

SUWANNEE RIVER WATER MANAGEMENT DISTRICT
MINUTES OF
GOVERNING BOARD MEETING AND PUBLIC HEARING

Note: A digital recording system has been used to record these procedures and is on file in the permanent files of the District. A copy of the Governing Board materials and handouts are a part of the record as if set out in full herein, and are filed in the permanent files of the District.

9:00 a.m., Tuesday

Columbia County School Board
Administrative Complex
Lake City, Florida

August 11, 2009

Members of the Governing Board Present:

Don Quincey, Jr., Chairman
David Flagg, Vice Chairman
Georgia Jones, Secretary/Treasurer
Heath Davis
O. J. Lake
Louis Shiver
J. P. Maultsby
Dr. Linden Davidson

Members of the Governing Board Absent:

None

Staff:

David Still	Tom Brown, Legal Counsel
Charlie Houder	Kirk Webster
Jon Dinges	Joe Flanagan
Lisa Cheshire	Melanie Roberts
Vanessa Fultz	Steve Minnis
Rhonda Scott	

Participating Guests:

Stephen E. Bailey, Columbia County Commission, Lake City, FL
Ryan Bell, Chiefland, FL
Staci Braswell, Florida Farm Bureau Federation, Gainesville, FL
Scarlet Frisina, Columbia County Commission, Lake City, FL
Roland Garcia, FL Fish and Wildlife Conservation Commission, Tallahassee, FL
Liz Horne, Supervisor of Elections, Lake City, FL

Minutes of Governing Board Meeting
August 11, 2009
Page 2

Merrilee Maulwitz-Jipson, Our Sante Fe River, Ft. White, FL
Willie Moates, Columbia County Public Works Department, Lake City, FL
Jim Poole, Chamber of Commerce, Lake City, FL
Patrick Scott, Lake City Reporter, Lake City, FL
Vivian Searcy, Searcy Real Estate, Madison, FL

The meeting was called to order at 9:00 a.m.

Tom Brown, Legal Counsel, gave the invocation and led the Pledge of Allegiance to the flag.

The roll was called and a quorum noted.

Georgia Jones thanked the people of Columbia County for their attendance and support of the District.

Agenda Item No. 3 - Additions, Deletions, or Changes to the Agenda.

Deletion: RM Page 17 – Denial of ERP09-0012, Forest Hills Townhouses, John O’Neal, Columbia County

Agenda Item No. 4 – Approval of Agenda

ON A MOTION BY MR. DAVIS, SECONDED BY MS. JONES, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD APPROVED THE AUGUST 11, 2009, AGENDA, AS AMENDED.

Agenda Item 5 - Items of General Interest for Information/Cooperating Agencies and Organizations.

- A. Megan Wetherington gave a presentation on the hydrologic conditions of the District.
- B. Chairman Quincey presented a check for payment in lieu of taxes to Columbia County.

Agenda Item No. 6 – Approval of Consent Agenda

- Approval of July 14 Meeting and Workshop Minutes
- Approval of June Financial Report
- Denial ERP08-0319 – Meng Dairy Farms, Carl E. Krause, Bradford County

- Denial ERP08-0372M – Iris Townsend District Floodway Bank Restoration Project, Lafayette County
- ~~Denial of ERP09-0012, Forest Hills Townhouses, John O'Neal Columbia County – Deleted~~
- Resolution 2009-19 Requesting Reimbursement of Preacquisition Costs and Land Management Expenses for the Quarter Ending June 30, 2009
- Continuation of Contract 04/05-250 with Mayo Correctional Institution to Provide Inmates for Fiscal Year 2010

ON A MOTION BY MR. FLAGG, SECONDED BY MR. LAKE, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD APPROVED THE CONSENT AGENDA ITEMS.

DEPARTMENT OF ADMINISTRATION

Agenda Item No. 7 – Authorization to Enter into a Contract with the Lowest Qualified Bidder for Water and Sewer System Improvements. Mr. Flanagan presented the staff recommendation for the Governing Board to authorize the Executive Director to enter into a contract with the lowest qualified bidder for water and sewer system improvements at District headquarters, as shown in the Board materials.

ON A MOTION BY MR. FLAGG, SECONDED BY DR. DAVIDSON, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD AUTHORIZED THE EXECUTIVE DIRECTOR TO ENTER INTO A CONTRACT WITH THE LOWEST QUALIFIED BIDDER FOR WATER AND SEWER SYSTEM IMPROVEMENTS AT DISTRICT HEADQUARTERS.

Agenda Item No. 8 - Activity Report, Administration. The Activity Report for the Department of Administration was provided as an informational item in the Board materials.

DEPARTMENT OF RESOURCE MANAGEMENT

Agenda Item No. 9 – Transfer of Water Use Permit and Modification of Water Use Permit to Cancel for Otter Springs. Mr. Dinges presented the staff recommendation for authorization to transfer water use permit 2-98-00041M, for campground use, to the District and to transfer and cancel water use permit 2-00-00114 for water bottling, as shown in the Board materials.

ON A MOTION BY MR. LAKE, SECONDED BY DR. DAVIDSON, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD AUTHORIZED STAFF TO TRANSFER WATER USE PERMIT 2-98-00041M, FOR CAMPGROUND USE, TO THE DISTRICT AND TO TRANSFER AND CANCEL WATER USE PERMIT 2-00-00114 FOR WATER BOTTLING.

Agenda Item No. 10 – Entry of Final Order 2009-0010 Denying Variance Request to Application Number 08-0245. Mr. Dinges presented the staff recommendation for authorization to enter Final Order number 2009-0010 denying variance request to Ryan Bell, application number 08-0245, as shown in the Board materials.

ON A MOTION BY MR. FLAGG, SECONDED BY MS. JONES, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD AUTHORIZED STAFF TO ENTER FINAL ORDER NUMBER 2009-0010 DENYING VARIANCE REQUEST TO RYAN BELL, APPLICATION NUMBER 08-0245.

Agenda Item No. 11 – Entry of Final Order 2009-0011 Regarding Suwannee Lake Plantation, Inc. Mr. Dinges presented the staff recommendation for authorization to enter Final Order number 2009-0011 adopting Consent Agreement number CE07-0069 for Suwannee Lake Plantation, Inc., as shown in the Board materials.

ON A MOTION BY MR. DAVIS, SECONDED BY MR. LAKE, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD AUTHORIZED STAFF TO ENTER FINAL ORDER NUMBER 2009-0011 ADOPTING CONSENT AGREEMENT CE07-0069 FOR SUWANNEE LAKE PLANTATION, INC.

Agenda Item No. 12 – Authorization to Publish Notice of Proposed Rule and Authorization to File 40B-1, Florida Administrative Code (F.A.C.). Mr. Dinges presented the staff recommendation for authorization to publish Notice of Proposed Rule for section 40B-1, F.A.C., and to file the rule with the Department of State, as shown in the Board materials.

ON A MOTION BY MR. DAVIS, SECONDED BY MR. LAKE, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD AUTHORIZED STAFF TO PUBLISH NOTICE OF PROPOSED RULE FOR SECTION 40B-1, F.A.C., AND TO FILE THE RULE WITH THE DEPARTMENT OF STATE.

Agenda Item No. 13 – Authorization to Publish Notice of Proposed Rule and Authorization to File 40B-2, F.A.C.. Mr. Dinges presented the staff recommendation

for authorization to publish Notice of Proposed Rule for section 40B-2, F.A.C., and to file the rule with the Department of State, as shown in the Board materials.

ON A MOTION BY MR. LAKE, SECONDED BY MR. FLAGG, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD AUTHORIZED STAFF TO PUBLISH NOTICE OF PROPOSED RULE FOR SECTION 40B-2, F.A.C., AND TO FILE THE RULE WITH THE DEPARTMENT OF STATE.

Agenda Item No. 14 – Authorization to Publish Notice of Rule Development for 40B-4.3020, F.A.C.. Mr. Dinges presented the staff recommendation for authorization to publish Notice of Rule Development for 40B-4.3020, F.A.C., regarding application for General District Floodway Development Permit, as shown in the Board materials.

ON A MOTION BY MR. DAVIS, SECONDED BY DR. DAVIDSON, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD AUTHORIZED STAFF TO PUBLISH NOTICE OF RULE DEVELOPMENT FOR 40B-4.3020, F.A.C., REGARDING APPLICATION FOR GENERAL DISTRICT FLOODWAY DEVELOPMENT PERMIT.

Agenda Item No. 15 – Authorization to Amend the District’s Statement of Agency Organization and Operation. Mr. Dinges presented the staff recommendation for authorization to amend the District’s Statement of Agency Organization and Operation concerning regulatory delegations of authority to the Executive Director, as shown in the Board materials.

ON A MOTION BY MR. DAVIS, SECONDED BY MR. FLAGG, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD AUTHORIZED STAFF TO AMEND THE DISTRICT’S STATEMENT OF AGENCY ORGANIZATION AND OPERATION CONCERNING REGULATORY DELEGATIONS OF AUTHORITY TO THE EXECUTIVE DIRECTOR.

Agenda Item No. 16 - As-Built Compliance Summary. The As-Built Compliance Summary was provided as an informational item in the Board materials.

Agenda Item No. 17 - Activity Report, Quality Communities. The Quality Communities Activity Report was provided as an informational item in the Board materials.

Agenda Item No. 18 – Individual Permits Issued by Staff. The Individual Permits Issued by Staff Report was provided as an informational item in the Board materials.

