

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., Thursday  
May 19, 2011

Fanning Springs City Hall  
Fanning Springs, Florida

Members of the Governing Board Present:

Don Quincey, Jr., Chairman  
Alphonas Alexander, Vice Chairman  
Donald Ray Curtis, III, Secretary/Treasurer  
Dr. Linden Davidson  
Heath Davis  
Guy N. Williams

Members of the Governing Board Absent:

David Flagg  
Jay Fraleigh  
Carl Meece

Staff:

David Still  
Charlie Houser  
Jon Dinges  
Linda Welch  
Megan Wetherington  
Tim Sagul

Steve Lewis, Legal Counsel  
Ed Steinmeyer, Legal Counsel  
Melanie Roberts  
Joe Flanagan  
Carlos Herd  
Kevin Wright

Participating Guests:

Jeff Swan, FL Fish and Wildlife Conservation Commission, Live Oak, FL  
Jeffrey Hill, El Rancho No Tengo, Lake City, FL  
Georgia Ackerman, Friends of the Wacissa, Crawfordville, FL  
Kelby Andrews, Chiefland, FL  
Dorothy Alexander, Madison, FL  
Linda Williams, Lake City, FL

Juanita Still, Lake City, FL  
Robert Farley, City of Live Oak, Live Oak, FL  
Joe Chamberlain, Camp Weed – Episcopal Diocese of Florida, Live Oak, FL  
Dick Wilkerson, Episcopal Diocese of Florida, Jacksonville, FL  
Joe Gilliam, Gilchrist County Clerk, Trenton, FL  
Mayor Cheryl Nekola, City of Fanning Springs, Fanning Springs, FL  
Barbara Locke, Fanning Springs City Council, Fanning Springs, FL  
Paul Chase, Fanning Springs City Council, Fanning Springs, FL  
Whitney “Stoney” Smith, Fanning Springs City Council, Fanning Springs, FL  
Mark Scohier, Chiefland Citizen, Chiefland, FL  
Scott Johns, FL Fish and Wildlife Conservation Commission, Lake City, FL  
Roland Garcia, FL Fish and Wildlife Conservation Commission, Lake City, FL  
Sue Colson, Cedar Key Aquaculture Association, Cedar Key, FL  
Earl Starnes, Florida’s Nature Coast Conservancy, Cedar Key, FL  
Kathleen Walz, Cedar Key, FL

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

Robert Farley, City of Live Oak, FL, 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

Addition:

- Authorization to Enter Into an Interagency Agreement for Coordination of Consumptive Use Permitting and Regional Water Supply Planning
- Florida Water Reuse Week Proclamation
- Compliance and Enforcement Reports

Deletion:

- Agenda Item 11 – Authorization to Initiate Litigation Regarding Justin Fitzhugh, CE05-0046, Columbia County
- Agenda Item 12 – Authorization to Initiate Litigation Regarding Lake City Management, LLC, CE10-0026, Columbia County
- Agenda Item 13 - Authorization to Initiate Litigation Regarding NFLG Land Trust, Donald Edwards, CE08-0022, Suwannee County

Land Acquisition and Management

Change:

- Updated Agenda Item 19 - Andrews Family/Cedar Key Conservation Lands Addition
- Updated Agenda Item 21 - Resolution 2011-10 Acquisition of Richard M. Slezak Trust/Holton Creek Addition

Agenda Item No. 4 – Approval of Agenda.

ON A MOTION BY MR. WILLIAMS, SECONDED BY MR. ALEXANDER, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD APPROVED THE MAY 19, 2011, AGENDA.

Agenda Item No. 5 – Consent Agenda.

- Page 5 - Approval of April 12, 2011 Meeting and Workshop Minutes.
- Agenda Item 9 - Approval of March Financial Report
- Agenda Item 17 – Approval of Water Use Permit Application Number 2-09-00020M, Camp Weed & Cerveny Conference Center – White Lake Augmentation, Suwannee County

Agenda Item No. 6 – Approval of Recommended Consent Items.

ON A MOTION BY MR. DAVIS, SECONDED BY DR. DAVIDSON AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD APPROVED THE CONSENT AGENDA ITEMS.

Agenda Item No. 7 – Approval of Minutes.

ON A MOTION BY MR. DAVIS, SECONDED BY MR. WILLIAMS, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD APPROVED THE MINUTES.

