beeline Highway Project
 - 3. Update Regarding Trailside Culvert
 - 4. Update on Official District Policy
 - 5. Update on Adding a Pipe Gate to Control Access Coming Off of Beeline Highway
 - 6. Update on Hourly Rate for Inspector/1099 Maintenance Supervisor
 - 7. Update on District Map
 - 8. Update on Report on Requirements to Implement the Water Control Plan
- G. New Business
 - 1. Consider Bids for New Maintenance Contractor.....Page 12
 - 2. Consider Hiring Off Duty Officers to Protect the Works of the District.....Page 33
- H. Status Report
 - 1. Legal – Status Report
 - 2. Engineer – Status Report
 - 3. District Manager Report
 - 4. Field Maintenance Report
- I. Administrative Matters
 - 1. Financial Report.....Page 35
 - 2. Consider Invoices.....Page 36
- J. Landowner Items
- K. Comments from the Public for Items Not on the Agenda
- L. Board Member Comments
- M. Adjourn

Miscellaneous Notices

Published in The Palm Beach Post on March 27, 2023

Location

Palm Beach County, Florida

Notice Text

PAL-MAR WATER CONTROL DISTRICT
NOTICE OF CHANGE OF DATE OF REGULAR BOARD MEETING
NOTICE IS HEREBY GIVEN that the Pal-Mar Water Control District (District) will hold a Regular Board Meeting (Meeting) at 9:30 a.m. on April 5, 2023, in the Martin County Commission Chambers, Administrative Center located at 2401 SE Monterey Road, Stuart, Florida 34996, instead of April 6, 2023, as previously advertised.
The purpose of the Regular Board Meeting is to transact any business to properly come before the Board.
A copy of the Agenda for this meeting may be obtained from the District s website at www.palmarwcd.org or by contacting the District Manager at 561-630-4922 and/or toll free at 1-877-737-4922. The Meeting may be continued as found necessary to a time and place specified on the record.
If any person decides to appeal any decision made with respect to any matter considered at this Meeting, such person will need a record of the proceedings and such person may need to ensure that a verbatim record of the proceedings is made at his or her own expense and which record includes the testimony and evidence on which the appeal is based.
In accordance with the provisions of the Americans with Disabilities Act, any person requiring special accommodations or an interpreter to participate at this Meeting should contact the District Manager at 561-630-4922 and/or toll free at 1-877-737-4922 at least seven (7) days prior to the date of the Meeting.
Meetings may be cancelled from time to time without advertised notice.
Pal-Mar Water Control District
www.palmarwcd.org
03/27/23 8603096

Miscellaneous Notices

Published in Press Journal on March 27, 2023

Location

Indian River County, Florida

Notice Text

PAL-MAR WATER CONTROL DISTRICT NOTICE OF CHANGE OF DATE OF REGULAR BOARD MEETING NOTICE IS HEREBY GIVEN that the Pal-Mar Water Control District ("District") will hold a Regular Board Meeting ("Meeting") at 9:30 a.m. on April 5, 2023, in the Martin County Commission Chambers, Administrative Center located at 2401 SE Monterey Road, Stuart, Florida 34996, instead of April 6, 2023, as previously advertised. The purpose of the Regular Board Meeting is to transact any business to properly come before the Board. A copy of the Agenda for this meeting may be obtained from the District's website at www.palmarwcd.org or by contacting the District Manager at 561-630-4922 and/or toll free at 1-877-737-4922. The Meeting may be continued as found necessary to a time and place specified on the record. If any person decides to appeal any decision made with respect to any matter considered at this Meeting, such person will need a record of the proceedings and such person may need to ensure that a verbatim record of the proceedings is made at his or her own expense and which record includes the testimony and evidence on which the appeal is based. In accordance with the provisions of the Americans with Disabilities Act, any person requiring special accommodations or an interpreter to participate at this Meeting should contact the District Manager at 561-630-4922 and/or toll free at 1-877-737-4922 at least seven (7) days prior to the date of the Meeting. Meetings may be cancelled from time to time without advertised notice. Pal-Mar Water Control District www.palmarwcd.org Pub March 27th 2023 TCN5639056

PAL MAR WATER CONTROL DISTRICT
REGULAR BOARD MEETING
JANUARY 17, 2023

A. CALL TO ORDER

District Manager Michael McElligott called the January 17, 2023, Regular Board Meeting of the Pal Mar Water Control District to order at 9:30 a.m. in the Martin County Commission Chambers, 2401 SE Monterey Road, Stuart, Florida 34996.

B. PROOF OF PUBLICATION

District Manager Michael McElligott offered Proof of Publication which showed that notice of the Regular Board Meeting had been published in *The Palm Beach Post* and in *The Stuart News* on 12/29/2022, as legally required.

C. ESTABLISH QUORUM

A quorum was established with the following attendees:

Commissioner Maria Marino	Present
Commissioner Sarah Heard	Present
George Stokus	Present
Bob Berman	Present
Lewis Lolmaugh	Present

Also, in attendance were staff members:

District Manager Michael McElligott	Special District Services, Inc
General Counsel Mary Viator	Caldwell & Pacetti, P.A.
District Engineer Bob Higgins	Higgins Engineering
Betsy Burden	Caldwell & Pacetti, P.A.
Bill Doney	Caldwell & Pacetti, P.A.

Also, in attendance were several landowners and members of the public.

D. ADDITIONS OR DELETIONS TO THE AGENDA

Mrs. Viator noted that with Commissioner Heard replacing Commissioner Jenkins on the Board, it would be appropriate to swear her in. Mrs. Viator swore in Commissioner Heard.

Mr. Burman asked why we were meeting today, since the Board had decided a it's last meeting so cancel the December and January Board meetings. Mr. McElligott explained that he had received calls and emails from Mr. Fox, an attorney with Martin County, regarding matters that needed to be come before the Board before the next scheduled

PAL MAR WATER CONTROL DISTRICT
REGULAR BOARD MEETING
JANUARY 17, 2023

meeting in February. Mr. Stokus explained that the request originated from him, to Mr. Fox, but there was some confusion on the reason for urgency.

E. APPROVAL OF MINUTES

1. November 3, 2022, Regular Board Meeting

Mr. McElligott pointed out the August 22, 2022, Regular Board Meeting minutes in the meeting book. There was a **motion** made by Commissioner Heard, seconded by Mr. Stokus, to approve the minutes as presented. The **motion** carried **5-0**.

F. STATUS REPORTS

1. Legal – Status Report

District Attorney, Mary Viator, stated that all her items have their own agenda item later in the meeting.

2. Engineer – Status Report

District Engineer, Mr. Higgins, stated that all his items are agenda items later in the meeting.

3. District Manager Report

District Manager, Mr. McElligott, stated that all his items are agenda items later in the meeting.

4. Field Maintenance Report

Mr. Gazza stated that all the mowing was done by Mr. Wallace. That being said, Mr. Gazza did note that there are some additional canal banks that he feels need some mowing. He also said there are a few culverts that appear to be caved in and need to be repaired. .

G. OLD BUSINESS

1. Update Regarding Litigation

Mrs. Viator stated that there is nothing new to report since the last meeting. Mr. McElligott updated the Board that there have been no delinquent funds received since the final judgement.

PAL MAR WATER CONTROL DISTRICT
REGULAR BOARD MEETING
JANUARY 17, 2023

2. Update on Mowing

Mr. McElligott confirmed what Mr. Gazza stated earlier that the mowing had been completed by Mr. Wallace per the contract, and that all payments have been made.

3. Update on Conversation with FDOT & SFWMD Regarding Flooding Caused by Beeline Highway Project

Mr. Higgins informed the Board that he did receive some information from Marin County, and that the old aerials do confirm there was a lot less vegetation years ago. Mr. Berman explained that he appreciates the historical information received from Martin County, but that does not change the fact that there is currently water draining on to landowners' property as a result of the Beeline Highway project. There was some discussion. Mr. Higgins said he was included and received some of the plans for the Beeline project and he was aware there would be some drainage back onto Pal-Mar WCD landowner's property, which it did historically. The question is whether the rate or volume are more than what happened historically. Mr. Higgins stated that he will need to still get with DOT for that information.

