

SUWANNEE RIVER WATER MANAGEMENT DISTRICT
MINUTES OF MINIMUM FLOWS AND LEVELS WORKSHOP

2:00 p.m., Tuesday
September 11, 2012

District Headquarters
Live Oak, Florida

Governing Board in attendance:

Seat	Name	Office	Present	Not Present
Aucilla Basin	George M. Cole, Ph.D.		X	
Coastal River Basin	Donald Ray Curtis, III	Secretary/ Treasurer	X	
Lower Suwannee River Basin	Don Quincey, Jr.	Chairman	X	
Santa Fe & Waccasassa Basins	Kevin W. Brown		X	
Upper Suwannee River Basin	Alphonas Alexander	Vice Chairman	X	
At Large	Virginia H. Johns		X	
At Large	Carl Meece		X	
At Large	Guy N. Williams		X	
At Large	Vacant			

John Good, Chief Professional Engineer, gave a presentation on historical flows and the use of historical flows by the Suwannee River Water Management District in establishing Minimum Flows and levels is consistent with the Legislature's intent in Florida Statutes 373.042 and 373.0421. Also discussed was the 2012 MFL priority listing and draft 2013 schedule.

Discussion occurred.

Workshop ended at 2:41 p.m.

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.

3:00 p.m., Tuesday
September 11, 2012

District Headquarters
Live Oak, Florida

Governing Board:

Seat	Name	Office	Present	Not Present
Aucilla Basin	George M. Cole, Ph.D.		X	
Coastal River Basin	Donald Ray Curtis, III	Secretary/ Treasurer	X	
Lower Suwannee River Basin	Don Quincey, Jr.	Chairman	X	
Santa Fe & Waccasassa Basins	Kevin W. Brown		X	
Upper Suwannee River Basin	Alphonas Alexander	Vice Chairman	X	
At Large	Virginia H. Johns		X	
At Large	Carl Meece		X	
At Large	Guy N. Williams		X	
At Large	Vacant			

Governing Board General Counsel

Name	Firm	Present	Not Present
George T. Reeves	Davis, Schnitker, Reeves & Browning, P.A.	X	

Staff:

Position	Name	Present	Not Present
Executive Director	Ann Shortelle	X	
Assistant Executive Director	Charlie Houder	X	
Governmental Affairs Director	Steve Minnis	X	
Department Director, Mission Support	Melanie Roberts	X	
Department Director, Water Supply & Resource Management	Jon Dinges	X	
Senior Professional Engineer	Megan Wetherington		X
HR & GB Coordinator	Lisa Cheshire	X	

Guests:

Tim Sagul, SRWMD
Vanessa Fultz, SRWMD
Terry Demott, SRWMD
Carlos Herd, SRWMD

Kevin Wright, SRWMD
Brian Kauffman, SRWMD
Bob Heeke, SRWMD
David Cassidy, Dixie County, Cross City
Earl Byrd, Byrd Logging, Branford
John Jenkins, Dixie County, Cross City
J.W. Byrd, Byrd Logging, Mayo
Steve Carpenter, Florida Forest Service, Live Oak
Matthew Bridges, Florida Forest Service, Live Oak
Erich Marzolf, Gainesville
Steve Bailey, Seldom Rest Inc., Donaldsonville, GA
Tony Cunningham, Gainesville Regional Utilities, Gainesville
David Richardson, Gainesville Regional Utilities, Gainesville
Brett Goodman, Jones Edmonds, Gainesville
Merrille Malwitz-Jipson, Our Sante Fe River
Rick Owen, Florida Park Service, Gainesville
Ginger Morgan, Florida Park Service, Ft. White
Dan Buchanan, Florida Farm Bureau, Pinetta
Annette Long, Save Our Suwannee, Inc., Chiefland
Donald Rich, Rich Property & Investment, Quitman, GA
Andrew Guide, US Fish & Wildlife Service, Chiefland
Paul Still, Bradford Soil & Water, Starke
Kathy Still, Starke
Sonny Nobles, Mayor of Live Oak
Bob Farley, City Manager, Live Oak

The meeting was called to order at 3:00 p.m.

Agenda Item No. 4 - Additions, Deletions, or Changes to the Agenda.

Agenda Item 41 was moved to the beginning of the Water Supply and Resource Management section of the agenda.

Agenda Item No. 5 – Approval of Agenda.

Agenda Item No. 6 – Consent Agenda.