Agenda Item No. 8 - Items of General Interest for Information/Cooperating Agencies and Organizations.

- A. Chairman Introductions
- B. Megan Wetherington gave a presentation of hydrologic conditions of the District.

## **DEPARTMENT OF MISSION SUPPORT**

Agenda Item No. 9 – Approval of March Financial Report. 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**

Agenda Item No. 11 – Authorization to Initiate Litigation Regarding Justin Fitzhugh, CE05-0046, Columbia County. THIS ITEM WAS DELETED FROM THE AGENDA.

Agenda Item 12 – Authorization to Initiate Litigation Regarding Lake City Management, LLC, CE10-0026, Columbia County. THIS ITEM WAS DELETED FROM THE AGENDA.

Agenda Item No. 13 – Authorization to Initiate Litigation Regarding NFLG Land Trust, Donald Edwards, CE08-0022, Suwannee County. THIS ITEM WAS DELETED FROM THE AGENDA.

Agenda Item No. 14 – Revocation of Environmental Resource Permit Number 99-0187 and Authorization to Operate, Maintain, and Replace Sampson Lake Control Structure, Bradford County. Mr. Dinges presented the staff recommendation for Governing Board to authorize the Executive Director to revoke Environmental Resource Permit number 99-0187 and to operate, maintain, and replace Sampson Lake control structure, Bradford County, as shown in the Board materials.

ON A MOTION BY MR. DAVIS, SECONDED BY MR. ALEXANDER, AND WITH MR. WILLIAMS VOTING AGAINST, THE GOVERNING BOARD AUTHORIZED THE EXECUTIVE DIRECTOR TO REVOKE ENVIRONMENTAL RESOURCE PERMIT NUMBER 99-0187 AND TO OPERATE, MAINTAIN, AND REPLACE SAMPSON LAKE CONTROL STRUCTURE, BRADFORD COUNTY.

Agenda Item No. 15 - Authorization to Initiate Litigation Regarding Scott McNulty, CE10-0045, Levy County. Mr. Dinges presented the staff recommendation for Governing Board authorization to initiate litigation regarding Scott McNulty, CE10-0045, Levy County, as shown in the Board materials.

ON A MOTION BY MR. CURTIS, SECONDED BY MR. ALEXANDER, AND WITH MR. WILLIAMS VOTING AGAINST, THE GOVERNING BOARD AUTHORIZED STAFF TO INITIATE LITIGATION REGARDING SCOTT MCNULTY, CE10-0045, LEVY COUNTY.

Agenda Item No. 16 – Authorization to Amend Contract 03/04-258 with the Florida Department of Agriculture and Consumer Services (FDACS) for Continuation of the Two Positions for the Suwannee River Partnership for the Period of July 1, 2011 through June 30, 2012. Mr. Dinges presented the staff recommendation for Governing Board authorization for the Executive Director to amend contract number 03/04-258 with FDACS to continue funding a third of the costs associated with providing two Suwannee River Partnership positions at a cost not to exceed an amended amount of \$56,000 for the period covering July 1, 2011 through June 30, 2012, as shown in the Board materials.

ON A MOTION BY MR. DAVIS, SECONDED BY MR. ALEXANDER, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD AUTHORIZED THE EXECUTIVE DIRECTOR TO AMEND CONTRACT NUMBER 03/04-258 WITH FDACS TO CONTINUE FUNDING A THIRD OF THE COSTS ASSOCIATED WITH PROVIDING TWO SUWANNEE RIVER PARTNERSHIP POSITIONS AT A COST NOT TO EXCEED \$56,000 FOR THE PERIOD COVERING JULY 1, 2011 THROUGH JUNE 30, 2012.

Agenda Item No. 17 – Approval of Water Use Permit Application Number 2-09-00020M, Camp Weed & Cerveny Conference Center – White Lake Augmentation, Suwannee County. Approved on consent.

Supplemental Agenda Item – Authorization to Enter into an Interagency Agreement for Coordination of Consumptive Use Permitting and Regional Water Supply Planning. Mr. Dinges presented the staff recommendation for authorization for the Executive Director to enter into an interagency agreement with St. Johns River Water Management District (SJRWMD), and the Department of Environmental Protection (DEP) formalizing the coordination of consumptive use permitting and regional water supply planning within the geographic areas of mutual concern that affects all parties, as shown in the Board materials.