4. Update Regarding Trailside Culvert

Mr. McElligott updated the Board that he did speak with the owner of the Trailside property, however, he is a new owner and had nothing to do with the culvert. The culvert is in Pal-Mar WCD boundaries. Mr. McElligott and Mr. Higgins both confirmed that the current address listed at the County as the owner of the Pal-Mar WCD property where the culvert is located is not up to date and therefore difficult to know where to send a notice. There was some discussion among the Board, and due to the low cost to just remove it ourselves, the Board decided to have Mr. Gazza remove it at the price he had stated in a prior meeting of \$500. Mrs. Viator suggested we can post a physical notice at the location for a minimum of 2 weeks to give notice to the landowner. Mr. Gazza also stated that since most of the dirt on top has been washed away, he can remove the culvert as part of his normal maintenance work.

After Board discussion, there was a **motion** by Mr. Stokus, with a second by Commissioner Heard, to have Mr. Gazza remove the illegal culvert after posting notice to the landowner at the site for a minimum of 2 weeks. That **motion** passed **5-0**.

H. NEW BUSINESS

- 1. Consider Adopting Caldwell & Pacetti, P.A. Memo from November Meeting as Official Policy**

PAL MAR WATER CONTROL DISTRICT
REGULAR BOARD MEETING
JANUARY 17, 2023

Mr. Stokus gave a quick review of the memo itself. There was then a **motion** made by Mr. Stokus, with a second by Commissioner Heard, to adopt the memo as official policy of Pal-Mar WCD. There was then discussion before a vote.

Mr. Lolmaugh asked if the works of the district referenced in the memo included the Pal-Mar WCD easements. Mr. Doney clarified that the works are what is constructed in the easements. Mrs. Viator added that the works of the district are the improvements listed in the Water Control Plan of the district. Mr. Lolmaugh asked about mowing the flat area adjacent to the canal. Mr. Higgins commented that the canal includes a maintenance easement that extends out past just the canal itself.

There was some discussion regarding the different easements and Mrs. Viator explained that there are canal, access, and levee easements. There is a unique levee easement that was dedicated to the public, whereas the other easements are just to Pal-Mar WCD. Mr. Stokus asked what rights the public has to the public levee? Mr. Berman reminded the Board that Pal-Mar WCD has nothing to do with access, granting or restricting. Mr. Stokus asked if the public has rights to that levee, could they take a backhoe to it? Mrs. Viator said no, Pal-Mar WCD and the public have the right to utilize that levee in conjunction with each other.

There was also some discussion regarding the term public vs landowner. Mr. Doney explained that public means general public and is different from landowner. Mr. Berman commented that one of his only issues with the memo is that it does not get into the rights and obligations to the landowners enough. Commissioner Marino asked about restricting access to easements for the works of the District. Mrs. Viator said yes, but only to the easements dedicated to Pal-Mar WCD, not the one dedicated to the public.

There was some discussion whether this memo as it is should be adopted as policy or if the district attorney should come back with a memo that is more specific and clear for policy. Mr. Stokus said he is fine with the memo as is, and wishes to keep his original motion, and Commissioner Heard as the second agrees. There was a suggestion that the District Attorney could bring updates to the policy to future meetings for the Board to consider.

After the Board discussion, the original **motion** by Mr. Stokus, seconded by Commissioner Heard, to adopt the memo as presented carried **3-2**, with Mr. Berman and Mr. Lolmaugh dissenting.

2. Consider Hiring Off Duty Officers to Protect the Works of the District

Mr. Stokus would like to hire off duty Martin County or Palm Beach County not to police, but to protect the works of the districts. Possibly hire them for Fridays through

PAL MAR WATER CONTROL DISTRICT
REGULAR BOARD MEETING
JANUARY 17, 2023

Sundays. Mr. Lolmaugh asked what we would be getting for the cost with no policing powers. Commissioner Marino asked if they would be able to issue tickets. Mrs. Viator said they can ticket or trespass someone if they are damaging the works of the district which could include cutting locks or gates, or driving a truck on the works, but not just walking on the works. Mrs. Viator just wants to make sure the Board is clear that this is protecting the works, not providing security for the landowners. Mr. Berman commented that we need to be careful with the gray areas as it relates to the underlying landowners being trespassed on their land.

After discussion, a **motion** was made by Mr. Stokus, with a second from Commissioner Heard to direct staff to get quotes from Martin County SO and Palm Beach County SO for off duty officers for security for the works of the District. That **motion** carried **4-0**, with Mr. Berman dissenting.

3. Consider Adding a Pipe Gate to Control Access Coming Off of Beeline Highway

Mr. Stokus would like to get quotes to place a pipe gate on Pal-Mar WCD land at the access point coming off Beeline Highway. Mr. Lolmaugh asked if this is the area where we cut down the Australian pine trees recently. Mr. Stokus was not sure and asked Mr. Mike Yustin to come describe the area. Mr. Yustin said yes, that is the area. Mr. Lolmaugh said there is already a chain there with a lock that seems to be fine. Mr. Yustin said this would be more of a barricade than the existing chain. Mrs. Viator commented that she would want to look at the type of ownership the District has on the property.

After the discussion, a **motion** was made by Mr. Stokus, with a second from Commissioner Heard to direct the District Attorney to identify the exact type of ownership of the subject property and to direct the District Engineer to work with Mr. Yustin from Martin County on the appropriate type of structure so the District can get quotes for the installation of the structure for the Board to consider at a future meeting . That **motion** carried **5-0**.

4. Consider Termination of Current Funding Agreement and Maintenance Agreement

Mr. Stokus thanked Mr. Gazza for his work as the district maintenance supervisor. That said, Mr. Stokus feels it would be best to terminate both the funding agreement with Be A Man Buy Land and the maintenance contract with Lumberjack, both pursuant to their terms, and look at going through the process to hire a new maintenance contractor, which is part of a future agenda item on today's agenda. Mr. Berman commented that he feels this is ridiculous to consider since the District is currently getting free maintenance with good work being done. Mr. Lolmaugh commented that he feels it would be better to wait until we have a new maintenance contract in place before terminating the current one.

PAL MAR WATER CONTROL DISTRICT
REGULAR BOARD MEETING
JANUARY 17, 2023

There was a lot of Board discussion regarding the timing. Mr. Stokus said he would consider terminating just the funding agreement and keep the maintenance agreement in place as is for now. Mr. Gazza stated he would agree to terminate the funding agreement immediately, if the Board so chooses.

After the discussion, a **motion** was made by Mr. Stokus, with a second from Commissioner Heard to only terminate the Funding Agreement with Be A Man Buy Land at this time. That **motion** carried **4-1**, with Mr. Berman dissenting.

5. Consider Going Out to Bid for a New Maintenance Contractor

Mr. Stokus stated that he would like staff, including Mr. Gazza, to come up with a scope of work so that the District can go out to bid for a new maintenance contractor. There was a lot of discussion regarding a mowing schedule and cleaning of the culverts. Mr. Gazza broke the scope into 3 main categories, with culvert cleaning being done monthly, the tops of the levees being mowed quarterly, and the canal banks and vertical overgrowth being mowed twice a year. Mr. Lolmaugh commented that he felt like the frequency of the mowing being suggested might be a little too much, that he felt like the previous method of just once a year mowing was fine.

After the discussion, a **motion** was made by Mr. Stokus, with a second from Commissioner Heard, to use the scope of work proposed by Mr. Gazza to prepare and go out to bid for a new maintenance contract. That **motion** carried **4-1**, with Mr. Berman dissenting.

6. Discussion Related to Who Should be Designated by the Board to Inspect Maintenance

Mr. Lolmaugh stated that in the past, the District had a maintenance supervisor that would bring items to the Board on a case-by-case basis for the Board to decide on. There was discussion about going out to bid for a maintenance supervisor position. Mr. Berman suggested the Board just direct Mr. Higgins to do this work. Mr. Stokus asked if that work would be billed at the engineer's hourly rate. Mr. Higgins said no, the work would be done by an inspector with his office and billed at the inspector rate, which is lower. Mr. Stokus stated that it might be best for Mr. Higgins to submit the hourly rate for his inspector and to get an hourly rate quote from an outside, 1099 contractor to compare.

