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**Board of Supervisors
Regular Meeting Minutes
Wednesday November 13, 2024**

Present:

Chairman - Henry Thacker
Vice Chairman – Rayelynne Ketchum
Secretary – Tom White
Supervisor - Hector Lizasuain
Supervisor – John McAleenan
Supervisor – Dave Askew
Supervisor – Skip Stellfox
Executive Director – Todd P. Swingle
General Counsel – Anthony Cotter

Ex Officio Board Member, City of
Kissimmee - Angela Eady
Ex Officio Board Member,
Osceola County - Cheryl Grieb
Ex-officio Board Member, Polk County, Rick
Wilson.

Absent: Ex Officio Board Member, City of St Cloud - Kolby Urban

1. **Meeting called to order by:** Chairman Thacker at 5.00pm.
2. **Moment of Silent Reflection and Pledge of Allegiance** led by Chairman Thacker.
3. **Approval of the Agenda**

CEO Swingle advised that item 8B Quarterly Investment Report was pulled from the agenda and would be brought to the December Board.

Motion to approve the Agenda, excluding item 8B Quarterly Investment Report, made by Vice Chair Ketchum. Motion seconded by Secretary White. Motion passed 7-0.

4. **Awards and Presentations:**

4A. **NACWA PEAK PERFORMANCE AWARDS RECEIVED BY TOHO'S WATER RECLAIM FACILITIES.**

For Information only, no Action required by the Board. (Cost: None)

CEO Swingle gave summary of the awards being given to Toho's Water Reclamation Facilities (WRF) who have again received NACWA awards. NACWA awarded the WRFs and teams with a variety of distinctive recognitions: -

- Platinum 5 Award: consistently being fully compliant for five years at Gold Level - goes to Lake Marion WRF and Cypress West WRF.
- Gold Award: for no permit violations for a year – to Lake Marion WRF and Cypress West WRF.



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- Silver Awards: no more than five violations in a year – awarded to Camelot WRF, Parkway WRF, Southside WRF and S Bermuda WRF.

Some of the operators from these locations are here today to receive the Awards.

5. Public Hearing: None

6. Hear the Audience:

Meeting floor was opened for Hear the Audience. This item is for comments/questions relating to topics not listed on this meeting's Agenda.

Mr. Chalifoux introduced himself as local general contractor and shared his concerns about difficulties that he would like to discuss at a scheduled meeting with CEO Swingle. It was confirmed that the meeting would be arranged, to work through the concerns and responses, with a Board update to follow. The Toho Developer meeting went ahead recently, with two events liaising with Toho and Developers, covering changes and education on the new Toho Developer systems. John Fogarty, VP Programs & Construction Services, will include an update with feedback from the Developer meeting on standards change (max day calculations for irrigation was an example) alongside the Standards and Specs update, in December/January. It was noted that, should any Toho Board members wish to be included in the next Developer meeting, there would potentially be a need for a special meeting announcement.

No further comments were received, and Hear the Audience was closed.

7. Consent Agenda

7A. TOHO WATER AUTHORITY BOARD OF SUPERVISORS' REGULAR MEETING MINUTES OF SEPTEMBER 11, 2024

Staff recommends the approval of the Board Meeting minutes from October 30, 2024. (Cost: None) (A. Smith)

7B. APPROVAL OF RESOLUTION 2024-015 TO AMEND INVESTMENT POLICY RESOLUTION 2015-013

Staff requests the approval of Resolution 2024-015 for the Investment Policy update. (Cost: No costs associated with this policy amendment) (R. Henderson)

7C. APPROVAL OF THE TOP RANKED FIRM, WHARTON-SMITH, TO PROVIDE CONSTRUCTION MANAGER AT RISK (CMAR) SERVICES FOR THE HURON WATER TREATMENT PLANT EXPANSION PROJECT (RFQu-24-174).

