

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

Note: A digital recording system has been used to record these proceedings 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  
July 13, 2010

District Headquarters  
Live Oak, Florida

Members of the Governing Board Present:

Don Quincey, Jr., Chairman  
David Flagg, Vice Chairman  
Alphonas Alexander  
Donald Ray Curtis, III  
Dr. Linden Davidson  
Heath Davis  
Carl Meece  
Guy N. Williams

Members of the Governing Board Absent:

Jay Fraleigh

Staff:

David Still  
Charlie Houder  
Jon Dinges  
Steve Minnis  
Lisa Cheshire  
Megan Wetherington  
Bill Spencer  
Vanessa Fultz  
Tim Sagul  
Terry Demott

Tom Brown, Legal Counsel  
Kirk Webster  
Joe Flanagan  
Rhonda Scott  
Melanie Roberts  
Kevin Wright  
John Good  
Deborah Parker  
Jon Wood

Participating Guests:

Staci Braswell, FL Farm Bureau, Gainesville, FL  
Dan Buchanan, FL Farm Bureau, Pinetta, FL  
Eleanor Dictrich, Tallahassee, FL  
John Finlayson  
Roland Garcia, FL Fish and Wildlife Conservation Commission, Tallahassee, FL  
Bo Hancock, Live Oak, FL  
Gary Hardacre, City of Alachua, Gainesville, FL  
Jeffery Hill, Lake City, FL  
Terry Lowery, Jones Edmunds, Gainesville, FL  
Merrilee Malwit-Jipson, Our Santa Fe River, Ft. White, FL  
Oscar and Charleen Moss, Live Oak, FL  
Elesa Pritchett, Mayor, Town of Greenville, Greenville, 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.

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

Water Supply and Resource Management Department:

- Deletion of Agenda Item 19 – Denial of Water Use Permit Application Number 2-09-00017, Lilly Springs

Agenda Item No. 4 - Consent Agenda

- Approval of June 8, 2010 Meeting and Workshop Minutes and June 28, 2010 Teleconference Minutes
- MS, Agenda Item 8 - Approval of May Financial Report
- MS, Agenda Item 9 – Approval of Tentative Fiscal Year 2010-2011 Budget; Authorization to Notify Property Appraisers of Proposed Millage for Fiscal Year 2010-2011 along with the Dates and Times of Public Hearings
- WSRM, Agenda Item 15 – Denial of General Works of the District Permit Application Number 09-0185M
- WSRM, Agenda Item 17 – Entry of Final Order 2010-0025 for K. M. Clyatt
- WSRM, Agenda Item 21 – Approval and Execution of Resolution 2010-14

- WSRM, Agenda Item 22 – Authorization to Ratify Contract with the Florida Department of Environmental Protection for Administration of Delineated Areas Program
- EO, Agenda Item 38 – Emergency Final Order No. 2010-01.01

Agenda Item No. 5 - Approval of Agenda.

ON A MOTION BY DR. DAVIDSON, SECONDED BY MR. MEECE, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD APPROVED THE JULY 13, 2010, AGENDA.

Agenda Item No. 6 – Action Items

- A. Approval of Minutes – June 8, 2010 Governing Board Meeting and Workshop Minutes and June 28, 2010 Teleconference Minutes. Approved on consent.

Agenda Item No. 7 - Items of General Interest for Information/Cooperating Agencies and Organizations.

- A. Chairman Quincey announced Kirk Webster's retirement and thanked him for his 35 years of dedication, wisdom, care and concern of the District's resources.
- B. Megan Wetherington gave a presentation of hydrologic conditions of the District.
- C. Eleanor Dietrich presented a letter for the record in appreciation of the Governing Board's support of her request for more detailed information about the criteria used to identify surplus land parcels and the work by staff in response to the request. She also presented her recommendations regarding several properties on the approved surplus lands list.
- D. Bo Hancock spoke on Water Use and Conservation and requested explanation of why Agenda Item 19 had been deleted from the agenda.

David Still discussed the legal process and explanation.

## **DEPARTMENT OF MISSION SUPPORT**

Agenda Item No. 8 – Approval of May Financial Report. Approved on consent.

Agenda Item No. 9 – Approval of Tentative Fiscal Year 2010-2011 Budget; Authorization to Notify Property Appraisers of Proposed Millage for Fiscal Year 2010-2011 along with the Dates and Times of Public Hearings. Approved on consent.

Agenda Item No. 10 - Activity Report, Mission Support. The Activity Report for the Department of Mission Support was provided as an informational item in the Board materials.

## **DEPARTMENT OF WATER SUPPLY AND RESOURCE MANAGEMENT**

Mr. Quincey moved Agenda Item No. 20 for consideration at the beginning of the Department of Water Supply and Resource Management's Agenda.

Agenda Item 20 – Authorization for the Executive Director to Enter into an Interlocal Agreement with the Town of Greenville. Mr. Dinges presented the staff recommendation for Governing Board approval for the Executive Director to Enter into an Interlocal Agreement with the Town of Greenville for stormwater system improvements, as shown in the Board materials.

Mayor Pritchett discussed Greenville's drainage problems and requested that the Governing Board provide financial assistance towards correcting the drainage problems.

ON A MOTION BY MR. DAVIS, SECONDED BY AL ALEXANDER, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD GAVE APPROVAL FOR THE EXECUTIVE DIRECTOR TO ENTER INTO AN INTERLOCAL AGREEMENT WITH THE TOWN OF GREENVILLE FOR STORMWATER SYSTEM IMPROVEMENTS.

Agenda Item No. 11 – Authorization to Amend Contract with the United States Geological Survey (USGS), Tallahassee District, for Streamgaging Services. Jon Dinges, Department Director, presented the staff recommendation for authorization for the Executive Director to amend the contract with USGS to increase the contract amount by \$12,663 from an original amount of \$550,500 to a total amount of \$575,825 for streamgaging services, as shown in the Board materials.

ON A MOTION BY MR. FLAGG, SECONDED BY MR. DAVIS, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD AUTHORIZED THE EXECUTIVE DIRECTOR TO AMEND THE CONTRACT WITH USGS TO INCREASE THE CONTRACT AMOUNT BY \$12,663 FROM AN ORIGINAL AMOUNT OF \$550,500 TO A TOTAL AMOUNT OF \$575,825 FOR STREAMGAGING SERVICES.

Agenda Item No. 12 – Approval of Mediation Agreement, CE07-0050, Frank Soucinek. Mr. Dinges presented the staff recommendation for approval of mediation agreement, CE07-0050, Frank Soucinek, as shown in the Board materials.

ON A MOTION BY MR. DAVIS, SECONDED BY MR. FLAGG, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD APPROVED MEDIATION AGREEMENT CE07-0050, FRANK SOUCINEK.

Agenda Item 13 – Entry of Final Order 2010-0010 for Steven Midyette. Mr. Dinges presented the staff recommendation for Governing Board approval to enter Final Order number 2010-0010 adopting Consent Agreement number CE07-0065 for Steven Midyette, as shown in the Board materials.

ON A MOTION BY MR. DAVIS, SECONDED BY MR. MEECE, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD GAVE APPROVAL TO ENTER FINAL ORDER NUMBER 2010-0010 ADOPTING CONSENT AGREEMENT NUMBER CE07-0065 FOR STEVEN MIDYETTE.

Agenda Item 14 – Entry of Final Order 2010-0009, Denying Variance Request, General Works of the District Permit Application Number 09-0090. Mr. Dinges presented the staff recommendation for Governing Board approval to enter Final Order number 2010-0009 denying variance request from Cher and Michael Mahan, general works of the District permit application number 09-0090, as shown in the Board materials.

ON A MOTION BY MR. DAVIS, SECONDED BY MR. FLAGG, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD GAVE APPROVAL TO ENTER FINAL ORDER NUMBER 2010-0009 DENYING VARIANCE REQUEST FROM CHER AND MICHAEL MAHAN, GENERAL WORKS OF THE DISTRICT PERMIT APPLICATION NUMBER 09-0090.

Agenda Item 15 – Denial of General Works of the District Permit Application Number 09-0185M. Approved on consent.

Agenda Item 16 – Denial of Environmental Resource Permit Application Number 99-0187M. Mr. Dinges presented the staff recommendation for the Governing Board to authorize denial, without prejudice, of individual Environmental Resource Permit application number 99-1087M to Bradford County Board of County Commissioners for Sampson Lake control structure operating schedule in Bradford County, as shown in the Board materials.

ON A MOTION BY MR. DAVIS, SECONDED BY DR. DAVIDSON, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD AUTHORIZED DENIAL, WITHOUT PREJUDICE, OF INDIVIDUAL ENVIRONMENTAL RESOURCE PERMIT APPLICATION NUMBER 99-1087M TO BRADFORD COUNTY BOARD OF COUNTY COMMISSIONERS FOR SAMPSON LAKE CONTROL STRUCTURE OPERATING SCHEDULE IN BRADFORD COUNTY.

Agenda Item No. 17 – Entry of Final Order 2010-0025 for K. M. Clyatt. Approved on consent.

Agenda Item 18 – Initiation of Legal Action, CE10-0009, Paul Moody. Mr. Dinges presented the staff recommendation for Governing Board authorization to initiate legal action against Paul Moody, CE10-0009, for drilling an unpermitted water well without a water well contractor's license in Bradford County, as shown in the Board materials.

ON A MOTION BY MR. CURTIS, SECONDED BY MR. FLAGG, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD AUTHORIZED INITIATION OF LEGAL ACTION AGAINST PAUL MOODY, CE10-0009, FOR DRILLING AN UNPERMITTED WATER WELL WITHOUT A WATER WELL CONTRACTOR'S LICENSE IN BRADFORD COUNTY.

Agenda Item 19 – Denial of Water Use Permit Application Number 2-09-00017, Lilly Springs. Deleted.

Agenda Item No. 21 – Approval and Execution of Resolution 2010-14. Approved on consent.

Agenda Item No. 22 – Authorization to Ratify Contract with the Florida Department of Environmental Protection for Administration of Delineated Areas Program. Approved on consent.

Agenda Item No. 23 – Request for Qualifications for Minimum Flows and Levels Consultants. A Request for Qualifications for minimum flows and levels consultants was provided as an informational item in the Board materials.

Agenda Item No. 24 - Activity Report, Water Supply and Resource Management. The Water Supply and Resource Management Activity Report was provided as an informational item in the Board materials.

Agenda Item No. 25 - As-Built Compliance and works of the District Projects Summaries. The As-Built Compliance and Works of the District Projects Summaries were provided as informational items in the Board materials.

## **DEPARTMENT OF LAND ACQUISITION AND MANAGEMENT**

Agenda Item No. 26 – Detailed Assessment of Cooley/Lamont Addition Parcel. Joe Flanagan, Department Director, presented the staff recommendation for Governing Board authorization to commence detailed assessment and negotiations for a perpetual conservation easement on the Cooley Family property, 130 acres ± in Jefferson County, as shown in the Board materials.

ON A MOTION MADE BY MR. FLAGG, SECONDED BY MR. CURTIS, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD AUTHORIZED COMMENCEMENT OF DETAILED ASSESSMENT AND NEGOTIATIONS FOR A PERPETUAL CONSERVATION EASEMENT ON THE COOLEY FAMILY PROPERTY, 130 ACRES ± IN JEFFERSON COUNTY.

Agenda Item No. 27 – Real Estate Broker Services. Mr. Flanagan presented the staff recommendation for Governing Board authorization to commence detailed assessment and negotiations for a perpetual conservation easement on the Floyd Family property, 570 acres ± in Jefferson and Madison Counties, as shown in the Board materials.

ON A MOTION BY MR. CURTIS, SECONDED BY DR. DAVIDSON, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD AUTHORIZED COMMENCEMENT OF DETAILED ASSESSMENT AND NEGOTIATIONS FOR A PERPETUAL CONSERVATION EASEMENT ON THE FLOYD FAMILY PROPERTY, 570 ACRES ± IN JEFERSON AND MADISON COUNTIES.

Agenda Item No. 28 – Detailed Assessment of Layman/Walker Spring Parcel. Mr. Flanagan presented the staff recommendation for Governing Board authorization to commence detailed assessment and negotiations for a perpetual conservation easement of the 172-acre ± Layman Law Firm/Walker Springs tract in Jefferson County, as shown in the Board materials

ON A MOTION BY MR. FLAGG, SECONDED BY MR. MEECE, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD AUTHORIZED COMMENCEMENT OF DETAILED ASSESSMENT AND NEGOTIATIONS FOR A PERPETUAL CONSERVATION EASEMENT OF THE 172-ACRE ± LAYMAN LAW FIRM/WALKER SPRINGS TRACT IN JEFFERSON COUNTY.

Agenda Item No. 29 – Steinhatchee Springs #7 License to Cut Timber. Mr. Flanagan presented the staff recommendation for Governing Board authorization for the Executive Director to execute a license to cut timber with Harley Forest Products, LLC, for the Steinhatchee #7 Timber Sale, as shown in the Board materials.

Mr. Curtis and Mr. Alexander stated a possible conflict of interest and abstained from voting on Agenda Item 29. They signed a conflict of interest form and that form is hereby made a part of these minutes and filed in the permanent files of the District.

ON A MOTION BY MR. DAVIS, SECONDED BY MR. FLAGG, WITH MR. CURTIS AND MR. ALEXANDER ABSTAINING, THE GOVERNING BOARD AUTHORIZED THE EXECUTIVE DIRECTOR TO EXECUTE A LICENSE TO CUT TIMBER WITH HARLEY FOREST PRODUCTS, LLC, FOR THE STEINHATCHEE #7 TIMBER SALE.

Agenda Item No. 30 – Twin Rivers State Forest/Black Tract License to Cut Timber. Mr. Flanagan presented the staff recommendation for Governing Board authorization for the Executive Director to execute a license to cut timber with Great South Timber & Lumber, Inc., for the Black Tract #2 Timber Sale, 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 EXECUTE A LICENSE TO CUT TIMBER WITH GREAT SOUTH TIMBER & LUMBER, INC., FOR THE BLACK TRACT #2 TIMBER SALE.

Agenda Item No. 31 – Contract for Road Construction at Otter Springs. Mr. Flanagan presented the staff recommendation for Governing Board approval and execution of an amendment to the lease with Gilchrist County for Otter Springs Park and Campground to increase road expenses by \$37,000 from \$175,000 to a new total of \$212,000 for Fiscal Year 2010, as shown in the Board materials.

ON A MOTION BY MR. ALEXANDER, SECONDED BY MR. DAVIS, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD APPROVED AND AUTHORIZED EXECUTION OF AN AMENDMENT TO THE LEASE WITH GILCHRIST COUNTY FOR OTTER SPRINGS PARK AND CAMPGROUND TO INCREASE ROAD EXPENSES BY \$37,000 FROM \$175,000 TO A NEW TOTAL OF \$212,000 FOR FISCAL YEAR 2010.

Agenda Item No. 32 – 2010 Land Management Review Team Report. The 2010 Land Management Review Team Report was provided as an informational item in the Board materials.

Agenda Item No. 33 – 2010 Excellence in Land Management Report. The 2010 Excellence in Land Management Report was provided as an informational item in the Board materials.

Agenda Item No. 34 - Land Acquisition Activity Report. The Land Acquisition Activity Report was provided as an informational item in the Board materials.

Agenda Item No. 35 - Land Management Activity Report. The Land Management Activity Report was provided as an informational item in the Board materials.

Agenda Item No. 36 – R. O. Ranch Activity Report. The R. O. Ranch 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 – Emergency Final Order No. 2010-01.01. Approved on consent.

Agenda Item No. 39 - Executive Director's Report.  
None.

Agenda Item No. 40 - Executive Office Activity Report. The Executive Office Activity Report was provided as an informational item in the Board materials.

The meeting adjourned at 11:39 a.m.

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Chairman

ATTEST:

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SUWANNEE RIVER WATER MANAGEMENT DISTRICT  
MINUTES OF  
GOVERNING BOARD WORKSHOP

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1:49 p.m., Tuesday  
July 13, 2010

District Headquarters  
Live Oak, Florida

Members of the Governing Board Present:

Don Quincey, Jr., Chairman  
David Flagg, Vice Chairman  
Donald Ray Curtis, III  
Alphonas Alexander  
Dr. Linden Davidson  
Heath Davis  
Carl Meece  
Guy N. Williams

Members of the Governing Board Absent:

Jay Fraleigh

Staff:

David Still	Tom Brown, Legal Counsel
Charlie Houder	Kirk Webster
Jon Dinges	Joe Flanagan
Steve Minnis	Jon Wood
Lisa Cheshire	Melanie Roberts
Brian Kauffman	Pennie Flickinger
Vern Roberts	Vanessa Fultz
Deborah Parker	

Participating Guests:

Tommy Harper, Chiefland, FL  
Merrilee Malwitz-Jipson, High Springs, FL

Joe Flanagan, Director of Land Acquisition and Management, opened the workshop by introducing Tommy Harper. Mr. Flanagan stated that the purpose of the workshop was to update the Governing Board on the development of the RO Ranch business plan and management strategy.

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Tommy Harper, Consultant, presented a draft financial plan to the Governing Board which concluded that the park could operate as a sustainable business.

Tom Brown, Legal Counsel, discussed the lease/management agreement between RO Ranch, Inc. and the District.

Brian Kauffman, Facilities Director, discussed the status of construction at the park in preparation for successful opening and operation of the facilities on January 1, 2011.

Chairman Quincey cautioned staff and the board members that all board directives need to be carried out and to bring any changes that a committee finds necessary back to the Governing Board for a unanimous approval process before making any independent decisions that may alter the initial Governing Board decision.

Discussion occurred on Surplus Lands committee's recommendation to defer action on the Manatee South parcel.

Workshop adjourned at 3:40 p.m.

SUWANNEE RIVER WATER MANAGEMENT DISTRICT  
MINUTES OF  
GOVERNING BOARD TELECONFERENCE MEETING

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1:00 p.m., Monday  
July 26, 2010

District Headquarters  
Live Oak, Florida

Members of the Governing Board Present:  
Don Quincey, Jr., Chairman

Members of the Governing Board Present by Telephone:  
David Flagg, Vice Chairman  
Jay Fraleigh  
Ray Curtis  
Dr. Linden Davidson

Members of the Governing Board Absent:  
Al Alexander  
Heath Davis  
Guy Williams

Staff:  
David Still  
Charlie Houder  
Steve Minnis  
Jon Dinges  
Melanie Roberts  
Linda Welch

Participating Guests:  
None

A quorum was obtained, and the meeting was called to order at 1:11 p.m.

The Governing Board discussed ratification of contract with SVEC Services, Incorporated.

ON A MOTION BY MR. FLAGG, SECONDED BY DR. DAVIDSON, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD APPROVED RATIFICATION OF CONTRACT WITH SVEC SERVICES, INCORPORATED.

Agenda Item No. 4 – Proposed Property Offers

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None.

Agenda Item No. 5 – Public Comment

None.

Agenda Item No. 6 – Announcements

None.

The meeting adjourned at 1:22 p.m.

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Chairman

ATTEST:

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