- Agenda Item 10 -- Approval of July Financial Report
- Agenda Item 12 – Procurement of Office Supplies from State Approved Vendors
- Agenda Item 15 – Amendment to Lease with City of Lake City
- Agenda Item 18 – Authorization to Continue Master Contracts with Selected Minimum Flows and Levels Consultants
- Agenda Item 20 – Reauthorization to Amend Contract with Nestle Waters North America, Contract Number 05/06-102
- Agenda Item 21 – Reauthorization to Enter into a Contract with the United States Geological Survey (USGS), Georgia District, for Streamgaging Services

- Agenda Item 23 – Authorization to Enter into a Contract with Packaging Corporation of America
- Agenda Item 24 – Authorization to Enter into a Contract with the United States Geological Survey (USGS), Tallahassee District, for Withlacoochee River near Pinetta Streamgaging Services
- Agenda Item 25 – Authorization to Enter into a Contract with Vieux & Associates, Inc., to Purchase Gage-Adjusted Radar-Rainfall Data
- Agenda Item 32 – Agreement with the U. S. Fish and Wildlife Service for Land Management Services
- Agenda Item 40 – Request for Authorization to Publish Notice of Rule Development to Amend 40B-1, 40B-4 and 40B-400, Florida Administrative Code (F.A.C.), and the Environmental Resource Permitting Applicant's Handbook

Agenda Item No. 7 – Approval of Recommended Consent Items.

DR. COLE MADE A MOTION TO ACCEPT THE AGENDA AND CONSENT AGENDA AS READ. THE MOTION WAS SECONDED BY MR. ALEXANDER. UPON UNANIMOUS VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, MEECE, WILLIAMS AND QUINCEY.)

Agenda Item No. 8– Approval of August 14, 2012 Governing Board Meeting and Workshop Minutes, July 10, 2012 Governing Board Meeting and Workshop Minutes and July 30, 2012 Intermediate Governing Board Meeting Minutes

MS. JOHNS MADE A MOTION TO APPROVE THE AUGUST 14, 2012 GOVERNING BOARD MEETING AND WORKSHOP MINUTES, JULY 10, 2012 GOVERNING BOARD MEETING AND WORKSHOP MINUTES AND JULY 30, 2012 INTERMEDIATE GOVERNING BOARD MEETING MINUTES. MR. ALEXANDER SECONDED. UPON UNANIMOUS VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, MEECE, WILLIAMS AND QUINCEY.)

Agenda Item No. 9 - Items of General Interest for Information/Cooperating Agencies and Organizations.

- City of Live Oak, Mayor Sonny Nobles, presented a plaque in appreciation and recognition of the District's assistance during Tropical Storm Debby.
- A presentation of the Hydrologic Conditions was given by Megan Wetherington, Senior Professional Engineer.

DEPARTMENT OF MISSION SUPPORT

Agenda Item No. 10 – Approval of July Financial Report. Approved on consent.

Agenda Item No. 11 – Approval of Declaration of Surplus Property and Disposition. Vern Roberts, Program Leader, presented the staff recommendation to declare the list of property items as surplus and requested authorization for staff to dispose of the property items in the most cost-

effective means as determined by the District and authorized by Chapter 274.05, Florida Statutes, as shown in the Board materials.

DR. COLE MADE A MOTION TO DECLARE THE PROVIDED LIST OF PROPERTY ITEMS AS SURPLUS AND AUTHORIZATION FOR STAFF TO DISPOSE OF THE PROPERTY ITEMS IN THE MOST COST-EFFECTIVE MEANS AS DETERMINED BY THE DISTRICT AND AUTHORIZED BY CHAPTER 274.05, FLORIDA STATUTES. MR. ALEXANDER SECONDED. UPON UNANIMOUS VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, MEECE, WILLIAMS, AND QUINCEY.)

Agenda Item No. 12 – Approval of Procurement of Office Supplies from State Approved Vendors – Approved on consent.

Agenda Item No. 13– Approval of Recommended Insurance Providers. Mr. Roberts presented the staff recommendation to authorize the Executive Director to procure insurance coverage from the most cost-effective providers at an aggregate premium cost of \$144,212 for Fiscal Year 2013, as shown in the Board materials.

MRS. JOHNS MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO PROCURE INSURANCE COVERAGE FROM THE MOST COST-EFFECTIVE PROVIDERS AT AN AGGREGATE PREMIUM COST OF \$144,212 FOR FISCAL YEAR 2013. DR. COLE SECONDED. UPON UNANIMOUS VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, MEECE, WILLIAMS, AND QUINCEY.)

Agenda Item No. 14 – Approval of Renewal of Software License and Hardware Maintenance Contracts. Glenn Horvath, Program Leader, presented the staff recommendation to authorize the Executive Director to renew software licenses and hardware maintenance contracts during Fiscal Year 2013 for a total amount not-to-exceed \$71,000, as shown in the Board materials.

MR. CURTIS MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO RENEW SOFTWARE LICENSES AND HARDWARE MAINTENANCE CONTRACTS DURING FISCAL YEAR 2013 FOR A TOTAL AMOUNT NOT-TO-EXCEED \$71,000. MR. ALEXANDER SECONDED. UPON UNANIMOUS VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, MEECE, WILLIAMS, AND QUINCEY.)

Agenda Item No. 15 – Approval of Amendment to Lease with City of Lake City – Approved on Consent

Agenda Item No. 16 – Activity Report, Mission Support.

The Activity Report for Mission Support was provided as an informational item in the Board materials.

Agenda Item No. 17 – Activity Report, Real Estate

The Activity Report for Mission Support was provided as an informational item in the Board materials.

DEPARTMENT OF WATER SUPPLY AND RESOURCE MANAGEMENT

Agenda Item No 41 -- Authorization to Accept a \$250,000 Grant for Alligator Creek Restoration. Brian Kauffman, Program Leader, presented the staff recommendation for authorization to enter into an agreement with the Florida Fish and Wildlife Conservation Commission to accept a \$250,000 grant for the restoration of a portion of Alligator Creek in Bradford County, as shown in the Board materials.

DR. COLE MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO ENTER INTO AN AGREEMENT WITH THE FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION TO ACCEPT A \$250,000 GRANT FOR THE RESTORATION OF A PORTION OF ALLIGATOR CREEK IN BRADFORD COUNTY. THE MOTION WAS SECONDED BY MR. ALEXANDER. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, MEECE, WILLIAMS AND QUINCEY.)

Agenda Item No. 18 – Authorization to Continue Master Contracts with Selected Minimum Flows and Levels Consultants. Approved on Consent.

Agenda Item No. 19 – Reauthorization to Renew Contract with Water & Air Research, Inc., for Surfacewater Quality, Biological Sampling, and Laboratory Analysis, Contract Number 10/11-003. Megan Wetherington, Program Leader, presented the staff recommendation for authorization for the Executive Director to renew the contract with Water & Air Research, Inc., for an amount not to exceed \$275,000 for surfacewater quality and biological sampling and laboratory analysis, as shown in the Board materials.

MR.MEECE MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO RENEW THE CONTRACT WITH WATER & AIR RESEARCH, INC., FOR AN AMOUNT NOT TO EXCEED \$275,000 FOR SURFACEWATER QUALITY AND BIOLOGICAL SAMPLING AND LABORATORY ANALYSIS. THE MOTION WAS SECONDED BY MR. ALEXANDER. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, MEECE, WILLIAMS AND QUINCEY.)

Agenda Item No. 20 - Reauthorization to Amend Contract with Nestle Waters North America, Contract Number 05/06-102. Approved on Consent.

Agenda Item No. 21– Reauthorization to Enter into a Contract with the United States Geological Survey (USGS), Georgia District, for Streamgaging Services. Approved on Consent

Agenda Item No. 22 - Reauthorization to Enter into a Contract with the United States Geological Survey (USGS), Tallahassee District, for Streamgaging Services. Mrs. Wetherington presented the staff recommendation for authorization to enter into a contract with the USGS in the amount of

\$543,700 for streamgaging services of which \$345,700 will be provided by or through the District, as shown in the Board materials.

DR. COLE MADE A MOTION TO ENTER INTO A CONTRACT WITH THE USGS IN THE AMOUNT OF \$543,700 FOR STREAMGAGING SERVICES OF WHICH \$345,700 WILL BE PROVIDED BY OR THROUGH THE DISTRICT. THE MOTION WAS SECONDED BY MR. ALEXANDER. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, MEECE, WILLIAMS AND QUINCEY.)

Agenda Item No. 23 – Authorization to Enter into a Contract with Packaging Corporation of America. Approved on Consent.

Agenda Item No. 24 - Authorization to Enter into a Contract with the United States Geological Survey (USGS), Tallahassee District, for Withlacoochee River near Pinetta Streamgaging Services. Approved on Consent

Agenda Item No 25 - -Authorization to Enter into a Contract with Vieux & Associates, Inc., to Purchase Gage-Adjusted Radar-Rainfall Data. Approved on Consent

Agenda Item No 26 -- Contract with Marvin Edmonds d/b/a M&L Contracting for Recreation Site Maintenance. Bob Heeke, Program Leader, presented the staff recommendation to authorize the Executive Director to execute a contract for recreation site maintenance services with Marvin Edmonds d/b/a M & L Contracting for work beginning October 1, 2012, for an amount not to exceed \$34,800, as shown in the Board materials.

MR. ALEXANDER MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO EXECUTE A CONTRACT FOR RECREATION SITE MAINTENANCE SERVICES WITH MARVIN EDMONDS D/B/A M & L CONTRACTING FOR WORK BEGINNING OCTOBER 1, 2012. THE MOTION WAS SECONDED BY DR. COLE. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, MEECE, WILLIAMS AND QUINCEY.)

Agenda Item No 27 -- Contract with Live Oak Management Group for Recreation Site Maintenance. Mr. Heeke presented the staff recommendation to authorize the Executive Director to execute a contract for recreation site maintenance services with Live Oak Management Group, LLC, for work beginning October 1, 2012, for an amount not to exceed \$34,100, as shown in the Board materials.

MR. ALEXANDER MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO EXECUTE A CONTRACT FOR RECREATION SITE MAINTENANCE SERVICES WITH LIVE OAK MANAGEMENT GROUP, LLC, FOR WORK BEGINNING OCTOBER 1, 2012. THE MOTION WAS SECONDED BY MRS. JOHNS. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, MEECE, WILLIAMS AND QUINCEY.)

Agenda Item No 28 -- Contract with Wildlands Fire Service for Prescribed Fire Services. Mr. Heeke presented the staff recommendation to authorize the Executive Director to execute a contract with Wildlands Fire Service, Inc., for an amount not to exceed \$375,000 for prescribed fire management services in Fiscal Year 2013, as shown in the Board materials.