Staff requests approval of the ranking of firms and the selection of Wharton-Smith, the top ranked firm for the Huron WTP expansion project. Staff further



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requests authorization for the Executive Director/CEO to negotiate and execute the Construction Manager at Risk Agreement with Wharton-Smith and preconstruction phase services not-to-exceed the CEO's approval limit. Should staff fail to reach agreement with the top ranked CMAR firm, Wharton-Smith, staff requests approval to begin negotiation with the second rank CMAR firm, Vogel Bros. (Cost: Preconstruction Services not to exceed the CEO approval limit, \$250,000) (M. Chavez)

7D. APPROVAL OF A FINAL DESIGN AND CONSTRUCTION ADMINISTRATION SERVICES CONTRACT ADDENDUM WITH AECOM TECHNICAL SERVICES, INC. (AECOM) FOR THE PARKWAY WATER RECLAMATION FACILITY EXPANSION PROJECT (RFQu-23-164).

Staff requests approval of this contract addendum to increase the total-not-to-exceed authorization to \$4,532,840 which includes a final design and construction administration scope of services base authorization amount of \$3,593,533 plus a \$350,000 contingency. Staff further requests authorization for the Executive Director/CEO to execute any such documents as necessary to expend the contingency provided that the total contract and contingency expenditures remain within the total not-to-exceed contract and contingency limit approved by the Board. (Cost: Previously Approved \$589,307, Scope of Services amount of \$3,593,533 and a Contingency of \$350,000 making this Total Request \$4,532,840) (P. Jung)

7E. APPROVAL OF AN INITIAL GUARANTEED MAXIMUM PRICE (GMP) ADDENDUM (INCLUDING AN OWNER'S ALLOWANCE WITH WHARTON-SMITH, INC. FOR AN EARLY PROCUREMENT OF A MEMBRANE TREATMENT AND RELATED SYSTEMS FOR THE TOHO RESERVOIR SURFACE WATER TREATMENT FACILITY (IFB-24-059).

Staff requests approval of this addendum to increase the total not-to-exceed authorization to \$31,480,534 based upon this addendum of \$31,280,534, plus the existing approved Board authorization is \$200,000. An owner's allowance of \$1,489,549 is included in the addendum. Staff further requests authorization for the Executive Director/CEO to execute any such documents as necessary to expend the contingency (included in the GMP) provided that the total contract expenditures remain within the total not-to-exceed contract limit approved by the Board. (Cost: Addendum for Toho Reservoir SWTF GMP 01 of \$31,280,534 added to the Previously approved Pre-Construction Services of \$180,000 and Contingency of \$20,000 making this a Total Request of 31,480,534) (T. Pang)

7F. APPROVAL OF DEWBERRY ENGINEERS, INC. FINAL DESIGN SCOPE ADDENDUM PLUS A CONTINGENCY FOR THE DESIGN OF HURON WATER TREATMENT PLANT (WTP) EXPANSION (RFQu-23-139).

The existing approved Board authorization is \$405,052 which includes a \$40,000 contingency. Staff requests approval of this addendum and



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contingency to increase the total not-to-exceed authorization to \$1,536,560.50, based upon this addendum of \$1,131,508.50 and \$100,000 contingency. Staff further requests authorization for the CEO/Executive Director to execute any such documents as are necessary to expend any contingency provided that the total contract and contingency expenditure remain within the total not-to-exceed contract and contingency limit approved by the Board. (Cost: Prior Request of a Preliminary Design Phase Services of \$365,052 with a Contingency of \$40,000 and This Request of a Final Design Phase Services amount of \$1,031,508.50 and Contingency of \$100,000 making this Total Request of \$1,536,560.50). (M. Chavez)

7G. APPROVAL FOR THE EXTENSION OF THE EQUIPMENT RENTAL AGREEMENT AND FILTER INSURANCE WITH PALL CORPORATION TO SUPPORT STAFF OPERATION OF THE TEMPORARY PALL FILTERS INSTALLED AT THE TOHO EAST (ST CLOUD) WATER TREATMENT PLANT #4.

Staff request approval of an additional 18-month extension of the Equipment Rental Agreement and Filters Insurance with Pall Corporation to support staff operation of the temporary Pall Filters installed at the Toho East (St Cloud) Water Treatment Plant #4 through November 31, 2026. (Cost: Additional 18-month extension agreement for an additional \$1,663,308 for a total not-to-exceed amount of \$4,410,089 for the term of the Agreement) (J. Cairnes)

7H. APPROVAL OF ADDITIONAL FUNDING FOR ENHANCED MAINTENANCE OF TRAFFIC (MOT), SAFETY BARRIERS AND GEOTECHNICAL TESTING REQUIRED FOR THE KISSIMMEE – ST CLOUD CONNECTOR TRAIL UTILITY RELOCATIONS PROJECT.

The existing approved Board authorization is \$951,545. Staff requests approval of this \$52,000.00 additional funding to increase the total not-to-exceed authorization to \$1,003,545. Staff further requests authorization for the CEO/Executive Director to execute any such documents as are necessary to expend any contingency provided that the total contract expenditures remain within the total not-to-exceed contract limit approved by the Board. (Cost: A Previously Authorized Contract of \$ 865,545 and a Previously Authorized Contingency of \$86,000 making a Previously Approved Total of \$ 951,545 plus this Request of additional funding of \$52,000 making this Total Requested Authorization of \$1,003,545) (K. Burgess)

7I. APPROVAL OF AMENDMENT #2 TO THE COUNTY -TOHO NEPTUNE ROAD INTERLOCAL AGREEMENT (ILA). THE AMENDMENT REQUIRES THE COUNTY TO REIMBURSE TOHO FOR THE COST OF RELOCATING TOHO UTILITIES IN EXISTING EASEMENTS.

Staff requests the Board approve Interlocal Agreement Amendment #2 between Toho Water Authority and Osceola County providing for a \$151,800 reimbursement to Toho. (Cost: None) (K. Burgess)

7J. APPROVAL OF AMENDMENT NO. 02 TO ADD \$5,169,900 TO THE SOUTH



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FLORIDA WATER MANAGEMENT DISTRICT GRANT FUNDING AGREEMENT FOR THE CYPRESS LAKE ALTERNATIVE WATER SUPPLY PROJECT FOR CONSTRUCTION OF A CONCENTRATE DISPOSAL INJECTION WELL, RAW WATER MAIN, AND RETROFIT OF A PRODUCTION WELL.

Staff recommends approval of Amendment No. 02 to the SFWMD Agreement #460004146 to increase SFWMD grant funding for the Cypress Lake Alternative Water Supply Project by \$5,169,900 from \$5,556,600 to \$10,725,500. (Cost: Cost saving associated with the approval of Amendment No. 02 to the SFWMD Funding Agreement in the amount of \$5,169,900 for the Cypress Lake Alternative Water Supply Project to offset the construction cost of an injection well and associated monitoring well, construction of a raw water main to connect four production well sites to the water treatment plant site and retrofit/deepening of a previously constructed production well. Toho's share of the funding is \$3,101,940 (60%). (D. Beatty)

7K. APPROVAL OF AN ADDITIONAL CONSULTING SERVICES ADDENDUM WITH HAZEN AND SAWYER FOR THE UPGRADE AND EXPANSION OF THE SOUTH BERMUDA WATER RECLAMATION FACILITY, PROJECT (RFQu-22-061).

The existing approved Board authorization is \$2,411,785. Staff requests approval of this \$398,430 addendum to increase the total not-to-exceed authorization to \$2,810,215. Staff further requests authorization for the CEO/Executive Director to execute any such documents as necessary to expend any contingency provided that the total contract expenditures and contingency remain within the total not-to-exceed limit approved by the Board. (Cost: Addendum 1 Expansion Additional Consulting Services of \$398,430 and the Previously Approved Initial Scope relating feasibility evaluation of \$223,607, a Consulting Agreement of \$2,088,178, a Contingency of \$100,000 making the Total Project funding a total of \$2,810,215) (L. Zhou)

7L. APPROVAL OF A LOW BID CONSTRUCTION CONTRACT WITH PRIME CONSTRUCTION GROUP AND CONTINGENCY FOR THE SOUTH BERMUDA-PARKWAY REUSE INTERCONNECT AND JUDGE FARMS EFFLUENT PIPELINE PROJECT.

Staff requests approval of the construction agreement and a total not-to-exceed authorization of \$3,270,340 which includes a base construction contract award of \$2,973,340 plus a \$297,000 contingency. Staff further requests authorization for the CEO/Executive Director to execute any such documents as are necessary to execute construction services contract and expend any contingency provided that the total contract and contingency expenditures remain within the total not-to-exceed contract and contingency limit approved by the Board. (Cost: A Construction bid of \$2,973,340 and a Contingency of \$297,000 making this Total Request \$3,270,340) (P. Talavera)

7M. APPROVAL OF A CONSULTANT TO SUPPORT DELIVERY OF TOHO'S



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ONE WATER INITIATIVE, DEVELOPMENT OF THE PROJECT MANAGEMENT PROCESSES AND OTHER ELEMENTS OF TOHO'S OVERALL CAPITAL IMPROVEMENT PROGRAM (CIP)

Staff recommends approval of the Selection Committee's top-ranked firms: Tetra Tech, Black & Veatch, and Plummer, to support the One Water Initiative and Capital Plan delivery on an ongoing and continuing basis. Authorization is requested for the Executive Director /CEO to enter into an agreement with each firm or an initial funding amount not to exceed \$100,000 each funded through existing projects, with the final contract and comprehensive funding subject to Board approval at a subsequent meeting.

(Cost: Authorization to enter into agreements with each firm in an amount not to exceed \$100,000 each funded through existing projects without subsequent Board approval.) (J. Fogarty)

7N. APPROVAL OF A CONSULTANT SERVICES AGREEMENT AND SCOPE OF SERVICES CONTRACT ADDENDUM WITH HAZEN AND SAWYER FOR THE SUNBRIDGE WATER RECLAMATION FACILITY EXPANSION PROJECT (RFQu-24-131).

Staff requests approval of a total-not-to exceed authorization of \$3,423,361 which includes a scope of services base authorization amount of \$3,123,361 plus a \$300,000 contingency. Staff further requests authorization for the CEO/ Executive Director to execute any such documents as necessary to expend the contingency provided that the total contract and contingency expenditures remain within the total not-to-exceed contract and contingency limit approved by the Board. (Cost: Scope of Services costs of \$3,123,361 and a Contingency of \$300,000 making this a total request of \$3,423,361) (P. Jung)

7O. APPROVAL OF A LOW BID CONSTRUCTION CONTRACT WITH DBE MANAGEMENT, LLC AND A CONSTRUCTION CONTINGENCY FOR THE HICKORY TREE WATER MAIN AND NORTHEAST BOOSTER STATION (NEBS) PIPELINE UPGRADE PROJECT.

Staff requests approval of the construction agreement and a total not-to-exceed authorization of \$3,757,913.00 which includes a base construction contract award of \$3,415,913.00 plus a \$342,000.00 contingency. Staff further requests authorization for the CEO/Executive Director to execute any such documents as are necessary to expend any contingency provided that the total contract and contingency expenditures remain within the total not-to-exceed contract and contingency limit approved by the Board. (Cost: Construction Bid of \$3,415,913 and a Contingency of \$3,415,913 making this a Total Request of \$3,757,913.) (P. Talavera)

7P. APPROVAL OF AN INTERLOCAL AGREEMENT (ILA) BETWEEN TOHO WATER AUTHORITY AND THE CITY OF KISSIMMEE FOR THE CONNECT KISSIMMEE COMPLETE STREETS PROJECT.

Staff requests the Board to approve the Interlocal Agreement (ILA) between Toho Water Authority and the City of Kissimmee for the Connect Kissimmee



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Complete Streets Improvements including funding for a total not-to-exceed amount of \$7,347,440. Staff further requests the Board to approve a \$670,000 Bid Contingency and delegate to the CEO/Executive Director authority to expend the contingency. (Cost: Project Authorization of \$6,677,440 and a Bid Contingency of \$670,000 making this Total Request of \$7,347,440) (K. Burgess)

7Q. APPROVAL OF NOVEMBER – 2024 ASSET DISPOSAL

Staff recommends Board approval to dispose of the listed inventory items through donation, auction, disposal, Trade in or recycling. (Cost: None) (M. Mzee)

7R. APPROVAL OF A DEVELOPER'S SERVICE AGREEMENT (DSA) WITH WHALEY FARMS INC., LLC FOR THE BELLA TARA 394 SINGLE HOME DEVELOPMENT AND A NOT-TO-EXCEED REIMBURSEMENT, AS SYSTEM DEVELOPMENT CHARGE CREDITS, FOR UPSIZING UTILITIES REQUESTED BY TOHO.

Staff requests approval of the Developers Service Agreement with Whaley Farms Inc., LLC, and a total not-to-exceed authorization of \$781,282.75 which includes a base reimbursement authorization amount of \$771,282.75 plus \$70,000 contingency, Staff further requests authorization for the CEO/Executive Director to execute any such documents as are necessary to expend the approved funds provided that the total expenditures remain within the total not-to-exceed limit approved by the Board. (Cost: A bid cost of \$711,282.75 and a contingency of \$70,000 making this total request of \$781,282.75) (C. Clough)

7S. APPROVAL OF ADDITIONAL FUNDING AND CONTINGENCY FOR POTABLE WATER MAIN AND RECLAIM WATER MAIN CONSTRUCTION EXTENSIONS AND UPSIZING REIMBURSEMENTS TO CENTER LAKE PROPERTIES LLLP FOR THE CENTER LAKE RANCH DEVELOPMENT AS SYSTEM DEVELOPMENT CHARGE CREDITS.

Staff requests approval of additional \$3,653,327.49 construction funding and \$500,000 contingency to increase the total not-to-exceed authorization to \$5,457,919.38 based upon the existing approved authorization of \$1,304,591.89 (St. Cloud obligation assumed by Toho with the October 2022 merger), plus \$3,653,327.49 plus \$500,000 contingency, Staff further requests the Board to delegate reimbursement approvals to the CEO/Executive Director with a not-to-exceed funding authorization approved by the Board and any such documents as are necessary to expend the not-to-exceed authorized funding. (Cost: Previously Approved by St. Cloud a total of \$1,304,591.89 plus this request of Construction funding of \$3,653,327.49 and a Construction Contingency of \$500,000 making this a Total Request of \$5,457,919.38)

7T. PULLED



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7U. APPROVAL OF FIRST AMENDMENT TO AGREEMENT WITH ROTOLO CONSULTANTS, INC., FOR LAWN MOWING SERVICES TO WATER AND WASTEWATER PLANTS (IFB-24-065).

Staff requests approval of the First Amendment to the Agreement with Rotolo Consultants, Inc. for the provision of Lawn Mowing Services to the Water and Wastewater Plants through May 7, 2025. (Cost: The Not to Exceed Amount is reduced from \$1,680,000 to an amount Not to Exceed \$635,763.60) (M. Mzee)

7V. PULLED

7W. PULLED

7X. APPROVAL OF A FINAL DESIGN AND CONSTRUCTION ADMINISTRATION SERVICES CONTRACT ADDENDUM WITH HAZEN AND SAWYER FOR THE SANDHILL WATER RECLAMATION FACILITY ADVANCE WASTEWATER TREATMENT PROJECT (RFQu-23-095).

The existing approved Board authorization is \$250,000. Staff requests approval of this addendum to increase the total not-to-exceed authorization to \$1,642,359, based upon this addendum of **\$1,307,359** plus \$85,000 contingency. Staff further requests authorization for the CEO/Executive Director to execute any such documents as are necessary to expend any contingency provided that the total contract and contingency expenditures remain within the total not-to-exceed contract and contingency limit approved by the Board. (Cost: Previously Authorized amount of \$250,000, Scope of Services of \$1,307,35, A Contingency of \$85,000 making this a Total Request of \$1,392,359) (G. Eversole)

7Y. APPROVAL OF A CHANGE ORDER TO THE CONSTRUCTION CONTRACT WITH VOGEL BROS. CONSTRUCTION FOR THE SUNBRIDGE REUSE AUGMENTATION SYSTEM PROJECT (IFB-22-128).

The existing Board authorization is \$945,000. Staff requests approval of this \$943,298 Change Order # PROJ.IFB22-128.VOG.1.6 to Vogel Bros. construction contract plus \$65,000 additional contingency to increase the total Board authorization from \$945,000 to \$1,953,298. Staff further requests authorization for the CEO/Executive Director to execute any such documents as necessary to expend any contingency provided that the total contract expenditures remain within the total not-to exceed contract and contingency limit approved by the Board. (Cost: A Previous approved Contract of \$765,000, a Construction Contingency of \$60,00, an additional Contingency of \$120,000, this request of a Change Order of \$943,298 and Contingency of \$65,000 making a Total Request of \$1,953,298.) (G. Eversole)

7Z. REQUEST APPROVAL FOR STONYBROOK SOUTH AT CHAMPIONS GATE CUSTOMER ADJUSTMENT

Staff recommends approval of the proposed Stonybrook South at Champions



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Gate. customer adjustment. (Cost: Total adjustment per the analysis in the amount of \$16,863.12) (J. Towns)

7AA. APPROVAL OF THE THIRD AMENDMENT TO THE AGREEMENT WITH ODYSSEY MANUFACTURING CO., FOR THE SUPPLY AND DELIVERY OF LIQUID SODIUM HYPOCHLORITE FOR LARGE PLANTS (IFB-20-163)

Staff recommend that the Board of Supervisors delegate authorization to the Executive Director/CEO to approve and execute the Third Amendment for the Supply and Delivery of Liquid Sodium Hypochlorite for Large Plants with Odyssey Manufacturing Co. and any such documents as are necessary to expend funds up to the total not-to-exceed amount limit approved by the Board. (Cost: Additional \$5,300,000 for a not to exceed amount of \$13,847,420 through the term of the agreement.) (C. Weber)

**Motion to approve Consent Agenda items made by Vice Chair Ketchum.
Motion was seconded by Supervisor Lizasuain. Motion passed 7-0.**

8. Informational presentations:

8A. REQUIRED COMMUNICATION BY THE INDEPENDENT AUDITORS
For information only. No action is required by the Board. (Cost: None)
(R. Henderson)

MLS Auditors presented their update, relating to the Audit responsibilities and procedures, highlighting significant audit areas and the audit schedule.

8B. PULLED

8C. PRIVATE DEVELOPMENT ACTIVITY PRESENTATION
For information only. No action required by the Board. (Cost: None) (R Biron)

Ray Biron, Manager of Private Development & Construction, presented the 2024 Private Development Update, the team, the activity 2008-2024 and upcoming projects. Additional Development tools, with the project dashboard via Tyler software, were launched in January, which increases transparency in a 'one stop shop' format. Supervisor Lizasuain had project managers at the recent meetings and was extremely impressed by the new approach. Currently this is a stand-alone process but the aim is to connect with City and County systems in due course, but CEO Swingle mentioned that we work with four different building departments, which could be challenging. CEO Swingle was extremely proud of the team's achievements here and acknowledged their customer service focus also. Chairman reiterated the great work which was appreciated.

9. Unfinished business: None



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10. New business:

10A. AMENDING RESOLUTION 2022-001 RELATING TO METERING AND SUBMETERING OF DEVELOPMENT AND ADOPTION OF REVISED FORM SUBMETERING AGREEMENT

Staff and General Counsel recommend approval of the Resolution 2024-013 amending Section 7 of Resolution 2022-001 and revising the Submetering Agreement of Resolution 2023-002 to require remote read and disconnect capability in submeters located inside individual units. Staff and General Counsel further recommend delegation of authority to the Executive Director to execute Submetering Agreements on behalf of the Board, allowing for such non-substantive changes only as approved by the General Counsel. (Cost: None) (C. Murillo)

Ray Biron, Manager of Private Development & Construction, presented regarding the proposed revisions. The policy provided for some exceptions in the original format.

Motion to approve moving to adjust as proposed, including the addition of the Human Trafficking Affidavit, and allowance for remote read with remote shut off as an alternative option to external access, as described in the attached Resolution 2024-013, made by Secretary White. Motion was seconded by Supervisor Stellfox. Motion passed 7-0.

10B. APPROVAL OF THE TOHO BOARD MEETING SCHEDULE FOR 2025 and WORKSHOP SCHEDULE FOR 2025

Staff requests that the Board approve either the standard or alternate meeting schedule for 2025 and the associated Resolution 2024-014 (Cost: None) (A. Smith)

Two schedules were presented, the standard Board format on the second Wednesday, with the alternative of moving to the third Wednesday each month. The alternative does have conflicts for the Board Members however, so the request is that the Board approves the standard meeting date format for 2025.

Motion to approve standard Board and Workshop meeting dates for 2025 made by Supervisor Lizasuain. Motion was seconded by Vice Chair Ketchum. Motion passed 7-0.

10C. APPROVAL OF THE PIGGYBACK AGREEMENT WITH MODERN NETWORKS, LLC AS AN AUTHORIZED RESELLER OF INGRAM MICRO PUBLIC SECTOR LLC PRODUCTS AND SERVICES FOR TOTAL CLOUD SOLUTIONS FOR \$777,000 (PBA-25-002)

Staff recommend the Board delegate authority to the Executive Director



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to execute the Agreement with Ingram Micro Public Sector LLC and to issue a Purchase order to their named supplier, Modern Networks, LLC using the Region 4 ESC/OMNIA Partners, Public Sector Total Cloud Solutions and Services Contract (RFP#22-08, Contract # R220802) through September 30, 2025. (Cost: Total not-to-exceed amount of \$777,000. Staff also request authorization for an additional \$23,000 contingency for shipping and handling cost) (C. Weber)

JanCarlos Rodriguez, Director of Maintenance, and Dorian Hernandez, SCADA Engineering Manager, presented the summary of current radio issues against the benefits of the proposed cellular system. A pilot was completed through Hurricane Milton and the cell service was greatly improved, with both a primary and back-up carrier in place. For Cyber security, Toho will own the communication path, with encryption, giving improved protection and a favorable cost comparison. Numerous utilities have all indicated their satisfaction with this approach. CEO Swingle was very happy to have both Dorian and JanCarlos onboard and appreciated them initiating this type of work.

Motion to approve made by Supervisor McAleenan. Motion was seconded by Vice Chair Ketchum. Motion passed 7-0.

10D. APPROVAL OF SYSTEM DEVELOPMENT CHARGE (SDC) CREDITS APPLICABLE TO PARCELS UNDER DEVELOPMENT AT POINCIANA BLVD & JOHN YOUNG PARKWAY

Staff recommends authorizing the Executive Director / CEO to finalize a letter allocating credits to the identified parcels, with eligible credits evenly allocated between Tenn and Hub, and issuing any refund for cash payments made where credits were available. (Cost: None) (R Henderson)

Approval requested is for allocation of the related SDCs to the parcels identified, supported by an appropriate agreement detailing allocations with each of the parcels. There was also some development, where SDCs are already paid, which would be refunded to support the development. CEO Swingle would finalize the distribution details for the parcels.

Motion to approve made by Vice Chair Ketchum. Motion was seconded by Supervisor McAleenan. Motion passed 7-0.

11. Staff reports:

11A. WATER CONSERVATION 3RD QTR FISCAL YEAR 2024

Informational Purposes Only. No action required by the Board. (Cost: None) (R. Tilley)

11B. TOHO ASSISTANCE PROGRAM (TAP) FY24 4th QUARTER UPDATE

Continue to update the Board regarding TAP Program funding levels



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and administration. No action required by the Board. For information only. (Cost: The current budgeted assistance funding for FY24 is \$150,000 including Toho's portion of matching funds for customer donations. (H. Havey)

11C. **INFRASTRUCTURE EMERGENCY REPAIR STATUS**

Information only. No action is required by the Board. (Cost: None) (R. Pelham)

12. **Comments:**

Board Officials – None

Executive Director – Toho Events team again provided a successful Veterans Brunch event and prior Supervisor William Land joined, in addition to presentations from the Quilts of Valor Awards, to around seven Toho Veterans. Toho received positive news from DEP on permit renewal at S Bermuda, granting approval of work documenting that advance waste treatment was not necessary, with a potential savings of \$30-50m. CEO Swingle was extremely proud of our teams and Brian Megic from Liquid Solutions for this work. In addition, our Board support was appreciated in this type of conversation.

General Counsel – None.

13. **Upcoming Events**

Native American Heritage Month	11/1/2024
Pioneer Day	11/2/2024
Great Outdoors Day	11/2/2024
Standard Time	11/3/2024
Science Olympiad Regionals	11/4/2024
State of Osceola County	11/7/2024
CHOICE Fair	11/7/2024
Larry Godwin Memorial Scholarship for Kids Golf Classic	11/8/2024
11th annual Fund for Hope Gala Fundraiser	11/9/2024
City of St. Cloud Veterans Day Parade	11/9/2024
Veteran's Day	11/11/2024
World Toilet Day	11/19/2024
GIS Day	11/20/2024
2024 Choice Fair	11/21/2024
Give Kids the World Gingerbread Run: Under the Lights	11/23/2024
Thanksgiving	11/28/2024
Black Friday	11/29/2024



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14. Adjournment:

There being no further business to come before the Board, the meeting was adjourned at 6.13pm by Chairman Thacker.

Approved:

Henry Thacker, Chairman

Attest:

Tom White, Secretary