ON A MOTION BY MR. DAVIS, SECONDED BY DR. DAVIDSON, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD AUTHORIZED THE EXECUTIVE DIRECTOR TO ENTER INTO AN INTERAGENCY AGREEMENT WITH SJRWMD, AND THE DEP, FORMALIZING THE COORDINATION OF CONSUMPTIVE USE

PERMITTING AND REGIONAL WATER SUPPLY PLANNING WITHIN THE  
GEOGRAPHIC AREAS OF MUTUAL CONCERN THAT AFFECTS ALL PARTIES.

Supplemental Agenda Item – Florida Water Reuse Week Proclamation. Mr. Dinges presented the staff recommendation for Governing Board approval to declare the 3<sup>rd</sup> week in May 2011 as Water Reuse Week, as shown in the Board materials.

ON A MOTION BY MR. DAVIS, SECONDED BY MR. WILLIAMS, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD DELCARED THE 3<sup>RD</sup> WEEK IN MAY 2011 AS WATER REUSE WEEK.

Agenda Item No. 18 - Activity Reports. The Water Supply, Water Resource Monitoring, Environmental Resource Permitting, Suwannee River Partnership, and Compliance and Enforcement Activity Reports were provided as informational items in the Board materials.

**DEPARTMENT OF LAND ACQUISITION AND MANAGEMENT**

Agenda Item No. 19 – Resolution 2011-08 Acquisition of Andrews Family/Cedar Key Addition. Joe Flanagan, Department Director, presented an amended staff recommendation for Governing Board approval and execution of Resolution 2011-08 authorizing the Executive Director to exercise an Option to Purchase the 662-acre ± Dennis and Roberta Andrews parcel and the Dennis, Kelby and Miles Andrews parcel in Levy County and requesting approval from the Secretary of the DEP for the use of funds from the Florida Forever Trust Fund or Preservation 2000 Fund, as shown in the Board materials

ON A MOTION MADE BY MR. DAVIS, SECONDED BY DR. DAVIDSON, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD GAVE APPROVAL AND EXECUTED RESOLUTION 2011-08 AUTHORIZING THE EXECUTIVE DIRECTOR TO EXERCISE AN OPTION TO PURCHASE THE 662-ACRE ± DENNIS AND ROBERTA ANDREWS PARCEL AND THE DENNIS, KELBY AND MILES ANDREWS PARCEL IN LEVY COUNTY AND REQUESTING APPROVAL FROM THE SECRETARY OF THE DEP FOR THE USE OF FUNDS FROM THE FLORIDA FOREVER TRUST FUND OR PRESERVATION 2000 FUND.

Agenda Item No. 20 – Resolution 2011-09 Acquisition of Layman Law Firm/Walker Spring Conservation Easement. Mr. Flanagan presented the staff recommendation for Governing Board approval and execution of Resolution 2011-09 authorizing the Executive Director to exercise an option to purchase the 172 acre ± Layman Law Firm/Walker Spring conservation easement in Jefferson County and to request funds from the Florida Forever Trust Fund for acquisition of said property, as shown in the Board materials.

ON A MOTION BY MR. CURTIS, SECONDED BY MR. DAVIS, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD APPROVED AND EXECUTED RESOLUTION 2011-09 AUTHORIZING THE EXECUTIVE DIRECTOR TO EXERCISE AN OPTION TO PURCHASE THE 172 ACRE ± LAYMAN LAW FIRM/WALKER SPRING CONSERVATION EASEMENT IN JEFFERSON COUNTY AND TO REQUEST FUNDS FROM THE FLORIDA FOREVER TRUST FUND FOR ACQUISITION OF SAID PROPERTY.

Agenda Item No. 21 – Resolution 2011-10 Acquisition of Richard M. Slezak Trust/Holton Creek Addition. Mr. Flanagan presented the staff recommendation for Governing Board approval and execution of Resolution 2011-10 authorizing the Executive Director to exercise an option to purchase the 30-acre ± Richard M. Slezak Trust/Holton Creek addition in Hamilton County and to request funds from the Florida Forever Trust Fund for acquisition of said property, as shown in the Board materials

ON A MOTION BY MR. CURTIS, SECONDED BY MR. WILLIAMS, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD APPROVED AND EXECUTED RESOLUTION 2011-10 AUTHORIZING THE EXECUTIVE DIRECTOR TO EXERCISE AN OPTION TO PURCHASE THE 30-ACRE ± RICHARD M. SLEZAK TRUST/HOLTON CREEK ADDITION IN HAMILTON COUNTY AND TO REQUEST FUNDS FROM THE FLORIDA FOREVER TRUST FUND FOR ACQUISITION OF SAID PROPERTY.

Agenda Item No. 22 – Declaration of Surplus on Three Properties. Mr. Flanagan presented the staff recommendation for the Governing Board to declare three parcels as no longer needed for conservation purposes and authorization to conduct appraisals on the properties, to contract with qualified real estate brokers for marketing the properties, and to contract with qualified surveyors if the need arises to prepare legal descriptions, as shown in the Board materials.

ON A MOTION BY MR. CURTIS, SECONDED BY MR. ALEXANDER, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD DECLARED THREE PARCELS AS NO LONGER NEEDED FOR CONSERVATION PURPOSES. ON A MOTION BY MR. CURTIS, SECONDED BY MR. DAVIS, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD AUTHORIZED STAFF TO CONDUCT APPRAISALS ON THE PROPERTIES, TO CONTRACT WITH QUALIFIED REAL ESTATE BROKERS FOR MARKETING THE PROPERTIES, AND TO CONTRACT WITH QUALIFIED SURVEYORS IF THE NEED ARISES TO PREPARE LEGAL DESCRIPTIONS.

Agenda Item No. 23 – Resolution 2011-11 Reimbursement for Acquisition and Management Expenditures for Quarter Ending March 31, 2011. Mr. Flanagan presented the staff recommendation for Governing Board approval and execution of Resolution 2011-11, requesting the DEP reimburse the District from the Water Management Lands Trust Fund (WMLTF) for Preacquisition costs in the amount of \$157,507.06 and quarterly land management expenses in the amount of \$913,643.17 expended during the quarter ending March 31, 2011, as shown in the Board materials.

ON A MOTION BY MR. DAVIS, SECONDED BY MR. CURTIS, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD APPROVED AND EXECUTED RESOLUTION 2011-11 REQUESTING THE DEP REIMBURSE THE DISTRICT FROM THE WMLTF FOR PREACQUISITION COSTS IN THE AMOUNT OF \$157,507.06 AND QUARTERLY LAND MANAGEMENT EXPENSES IN THE AMOUNT OF \$913,643.17 EXPENDED DURING THE QUARTER ENDING MARCH 31, 2011.

Agenda Item No. 24 - Activity Reports. The Land Acquisition and Land Management Activity Reports were provided as informational items in the Board materials.

## **EXECUTIVE OFFICE**

Agenda Item No. 25 - Executive Director's Report.  
None.

Agenda Item No. 26 - Executive Office Activity Report. The Executive Office Activity Report was provided as an informational item in the Board materials.

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The meeting adjourned at 11:11 a.m.

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Chairman

ATTEST:

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SUWANNEE RIVER WATER MANAGEMENT DISTRICT  
MINUTES OF  
GOVERNING BOARD WORKSHOP

Note: Recordings have been used to record these proceedings and are 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.

8:00 a.m., Tuesday  
May 20, 2011

District Headquarters  
Cedar Key, Florida

Members of the Governing Board Present:

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

Members of the Governing Board Absent:

Jay Fraleigh  
Carl Meece

Staff:

David Still	Steve Lewis, Legal Counsel
Charlie Houder	Ed Steinmeyer, Legal Counsel
Jon Dinges	Melanie Roberts
Carlos Herd	Joe Flanagan
Linda Welch	Steve Minnis

Participating Guests:

Jefferson Braswell, Scruggs & Carmichael, Gainesville, FL  
Travis Hart, Office of Senator Charlie Dean, Tallahassee, FL  
William J. Haley, Brannon, Brown, Haley & Bullock, P.A., Lake City, FL  
Stephen C. Bullock, Brannon, Brown, Haley & Bullock, P.A., Lake City, FL  
Matthew C. Mitchell, Brannon, Brown, Haley & Bullock, P.A., Lake City, FL  
Tommy Reeves, Davis, Schnitker, Reeves & Browning, Madison, FL  
Clay Schnitker, Davis, Schnitker, Reeves & Browning, Madison, FL  
Edwin Browning, Davis, Schnitker, Reeves & Browning, Madison, FL

Freddy Reeves, Davis, Schnitker, Reeves & Browning, Madison, FL  
Barbara Lemley, Lake City, FL  
Sam Oosterhoudt, Lake City Management, Lake City, FL  
Dale Williams, Columbia County, Lake City, FL  
Dennis Price, White Springs, FL  
Marlin Feagle, Columbia County Attorney, Lake City, FL  
John Colson, Columbia County Engineer, Lake City, FL  
Rusty DePratter, Commissioner, Columbia County, Lake City, FL  
Scarlett Frisina, Commissioner, Columbia County, Lake City, FL  
Jody DuPree, Commissioner, Columbia County, Lake City, FL  
Connie Bersok, FDEP, Tallahassee, FL  
Jim Maher, FDEP, Jacksonville, FL  
Aaron Sarchet, FDEP, Jacksonville, FL  
Stew Lilker, Columbia County Observer, Fort White, FL  
Al Canepa, St. Johns River Water Management District, Palatka, FL  
Stephanie Overton, Irwin Insurance Agency, Jacksonville, FL  
Bill Irwin, Irwin Insurance Agency, Jacksonville, FL

The Governing Board interviewed the following firms for Governing Board legal counsel: Scruggs & Carmichael, P.A.; Brannon, Brown, Haley & Bullock, P.A.; and Davis, Schnitker, Reeves & Browning, P.A.

ON A MOTION BY MR. DAVIS, SECONDED BY MR. FLAGG, AND CARRIED UNANIMOUSLY, THE FIRMS WERE RANKED BY THE GOVERNING BOARD AS THE FOLLOWING, WITH NUMBER ONE (1) BEING THE TOP-RANKED FIRM:

1. DAVIS, SCHNITKER, REEVES & BROWNING, P.A.
2. SCRUGGS & CARMICHAEL, P.A.
3. BRANNON, BROWN, HALEY & BULLOCK, P.A.

The Governing Board discussed Columbia County/Bayfield Mitigation. Presentations were made by Jon Dinges; Lewis, Longman & Walker, P.A.; and Columbia County.

Carlos Herd gave presentations regarding water supply issues, minimum flows and levels, and a proposed water conservation program.

Stephanie Overton and Bill Irwin, Irwin Insurance Agency, gave a presentation regarding staff health insurance.

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Melanie Roberts gave a presentation regarding the tentative budget for Fiscal Year 2012.

Joe Flanagan gave a presentation regarding Land Acquisition and Management programs, including surplus lands.

Workshop adjourned at 2:57 p.m.

SUWANNEE RIVER WATER MANAGEMENT DISTRICT  
MINUTES OF  
GOVERNING BOARD TELECONFERENCE MEETING

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1:00 p.m., Monday  
May 31, 2011

District Headquarters  
Live Oak, Florida

Members of the Governing Board Present:

Don Quincey, Jr., Chairman  
Al Alexander, Vice Chairman

Members of the Governing Board Present by Telephone:

Dr. Linden Davidson  
Heath Davis  
David Flagg  
Carl Meece

Members of the Governing Board Absent:

Ray Curtis, Secretary/Treasurer  
Jay Fraleigh  
Guy Williams

Members of Staff Present:

Charlie Houder	Joe Flanagan
Steve Minnis	Melanie Roberts
Linda Welch	Jon Dinges

Members of Staff Present by Telephone:

David Still

Participating Guests:

Tom Reeves, Davis, Schnitker, Reeves & Browning, P.A., Madison, FL

Roll was called and a quorum was noted, and the meeting was called to order at 1:11 p.m.

Agenda Item No. 3 – Governing Board Legal Services.

ON A MOTION BY MR. DAVIS, SECONDED BY MR. FLAGG, AND CARRIED UNANIMOUSLY, THE GOVERNING BOARD APPROVED ENTRY INTO CONTRACT WITH DAVIS, SCHNITKER, REEVES & BROWNING, P.A., TO SERVE AS GOVERNING BOARD COUNSEL FOR THE REMAINDER OF FISCAL YEAR 2011.

Agenda Item No. 5 – Announcements  
None.

The meeting adjourned at 1:23 p.m.

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Chairman

ATTEST:

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