Mr. Alexander and Mr. Curtis stated a possible conflict of interest and abstained from voting on Agenda Item 28 - recommendation to authorize the Executive Director to execute a contract with Wildlands Fire Service, Inc., for an amount not to exceed \$375,000 for prescribed fire management services in Fiscal Year 2013, and both signed a conflict of interest form. These forms are hereby made a part of these minutes and are filed in the permanent files of the District.

DR. COLE MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO EXECUTE A CONTRACT WITH WILDLANDS FIRE SERVICE, INC., FOR AN AMOUNT NOT TO EXCEED \$375,000 FOR PRESCRIBED FIRE MANAGEMENT SERVICES IN FISCAL YEAR 2013. THE MOTION WAS SECONDED BY MRS. JOHNS. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: BROWN, COLE, JOHNS, MEECE, WILLIAMS AND QUINCEY.)

Agenda Item No 29 -- License to Cut Timber with Williams Timber, Inc., for the Goose Pasture #2 Timber Sale. Mr. Heeke presented the staff recommendation to authorize the Executive Director to execute a license to cut timber with Williams Timber, Inc., for the Goose Pasture #2 Timber Sale, as shown in the Board materials.

DR. COLE MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO EXECUTE A LICENSE TO CUT TIMBER WITH WILLIAMS TIMBER, INC., FOR THE GOOSE PASTURE #2 TIMBER SALE. THE MOTION WAS SECONDED BY MR. ALEXANDER. UPON VOTE OF THE GOVERNING BOARD. THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, MEECE, WILLIAMS AND QUINCEY.)

Agenda Item No 30 -- Approval of Resolution 2012-24 Declaring Steinhatchee Rise Dispersed Water Storage Project in Dixie County as an Environmental Restoration and Enhancement Project.

Mr. Heeke presented the staff recommendation to authorize the Executive Director to approve Resolution 2012-24 declaring the Steinhatchee Rise dispersed water storage project as an environmental restoration and enhancement project, as shown in the Board materials.

MR. MEECE MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO APPROVE RESOLUTION 2012-24 DECLARING THE STEINHATCHEE RISE DISPERSED WATER STORAGE PROJECT AS AN ENVIRONMENTAL RESTORATION AND ENHANCEMENT PROJECT. THE MOTION WAS SECONDED BY DR. COLE. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, MEECE, WILLIAMS AND QUINCEY.)

Agenda Item No 31 -- Otter Springs Park and Campground FY 2013 Budget. Mr. Heeke presented the staff recommendation to approve the Gilchrist County FY 2013 budget for Otter Springs for a total amount not to exceed \$335,186, as shown in the Board materials.

MRS. JOHNS MADE A MOTION TO APPROVE THE GILCHRIST COUNTY FY 2013 BUDGET FOR OTTER SPRINTS FOR A TOTAL AMOUNT NOT TO EXCEED \$335,186. THE MOTION WAS SECONDED BY MR. ALEXANDER. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, MEECE, WILLIAMS AND QUINCEY.)

Agenda Item No 32 -- Agreement with the U. S. Fish and Wildlife Service for Land Management Services. Approved on Consent

Agenda Item No 33 -- Cooperative Management Agreement with Florida Forest Service and Approval of Twin Rivers State Forest Agreement Funding. Mr. Heeke presented the staff recommendation to authorize the Executive Director continue the Cooperative Management Agreement and Twin Rivers State Forest Funding with the Florida Forest Service (FFS) for Fiscal Year 2013 for an amount not to exceed \$168,300, as shown in the Board materials.

DR. COLE MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO CONTINUE THE COOPERATIVE MANAGEMENT AGREEMENT AND TWIN RIVERS STATE FOREST FUNDING WITH THE FLORIDA FOREST SERVICE (FFS) FOR FISCAL YEAR 2013 FOR AN AMOUNT NOT TO EXCEED \$168,300. THE MOTION WAS SECONDED BY MR. ALEXANDER. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, MEECE, WILLIAMS AND QUINCEY.)

Agenda Item No 34 -- Agreement with the Department of Environmental Protection and Nature's Landing Condominium Associates to Allow for Mitigation for Mangrove Trimming. Mr. Heeke presented the staff recommendation to authorize the Executive Director to execute an agreement between the Parties to allow Nature's Landing Condominium Associates to use approximately 0.9 acres on Atsena Otie Key as a mitigation site as required by DEP under Nature's Landing's mangrove trimming permit, as shown in the Board materials.

MR. WILLIAMS MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO EXECUTE AN AGREEMENT BETWEEN THE PARTIES TO ALLOW NATURE'S LANDING CONDOMINIUM ASSOCIATES TO USE APPROXIMATELY 0.9 ACRES ON ATSENA OTIE KEY AS A MITIGATION SITE AS REQUIRED BY DEP UNDER NATURE'S LANDING'S MANGROVE TRIMMING PERMIT. THE MOTION WAS SECONDED BY MRS. JOHNS. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, MEECE, WILLIAMS AND QUINCEY.)