Agenda Item No. 19 - Activity Report, Resource Management Regulatory. The Resource Management Regulatory Activity Report was provided as an informational item in the Board materials.

DEPARTMENT OF LAND ACQUISITION AND MANAGEMENT

Agenda Item No. 20 – License to Cut Timber for the Withlacoochee Quail Farm Timber Sale. Charlie Houder, Deputy Executive Director, presented the staff recommendation for authorization to execute a license to cut timber with Harley Forest Products, LLC, for the Withlacoochee Quail Farm Timber Sale, as shown in the Board materials.

A MOTION WAS MADE BY MR. DAVIS, AND SECONDED BY DR. DAVIDSON , AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD AUTHORIZED THE EXECUTIVE DIRECTOR TO ENTER TO EXECUTVE A LICENSE TO CUT TIMBER WITH HARLEY FOREST PRODUCTS, LLC, FOR THE WITHLACOOHCHEE QUAIL FARM TIMBER SALE.

Agenda Item No. 21 – Authorization to Purchase Rock Aggregate. Mr. Houder presented the staff recommendation for authorization to purchase rock and fill aggregate for land management projects on an as-needed basis from Department of Transportation (DOT) certified mines near the project sites, as shown in the Board materials.

ON A MOTION BY MR. LAKE, SECONDED BY MR. DAVIS, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD AUTHORIZED STAFF TO PURCHASE ROCK AND FILL AGGREGATE FOR LAND MANAGEMENT PROJECTS ON AN AS-NEEDED BASIS FROM DOT CERTIFIED MINES NEAR THE PROJECT SITES.

Agenda Item No. 22 – Approval for Continuation of Contract 01/02-121. Mr. Houder presented the staff recommendation for approval of continuation of contract 01/02-121 with Florida State University/Florida Natural Areas Inventory for Rare Species and Natural Community Funding for Fiscal Year 2010, as shown in the Board materials.

MR. DAVIS MADE A MOTION TO APPROVE THE CONTINUATION OF CONTRACT 01/02-121 WITH FLORIDA STATE UNIVERSITY/FLORIDA NATURAL

AREAS INVENTORY FOR RARE SPECIES AND NATURAL COMMUNITY
FUNDING FOR FISCAL YEAR 2010. MS. JONES SECONDED.

Discussion occurred regarding the work plan and scope of work. Additional detailed information was requested by the Governing Board.

MR. DAVIS AMENDED THE ORIGINAL MOTION TO TABLE THE AGENDA ITEM UNTIL THE NEXT REGULARLY SCHEDULED MEETING. MR. LAKE SECONDED THE MOTION TO TABLE AND ON A UNANIMOUS VOTE BY THE GOVERNING BOARD, THE AGENDA ITEM WAS TABLED.

Agenda Item No. 23 – Approval for Continuation of Contract 05/06-131. Mr. Houser presented the staff recommendation for approval of continuation of contract 05/06-131 for funding of Division of Forestry/Twin Rivers State Forest for Fiscal Year 2010, as shown in the Board materials.

ON A MOTION BY MR. LAKE, SECONDED BY MS. JONES, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD APPROVED CONTINUATION OF CONTRACT 05/06-131 FOR FUNDING OF DIVISION OF FORESTRY/TWIN RIVERS STATE FOREST FOR FISCAL YEAR 2010.

Agenda Item No. 24 – Approval for Continuation of Contract 07/08-002. Mr. Houser presented the staff recommendation for approval of continuation of contract 07/08-002 with Perpetual Contracting for Hunter Check Station Operation for Fiscal Year 2010, as shown in the Board materials.

ON A MOTION BY MR. DAVIS, SECONDED BY MR. FLAGG, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD APPROVED CONTINUATION OF CONTRACT 07/08-002 WITH PERPETUAL CONTRACTING FOR HUNTER CHECK STATION OPERATION FOR FISCAL YEAR 2010.

Agenda Item No. 25 – Approval for Continuation of Contract 07/08-054. Mr. Houser presented the staff recommendation for approval of continuation of contract 07/08-054 with the University of Florida for funding of the Cooperative for Conserved Ecosystem Outreach and Research for Fiscal Year 2010, as shown in the Board materials.

ON A MOTION BY MR. LAKE, SECONDED BY MR. FLAGG, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD APPROVED CONTINUATION OF

CONTRACT 07/08-054 WITH THE UNIVERSITY OF FLORIDA FOR FUNDING OF THE COOPERATIVE FOR CONSERVED ECOSYSTEM OUTREACH AND RESEARCH FOR FISCAL YEAR 2010.

Agenda Item No. 26 – Approval for Continuation of Contract 08/09-042. Mr. Houser presented the staff recommendation for approval of continuation of contract 08/09-042 with B & B Dugger, Inc. for prescribed fire management services for Fiscal Year 2010, as shown in the Board materials.

ON A MOTION BY MR. FLAGG, SECONDED BY MS. JONES, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD APPROVED CONTINUATION OF CONTRACT 08/09-042 WITH B & B DUGGER, INC., FOR PRESCRIBED FIRE MANAGEMENT SERVICES FOR FISCAL YEAR 2010.

Agenda Item No. 27 – Approval for Continuation of Contract 08/09-043. Mr. Houser presented the staff recommendation for approval of continuation of contract 08/09-043 with Natural Resource Planning Services, Inc., for prescribed fire management services for Fiscal Year 2010, as shown in the Board materials.

ON A MOTION BY MR. DAVIS, SECONDED BY MR. FLAGG, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD APPROVED CONTINUATION OF CONTRACT 08/09-043 WITH NATURAL RESOURCE PLANNING SERVICES, INC., FOR PRESCRIBED FIRE MANAGEMENT SERVICES FOR FISCAL YEAR 2010.

Agenda Item No. 28 – Approval for Continuation of Contract 08/09-045. Mr. Houser presented the staff recommendation for approval of continuation of contract 08/09-045 with The Forestry Company for prescribed fire management and wetland roller chopping services for Fiscal Year 2010, as shown in the Board materials.

ON A MOTION BY MR. LAKE, SECONDED BY MS. JONES, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD APPROVED CONTINUATION OF CONTRACT 08/09-045 WITH THE FORESTRY COMPANY FOR PRESCRIBED FIRE MANAGEMENT AND WETLAND ROLLER CHOPPING SERVICES FOR FISCAL YEAR 2010.

Agenda Item No. 29 – Approval for Continuation of Contract 08/09-046. Mr. Houser presented the staff recommendation for approval of continuation of contract 08/09-

046 with Wildland Fire Services for prescribed fire management services for Fiscal Year 2010, as shown in the Board materials.

ON A MOTION BY MR. MAULTSBY, SECONDED BY MR. DAVIS, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD APPROVED CONTINUATION OF CONTRACT 08/09-046 WITH WILDLAND FIRE SERVICES FOR PRESCRIBED FIRE MANAGEMENT SERVICES FOR FISCAL YEAR 2010.

Agenda Item No. 30 – Land Management Review Team 2009 Report. The Land Management Review Team 2009 Report was provided as an informational item in the Board materials.

Agenda Item No. 31 - Land Acquisition Activity Report. The Land Acquisition Activity Report was provided as an informational item in the Board materials.

Agenda Item No. 32 - Land Management Activity Report. The Land Management Activity Report was provided as an informational item in the Board materials.

Agenda Item No. 33 – R. O. Ranch Activity Report. The R. O. Ranch Activity Report was provided as an informational item in the Board materials.

DEPARTMENT OF WATER RESOURCES

Agenda Item 34 – Approval for Purchase of Gage Radar-Rainfall Data for Fiscal Year 2010. Kirk Webster, Deputy Executive Director, presented the staff recommendation for approval for purchase of gage-adjusted daily radar-rainfall data for Fiscal Year 2010, as shown in the Board materials.

ON A MOTION BY MR. DAVIS, SECONDED BY MR. FLAGG, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD APPROVED PURCHASE OF GAGE-ADJUSTED DAILY RADAR-RAINFALL DATA FOR FISCAL YEAR 2010.

Agenda Item No. 35 – Authorization to Amend Contract 03/04-258. Mr. Webster presented the staff recommendation for authorization to amend contract 03/04-258 with the Florida Department of Agriculture and Consumer Services (DACS) for continuation of the two positions for the Suwannee River Partnership for the period July 1, 2009, through June 30, 2010, as shown in the Board materials.

ON A MOTION BY MR. DAVIS, SECONDED BY MR. LAKE, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD AUTHORIZED THE EXECUTIVE DIRECTOR TO AMEND CONTRACT 03/04-258 WITH DACS FOR CONTINUATION OF THE TWO POSITIONS FOR THE SUWANNEE RIVER PARTNERSHIP FOR THE PERIOD JULY 1, 2009, THROUGH JUNE 30, 2010.

Agenda Item No. 36 - Activity Report, Department of Water Resources. The Department of Water Resources Activity Report was provided as an informational item in the Board materials.

LEGAL COUNSEL REPORT

Agenda Item No. 37 - Enforcement Status and Litigation Report. The Enforcement Status and Litigation Report was provided as an informational item in the Board materials.

EXECUTIVE OFFICE

Agenda Item No. 38 - Executive Director's Report.
Mr. Still, Executive Director, gave an update on several projects.

Agenda Item No. 39 - Executive Office Activity Report. The Executive Office Activity Report was provided as an informational item in the Board materials.

The meeting adjourned at 11:28 a.m.

Chairman

ATTEST:
