

**CALDWELL PACETTI
EDWARDS SCHOECH & VIATOR LLP**

ATTORNEYS AT LAW

MANLEY P. CALDWELL, JR.
KENNETH W. EDWARDS
CHARLES F. SCHOECH
MARY M. VIATOR
FRANK S. PALEN
JAMES L. WATT
JOHN A. WEIG
MARGARET E. WOOD

OF COUNSEL
BETSY S. BURDEN

ONE CLEARLAKE CENTRE
250 SOUTH AUSTRALIAN AVENUE
SUITE 600
WEST PALM BEACH, FLORIDA 33401

PARALEGALS
MARY T. ADONNA
EMILIE PEARSON, CP

www.caldwellpacetti.com

TELEPHONE: (561) 655-0620
TELECOPIER: (561) 655-3775

LEGAL STATUS REPORT

DATE: June 22, 2009

TO: Board of Supervisors
Loxahatchee Groves Water Control District

FROM: Caldwell Pacetti Edwards Schoech & Viator LLP

The following is a summary of the matters which have been handled by this office during the past year:

1. Town of Loxahatchee Groves Interlocal Agreement/Gas Tax Revenues: The Town and the District agreed on the terms of an Interlocal Agreement (“ILA”) by which the Town will designate the District as its agent to maintain or improve certain public roads within Town boundaries. By its terms, the Town will reimburse the District from its “Gas Tax” revenues for agreed road maintenance activities that are consistent with the requirements of Section 336.025, F.S. The ILA was adopted by the Town Council at its meeting of June 15, 2009. Review by the District’s Board of Supervisors is currently pending.
2. Town of Loxahatchee Groves Comprehensive Plan: We assisted the District in articulating its position with regard to adoption of the TOLG Comprehensive Plan, including advising and monitoring the state and regional review process; preparing and submitting letters of concern on behalf of the District to the Florida Department of Community Affairs and Treasure Coast Regional Planning Council; providing an analysis of the DCA ORC Report; and reviewing the “adopted” version of the TOLG Comprehensive Land Use Plan and third party comments thereon. The District’s concerns were fully incorporated by the Town into its revised Comprehensive Plan, making it unnecessary for the District to be involved further in the state adoption process.

3. We provided assistance in responding to various other issues arising from the District's relationship with the Town, including the TOLG Consolidation Study and a landowner inquiry District voting procedures.
4. Road Improvement Process: We provided legal research and counsel regarding the District's road improvement process, including preparation of Proxy, Ballot, Notice, Resolution, and Referendum Procedures, as well as implementation and financing. We assisted the District in conducting the referendum vote and certifying the election results for North "A" Road, South "B" Road, North "C" Road, and North "D" Road at the Landowners Meetings held on February 24, 2009, March 12, 2009, March 25, 2009, and April 22, 2009, respectively.
5. Non-Ad Valorem Assessment Roll: We coordinated with the District regarding the District's Non-Ad Valorem assessment Roll Procedure.
6. District Supervisor Elections: We notified the Supervisor of Elections of the upcoming election and notification procedures. We updated the Supervisor Election Process to reflect current statutory guidelines and we coordinated with the District regarding the Annual Landowners Meeting.
7. Equipment Purchases:
 - a. Lease/Purchase documents for the Radio Telemetry System Upgrade.
 - b. Lease/Purchase documents for the new Water Truck Purchase.
 - c. Palm Beach County – Water Truck Interlocal Agreement Amendment.
8. We reviewed and revised the proposed dedication language in the Groves Medical Plaza Plat.
9. We coordinated with the District Administrator and District Engineer regarding Culvert Crossing/Unit of Development No. 1 Water Control Plan Financing and District Engineer's Report.
10. We updated the Board Compensation Policy to reflect current statutory guidelines.
11. We recorded five (5) Standard Permits in the Public Records of Palm Beach County
12. We coordinated with the District regarding administrative and personnel issues.
13. We coordinated with the District regarding the Fiscal Year 2008-2009 Budget Adoption Process
14. We coordinated with the District regarding the Letter Agreement with the Town of Loxahatchee Groves regarding emergency use of District facilities.
15. We provided information regarding Qualified Public Depository relating to investment of District's funds.

16. We finalized the Audit Letter for Fiscal Year ending September 30, 2008.

17. We also coordinated various additional matters:

- a. Public records request
- b. Extension of Seminole Pratt Whitney Road to Bee Line
- c. Road drainage on 24th Court North/24th Circle North
- d. Traffic calming and speed control devices
- e. Non-conforming bridges
- f. North Road Canal Improvements at 40th Street North
- g. South Florida Water Management District/Water conservation