Agenda Item No 35 -- Consent Agreement and Order Regarding Scott McNulty, CE10-0045, Levy County. Tim Sagul, Program Leader, presented the staff recommendation to approve the Consent Agreement and Order regarding Scott McNulty, CE10-0045, Levy County, as shown in the Board materials.

Discussion occurred.

MR. CURTIS MADE A MOTION TO APPROVE THE CONSENT AGREEMENT AND ORDER REGARDING SCOTT MCNULTY, CE10-0045, LEVY COUNTY AND REFUSE ACCEPTANCE OF

LAND DONATION IN LIEU OF PENALTY AND COSTS. THE MOTION, AS REVISED FROM THE ORIGINAL STAFF RECOMMENDATION, WAS SECONDED BY MR. ALEXANDER. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, MEECE, WILLIAMS AND QUINCEY.)

Agenda Item No 36 -- Authorization for Executive Director to File Administrative Complaint in the Matter of SRWMD v. Rodney O. Tompkins, Trustee, and Rodney Tompkins, CE11-0001, Gilchrist County. Mr. Sagul presented the staff recommendation to authorize the Executive Director to file an Administrative Complaint regarding Rodney O. Tompkins, Trustee, and Rodney Tompkins for use of water without a permit in Gilchrist County, as shown in the Board materials.

MRS. JOHNS MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO FILE AN ADMINISTRATIVE COMPLAINT REGARDING RODNEY O. TOMPKINS, TRUSTEE, AND RODNEY TOMPKINS FOR USE OF WATER WITHOUT A PERMIT IN GILCHRIST COUNTY. THE MOTION WAS SECONDED BY MR. MEECE. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, MEECE, WILLIAMS AND QUINCEY.)

Agenda Item No 37 -- Denial of Environmental Resource Permit Application ERP06-0509 and Initiation of Enforcement Action Regarding Cedar Key Heights Blocks 18, 129-131, Levy County. Mr. Sagul presented the staff recommendation to authorize the Executive Director to authorize denial, without prejudice, of Environmental Resource Permit application number 06-0509 to Doug McKoy for Cedar Key Heights Blocks 18, 1190-131, Levy County. In addition, approval to initiate enforcement action because the project has been constructed without a permit, as shown in the Board materials.

Discussion occurred.

DR. COLE MADE A MOTION TO APPROVE THE STAFF RECOMMENDATION FOR DENIAL, WITHOUT PREJUDICE, OF ENVIRONMENTAL RESOURCE PERMIT APPLICATION NUMBER 06-0509 TO DOUG MCKOY FOR CEDAR KEY HEIGHTS BLOCKS 18, 1190-131 IN LEVY COUNTY CONTINGENT ON STAFF PROVIDING A TWO WEEK WINDOW TO ALLOW MR. MCKOY TO SUBMIT A COMPLETE PERMIT APPLICATION. IF IN THE TWO WEEK PERIOD, THE APPLICATION IS STILL NOT COMPLETE, DENIAL OF THE APPLICATION WILL OCCUR AND ENFORCEMENT ACTION WILL BE INITIATED BECAUSE THE PROJECT HAS BEEN CONSTRUCTED WITHOUT A PERMIT. THE MOTION WAS SECONDED BY MRS. JOHNS. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, MEECE, WILLIAMS AND QUINCEY.)

Agenda Item No 38 -- Adoption of Proposed Rule for 40B-2.301 and 40B-2.331, Florida Administrative Code (F.A.C.) for Monitoring of Water Use. Mr. Sagul presented the staff recommendation to authorize publication of a Notice of Proposed Rule for section 40B-2.301 and 40B-2.331, F.A.C. and authorization to file 40B-2.301 and 40B-2.331, F.A.C., with the Department of State if no objections or comments are received, as shown in the Board materials.

MR. CURTIS MADE A MOTION TO AUTHORIZE PUBLICATION OF A NOTICE OF PROPOSED RULE FOR SECTION 40B-2.301, and 40B2-331, F.A.C. AND AUTHORIZATION TO FILE 40B-2.301 and 40B2-2.331, F.A.C., WITH THE DEPARTMENT OF STATE IF NO OBJECTIONS OR COMMENTS ARE RECEIVED. THE MOTION WAS SECONDED BY MR. ALEXANDER. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, MEECE, WILLIAMS AND QUINCEY.)

Agenda Item No 39 -- Adoption of Governing Board Directive Number GBD12-0003 Regarding Assisting Agricultural Water Users with Water Use Monitoring Mr. Sagul presented the staff recommendation to adopt directive number GBD12-0003 regarding assisting agricultural water uses with water use monitoring, as shown in the Board materials.

DR. COLE MADE A MOTION TO ADOPT DIRECTIVE NUMBER GBD12-0003 REGARDING ASSISTING AGRICULTURAL WATER USES WITH WATER USE MONITORING. THE MOTION WAS SECONDED BY MR. ALEXANDER. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, MEECE, WILLIAMS AND QUINCEY.)