After the discussion, a **motion** was made by Mr. Stokus, with a second from Commissioner Heard to have Mr. Higgins bring back to the Board the hourly rate of his in-house inspector, and to direct staff to get an hourly rate quote from a 1099 contractor to bring to the Board for comparison. That **motion** carried **5-0**.

7. Discussion on Creating a List of Potential Drainage Projects

PAL MAR WATER CONTROL DISTRICT
REGULAR BOARD MEETING
JANUARY 17, 2023

Mr. Berman explained that the maintenance over the last 40 years has mainly consisted of mowing, but there are other things that need to be done regarding all the works of the district. Mr. Berman would like to comprise a list of everything that needs to be done to fully restore the drainage system. Commissioner Marino asked if this would be part of the maintenance supervisor. Mrs. Viator said this would fall under the responsibilities of the District Engineer. Mr. Higgins stated that a similar task to this was just done a few years ago. Mr. Gazza stated that most of the problem areas have been corrected and are in good shape now. Mr. Higgins stated that he can work on a map to aid in this discussion going forward.

8. Consider the Implementation of the Approved Plan of Reclamation

Mr. Berman explained that is an Approved Plan of Reclamation, also referred to as the Water Control Plan. There were legal positive outfall issues that were resolved years ago. Mr. Berman stated that the only remaining issue is to get permitting. With the influx of funds coming soon, Mr. Berman believes it is time for Pal-Mar WCD to implement the plan. Commissioner Marino stated she is not familiar enough with the plan to discuss it today, that she will need to review the plan before making any decisions.

After some discussion between the Board and staff, the Board directed Mr. Higgins to put together something that would show what it would take to implement the plan.

I. ADMINISTRATIVE MATTERS

1. Financial Report

Mr. McElligott pointed out the financial report in the Board book and reviewed it for the Board. Mr. McElligott stated that as of now, no additional delinquent assessments from prior years have been paid. Mr. Berman reminded the Board that with the payments made last June regarding joint SFWMD and Martin County lands, the properties located in Palm Beach County paid late penalties, but the land in Martin County did not. Mrs. Viator reminded Mr. Berman that the penalties applied to delinquent assessments are at the discretion of the County Tax Collector and Property Appraiser. There was no action needed for this item.

2. Consider Invoices

The invoices were approved, as presented, on a **motion** made by Mr. Berman, seconded by Commissioner Heard, and the **motion** carried **5-0**.

J. LANDOWNER ITEMS

PAL MAR WATER CONTROL DISTRICT
REGULAR BOARD MEETING
JANUARY 17, 2023

Mr. Gazza asked that, as it pertains to the Board hiring off duty officers to protect the works of the district, are these officers going to trespass landowners who park vehicles on their own property? The Board should look into that.

Mr. Beaton commented that as it pertains to the flooding coming from Beeline, aerial photos don't give the whole picture. He has NRCS soil maps that used to show his soil as upland soil, but now his soil is showing signs of wetland soil. Mr. Beaton stated that he pays for drainage through his assessments and would like to receive that drainage.

K. COMMENTS FROM THE PUBLIC FOR ITEMS NOT ON THE AGENDA

Regina Wood commented that she supports the hiring of off duty officers to protect the works of the District. Also, she stated that she hopes Martin County and Palm Beach County continue any programs to purchase the lands for conservation.

L. BOARD MEMBER COMMENTS

Mr. Lolmaugh just wanted to state that Mr. Wallace did a good job mowing and that if there were any items not mowed it was at Mr. Lolmaugh's direction in the field.

Mr. Lolmaugh also asked for clarification on the matter regarding Mr. Beaton's culverts that go in and out of the district. Mr. Higgins stated that SFWMD has given the signoff that those culverts are fine, that they have no impact. Mr. Lolmaugh just wanted to make sure there was not any precedent being set by allowing it. Mr. Berman stated that Mr. Beaton has done everything Pal-Mar WCD has asked of him other than getting the original permits before installing. SFWMD has confirmed that the culverts have no impact on Pal-Mar WCD, they are just equalizing culverts. At this point this matter relating to Mr. Beaton has been settled. Anything else like this that comes up in the future will come before the Board so there is no precedent set.

Commissioner Marino thanked Mr. Lolmaugh for his work with the mowing.

There was a discussion related to upcoming meetings. Since we are meeting so late in January, there would be no need for the scheduled early February meeting. And because of the fairly large maintenance contract going out for RFP, Mr. McElligott suggested we cancel the early March meeting to give ample time for reposes. After looking at calendars, it was determined that the April meeting would need to be moved from April 6th to April 5th to accommodate the full Board.

PAL MAR WATER CONTROL DISTRICT
REGULAR BOARD MEETING
JANUARY 17, 2023

There was a **motion** by Mr. Stokus, with a second from Commissioner Heard, to cancel the scheduled February and March meetings, and to move up the April meeting to April 5th at its normal time and location. That **motion** carried **5-0**.

M. ADJOURNMENT

There being no further business to come before the Board, at 12:11 am a **motion** to adjourn the meeting was made by Commissioner Marino, with a second by Commissioner Heard. The **motion** carried unanimously.

Secretary/Assistant Secretary

Chair/Vice-Chair



Landscape Maintenance Proposal

Pal Mar Water Control District

Scope of Work:

CLEANING AND MOWING MAINTENANCE

Prepared for:

Pal Mar Water Control District

2501A Burns Road

Palm Beach Gardens, FL 33410

Pal Mar Water Control District

March 21th 2023
Pal Mar Water Control District

*Specializing in South Florida HOA
Landscape Service for 30 years*

Pal Mar Water Control District:

BrightView is pleased to submit a professional maintenance proposal for Pal Mar Water Control District. Based on our history servicing special district, as well as BrightView's 70 year service history, we will focus on being pro-active, providing consistent, high quality service, maintaining plant material health, strong contractor capabilities, fair pricing, and constant, written communication between your special district, and the local BrightView team.

The enclosed proposal was developed based on feedback and our experience. Our skilled team will continue to achieve your landscape goals and keep your property looking its best. Again, our service commitment will include these areas as a high priority for Pal Mar Water Control District:

Consistency
Communication
Hiring Practices

As an experienced partner delivering both local expertise and national resources, we understand how a well-maintained landscape adds to your property value and contributes to your success as a community. When you partner with BrightView, you will have a team of local professionals right here in the Palm Beaches and Treasure Coast who are dedicated to the careful stewardship of your natural area, its enduring beauty and the overall health.

Thank you for the opportunity to submit this proposal. I will follow up with you in the next few days to answer any questions you may have. Feel free to contact me at 772-301-8620 or by email at daryn.juhasz@brightview.com.

Sincerely,

Daryn Juhasz
Business Developer



COMMUNICATION CONTINUED

We also keep you “in the loop” throughout each month. For example, we will provide calendars such as the example below that will keep your community members up to date with the activities that will be happening across your property during that month.

Monthly Calendar
EXAMPLE

Monthly Schedule of Services

MARCH 2020

BrightView³

ABBY BRODIE 0

Calendar

Monday 3/2/2020	Tuesday 3/3/2020	Wednesday 3/4/2020	Thursday 3/5/2020	Friday 3/6/2020	Saturday 3/7/2020
WEED CONTROL		MOW SERVICE WEED CONTROL	MOW SERVICE WEED CONTROL		
3/9/2020	3/10/2020	3/11/2020	3/12/2020	3/13/2020	3/14/2020
		IRRIGATION	IRRIGATION	IRRIGATION	
3/16/2020	3/17/2020	3/18/2020	3/19/2020	3/20/2020	3/21/2020
IRRIGATION DETAIL/TRIM	IRRIGATION DETAIL/TRIM WEED CONTROL	MOW SERVICE IRRIGATION DETAIL/TRIM WEED CONTROL	MOW SERVICE IRRIGATION DETAIL/TRIM	IRRIGATION DETAIL/TRIM	
3/23/2020	3/24/2020	3/25/2020	3/26/2020	3/27/2020	3/28/2020
WEED CONTROL	WEED CONTROL	IRRIGATION	IRRIGATION	IRRIGATION	
3/30/2020	3/31/2020	4/1/2020	4/2/2020	4/3/2020	4/4/2020
		MOW SERVICE	MOW SERVICE		

HIRING PRACTICES

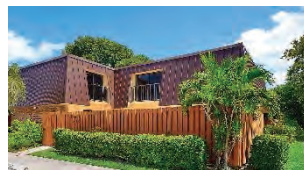
We understand that well trained and tenured team members provide outstanding quality and customer service. Every gardener on your team is required to complete our certification program, which prepares your crew with the skills to perform quality work, safely and to your complete satisfaction.

A Safe Community and Workplace is Our Priority

The safety and well-being of Pal Mar Water Control District, your property visitors, and our employees is of paramount importance to our operation. Below are measures we employ to maintain a safe working environment on and off your property.

Preserving a Safe Environment:

- Criminal background checks
- E-Verification
- Initial and random driving record checks
- Initial and random drug/alcohol screenings
- Fully uniformed crews with safety vests
- BrightView logo clearly displayed on vehicles
- “How’s my driving?” stickers on vehicles
- Required use of cones to demark safety zone



Crew Safety:

- Monthly Rodeo Trainings on all equipment
- Extensive driver safety certification program
- New hire safety orientation
- Certification required to use all power equipment
- Reward system for safety compliance
- Mandatory weekly field crew safety meetings
- Weekly management safety calls
- OSHA Regulated-accurate and transparent
- PPE provided – Earplugs, Uniform, Vests, Safety Goggles, Life Jackets, Chaps, Gloves and Masks.



BRIGHTVIEW: YOUR E-VERIFIED EMPLOYER

The image shows a Form I-9, Employment Eligibility Verification, from the U.S. Department of Homeland Security, U.S. Citizenship and Immigration Services. The form is titled "Employment Eligibility Verification" and includes a header with the DHS logo and the text "Form I-9". The form contains several sections for providing employee information, including name, address, date of birth, and date of hire. It also includes checkboxes for identifying the employee as a U.S. citizen, permanent resident, or temporary lawful permanent resident. A large blue "I-9 FORM" watermark is overlaid diagonally across the form.

- Ensures 100% compliance with all labor and immigration laws. BrightView is enrolled in E-Verify in every state we operate.
- The organization's participation in E-Verify improves our ability to ensure the individuals we hire and are working on our client's sites are authorized to work in the United States.
- Additionally, E-Verify is only a portion of our robust employment verification program. The program includes a consistent policy and process enterprise-wide, as well as regular training of our staff and semi-annual auditing to maintain compliance with labor and immigration regulations.

SUMMARIZED SCOPE OF SERVICES

Pal Mar Water Control District

Scope of Work

Scope of Work	Frequency	Monthly	Yearly
<p>CLEANING CULVERTS AND CANALS- Cleaning of the culverts and canals twelve (12) times per year, once per month. Clear and repair all culverts, canals, ditches and levees from overgrowth/debris.</p> <p>*Priced at the rate of \$125 per man hour. Collapsed or damaged culverts in need of repair shall be appraised to determine the cost of repair or replacement. Estimate and detailed proposal of materials and labor provided on an as needed basis. This has been determined after driving the canal banks and making a visual assessment on 3/14/2023 with Lewis Lolmaugh.</p>	As needed		\$125.00 per hour
<p>B. MOWING THE TOPS OF THE LEVEES:</p> <p>1) Mowing of the tops of the levees four (4) times per year, once every three (3) months. Mow levees to a height of 6".</p> <p>*The general services to be rendered consist of the following and encompass approximately 313,500 LF of mowing both sides (ie, 156,750 LF of canal or 29.7 miles) and 15,250 LF of one side mowing or 2.9 miles. 15' average width of levee tops.</p>	4 Times a year		\$152,000.00
<p>C. MOWING CANAL BANKS AND VERTICLE CUTTING OF OVERGROWTH:</p> <p>1) Mowing the canal banks and vertical cutting of overgrowth two (2) times per year, once every six (6) months. Mow Canal Banks to height of 6". Vertically trim landward edge of levee.</p> <p>*Vegetation vertical cutting shall be reduced to the Pine Tree line or to maintain a clear line of vision allowing clear path of access for maintenance vehicles, equipment, emergency vehicles and law enforment. This has been determined after driving the canal banks and making a visual assessment on 3/14/2023 with Lewis Lolmaugh.</p>	2 Times a year		\$76,000.00

Scrutinized Company Certification

I hereby swear or affirm that as of the date below this company is not listed on a Scrutinized Companies list created pursuant to 215.4725, 215.473, or 287.135, Florida Statutes. Pursuant to 287.135, Florida Statutes I further affirm that:

1. This company is not participating in a boycott of Israel such that is not refusing to deal, terminating business activities, or taking other actions to limit commercial relations with Israel, or persons or entities doing business in Israel or in Israeli-controlled territories, in a discriminatory manner.
2. This Company does not appear on the Scrutinized Companies with Activities in Sudan List where the State Board of Administration has established the following criteria:
 - a. Have a material business relationship with the government of Sudan or a government-created project involving oil related, mineral extraction, or power generation activities, or
 - b. Have a material business relationship involving the supply of military equipment, or
 - c. Impart minimal benefit to disadvantaged citizens that are typically located in the geographic periphery of Sudan, or
 - d. Have been complicit in the genocidal campaign in Darfur.
3. This Company does not appear on the Scrutinized Companies with Activities in the Iran Petroleum Energy Sector List where the State Board of Administration has established the following criteria:
 - a. Have a material business relationship with the government of Iran or a government-created project involving oil related or mineral extraction activities, or
 - b. Have made material investments with the effect of significantly enhancing Iran's petroleum sector.
4. This Company is not engaged in business operations in Cuba or Syria.

VENDOR/COMPANY NAME: BrightView Landscape Services, Inc.

SIGNATURE and DATE: 3/21/23 *Darren McDonough*

NAME AND TITLE: Darren McDonough/ SVP

The scrutinized company list is maintained by the State Board of Administration and available at <http://www.sbafla.com/>



CERTIFICATE OF LIABILITY INSURANCE

DATE(MM/DD/YYYY)
09/22/2022

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Aon Risk Services Central, Inc. Philadelphia PA Office 100 North 18th Street 15th Floor Philadelphia PA 19103 USA	CONTACT NAME: PHONE (A/C. No. Ext): (866) 283-7122 FAX (A/C. No.): (800) 363-0105	
	E-MAIL ADDRESS:	
INSURER(S) AFFORDING COVERAGE		NAIC #
INSURED Brightview Landscape Services, Inc. Location #35300 13710 Okeechobee Blvd Palm Beach FL 33470 USA	INSURER A: ACE American Insurance Company 22667	
	INSURER B: American Guarantee & Liability Ins Co 26247	
	INSURER C:	
	INSURER D:	
	INSURER E:	
	INSURER F:	

Holder Identifier :

COVERAGES **CERTIFICATE NUMBER: 570095425408** **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS. **Limits shown are as requested**

INSR LTR	TYPE OF INSURANCE	ADDITIONAL INSURED	SUBROGATED	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input checked="" type="checkbox"/> LOC OTHER:			XSLG47318397 SIR applies per policy terms & conditions	10/01/2022	10/01/2023	EACH OCCURRENCE \$2,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$2,000,000 MED EXP (Any one person) \$10,000 PERSONAL & ADV INJURY \$2,000,000 GENERAL AGGREGATE \$5,000,000 PRODUCTS - COMP/OP AGG \$5,000,000
A	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY			ISA H1071333A	10/01/2022	10/01/2023	COMBINED SINGLE LIMIT (Ea accident) \$1,000,000 BODILY INJURY (Per person) BODILY INJURY (Per accident) PROPERTY DAMAGE (Per accident)
B	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> DED <input type="checkbox"/> RETENTION			AUC508596818	10/01/2022	10/01/2023	EACH OCCURRENCE \$1,000,000 AGGREGATE \$1,000,000
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR / PARTNER / EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below			WLR50687302 WC - AOS SCFC50687405 WC - WI	10/01/2022 10/01/2022	10/01/2023 10/01/2023	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTHER E.L. EACH ACCIDENT \$2,000,000 E.L. DISEASE-EA EMPLOYEE \$2,000,000 E.L. DISEASE-POLICY LIMIT \$2,000,000

Certificate No : 570095425408

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

CERTIFICATE HOLDER	CANCELLATION
Brightview Landscape Services Inc. 13710 Okeechobee Blvd. Loxahatchee FL 33470 USA	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE <i>Aon Risk Services Central, Inc.</i>

March 20, 2023

Palm Mar Water Control District
Re: Cleaning and Mowing Maintenance
Attn: Michael McElligott
mmcelligott@sdsinc.org

Prepared for:
Palm Mar Water Control District
2501A Burns Road
Palm Beach Gardens, FL 33410

Prepared By:
Lumberjack Land Management, LLC
4260 Southeast Federal Highway
Stuart, FL 34997

1. Cleaning culverts and Canals:

Cleaning of the culverts and canals twelve (12) times per year, once per month. Clear and repair all culverts, canals, ditches and levees from overgrowth/debris.

