



The Water Cooperative of Central Florida  
Wednesday, April 6, 2022  
2:00 PM - 3:00 PM  
Toho Administration Building  
951 MLK Boulevard  
Kissimmee, FL 34741

**For everyone's safety, in-person public access to this Regular Water Cooperative of Central Florida Board Meeting will be limited. This meeting will also be available virtually.**

**The Water Cooperative of Central Florida (WCCF) Board of Supervisors will hold a regular Board meeting at 2 p.m. on Wednesday, April 6, 2022.**

**Due to social distancing practices in response to the COVID-19 pandemic, limited seating will be available for the public. Social distancing and safety measures will be enforced. Board Room audience seating will be limited to approximately twenty socially distanced seats. Public seating in the Board Room will be subject to reservations made at least 24-hours in advance of the meeting. Those wishing to request a reservation for in-person attendance at the Board meeting, please email a request to [tohoattend@tohowater.com](mailto:tohoattend@tohowater.com) with your name and phone number or contact and leave a message with Elise Porter at (407-944-5130).**

**Additional seating shall be subject to approved capacity. In addition to in-person attendance, members of the public may also attend this meeting by telephone or virtually through the Internet. Those attending in-person who wish to address the Board must submit a completed Hear the Audience Form. For members of the public participating by phone or Internet, an opportunity to be heard will be provided during the Hear the Audience comment portion of the meeting.**

**Those interested in attending by phone can do so by dialing 1-650-429-3300 then entering the access code: 2632 577 7296 #.**

**Instructions to attend via the Internet shall be as set forth below:**

**Please join the meeting by clicking the following link:**

**Join from the meeting link**

<https://tohowater.webex.com/tohowater/j.php?MTID=m49069ed26d5ed9f1e3115626ab17152b>

**Join by meeting number**

Meeting number (access code): 2632 577 7296

Meeting password: April2022

**Tap to join from a mobile device (attendees only)**

[+1-650-429-3300](tel:+1-650-429-3300), [26325777296##](tel:+1-650-429-3300) Call-in toll number (US/Canada)

**Join by phone**

+1-650-429-3300 Call-in toll number (US/Canada)

[Global call-in numbers](#)

**Join from a video system or application**

Dial [26325777296@tohowater.webex.com](tel:+1-650-429-3300)

You can also dial 173.243.2.68 and enter your meeting number.

**Join using Microsoft Lync or Microsoft Skype for Business**

Dial [2632577296.tohowater@lync.webex.com](tel:+1-650-429-3300)



The Water Cooperative of Central Florida  
Wednesday, April 6, 2022  
2:00 PM - 3:00 PM  
Toho Administration Building

## **Meeting Agenda**

### **MEETING CALLED TO ORDER**

### **ROLL CALL**

### **ITEMS FOR BOARD ACTION:**

1. APPROVAL OF THE WATER COOPERATIVE MEETING MINUTES OF OCTOBER 6, 2021 (PORTER)
2. APPROVAL OF REIMBURSEMENT OF EXPENDITURES TO DATE BY TOHO WATER AUTHORITY ON BEHALF OF THE WATER COOPERATIVE OF CENTRAL FLORIDA (GREEN)
3. APPROVAL OF REIMBURSEMENT RESOLUTION FOR THE CYPRESS LAKE ALTERNATIVE WATER SUPPLY PROJECT COSTS FOR POTENTIAL FUTURE TAX EXEMPT FINANCING (BEATTY)
4. CYPRESS LAKE ALTERNATIVE WATER SUPPLY PROJECT UPDATE (BEATTY)

### **BOARD MEMBER ANNOUNCEMENTS**

**NEXT BOARD MEETING IS TENTATIVELY SCHEDULED FOR WEDNESDAY, JULY 13, 2022**

### **ADJOURNMENT**

# WATER CO-OPERATIVE OF CENTRAL FLORIDA

**Meeting Date: April 6, 2022**

**Agenda Item No. 1**

**Attachments:**

Minutes from October 6, 2021

**Title:**

**APPROVAL OF THE WCCF MEETING MINUTES OF OCTOBER 6, 2021**

**Explanation:**

At every Board meeting, both taped and typed minutes are prepared of the proceedings. Attached are the typed minutes from the October 6, 2021 Board Meeting.

**Costs: None**

**Recommendation:** Seeking Board approval of the WCCF meeting minutes of October 6, 2021

**Initials: ep**



## Minutes from the October 6, 2021 Meeting of the Water Cooperative of Central Florida

Description: Regular meeting of the Water Cooperative of Central Florida (WCCF). Present at the meeting were Polk County Commissioner Combee, Toho Water Authority Chairman Hector Lizasuain, City of St. Cloud Council Member Linette Matheny, Toho Water Authority Executive Director Todd P. Swingle, Silvia Alderman WCCF Counsel (attending virtually), Toho Water General Counsel Anthony J. Cotter, and Toho Water Executive Assistant Elise Porter. Orange County Commissioner Nicole Wilson arrived at 2:12pm.

Council Member Matheny opened the meeting at 2:02 pm. Council Member Matheny requested that Ms. Porter call roll.

Item Number	Item Name	Notes
1.	Election of Board Officers for FY22	Motion to keep St. Cloud Council Member as Chairman and Supervisor Lizasuain as Secretary for 2022, by Commissioner Combee. Motion seconded by Supervisor Lizasuain. Motion passed unanimously.
2.	Approval of the Water Cooperative Meeting Minutes of August 11, 2021 (Porter)	Motion to approve by Commissioner Combee. Motion seconded by Supervisor Lizasuain. Motion passed unanimously.
3.	Selection of Proposed Meeting Dates for Board of Supervisors Meeting for 2022 (Porter)	Motion to approve by Commissioner Combee. Motion seconded by Supervisor Lizasuain. Motion passed unanimously.
4.	Approval of the Water Wheeling Master Cost-Sharing Agreement between the Water Cooperative of Central Florida, City of St. Cloud, Toho Water Authority, Orange County, and Polk County Related to the Cypress Lake Alternative Water Supply Project (Beatty)	Motion to approve by Commissioner Combee. Motion seconded by Commissioner Wilson. Motion passed unanimously after brief discussion.
5.	Cypress Lake Alternative Water Supply Project Update (Beatty)	Project Manager, Deb Beatty, provided a presentation update regarding the Cypress Lake AWS Project. Brief discussion was held.
6.	Approval of Reimbursement of Expenditures to Date by Toho Water Authority on Behalf of the Water Cooperative of Central Florida (Green)	Motion to approve by Commissioner Combee. Motion seconded by Commissioner Wilson. Motion passed unanimously.

7.	Approval of the Water Cooperative Budget for Fiscal Year 2022 (Porter)	Motion to approve by Supervisor Lizasuain. Motion seconded by Commissioner Combee. Motion passed unanimously.
8.	Board member announcements.	No Announcements.
9.	Next Board meeting scheduled for January 12, 2021	Board meeting dates have been established, but may be changed.

There being no further business to come before the Board, Council Member Matheny moved to adjourn the meeting, which was adjourned at 2:42PM.

\_\_\_\_\_  
Chair, Linette Matheny

\_\_\_\_\_  
Hector Lizasuain, Secretary

ep

## WATER COOPERATIVE OF CENTRAL FLORIDA

**Meeting Date:** April 6, 2022

**Agenda Item No. 2**

**Attachments:**

Itemized list of expenditures by Toho Water Authority from June 24, 2021 to February 2, 2022

**Title:**

**APPROVAL OF REIMBURSEMENT OF EXPENDITURES TO DATE BY TOHO WATER AUTHORITY ON BEHALF OF THE WATER COOPERATIVE OF CENTRAL FLORIDA**

**Explanation:**

The Board of Supervisors adopted a Resolution at the October 2, 2013 meeting authorizing the reimbursement of expenses incurred by Toho Water Authority (Toho) on behalf of the Water Coop on a quarterly basis. The Resolution allows Toho to submit a detailed list of expenses incurred each quarter to the Board for approval for reimbursement. Under the Resolution, Toho could be reimbursed quarterly during the year instead of once annually, as was done for the previous fiscal year. The attached list of expenditures, made to date by Toho on behalf of the Water Coop, is being submitted for approval for reimbursement.

**Amount to be reimbursed:**

\$8,274.84

**Recommendation:**

Staff recommends approval of the list of expenditures submitted to date for reimbursement to the Toho.

**Initials:** asg

## Attachment to Item 2

### Toho Water Authority List of Expenditures on behalf of the Water Cooperative of Central Florida (June 24, 2021 – February 2, 2022)

Vendor	Date	Invoice	Amount	Explanation
Osceola News-Gazette	6/24/2021	305367	45.22	Meeting cancellation
FL Dept of Economic Opportunity	10/1/2021	Annual fee	175.00	Annual fee
Akerman LLP	10/2/2021	9715239	130.00	0263348 - CFWI representation
Akerman LLP	10/2/2021	9715241	2,340.00	0292530 - general representation
Akerman LLP	11/2/2021	9724799	260.00	0292530 - general representation
Akerman LLP	12/2/2021	9732891	1,755.00	0292530 - general representation
Orlando Sentinel	12/11/2021	CU00102217 7102038	1,428.00	Meeting schedule
Osceola News-Gazette	12/16/2021	345638	35.16	Meeting schedule
Simplifile	12/17/2021	FLTCCB- 1217221	410.50	Filing water wheeling sub-agreements (Osceola County)
Simplifile	12/22/2021	FLTCCB- 12222021	414.50	Filing water wheeling sub-agreements (Polk County)
Gannet Media	12/31/2021	4283481 6625117	162.86	Meeting schedule
Orlando Sentinel	1/9/2022	CU00102217 7123119	204.00	Meeting cancellation
Gannet Media	1/10/2022	4345796 6746451	91.01	Meeting cancellation
Orlando Sentinel	1/10/2022	CU00102217 7123171-1	204.00	Meeting cancellation
Osceola News-Gazette	1/13/2022	353174	21.59	Meeting cancellation
Simplifile	1/14/2022	FLTCCB- 01142022	410.50	Filing water wheeling sub-



				agreements (Orange County)
Akerman LLP	2/2/2022	9749459	32.50	0263348 – CFWI representation
Akerman LLP	2/2/2022	9749462	155.00	0292530 - general representation
<b>Water Cooperative Total</b>			<b>\$8,274.84</b>	
				asg

## WATER COOPERATIVE OF CENTRAL FLORIDA

**Meeting Date: April 6, 2022**

**Agenda Item No. 3**

**Attachments:**

Reimbursement Resolution 2022-001

**TITLE:**

**APPROVAL OF REIMBURSEMENT RESOLUTION FOR THE CYPRESS LAKE ALTERNATIVE WATER SUPPLY PROJECT COSTS FOR POTENTIAL FUTURE TAX EXEMPT FINANCING**

**Explanation:**

Toho Water Authority's bond counsel, Holland & Knight, recommends that the Water Cooperative of Central Florida (WCCF) adopt a Reimbursement Resolution that states the intent to reimburse certain capital project costs from proceeds from a future tax-exempt financing for the Cypress Lake Wellfield Project. Under the Reimbursement Resolution, if the WCCF did choose to issue financing for the Cypress Lake Wellfield Project and had incurred costs related to the design, acquisition and construction of water treatment plant and associated appurtenances for the project prior to the financing, those pre-financing costs could be reimbursed as part of the financing. For capital costs to be eligible for reimbursement they must have been incurred not more than sixty days prior to the date that the reimbursement resolution is adopted. The resolution is not a commitment to finance the project and does not obligate the WCCF or the WCCF's participating members. Moreover, each participating member of the WCCF has the option, but not the obligation, to adopt a similar Reimbursement Resolution for the purpose of reimbursement of pre-financing costs.

**Amount to be reimbursed:**

None.

**Recommendation:**

Staff recommends approval of Resolution No. 2022-001 establishing the intent to reimburse certain Cypress Lake Wellfield Project costs from proceeds from future tax-exempt financing.

**Initials: rh/dab**

RESOLUTION NO. 2022-001

A RESOLUTION EXPRESSING THE INTENT OF THE WATER COOPERATIVE OF CENTRAL FLORIDA TO FINANCE COSTS OF THE CYPRESS LAKE WELLFIELD PROJECT; EXPRESSING THE INTENT, FOR PURPOSES OF COMPLIANCE WITH UNITED STATES TREASURY REGULATION SECTION 1.150-2, TO REIMBURSE WITH THE PROCEEDS OF REVENUE BONDS, CAPITAL EXPENDITURES MADE WITH RESPECT TO SUCH PROJECT; PROVIDING FOR THE ISSUANCE BY THE WATER COOPERATIVE OF CENTRAL FLORIDA OF NOTES, BONDS OR OTHER OBLIGATIONS IN ONE OR MORE SERIES IN AN AGGREGATE PRINCIPAL AMOUNT NOT EXCEEDING \$200 MILLION TO PAY THE COST OF SUCH PROJECT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Water Cooperative of Central Florida (the "Issuer") was established pursuant to an Interlocal Agreement effective as of October 1, 2011 (the "Interlocal Agreement") between the City of St. Cloud, Florida, Orange County, Florida, Polk County, Florida and the Tohopekaliga Water Authority (each a "Member");