Agenda Item No 40 -- Request for Authorization to Publish Notice of Rule Development to Amend 40B-1, 40B-4 and 40B-400, Florida Administrative Code (F.A.C.), and the Environmental Resource Permitting Applicant's Handbook. Approved on Consent.

Agenda Item No 41 -- Authorization to Accept a \$250,000 Grant for Alligator Creek Restoration – moved to the beginning of this portion of the agenda.

Supplemental Agenda Item - Authorization to Withdraw the Order Dismissing, with Prejudice, the Petition for Administrative Hearing Challenging Temporary Water Use Permit Application Number 2-11-00063, Richard Douglas Farm, Gilchrist County and Refer the Petition Challenging the Temporary Water Use Permit Application to the Division of Administrative Hearings (DOAH). Mr. Sagul presented the staff recommendation to authorize the withdraw of the order dismissing, with prejudice, the Petition for Administrative Hearing challenging Temporary Water Use Permit Application Number 2-11-00063, Richard Douglas Farm, Gilchrist County and refer the petition challenging the temporary water Use permit application to the Division of Administrative Hearings (DOAH).

MR. MEECE MADE A MOTION TO AUTHORIZE THE WITHDRAW OF THE ORDER DISMISSING, WITH PREJUDICE, THE PETITION FOR ADMINISTRATIVE HEARING CHALLENGING TEMPORARY WATER USE PERMIT APPLICATION NUMBER 2-11-00063, RICHARD DOUGLAS FARM, GILCHRIST COUNTY AND REFER THE PETITION CHALLENGING THE TEMPORARY WATER USE PERMIT APPLICATION TO THE DIVISION OF ADMINISTRATIVE HEARINGS (DOAH). THE MOTION WAS SECONDED BY MR. ALEXANDER. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, MEECE, WILLIAMS AND QUINCEY.)

Supplemental Agenda Item - Second Amendment to Interagency Agreement Between Suwannee River Water Management District, St. Johns River Water Management District, and Florida

Department of Environmental Protection. Carlos Herd, Program Leader, presented the staff recommendation to authorize the Executive Director to execute the second amendment to the interagency agreement between Suwannee River Water Management District, St. Johns River Water Management District, and the Florida Department of Environmental Protection.

Discussion occurred and due to the time certain 5:30 p.m. First Public Hearing of the FY2013 Budget and Millage Rate meeting, the Governing Board meeting adjourned with no motion made.

Meeting reconvened at 5:53 p.m.

Carlos Herd reopened the discussion regarding the Governing Board member's concerns with the staff recommendation for amendment of the interagency agreement and deletion of the National Research Council's Water Science and Technology Board's peer review requirement.

Mr. Quincey tabled the Agenda Item and requested that copies of the original interagency agreement and revisions to the agreement be provided to the Board along with documentation that would address the Governing Board's concerns.

Agenda Item No 42 -- Water Supply and Resource Management Activity Reports The Water Supply, Water Resource Monitoring, Minimum Flows and Levels, Regulatory, Suwannee River Partnership, Land Management, Water Resource Projects, and Compliance Activity Reports were provided as informational items in the Board materials.

A Report on the Investigation of Non-use of Water Use Permits was provided as an information item in the Board materials.

GOVERNING BOARD LEGAL COUNSEL

Agenda Item No. 43 – Governing Board Counsel Monthly Report. The Governing Board Counsel Monthly Report was provided as an informational item in the Board materials.

EXECUTIVE OFFICE

Agenda Item No. 44 -- R. O. Ranch, Inc. Endowment and Trust Agreement. Charles Houser, Assistant Executive Director, presented the staff recommendation to authorize the transfer of funds in the R.O. Ranch endowment fund to R.O. Ranch, Inc., and approve and execute the Trust Agreement for the management of the funds.

MR. CURTIS MADE A MOTION TO AUTHORIZE THE TRANSFER OF FUNDS IN THE R.O. RANCH ENDOWMENT FUND TO R.O. RANCH, INC., AND APPROVE AND EXECUTE THE TRUST AGREEMENT FOR THE MANAGEMENT OF THE FUNDS. THE MOTION WAS SECONDED BY MR. ALEXANDER. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, MEECE, WILLIAMS AND QUINCEY.)

Agenda Item No. 45 - Executive Director's Report.

None.

Agenda Item No. 46 - Executive Office Activity Report. The Executive Office Activity Report was provided as an informational item in the Board materials.

The meeting adjourned at 6:34 p.m.