Amount per year: \$1

2. Mowing the tops of the levees:

Mowing of the tops of the levees four (4) times per year, once every three (3) months. Mow levees to a height of 6".

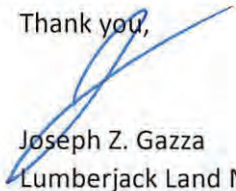
Amount per year: \$1

3. Mowing canal banks and vertical cutting of overgrowth:

Mowing the canal banks and vertical cutting of overgrowth two (2) times per year, once every six (6) months. Mow canal banks to height of 6". Vertically trim landward edge of levee.

Amount per year: \$1

Thank you,



Joseph Z. Gazza
Lumberjack Land Management, LLC

MARTIN COUNTY BUSINESS TAX RECEIPT

2022 / 2023



EXPIRES: September 30, 2023

Account #: 20200784

Honorable Ruth Pietruszewski
Martin County Tax Collector

Location: 4260 SE FEDERAL HIGHWAY
Business Description: LANDSCAPING BUSINESS
Business Phone: 7725464101
NAICS Code: 561730
State License:

Business Name: LUMBERJACK LAND MANAGEMENT, LLC
Owner Name: LUMBERJACK LAND MANAGEMENT, LLC
LUMBERJACK LAND MANAGEMENT, LLC
4260 SE FEDERAL HIGHWAY
STUART, FL 34997

This receipt is a local business tax only. This receipt is in addition to and not in lieu of any other license required by law or local ordinance and is subject to regulations of zoning, health, contractor licensing, and other lawful authority.

Paid Date 07/13/2022
Receipt Number
807-21-00214276

Tax Amount	Transfer Fee	Sub-Total	Penalty	Prior Years	Collection Cost	Total Paid
26.25	0.00	26.25	0.00	0.00	0.00	26.25

Ruth Pietruszewski · Martin County Tax Collector

Website:
MartinTaxCollector.com

3485 SE Willoughby
Blvd. Stuart, FL 34994

Phone:
(772)288-5600

**To renew your Business Tax Receipt, visit our payment menu
at martintaxcollector.com.**

Contact our office by email at btdept@martintax.us if any of the following changes occur with your business:

- Business Name
- Ownership
- Physical Location
- Mailing Address
- Closing your Business

Dear Business Owner:

The law requires this business tax receipt to be displayed conspicuously at the place of business in such a manner that it can be open to the view of the public and subject to inspection by all duly authorized officers of the County.

Pursuant to Florida law, all Local Business Tax Receipts shall be sold by the Tax Collector beginning July 1 of each year and shall expire on September 30 of each succeeding year. Those Local Business Tax Receipts renewed beginning October 1 shall be delinquent and subject to a delinquency penalty of 10 percent in the month of October. An additional 5 percent penalty for each month of delinquency is added until paid, provided that the total delinquency penalty shall not exceed 25 percent of the Local Business Tax for the delinquent establishment. A \$250 penalty will be applied 150 days from the initial notice, plus collection costs.

Annual account notices are mailed on July 1 to the address of record at that time.

Regardless of amount due all receipts must be renewed or delinquent fees will apply.

Do you qualify for an exemption? Visit our website <https://martintaxcollector.com/local-business-tax/> for details on Business Tax Receipt Exemptions. An application is required.

If you have any questions please contact our office at btdept@martintax.us or (772)288-5600.



ANNE M. GANNON
CONSTITUTIONAL TAX COLLECTOR
Serving Palm Beach County
Serving you.

P.O. Box 3353, West Palm Beach, FL 33402-3353
 www.pbctax.com Tel: (561) 355-2264

****LOCATED AT****

4260 Southeast FEDERAL HWY
 STUART, FL 34997

TYPE OF BUSINESS	OWNER	CERTIFICATION #	RECEIPT #/DATE PAID	AMT PAID	BILL #
56-0027 LANDSCAPING	LUMBERJACK LAND MANAGEMENT LLC		B22.596423 - 07/08/22	\$33.00	B40173281

This document is valid only when receipted by the Tax Collector's Office.

STATE OF FLORIDA
PALM BEACH COUNTY
2022/2023 LOCAL BUSINESS TAX RECEIPT

LBTR Number: 2020129705
EXPIRES: SEPTEMBER 30, 2023

This receipt grants the privilege of engaging in or managing any business profession or occupation within its jurisdiction and **MUST** be conspicuously displayed at the place of business and in such a manner as to be open to the view of the public.



24
6 - 6634

LUMBERJACK LAND MANAGEMENT LLC
 LUMBERJACK LAND MANAGEMENT LLC
 4260 SE FEDERAL HWY
 STUART FL 34997-4937



No. GL 1147046

NAMED INSURED AND ADDRESS:
LUMBERJACK LAND MANAGEMENT LLC
4260 SE FEDERAL HWY
STUART, FL 34997

POLICY PERIOD: (MO. DAY YR.) From: 05/01/2022 To: 05/01/2023

12:01 A.M. STANDARD TIME AT YOUR MAILING ADDRESS SHOWN ABOVE

FORM OF BUSINESS: Limited Liability Company

BUSINESS DESCRIPTION: Contractor

IN RETURN FOR THE PAYMENT OF THE PREMIUM, AND SUBJECT TO ALL THE TERMS OF THIS POLICY, WE AGREE WITH YOU TO PROVIDE THE INSURANCE AS STATED IN THIS POLICY.

THIS POLICY CONSISTS OF THE FOLLOWING COVERAGE PARTS FOR WHICH A PREMIUM IS INDICATED. THIS PREMIUM MAY BE SUBJECT TO ADJUSTMENT.

	PREMIUM
Commercial Liability Coverage Part	\$550.00
FIGA Surcharge	\$3.85
TOTAL:	\$553.85

Coverage Form(s) and Endorsement(s) made a part of this policy at time of issue
See Endorsement EOD (1/95)

Agent: JOHNSON & JOHNSON, INC. (1309)
PO Box 899
Charleston, SC 29402

Issued: 04/28/2022 3:17 PM

Broker: Royal Brokerage
1 John St Ste 200
Babylon, NY 11702

By: 
Authorized Representative

UPD (08-07) THESE DECLARATIONS TOGETHER WITH THE COMMON POLICY CONDITIONS, COVERAGE PART DECLARATIONS, COVERAGE PART COVERAGE FORM(S) AND FORMS AND ENDORSEMENTS, IF ANY, ISSUED TO FORM A PART THEREOF, COMPLETE THE ABOVE NUMBERED POLICY.