WHEREAS, the Issuer intends to finance the costs of the Cypress Lake Wellfield Project (the "Project"), including costs related to the design, acquisition and construction of water treatment plant and associated appurtenances, with the proceeds of its revenue bonds, notes or other obligations to be issued in the future in one or more series in an aggregate principal amount not in excess of \$200 million (the "Bonds");

WHEREAS, pursuant to the Interlocal Agreement the Members may be required to expend or contribute to the Issuer certain amounts in order to pay for costs of the Project; and

WHEREAS, the Issuer expects to pay on or after the date of this Resolution and before the issuance of the Bonds certain costs of the Project with funds other than proceeds of the Bonds or from funds advanced by the Members for such costs of the Project (the "Advanced Funds");

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the Water Cooperative of Central Florida (the "Board"), that:

SECTION 1. AUTHORITY. This Resolution is adopted pursuant to Sections 163.01 and Chapter 189, Florida Statutes, and other applicable provisions of law (collectively, the "Act").

SECTION 2. FINDINGS. The Board hereby finds, determines and declares as follows:

A. The Issuer is authorized under law, including, without limitation, the Act, to issue the Bonds for the valid public purpose of paying the cost of the Project.

B. It is necessary, desirable, and convenient and in the interest of the Issuer that the Project be acquired, constructed, equipped and financed as contemplated in this Resolution.

C. The Issuer intends to finance the cost of the design, permitting, acquisition, construction, equipping and installation of the Project with the proceeds of the Bonds to be issued in the future in one more series.

D. The Issuer expects to pay certain costs of the Project with Advanced Funds before the issuance of the Bonds.

SECTION 3. EXPRESSION OF INTENT. The Issuer reasonably expects to use proceeds of the Bonds to reimburse itself and those expenditures of Members for all expenditures described herein made with the Advanced Funds. This Resolution is a declaration of the official intent of the Issuer in that regard, within the contemplation of Section 1.150-2 of the Income Tax Regulations promulgated by the United States Department of the Treasury.

SECTION 4. MAXIMUM AMOUNT OF DEBT. The maximum principal amount of Bonds expected to be issued to finance the cost of the Project is \$200 million.

SECTION 5. EXPENDITURES TO BE REIMBURSED. All of the expenditures initially to be made with the Advanced Funds and then to be reimbursed by the Issuer (and those of Members) from proceeds of the Bonds will be for costs of the Project of a type constituting capital expenditures or preliminary expenditures relating to the Project or costs of issuing the Bonds.

SECTION 6. FURTHER ACTION. The officers and employees of the Issuer, including, without limitation, the Chairman and Vice Chairman of the Issuer, are hereby authorized to do all acts and things required of them by this resolution for full, punctual and complete performance of all the terms, covenants and agreements contained herein or necessary or convenient to the issuance of the Bonds as provided herein.

SECTION 7. EFFECTIVE DATE. This Resolution shall take effect immediately upon adoption.

APPROVED AND ADOPTED by the Water Cooperative of Central Florida this \_\_\_ day of \_\_\_\_\_, 2022.

[SIGNATURE PAGE FOLLOWS]

ATTEST

WATER COOPERATIVE OF CENTRAL  
FLORIDA  
BOARD OF SUPERVISORS

\_\_\_\_\_  
Secretary

By: \_\_\_\_\_  
Chairman

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Print Name

Date: \_\_\_\_\_, 2022

APPROVED AS TO FORM AND CORRECTNESS

\_\_\_\_\_  
Legal Counsel

\_\_\_\_\_  
Print Name

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## WATER COOPERATIVE OF CENTRAL FLORIDA

**Meeting Date: April 6, 2022**

**Agenda Item No. 4**

**Attachments:**

None

**Title:**

**CYPRESS LAKE ALTERNATIVE WATER SUPPLY PROJECT UPDATE**

**Explanation:**

Deborah Beatty, Toho Project Manager for the Cypress Lake Alternative Water Supply Project, and Kevin Friedman with Tetra Tech, will provide a brief update on the status of the project progress since the October 6, 2021 Water Cooperative Board meeting. Included will be a summary of the Concentrate Disposal Well Construction; Final Design of the Water Treatment Plant, Wellfield, and Raw Water Mains; and Land Acquisition activities.

**Costs:**

None.

**Recommendation:**

No action required by the Board.

**Initials:** dab