Chairman

ATTEST:

SUWANNEE RIVER WATER MANAGEMENT DISTRICT
 MINUTES OF
1ST PUBLIC HEARING ON THE
FISCAL YEAR 2012-2013 BUDGET

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5:30 p.m., Tuesday
 September 11, 2012

District Headquarters
 Live Oak, Florida

Governing Board:

Seat	Name	Office	Present	Not Present
Aucilla Basin	George M. Cole, Ph.D.		X	
Coastal River Basin	Donald Ray Curtis, III	Secretary/ Treasurer	X	
Lower Suwannee River Basin	Don Quincey, Jr.	Chairman	X	
Santa Fe & Waccasassa Basins	Kevin W. Brown		X	
Upper Suwannee River Basin	Alphonas Alexander	Vice Chairman	X	
At Large	Virginia H. Johns		X	
At Large	Carl Meece		X	
At Large	Guy N. Williams		X	
At Large	Vacant			

Governing Board General Counsel

Name	Firm	Present	Not Present
George T. Reeves	Davis, Schnitker, Reeves & Browning, P.A.	X	

Staff:

Position	Name	Present	Not Present
Executive Director	Ann Shortelle	X	
Assistant Executive Director	Charlie Houder	X	
Governmental Affairs Director	Steve Minnis	X	
Department Director, Mission Support	Melanie Roberts	X	
Department Director, Water Supply & Resource Management	Jon Dinges	X	
HR & GB Coordinator	Lisa Cheshire	X	

Guests:

Tim Sagul, SRWMD
 Vanessa Fultz, SRWMD
 Terry Demott, SRWMD

Carlos Herd, SRWMD
Brian Kauffman, SRWMD
Vern Roberts, SRWMD

The meeting was called to order at 5:30 p.m.

Agenda Item 2 - Explanation of purpose of public hearing which is to adopt a proposed millage rate and tentative budget. Dr. Shortelle discussed the purpose of the public hearing.

Agenda Item 3 - Presentation of Tentative Fiscal Year 2012-13 Budget. Dr. Shortelle gave a presentation on the Tentative FY 2012-13 Budget.

Agenda Item 4 - Board discussion of the proposed millage rate for Fiscal Year 2012-2013 of 0.4143, a 2.0 percent decrease from the rolled-back millage rate of 0.4227, and a Tentative Fiscal Year 2012-2013 Budget of \$16,102,072. There was no discussion.

Agenda Item 5 - Comments and questions from the general public. There were no questions or comments from the general public.

Agenda Item 6 - Adoption of proposed millage rate of 0.4143 for Fiscal Year 2012-2013.

MS. JOHNS MADE A MOTION TO ADOPT THE PROPOSED MILLAGE RATE OF 0.4143 FOR FISCAL YEAR 2012-2013. MR. ALEXANDER SECONDED. UPON UNANIMOUS VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, MEECE, WILLIAMS AND QUINCEY.)

Agenda Item 7 - Adoption of Tentative Budget of \$16,102,072 for Fiscal Year 2012-2013.

MS. JOHNS MADE A MOTION TO ADOPT THE TENTATIVE BUDGET OF \$16,102,072 FOR FISCAL YEAR 2012-2013. MR. ALEXANDER SECONDED. UPON UNANIMOUS VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, MEECE, WILLIAMS AND QUINCEY.)

Agenda Item 8 - Announcements. Dr. Shortelle made the announcement that on September 25, 2012, at 5:30 p.m. the Final Public Hearing on FY 2012-2013 Budget will be held at the District Headquarters.

The meeting adjourned at 5:53 p.m.

Chairman

ATTEST:

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

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3:00 p.m., Tuesday
September 25, 2012

District Headquarters
Live Oak, Florida

Governing Board:

Seat	Name	Office	Present	Not Present
Aucilla Basin	George M. Cole, Ph.D.		X	
Coastal River Basin	Donald Ray Curtis, III	Secretary/ Treasurer	X	
Lower Suwannee River Basin	Don Quincey, Jr.	Chairman	X	
Santa Fe & Waccasassa Basins	Kevin W. Brown			X
Upper Suwannee River Basin	Alphonas Alexander	Vice Chairman	X	
At Large	Virginia H. Johns		X	
At Large	Carl Meece		X	
At Large	Guy N. Williams			X
At Large	Vacant			

Governing Board General Counsel

Name	Firm	Present	Not Present
George T. Reeves	Davis, Schnitker, Reeves & Browning, P.A.		X

Staff:

Position	Name	Present	Not Present
Executive Director	Ann Shortelle	X	
Assistant Executive Director	Jon Dinges	X	
Governmental Affairs and Communications Director	Steve Minnis	X	
Administrative Services Division Director	Joe Flanagan		
Land Resources Division Director	Charles H. Houder. III	X	
Water Supply Division Director	Carlos Herd	X	
Resource Management Division Director	Tim Sagul	X	
GB & HR Coordinator	Lisa Cheshire	X	

Guests:

Vanessa Fultz, SRWMD
Kevin Wright, SRWMD
Megan Wetherington, SRWMD
Joel Love, DACS
Warren Zwanka, SJRWMD
Terry Hansen, PG, Department of Environmental Protection, Tallahassee
Ray Hodge, McAlpin
Donald Rich, Rich Property & Investment Group, Quitman, GA
Craig Varn, Manson Law Group, Tallahassee
Annette Long, Save Our Suwannee, Inc., Chiefland

The meeting was called to order at 3:00 p.m.

Agenda Item No. 3 - Additions, Deletions, or Changes to the Agenda.
There were no changes to the agenda.

Agenda Item No. 4 – Approval of Agenda.