EXTENSION OF DECLARATIONS

Policy No. GL 1147046

Effective Date: 05/01/2022

12:01 AM STANDARD TIME AT YOUR MAILING ADDRESS

FORMS AND ENDORSEMENTS

The following forms apply to the Commercial Liability coverage part

<i>Endt#</i>	<i>Revised</i>	<i>Description of Endorsements</i>
CG0001	12/07	Commercial General Liability Coverage Form
CG0068	05/09	Recording And Distribution Of Material Or Information In Violation Of Law Exclusion
CG0220	03/12	Florida Changes - Cancellation And Nonrenewal
CG2104	11/85	Exclusion - Products-Completed Operations Hazard
CG2107	05/14	Exclusion - Access Or Disclosure Of Confidential Or Personal Information And Data-Related Liability - Limited Bodily Injury Exception Not Included
CG2109	06/15	Exclusion - Unmanned Aircraft
CG2136	03/05	Exclusion - New Entities
CG2138	11/85	Exclusion - Personal And Advertising Injury
CG2139	10/93	Contractual Liability Limitation
CG2147	12/07	Employment-Related Practices Exclusion
CG2173	01/15	Exclusion Of Certified Acts Of Terrorism
CG2294	10/01	Exclusion - Damage to Work Performed by Subcontractors on Your Behalf
IL0017	11/98	Common Policy Conditions
IL0021	09/08	Nuclear Energy Liability Exclusion Endorsement
Jacket FL	12/19	Policy Jacket
L-232s	09/05	Classification Limitation Endorsement
L-278JL	08/10	Subcontractors Exclusion - Janitorial And Lawn Care
L-419	08/05	Pre-Existing Or Progressive Damage Exclusion
L-425	05/10	Pesticide And Herbicide Exclusion
L-441	12/03	Ice And Snow Exclusion
L-500	12/17	Bodily Injury Exclusion - All Employees, Volunteer Workers, Temporary Workers, Casual Laborers, Contractors and Subcontractors
L-540	11/09	Exclusion - Exterior Work Over 50 Feet
L-549	12/07	Absolute Professional Liability Exclusion
L-599	10/12	Absolute Exclusion for Pollution, Organic Pathogen, Silica, Asbestos and Lead with a Hostile Fire Exception
L-610	11/04	Expanded Definition Of Bodily Injury
L-618C	09/09	Amendment Of Premium Audit Conditions
L-783	02/14	Amendment Of Liquor Liability Exclusion
LLQ100	07/06	Amendatory Endorsement
LLQ368	08/10	Separation Of Insureds Clarification Endorsement
TRIADN FL	09/21	Policyholder Disclosure Notice of Terrorism Insurance Coverage

COMMERCIAL GENERAL LIABILITY COVERAGE PART DECLARATIONS

Policy No. GL 1147046

Effective Date: 05/01/2022
12:01 STANDARD TIME

LIMITS OF INSURANCE

Each Occurrence Limit	\$1,000,000
Personal & Advertising Injury Limit (Any One Person/Organization)	Excluded
Medical Expense (Any One Person)	\$5,000
Damages To Premises Rented To You (Any One Premises)	\$100,000
Products/Completed Operations Aggregate Limit	Excluded
General Aggregate Limit	\$2,000,000

LIABILITY DEDUCTIBLE \$0

LOCATIONS OF ALL PREMISES YOU OWN, RENT OR OCCUPY

<i>Location</i>	<i>Address</i>	<i>Territory</i>
1	4260 Se Federal Hwy, Stuart, FL 34997	006

PREMIUM COMPUTATION

<i>Loc</i>	<i>Classification</i>	<i>Code No.</i>	<i>Premium Basis</i>	<i>Rate</i>		<i>Advance Premium</i>	
				<i>Pr/Co</i>	<i>All Other</i>	<i>Pr/Co</i>	<i>All Other</i>
1	Lawn Care Services Product	97051	1 Per Worker	Excluded	126.500	Excluded	\$550 MP
TOTAL PREMIUM FOR GENERAL LIABILITY COVERAGE PART:							\$550
(This Premium may be subject to adjustment.)							MP - minimum premium

Coverage Form(s)/Part(s) and Endorsement(s) made a part of this policy at time of issue:
See Form EOD (01/95)

THESE DECLARATIONS ARE PART OF THE POLICY DECLARATIONS CONTAINING THE NAME OF THE INSURED AND THE POLICY PERIOD.

EXHIBIT "B"

Field Maintenance Contract

This Contract entered into this 28th day of May, 2020, is between Lumberjack Land Management, LLC ("Independent Contractor"), whose address is 4260 SE Federal Highway, Stuart, Florida 34997, and the Pal Mar Water Control District ("District"), whose address is c/o Special District Services, Inc., 2501A Burns Road, Palm Beach Gardens, Florida 33410.


- 1. Duties of Independent Contractor:** The Independent Contractor shall perform maintenance duties as shown on Exhibit A attached hereto. There shall be no variance from these duties until and unless authorized by the District in writing as addendum to this Contract.
- 2. Compensation:** District agrees to pay Independent Contractor \$12,000 annually as compensation for the performance of the duties of the Independent Contractor under this Contract. This compensation shall be paid in equal monthly installments.
- 3. Basic Understanding of the Parties:** The parties acknowledge and agree that the District is a local government with a specialized single purpose of providing drainage. All of the work of the District is subject to public records, government-in-the-sunshine and related requirements. The parties understand that because the District is a local government, certain requirements and limitations apply that would not apply to a private entity.
- 4. Termination:** This Contract may be terminated with or without cause at any time by either party upon sixty (60) days prior written notice, delivered by certified U.S. mail, return receipt requested, to the addresses indicated herein, in which event all rights, duties and obligations of the parties hereto shall terminate forthwith.
- 5. Other Related Provisions and Requirements:**
 - a. Work shall be performed professionally in accordance with generally accepted standards of the trade or business.
 - b. Independent Contractor shall provide evidence of general liability insurance and property damage insurance naming the District as insured; and Workmen's Compensation insurance, if applicable; and shall indemnify the District for any wrongdoing of the Independent Contractor should the District be made a party to any litigation as to that wrongdoing.
 - c. Independent Contractor shall reimburse the District for damages by Independent Contractor to personal and/or real property owned by the District due to negligence of the Independent Contractor.
 - d. Independent Contractor is not considered an employee of the District and is responsible for payment of any and all applicable taxes.

- e. Any controversies that cannot be resolved by the parties shall be subject either to arbitration or mediation as the parties may agree and, if they cannot agree, then mediation. If mediation fails, then legal action may be instituted, and any prevailing party shall be entitled to be reimbursed for all court costs and reasonable attorney's fees incident to such legal action.
- f. Independent Contractor shall indemnify and hold harmless the District for any injury, loss or damage to person or property, including attorney fees and other costs, when caused by the Independent Contractor's own negligence or arising out of a material breach by the Independent Contractor of this Agreement.
- g. Independent Contractor shall not assign, delegate or otherwise transfer its rights and obligations as set forth in this Agreement without prior written consent of the District.
- h. Independent Contractor shall assure that no person shall be excluded on the grounds of race, color, creed, national origin, handicap, age or sex from participation in, denied the benefits of, or be otherwise subjected to discrimination in any activity under this Agreement.
- i. This Agreement may be amended only with the written approval of the parties hereto.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the date first above written.

Pal Mar Water Control District
 c/o Special District Services, Inc.
 2501A Burns Road
 Palm Beach Gardens, FL 33410

Lumberjack Land Management, LLC
 4260 SE Federal Highway
 Stuart, FL 34997

By: 
 Name: ROBERT A. BERIMAN
 Date: 5/28/2020


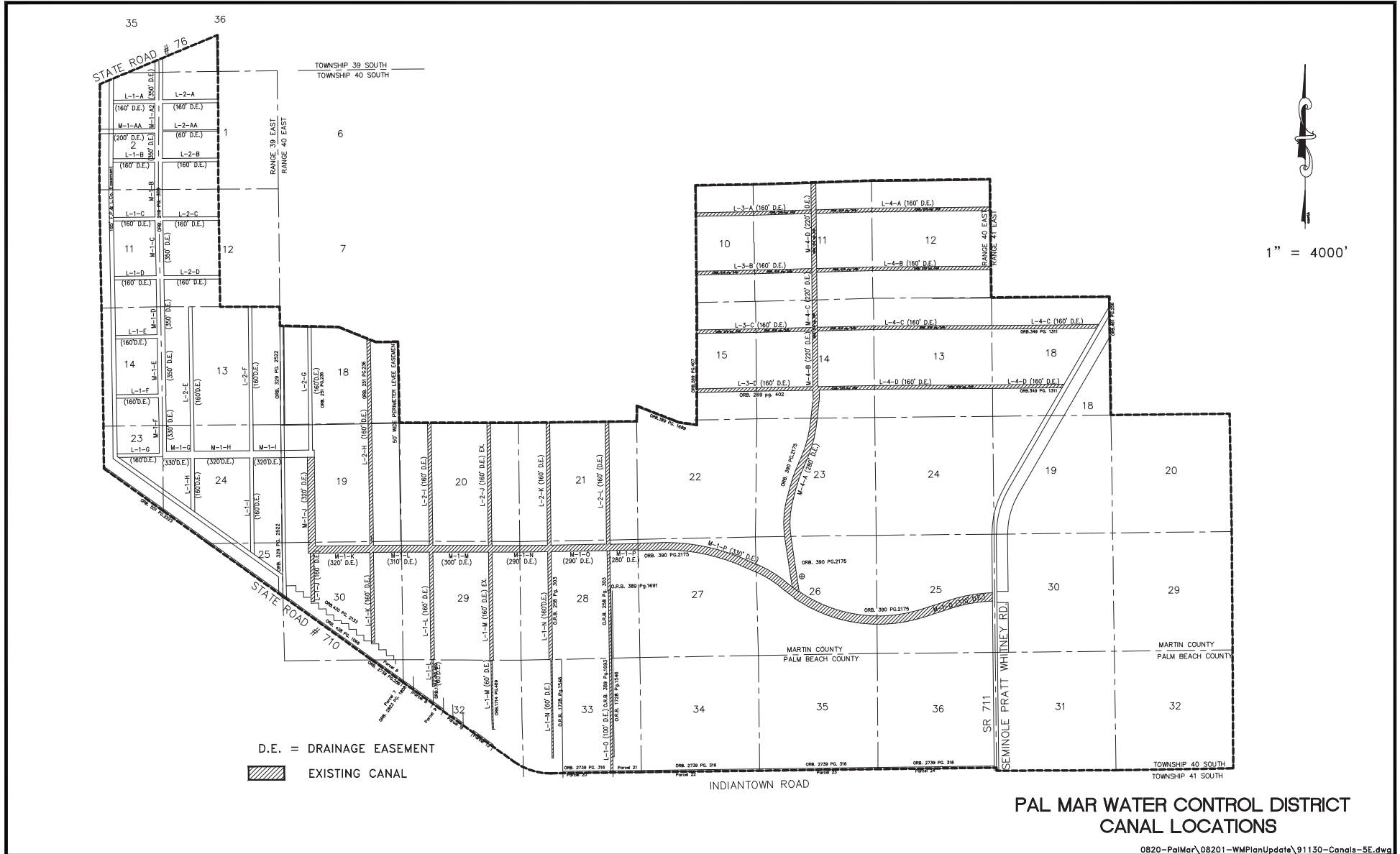
By: 
 Name: Joseph Zachary Gazzo
 Date: 5/27/20

EXHIBIT A

Monthly Scope of Maintenance Services

- 1.** Inspect the roads and canal banks for overgrowth, downed trees, debris, culvert blockages
- 2.** Mow works of the district to prevent overgrowth and clear canal banks and canals of overgrowth, downed trees, debris, culvert blockages
- 3.** Independent Contractor will use own vehicle and equipment
- 4.** Report findings, if any, at Board of Supervisors meetings

EXHIBIT "A"



PAL MAR WATER CONTROL DISTRICT
CANAL LOCATIONS

0820-PalMar\08201-WMPlanUpdate\91130-Canals-5E.dwg

EXHIBIT

Tim Wallace lawn service
16374 132nd terrace north
Jupiter Fl 33478

Estimate

Number E101

Date 3/23/2023

Bill To
Pal Mar
Water Control District
2501 Burns Road
Palm Beach Gardens, Fl , 33410

Ship To

PO Number	Terms	Customer #	Service Rep	Project
-----------	-------	------------	-------------	---------

Description	Quantity/Hours	Price/Rate	Amount
Culvert cleaning maintenance. Once per month (12) times a year. 16 culverts	12.00	\$2,400.00	\$28,800.00

Amount Paid \$0.00

Amount Due \$28,800.00

Discount \$0.00

Shipping Cost \$0.00

Sub Total \$28,800.00

Total \$28,800.00

Tim Wallace lawn service
16374 132nd terrace north
Jupiter Fl 33478

Estimate

Number E102

Date 3/23/2023

Bill To
Pal Mar
Water Control District
2501 Burns Road
Palm Beach Gardens, Fl , 33410

Ship To

PO Number	Terms	Customer #	Service Rep	Project
-----------	-------	------------	-------------	---------

Description	Quantity/Hours	Price/Rate	Amount
Levee top mowing maintenance. Mow levees (4) times a year, once every (3) months	4.00	\$26,500.00	\$106,000.00

Amount Paid \$0.00

Amount Due \$106,000.00

Discount \$0.00

Shipping Cost \$0.00

Sub Total \$106,000.00

Total \$106,000.00

Tim Wallace lawn service
 16374 132nd terrace north
 Jupiter Fl 33478

Estimate

Number **E103**

Date **3/23/2023**

Bill To
 Pal Mar
 Water Control District
 2501 Burns Road
 Palm Beach Gardens, Fl , 33410

Ship To

PO Number	Terms	Customer #	Service Rep	Project

Description	Quantity/Hours	Price/Rate	Amount
Canal bank and vertical mowing maintenance.Mow canal banks and vertical (2) times per year once every (6) months.	2.00	\$54,800.00	\$109,600.00

Amount Paid \$0.00

Amount Due \$109,600.00

Discount \$0.00

Shipping Cost \$0.00

Sub Total \$109,600.00

Total \$109,600.00



APPLICATION FOR OFF-DUTY PERMIT

All services provided by PBSO deputies within the scope of off-duty permits are regulated by applicable Florida Statutes, PBC Ordinances, PBSO General Orders/Directives, and training. It is understood that this is a non-binding agreement on PBSO as **there is no guarantee that the requested off-duty permit will be staffed.** Every effort will be made to provide staffing for your event. If your off-duty permit is not staffed, we will reimburse the payment or credit the account. You may contact the Off-Duty Permits Office during regular business hours to confirm your event has been staffed. Regular business hours are Monday - Friday, 8:30 a.m. to 5:00 p.m. Off-duty permit requests must be received a minimum of ten (10) business days prior to the event, unless exigent circumstances apply as determined by the Off-Duty Permits Office. **Requests for service with less than 10 business days prior to the event may require the premium rate, as determined by the Off-duty Permits Office supervision.** Return the application via email to PermitsDL@pbsso.org.

To cancel an off-duty permit during regular business hours, you must send an email to PermitsDL@pbsso.org. A refund/credit will be issued. **For cancellations after business hours or weekends,** call (561) 688-3400 and ask to speak to the Off-Duty Permits Supervisor.

Cancellations received within 24 hours of the event will be subject to the 4 hour minimum charge per deputy.

Note: Checks with a P.O. Box are not accepted. Florida Statutes 30.2905 & 30.51 require payment be received prior to the performance of off-duty law enforcement services.

Hourly Rates (4 Hour Minimum per Deputy) Eff. 1/1/2022			Payment Methods Upon Receipt of Invoice
Regular	Premium		<ul style="list-style-type: none"> • Check or Money Order made payable to: Palm Beach County Sheriff's Office PO Box 24681 West Palm Beach, FL 33416-4681 • Credit Card
\$ 68.00	\$ 88.00	Deputy Sheriff	
\$ 75.00	\$ 95.00	Sergeant	
\$ 82.00	\$ 102.00	Lieutenant/Captain	

Premium Rates apply on: New Year's Eve and Day, Super Bowl Sunday, Easter, Memorial Day, Independence Day, Labor Day, Halloween, Thanksgiving Day, and Christmas Eve & Day

Applicant Information

Business Name: _____

Applicant Name: _____

Email: _____ Phone No: _____

Mailing Address: _____

Contact Person at Event: _____ Phone No: _____

Address of Event: _____

Type of Event: _____ No. Attending: _____ Will Alcohol be Served? _____

Detail Date From: _____ To: _____ Start Time: _____ End Time (4 Hour Min.): _____

No. of Deputies: _____ Specific Instructions For Deputies: _____

****One sergeant is needed for every five deputies. A lieutenant and/or captain may be required for large events. Call for more information.**

Applicant Signature: _____

Law Enforcement Review and Approval

Approved by: _____

Date Approved: _____

From: Thomas C. McDonald <tcmcdonald@mcsofl.org>
Sent: Wednesday, March 22, 2023 5:52 PM
To: Michael McElligott <MMcElligott@sdsinc.org>
Subject: Re: Off Duty officers for the Pal-Mar Water Control District

Absolutely! Our hourly rate is \$60 an hour for a minimum of three hours. If you have any questions don't hesitate to reach out.

Get [Outlook for iOS](#)

Pal Mar Water Control District
Budget vs. Actual
October 2022 through March 2023

	<u>Oct '22 - Mar 23</u>	<u>22/23 Budget</u>	<u>\$ Over Budget</u>	<u>% of Budget</u>
Ordinary Income/Expense				
Income				
363.100 · O & M Assessments	22,374.87	195,638.00	-173,263.13	11.44%
363.830 · Assessment Fees	-1,996.60	-3,913.00	1,916.40	51.03%
363.831 · Assessment Discounts	-1,051.05	-7,826.00	6,774.95	13.43%
369.400 · Other Income	0.00	12,000.00	-12,000.00	0.0%
369.401 · Interest Income	2,295.67	360.00	1,935.67	637.69%
369.402 · LO Funding Agreements	3,000.00	0.00	3,000.00	100.0%
Total Income	<u>24,622.89</u>	<u>196,259.00</u>	<u>-171,636.11</u>	<u>12.55%</u>
Gross Profit	24,622.89	196,259.00	-171,636.11	12.55%
Expense				
511.310 · Engineering	10,817.75	28,000.00	-17,182.25	38.64%
511.311 · Management Fees	18,000.00	36,000.00	-18,000.00	50.0%
511.315 · Legal Fees	14,965.93	60,000.00	-45,034.07	24.94%
511.318 · Assessment/Tax Roll	0.00	5,000.00	-5,000.00	0.0%
511.320 · Audit Fees	0.00	4,000.00	-4,000.00	0.0%
511.450 · Insurance	6,291.00	8,300.00	-2,009.00	75.8%
511.480 · Legal Advertisements	1,185.41	2,100.00	-914.59	56.45%
511.512 · Miscellaneous	1,041.39	10,000.00	-8,958.61	10.41%
511.513 · Postage and Delivery	95.34	2,000.00	-1,904.66	4.77%
511.514 · Office Supplies	131.75	2,000.00	-1,868.25	6.59%
511.515 · Website Management Fee	750.00	1,500.00	-750.00	50.0%
511.540 · Dues, License & Subscriptions	175.00	175.00	0.00	100.0%
511.999 · Contingency	1,720.50	0.00	1,720.50	100.0%
512.305 · Maintenance Contract	5,000.00	12,000.00	-7,000.00	41.67%
512.464 · Mowing	32,880.00	0.00	32,880.00	100.0%
512.467 · Miscellaneous Maintenance	0.00	19,684.00	-19,684.00	0.0%
512.468 · Contingency-Legal Extraordinary	0.00	5,500.00	-5,500.00	0.0%
Total Expense	<u>93,054.07</u>	<u>196,259.00</u>	<u>-103,204.93</u>	<u>47.41%</u>
Net Ordinary Income	<u>-68,431.18</u>	<u>0.00</u>	<u>-68,431.18</u>	<u>100.0%</u>
Net Income	<u>-68,431.18</u>	<u>0.00</u>	<u>-68,431.18</u>	<u>100.0%</u>

Bank Balance As Of 3/31/23	\$ 181,982.30
Investment Acct Balance As Of 3/31/23	\$ 42,677.19
Accounts Payable As Of 3/31/23	\$ 11,215.52
Accounts Receivable As Of 3/31/23	\$ 3,000.00
Total Fund Balance As Of 3/31/23	\$ 216,443.97

Pal Mar Water Control District
Custom Transaction Detail Report
January 5 through March 27, 2023

	Type	Date	Num	Name	Memo	Debit	Credit
Legal Fees							
Caldwell Pacetti Edwards Schoech & Viator							
	Bill Pmt -Check	02/01/2023	1862	Caldwell Pacetti Edwards Schoech & Viator	Invoice #130407 Legal Services thru 12.30.22	1,687.50	
	Bill	02/22/2023	130537	Caldwell Pacetti Edwards Schoech & Viator	Invoice #130537 Legal Services thru 02.22.2023		1,710.00
	Bill	02/28/2023	130485	Caldwell Pacetti Edwards Schoech & Viator	Invoice #130485 Legal Services thru 01.30.23		6,612.60
	Bill Pmt -Check	03/01/2023	1868	Caldwell Pacetti Edwards Schoech & Viator	Invoice #130485 Legal Services thru 01.30.23	6,612.60	
Total Caldwell Pacetti Edwards Schoech & Viator						8,300.10	8,322.60
Engineer Fees							
Higgins Engineering, Inc.							
	Bill	01/15/2023	2298	Higgins Engineering, Inc.	Inv #2298 Engineer Services 12.16.22-01.15.23		6,213.45
	Bill Pmt -Check	02/01/2023	1863	Higgins Engineering, Inc.	Inv #2267 Engineer Services 09.16.22-10.15.22	3,326.70	
	Bill Pmt -Check	03/01/2023	1869	Higgins Engineering, Inc.	Inv #2276 Engineer Services 10.16.22-12.15.22	1,277.60	
Total Higgins Engineering, Inc.						4,604.30	6,213.45
Management Fees							
Special District Services, Inc.							
	Bill	01/31/2023	2023-0049	Special District Services, Inc.	Management Fees		3,318.08
	Bill Pmt -Check	02/01/2023	1866	Special District Services, Inc.	Management Fees	3,318.08	
	Bill	02/28/2023	2023-0157	Special District Services, Inc.	Management Fees		3,385.18
	Bill Pmt -Check	03/01/2023	1872	Special District Services, Inc.	Management Fees	3,385.18	
Total Special District Services, Inc.						6,703.26	6,703.26
Miscellaneous							
CA Florida Holdings, LLC							
	Bill Pmt -Check	02/01/2023	1861	CA Florida Holdings, LLC	Statement #5178468 Notice of Change of Date of R	182.31	
Total CA Florida Holdings, LLC						182.31	0.00
Lumberjack Land Management LLC							
	Bill	01/27/2023	1032	Lumberjack Land Management LLC	Invoice #1032 Lawn Maintenance Jan 2023		1,000.00
	Bill Pmt -Check	02/01/2023	1864	Lumberjack Land Management LLC	Invoice #1032 Lawn Maintenance Jan 2023	1,000.00	
	Bill	02/27/2023	1033	Lumberjack Land Management LLC	Invoice #1033 Lawn Maintenance Feb 2023		1,000.00
	Bill Pmt -Check	03/01/2023	1870	Lumberjack Land Management LLC	Invoice #1033 Lawn Maintenance Feb 2023	1,000.00	
Total Lumberjack Land Management LLC						2,000.00	2,000.00
Martin County Property Appraiser							
	Bill	01/16/2023	2022 Tax Roll	Martin County Property Appraiser	Assessment Levy Tax Roll 2022		1,585.06
	Bill Pmt -Check	02/01/2023	1865	Martin County Property Appraiser	Assessment Levy Tax Roll 2022	1,585.06	
Total Martin County Property Appraiser						1,585.06	1,585.06
Roberts, Reynolds, Bedard & Tuzzio, LLC							
	Bill Pmt -Check	03/01/2023	1871	Roberts, Reynolds, Bedard & Tuzzio, LLC	Bill #99918307 Professional Services thru 11.17.22	1,720.50	
Total Roberts, Reynolds, Bedard & Tuzzio, LLC						1,720.50	0.00
Treasure Coast Newspapers							
	Bill Pmt -Check	02/01/2023	1867	Treasure Coast Newspapers	432676	123.12	
Total Treasure Coast Newspapers						123.12	0.00
TOTAL						25,218.65	24,824.37