DR. COLE MADE A MOTION TO ACCEPT THE AGENDA. THE MOTION WAS SECONDED BY MR. ALEXANDER. UPON UNANIMOUS VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, COLE, CURTIS, JOHNS, MEECE, AND QUINCEY.)

EXECUTIVE OFFICE

Agenda Item No. 5 - Approval of Resolutions Number 2012-29 through 2012-68 extending appreciation and commendation of past Governing Board Members for their service to the Suwannee River Water Management District. Steve Minnis presented the staff recommendation to approve Resolution Numbers 2012-29 through 2012-68 extending appreciation and commendation of past Governing Board Members for their service to the Suwannee River Water Management District, as shown in the Board materials.

DR. COLE MADE A MOTION TO APPROVE RESOLUTION NUMBERS 2012-29 THROUGH 2012-68 EXTENDING APPRECIATION AND COMMENDATION OF PAST GOVERNING BOARD MEMBERS FOR THEIR SERVICE TO THE SUWANNEE RIVER WATER MANAGEMENT DISTRICT. THE MOTION WAS SECONDED BY MRS. JOHNS. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, MEECE, WILLIAMS AND QUINCEY.)

The meeting adjourned at 3:12 p.m.

Workshop began at 3:13 p.m.

A presentation was given by on the Lower Suwannee River Basin Management Action Plan by the Florida Department of Environmental Protection.

Chairman

ATTEST:

SUWANNEE RIVER WATER MANAGEMENT DISTRICT
 MINUTES OF
FINAL PUBLIC HEARING ON THE
FISCAL YEAR 2012-2013 BUDGET

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5:30 p.m., Tuesday
 September 25, 2012

District Headquarters
 Live Oak, Florida

Governing Board:

Seat	Name	Office	Present	Not Present
Aucilla Basin	George M. Cole, Ph.D.		X	
Coastal River Basin	Donald Ray Curtis, III	Secretary/ Treasurer	X	
Lower Suwannee River Basin	Don Quincey, Jr.	Chairman	X	
Santa Fe & Waccasassa Basins	Kevin W. Brown			X
Upper Suwannee River Basin	Alphonas Alexander	Vice Chairman	X	
At Large	Virginia H. Johns		X	
At Large	Carl Meece		X	
At Large	Guy N. Williams			X
At Large	Vacant			

Governing Board General Counsel

Name	Firm	Present	Not Present
George T. Reeves	Davis, Schnitker, Reeves & Browning, P.A.	X	

Staff:

Position	Name	Present	Not Present
Executive Director	Ann Shortelle	X	
Assistant Executive Director	Jon Dinges	X	
Governmental Affairs and Communications Director	Steve Minnis	X	
Division Director Administrative Services	Joe Flanagan		
Division Director Land Resources	Charles H. Houder. III	X	
Division of Water Supply	Carlos Herd	X	
Division of Resource Management	Tim Sagul	X	
GB & HR Coordinator	Lisa Cheshire	X	

Guests:

Vanessa Fultz, SRWMD
Vern Roberts, SRWMD
Craig Varn, Manson Law Group, Tallahassee
Annette Long, Save Our Suwannee, Inc., Chiefland

The meeting was called to order at 5:30 p.m.

Agenda Item 2 - Explanation of purpose of public hearing which is to adopt a proposed millage rate and tentative budget. Joe Flanagan, Division Director of Administrative Services, discussed the purpose of the public hearing.

Agenda Item 3 - Presentation of Final Fiscal Year 2012-2013 Budget. Mr. Flanagan gave a presentation on the Final Fiscal Year 2012-13 Budget.

Agenda Item 4 - Comments and questions from the general public. There were no questions or comments from the general public.

Agenda Item 5 – Approval of Resolution No. 2012-27, Adopting a Final Millage Rate of 0.4143 for Fiscal Year 2012-13.

MR. CURTIS MADE A MOTION TO APPROVE RESOLUTION NO. 2012-27 ADOPTING A FINAL MILLAGE RATE OF 0.4143 FOR FISCAL YEAR 2012-2013. MR. MEECE SECONDED THE MOTION. UPON UNANIMOUS VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, COLE, CURTIS, JOHNS, MEECE, AND QUINCEY.)

Agenda Item 6 – Approval of Resolution No. 2012-28, Adoption of Final Budget \$16,102,072 for Fiscal Year 2012-2013.

MR. CURTIS MADE A MOTION TO APPROVE RESOLUTION 2012-28 ADOPTING A FINAL BUDGET OF \$16,102,072 FOR THE FISCAL YEAR 2012-2013 BUDGET. MR. MEECE SECONDED THE MOTION. UPON UNANIMOUS VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, COLE, CURTIS, JOHNS, MEECE, AND QUINCEY.)

Agenda Item 7 - Announcements. Dr. Shortelle made the announcement that the next Governing Board meeting will be held at the District Headquarters at 9:00 a.m. on October 9, 2012 and that the approved resolutions in recognition of service for the past board members will be given out.

The meeting adjourned at 5:38 p.m.

Chairman

ATTEST: