

AGENDA
SUWANNEE RIVER WATER MANAGEMENT DISTRICT
GOVERNING BOARD MEETING AND PUBLIC HEARING

OPEN TO THE PUBLIC

December 10, 2013
9:00 a.m.

District Headquarters
Live Oak, Florida

1. Call to Order
2. Roll Call
3. Announcement of any Amendments to the Agenda by the Chair
4. Public Comment
5. Consideration of the following Items Collectively by Consent:
 - Agenda Item 6 - Approval of November 12, 2013 Governing Board Meeting and Workshop Minutes
 - Agenda Item 8 - Approval of October 2013 Financial Report
 - Agenda Item 19 - Approval of a Modification with a 0.1157 mgd Decrease in Allocation and a Five-Year Permit Extension for Water Use Permit Application Number 2-06-00019.002, Davis Farm, Suwannee County
 - Agenda Item 20 - Approval of a Modification with a 0.1590 mgd Decrease in Allocation and a Five-Year Permit Extension for Water Use Permit Application Number 2-08-00069.002, David Goolsby, Jr. Farm, Hamilton County
 - Agenda Item 21 - Approval of a Modification with a 0.9060 mgd Decrease in Allocation and a Five-Year Permit Extension for Water Use Permit Application Number 2-84-00876.003, Hines Farms, LLC, Gilchrist County
 - Agenda Item 22 - Approval of a Modification with a 0.2714 mgd Decrease in Allocation and a Five-Year Permit Extension for Water Use Permit Application Number 2-13-00062.001, Hines Cattle, Alachua County
6. Approval of Minutes – November 12, 2013 Governing Board Meeting and Workshop - **Recommend Consent**
7. Items of General Interest for Information/Cooperating Agencies and Organizations
 - A. Presentation of Hydrologic Conditions by Megan Wetherington, Senior Professional Engineer
 - B. Cooperating Agencies and Organizations

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GOVERNING BOARD LEGAL COUNSEL
Tom Reeves

No Items

BUREAU OF ADMINISTRATIVE SERVICES
Dave Dickens, Manager

- AS Page 1 8. Approval of October 2013 Financial Report - **Recommend Consent**
- AS Page 4 9. Vehicle Purchase Recommendation
- AS Page 5 10. Ranking of Engineering Design Firms for the Ichetucknee Springshed Water Quality Improvement Project

DIVISION OF LAND RESOURCES
Charles H. Houder, III, Director

- LR Page 1 11. **Public Hearing for** Approval and Execution of Resolution 2013-23 Authorizing the Purchase of the Bradford Timberlands Tract, 340 acres +/-, in Bradford County
- LR Page 8 12. Authorization to Conduct a Detailed Assessment of a Proposed Conservation Easement Exchange with Michael and Freda Shaw in Lafayette County
- LR Page 13 13. Consideration of Conveyance of 120 acres ± at Otter Springs to Gilchrist County
- LR Page 17 14. Land Resources Activity Summary

DIVISION OF WATER SUPPLY
Carlos Herd, P.G., Director

No Items

DIVISION OF WATER RESOURCES
Erich Marzolf, Ph.D., Director

- WR Page 1 15. Procurement of Cellular Modems from Federally Approved Vendors
- WR Page 2 16. Contract with Water and Air Research, Inc., for Hydrologic, Water Quality and Biological Sampling
- WR Page 5 17. Interagency Agreement with St. Johns River Water Management District for Surface and Groundwater Chemistry Analysis
- WR Page 8 18. Agricultural Water Use Monitoring Update

DIVISION OF RESOURCE MANAGEMENT
Tim Sagul, P.E., Director

- RM Page 1 19. Approval of a Modification with a 0.1157 mgd Decrease in Allocation and a Five-Year Permit Extension for Water Use Permit Application Number 2-06-00019.002, Davis Farm, Suwannee County - **Recommend Consent**
- RM Page 9 20. Approval of a Modification with a 0.1590 mgd Decrease in Allocation and a Five-Year Permit Extension for Water Use Permit Application Number 2-08-00069.002, David Goolsby, Jr. Farm, Hamilton County - **Recommend Consent**

- RM Page 17 21. Approval of a Modification with a 0.9060 mgd Decrease in Allocation and a Five-Year Permit Extension for Water Use Permit Application Number 2-84-00876.003, Hines Farms, LLC, Gilchrist County - **Recommend Consent**
- RM Page 25 22. Approval of a Modification with a 0.2714 mgd Decrease in Allocation and a Five-Year Permit Extension for Water Use Permit Application Number 2-13-00062.001, Hines Cattle, Alachua County - **Recommend Consent**
- RM Page 33 23. Denial without Prejudice of Environmental Resource Permit Application Number ERP12-0131, Green Acres at the Pines, Alachua County
- RM Page 35 24. Denial without Prejudice of Environmental Resource Permit Application Number ERP13-0062, Derek Browning Pond- Ashley Renee Crawford, Bradford County
- RM Page 37 25. Final Order Granting Variance, James Hair District Floodway Project, District Permit Application Number ERP06-0497M, Columbia County, Final Order Number 13-0005
- RM Page 47 26. Authorization to Extend Contract 09/10-096 with AECOM for Lafayette County Digital Flood Insurance Rate Map (DFIRM) updates
- RM Page 48 27. Approval to Enter Into Contracts for the 5th Round of Florida Department of Environmental Protection (FDEP) Santa Fe River Basin Management Action Plan (BMAP) Agricultural Cost-Share Program
- RM Page 50 28. Approval to Enter Into Contracts for the 1st Round District Agricultural Cost-Share Program for FY13/14
- RM Page 52 29. Permitting Summary Report
- RM Page 55 30. Enforcement Status Report

EXECUTIVE OFFICE
Ann B. Shortelle, Ph.D., Executive Director

- EO Page 1 31. Consideration of Resolution 2013-24 to Classify Agricultural Cost-Share, Local Government Cost-Share and Land Acquisition Fund Balances as Committed Funds
- EO Page 4 32. Approval of Fiscal Year 2014-2015 Preliminary Budget
- EO Page 9 33. Agreement for Transmittal of Electric Consumption Data with Clay Electric Cooperative, Inc.
- EO Page 21 34. North Florida Regional Water Supply Partnership Stakeholder Committee Update
- EO Page 29 35. District's Weekly Activity Reports
- 36. Announcements

Unless otherwise noted, all meetings are at District Headquarters in Live Oak, Florida

January 14, 2014 9:00 a.m. Board Meeting followed by
Workshop
District Headquarters

****Board Workshops immediately follow Board Meetings unless otherwise noted.**

37. Adjournment

Any member of the public, who wishes to address the Board on any agenda item, or any other topic, must sign up (including the completion of the required speaker forms) with the Executive Director or her designee before the time designated for Public Comment. During Public Comment, the Chair shall recognize those persons signed up to speak on agenda items first. To the extent time permits, the Chair shall thereafter recognize those persons signed up to speak on non-agenda items. Unless leave is given by the Chair, (1) all speakers will be limited to three minutes per topic, (2) any identifiable group of three persons or more shall be required to choose a representative, who shall be limited to five minutes per topic. When recognized by the Chair during Public Comment, a speaker may request to be allowed to make his or her comments at the time the Board considers a particular agenda item. The Chair may grant or deny such request in the Chair's sole discretion.

The Board may act upon (including reconsideration) any agenda item at any time during the meeting. The agenda may be changed only for good cause as determined by the Chair and stated in the record. If, after the regular time for Public Comment, the agenda is amended to add an item for consideration, the Chair shall allow public comment on the added agenda item prior to the Board taking action thereon.

All decisions of the Chair concerning parliamentary procedures, decorum, and rules of order will be final, unless they are overcome by a majority of the members of the Board in attendance.

If any person decides to appeal any decision with respect to any action considered at the above referenced meeting and hearing, such person may need to ensure a verbatim record of the proceeding is made to include testimony and evidence upon which the appeal is made.

AGENDA
SUWANNEE RIVER WATER MANAGEMENT DISTRICT
GOVERNING BOARD WORKSHOP

OPEN TO THE PUBLIC

December 10, 2013
Following the Governing Board Meeting

District Headquarters
Live Oak, Florida

1. Strategic Plan
2. Lower Santa Fe and Ichetucknee Rivers and Priority Springs Minimum Flows and Levels Update

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
November 12, 2013

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	Sec/Treas.	X	
Lower Suwannee Basin	Don Quincey, Jr.	Chair	X	
Santa Fe & Wacc. Basins	Kevin W. Brown		X	
Upper Suwannee Basin	Alphonas Alexander	Vice Chair	X	
At Large	Virginia H. Johns		X	
At Large	Virginia Sanchez		X	
At Large	Guy N. Williams		X	
At Large	Gary Jones		X	

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 B. Shortelle, Ph.D.	X	
Assistant Executive Director	Jon Dinges	X	
Govern. Affairs / Comm. Director	Steve Minnis		X
Administrative Services Bureau Director	Dave Dickens	X	
Land Resources Division Director	Charles H. Houder. III	X	
Water Supply Division Director	Carlos Herd	X	
Water Resources Division Director	Erich Marzolf	X	
R. Management Division Director	Tim Sagul	X	
GB & HR Coordinator	Lisa Cheshire	X	

Guests:

Robin Lamm, SRWMD
Kevin Wright, SRWMD
Rhonda Scott, SRWMD
Scott Gregor, SRWMD
Warren Zwanka, SRWMD
Vanessa Fultz, SRWMD
Caree Olshansky, SRWMD
Megan Wetherington, SRWMD
Leroy Marshall, SRWMD

Hugh Thomas, DACS
Craig Varn, Manson Bolves
Carolee Howe, Shenandoah Dairy
Paul Still, BSWCD
Jeff Hill, Lake City
Merrilee Malwitz-Jipson, Our Santa Fe River
Dwight Stansel, Stansel Farms
David Lang, Gilchrist County Attorney
John Fitzgerald, SJRWMD
Tiffany French, Ft. White
Anthony Libasci, Ft. White
Bobby Crosby, Gilchrist County
Guillermo Simon, Taylor Engineering, Inc.
Brett Crawford, H2O Mobile Lab
Dan Cavanalt, ForVets, Inc.
David Jones, ForVets, Inc.
Corey Mikell, H2O Mobile Lab
Pam Latham, Atkins
Mike Micheau, Atkins
Janet Llewellyn, FDEP
Ken Jones, HEA
Bob Morisi, Morisi Hydrogeologic
Linda Clemens, FDEP
Kristine Morris, FDEP

The meeting was called to order at 9:01 a.m.

Agenda Item No. 3- Announcement of any Amendments to the Agenda by the Chair.

Updates:

- October 11, 2013 Workshop Minutes
- Resource Management – Agenda Item 18 – Acknowledgement of the Item as a Public Hearing – **Public Hearing** and Adoption of Proposed Rule Changes for Chapter 40B-1 and 40B-2, Florida Administrative Code (F.A.C.), Water Use Permit Applicant’s Handbook and Forms to be Consistent with Statewide CUPCON Rulemaking Effort and update to RM Pages 30-36
- Resource Management – Agenda Item 19 – Acknowledgement of the Item as a Public Hearing – **Public Hearing** and Approval of resolution 2013-22 Declaring the Otter Springs restoration Project in Gilchrist County as an Environmental Restoration and Enhancement Project

Deletion:

- Executive Office – Agenda Item 26 – Authorization to Enter into an Interlocal Agreement with Dixie County for the Middle Suwannee River and Springs restoration and Aquifer Recharge Project
- Land Resources - Agenda Item 10 - Discussion of Options for Otter Springs Park and Campground in Gilchrist County

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

Agenda Item No. 5 Consideration of the Following Items Collectively by Consent:

- Agenda Item No. 6 – Approval of Minutes for October 10, 2013 Governing Board Minutes and October 10, 2013, Workshop Minutes
- Agenda Item No. 8 – Approval of September 2013 Financial Report
- Agenda Item No.15 – Approval of a Modification with less than 52,000 gallons per day Increase in Allocation and a Five-Year Permit Extension for Water Use Permit Application Number 2-03-00204.002, Davis Heritage Farm, Alachua County
- Agenda Item No. 16 - Approval of a Modification with a 0.3414 mgd Decrease in Allocation and a Five-Year Permit Extension for Water Use Permit Application Number 2-84-00192.003, Reid Family Farm, Hamilton County
- Agenda Item 17 – Approval of a Modification with a 0.4528 mgd Decrease in Allocation and a Five-Year Permit Extension for Water Use Permit Application Number 2-84-01221.003, Waco of Alabama, Alachua County

MRS. JOHNS MADE A MOTION TO ACCEPT THE CONSENT ITEMS AND OCTOBER MINUTES AS READ. THE MOTION WAS SECONDED BY MR. JONES. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ, WILLIAMS AND QUINCEY.)

Agenda Item No. 4 – Public Comment (Notations provided as Written on Sign in Sheet)

1. Merrilee Malwitz-Jipson, Our Santa Fe River –Moratorium on Consumptive Use Permits and Sabal Trail Gas Transmission Pipeline
2. Carolee Howe, Shenandoah Dairy – Thank you for Agricultural Issues
3. Paul Still, BSWCD – MFL Concerns
4. Mr. David Land & Mr. Bobby Crosby, Gilchrist County – Agenda Item 10 which was deleted - Otter Springs Lease
5. Tiffany French & Anthony Libasci – requesting Governing Board to grant a Quit Claim deed to an Easement on the Jeff Hill Property

MR. CURTIS MADE A MOTION TO AMEND THE AGENDA TO INCLUDE THE GRANTING OF A QUIT CLAIM DEED FOR THE EASEMENT ON THE EL RANCHO NO TENGO PROPERTY TO TIFFANY FRENCH AND ANTHONY LIBASCI TO HAVE ACCESS TO THE PROPERTY THEY ARE PURCHASING. THE MOTION WAS SECONDED BY MR. JONES. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ, WILLIAMS AND QUINCEY.)

MR. CURTIS MADE A MOTION TO GRANT A QUIT CLAIM DEED FOR THE EASEMENT ON THE EL RANCHO NO TENGO PROPERTY TO TIFFANY FRENCH AND ANTHONY LIBASCI. THE MOTION WAS SECONDED BY MRS. SANCHEZ. (MEMBERS VOTING IN FAVOR:

UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ AND QUINCEY.) MR. WILLIAMS VOTING AGAINST.

Public Comment - Jeff Hill – Statement regarding the Easement which was granted.

Agenda Item No. 6 – Approval of Minutes.

- October 10, 2013 Governing Board Meeting
- October 10, 2013, Governing Board Workshop

THE CONSENT AGENDA AND MINUTES WERE APPROVED WITH CONSENT ITEMS.

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

- Megan Wetherington gave a presentation of hydrologic conditions of the District.

Governing Board Legal Counsel – No Items

BUREAU OF ADMINISTRATIVE SERVICES

Agenda Item No. 8 – Approval of September 2013 Financial Report. Approved on Consent.

DIVISION OF LAND RESOURCES

Agenda Item No. 9 - Consideration for Contracts for Prescribed Fire Management Services for Fiscal Year 2013/2014. Charlie Houder, Director, Division of Land Resources, presented staff recommendation to the Governing Board to authorize the Executive Director to execute contract with B&B Dugger, Inc., The Forestry Company, Inc., and Wildland Fire Services, Inc. for Prescribed Fire Management Services on District land for Fiscal Year 2013/2014 for amounts not-to-exceed \$86,310, \$86,029 and \$165,660, respectively as provided in the Board materials.

Mr. Alexander and Mr. Curtis publically announced a conflict of interest and abstained from voting on Agenda Item No. 9 - Consideration for Contracts for Prescribed Fire Management Services for Fiscal Year 2013/2014. Conflict of Interest Forms were completed and signed by Mr. Alexander and Mr. Curtis. These forms are hereby made part of these minutes and are filed in the permanent Governing Board meeting minutes files of the District.

MR. BROWN MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO EXECUTE CONTRACTS WITH B&B DUGGER, INC., THE FORESTRY COMPANY, INC., AND WILDLAND FIRE SERVICES, INC., FOR PRESCRIBED FIRE MANAGEMENT SERVICES ON DISTRICT LAND FOR FISCAL YEAR 2013/2014. THE MOTION WAS SECONDED BY MR. COLE. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBER VOTING IN FAVOR: BROWN, COLE, JOHNS, JONES, SANCHEZ, WILLIAMS AND QUINCEY.)

Agenda Item No. 10 – Deleted

Agenda Item No.11 – Authorization to Conduct a Detailed Assessment of Lands Owned by Rayonier Forest Resources, L.P., 2,563 acres in Bradford County. Mr. Houder, presented staff recommendation to the Governing Board to authorize staff to conduct a detailed assessment of lands owned by Rayonier Forest Resources, L.P., 2,563 acres in Bradford County as provided in the Board materials.

MR. ALEXANDER MADE A MOTION AUTHORIZING STAFF TO CONDUCT A DETAILED ASSESSMENT OF LANDS OWNED BY RAYONIER FOREST RESOURCES, L.P., 2,563 ACRES IN BRADFORD COUNTY. THE MOTION WAS SECONDED BY MRS. JOHNS. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBER VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ, WILLIAMS AND QUINCEY).

Agenda Item No. 12 – Land Resources Activity Summary. The Land Resources Activity Summary was provided as an informational item in the Board materials.

DIVISION OF WATER SUPPLY – No Items

DIVISION OF WATER RESOURCES

Agenda Item No. 13 – Contract with United States Geological Survey for LiDAR Data and Quality Control Services. Erich Marzolf, Director, Division of Water Resources, presented staff recommendation to the Governing Board to authorize the Executive Director to enter into a contract with the United States Geological Survey to provide light detection and ranging (LiDAR) data over 550 square miles in portions of Taylor, Lafayette, Dixie, Gilchrist and Levy counties for a total not to exceed \$195,000 as provided in Board materials.

DR. COLE MADE A MOTION AUTHORIZING THE EXECUTIVE DIRECTOR TO ENTER INTO A CONTRACT WITH THE UNITED STATES GEOLOGICAL SURVEY TO PROVIDE LIGHT DETECTION AND RANGING (LIDAR) DATA OVER 550 SQUARE MILES IN PORTIONS OF TAYLOR, LAFAYETTE, DIXIE, GILCHRIST AND LEVY COUNTIES FOR A TOTAL NOT TO EXCEED \$195,000. THE MOTION WAS SECONDED BY MR. ALEXANDER. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBER VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ, WILLIAMS AND QUINCEY).

Agenda Item No. 14 – Agricultural Water Use Monitoring Update. Agricultural Water Use Monitoring update was provided as an informational item in the Board materials.

DIVISION OF RESOURCE MANAGEMENT

Agenda Item No. 15 – Approval of a Modification with less than 52,000 gallons per day Increase in Allocation and a Five-Year Permit Extension for Water Use Permit Application Number 2-03-00204.002, Davis Heritage Farm, Alachua County. Approved on Consent.

Agenda Item No. 16 – Approval of a Modification with a 0.3414 mgd Decrease in Allocation and a Five-Year Permit Extension for Water Use Permit Application Number 2-84-00192.003, Reid Family Farm, Hamilton County. Approved on Consent.

Agenda Item No. 17 –Approval of a Modification with 0.4528 mgd Decrease in Allocation and a Five-Year Permit Extension for Water Use Permit Application Number 2-84-01221.003, Waco of Alabama, Alachua County. Approved on Consent

Agenda Item No. 18 –**Public Hearing** and Adoption of Proposed Rule Changes for Chapters 40B-1 and 40B-2, Florida Administrative Code (F.A.C.), Water Use Permit Applicant’s Handbook and Forms to be Consistent with Statewide CUPCON Rulemaking Effort. Warren Zwanka, Resource Management, presented staff recommendation to the Governing Board to authorize staff to:

1. Publish a Notice of Proposed Rule for Chapters 40B-1, 40B-2, F.A.C., Water Use Permit Applicant’s Handbook and Forms; and
2. File Chapters 40B-1 and 40B-2, F.A.C., with the Department of State if no objections or comments are received.

As provided in Board materials.

BOARD CHAIR OPENED AGENDA ITEM NO. 18 FOR PUBLIC HEARING.

Public Comments were received.

BOARD CHAIR CLOSED PUBLIC HEARING FOR AGENDA ITEM NO. 18.

MRS. JOHNS MADE A MOTION TO AUTHORIZE STAFF TO PUBLISH A NOTICE OF PROPOSED RULE FOR CHAPTERS 40B-1, 40B-2, F.A.C., WATER USE PERMIT APPLICANT’S HANDBOOK AND FORMS; AND FILE CHAPTER 40B-1 AND 40B-2, F.A.C., WITH THE DEPARTMENT OF STATE IF NO OBJECTIONS OR COMMENTS ARE RECEIVED. THE MOTION WAS SECONDED BY DR. COLE. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBER VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ, WILLIAMS AND QUINCEY.)

Agenda Item No. 19 – **Public Hearing** and Approval of Resolution 2013-22 Declaring the Otter Springs Restoration Project in Gilchrist County as an Environmental Restoration and Enhancement Project. Tim Sagul, Director, Resource Management, presented staff recommendation to the Governing Board to approve Resolution 2013-22 declaring the Otter Springs restoration project as an environmental restoration and enhancement project as presented in Board materials.

BOARD CHAIR OPENED AGENDA ITEM NO. 19 FOR PUBLIC HEARING.

No comments from the public.

BOARD CHAIR CLOSED PUBLIC HEARING FOR AGENDA ITEM NO. 19.

MRS. SANCHEZ MADE A MOTION TO APPROVE RESOLUTION 2013-22 DECLARING THE OTTER SPRINGS RESTORATION PROJECT AS AN ENVIRONMENTAL RESTORATION AND ENHANCEMENT PROJECT. THE MOTION WAS SECONDED BY MR. JONES. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBER VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ, WILLIAMS AND QUINCEY.)

Agenda Item 20 - Resolution of Enforcement Regarding Stephen A. Midyette, CE07-0065, Gilchrist County. Mr. Sagul presented staff recommendation to the Governing Board to approve resolution of the enforcement action by Consent Final Judgment regarding Steven A. Midyette, CE07-0065, Gilchrist County as presented in Board materials.

DR. COLE MADE A MOTION TO APPROVE RESOLUTION OF ENFORCEMENT ACTION BY CONSENT FINAL JUDGEMENT REGARDING STEPHEN A. MIDYETTE, CE07-0065, GILCHRIST COUNTY. THE MOTION WAS SECONDED BY MR. ALEXANDER. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBER VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ, WILLIAMS AND QUINCEY.)

Agenda Item 21 - Final Order Granting Variance and Waivers, Mark Smith District Floodway Project, District Permit Application Number 06-0661M3, Lafayette County, Final Order Number 13-0003. Mr. Sagul presented staff recommendation to the Governing Board to enter Final Order number 13-0003 granting variance and waivers to subsections 40B-4.3030(4), (9) & (12)(b), and 40B-4.3020(1)(c) - (e), F.A.C. for Mark Smith District Floodway Project, Lafayette County as presented in Board materials.

MR. ALEXANDER MADE A MOTION TO ENTER FINAL ORDER NUMBER 13-0003, GRANTING VARIANCE AND WAIVERS TO SUBSECTIONS 40B-4.3030(4), (9) & (12)(B), AND 40B-4.3020(1)(C) – (E), F.A.C., FOR MARK SMITH DISTRICT FLOODWAY PROJECT, LAFAYETTE COUNTY. THE MOTION WAS SECONDED BY MR. JONES. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBER VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ, WILLIAMS AND QUINCEY.)

Agenda Item 22 - Authorization to Waive Penalties, Administrative Costs and Attorney's Fees Regarding Enforcement Number CE06-0107, Buckels/Fennell/Smith District Floodway Project, Lafayette County. Mr. Sagul presented staff recommendation to the Governing Board to waive the penalties, administrative costs and attorney's fees regarding Enforcement Number CE06-0107 for the Buckles/Fennell/Smith District Floodway Project, Lafayette County, as presented in Board materials.

MR. CURTIS MADE A MOTION TO WAIVE THE PENALTIES, ADMINISTRATIVE COSTS AND ATTORNEY'S FEES REGARDING ENFORCEMENT NUMBER CE06-0107 FOR THE BUCKLES/FENNELL/SMITH DISTRICT FLOODWAY PROJECT, LAFAYETTE COUNTY. THE MOTION WAS SECONDED BY MRS. JOHNS. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBER VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ, WILLIAMS AND QUINCEY.)

Agenda Item No. 23 – Permitting Summary Report. The Permitting Summary Report was provided as an informational item as provided in the Board materials.

Agenda Item No. 24 – Enforcement Status Report. The Enforcement Status Report was provided as an informational item as provided in Board materials.

EXECUTIVE OFFICE

Agenda Item No. 25 – Agreement for Transmittal of Electric Consumption Data with Central Florida Electric Cooperative, Inc. Dr. Ann Shortelle, Executive Director, presented a recommendation to the Governing Board to authorize the Chair to execute the Agreement for Transmittal of Electric Consumption Data with Central Florida Electric Cooperative, Inc., as provided in Board materials

MRS. SANCHEZ MADE A MOTION AUTHORIZING THE CHAIR EXECUTIVE THE AGREEMENT FOR TRANSMITTAL OF ELECTRIC CONSUMPTION DATA WITH CENTRAL FLORIDA ELECTIC COOPERATIVE, INC. MOTION WAS SECONDED BY MR. JONES. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ, WILLIAMS AND QUINCEY.)

Agenda Item No. 26 - Deleted

Agenda Item No. 27 Appointment of Steve Roberts to North Florida Regional Water Supply Partnership Stakeholder Advisory Committee to Replace Dave Clanton, City of Lake City. Dr. Shortelle presented staff recommendation to the Governing Board to appoint Steve Roberts to the North Florida Regional Water Supply Partnership Stakeholder Advisory Committee to replace Dave Clanton, City of Lake City as presented in Board materials

MRS. JOHNS MADE A MOTION TO APPOINT STEVE ROBERTS TO THE NORTH FLORIDA REGIONAL WATER SUPPLY PARTNERSHIP STAKEHOLDER ADVISORY COMMITTEE TO REPLACE DAVE CLANTON, CITY OF LAKE CITY. MOTION WAS SECONDED BY MR. ALEXANDER. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ, WILLIAMS AND QUINCEY.)

Agenda Item No. 28 – North Florida Regional Water Supply Partnership Stakeholder Committee Update. A North Florida Regional Water Supply Partnership Stakeholder Committee update was provided as an informational item in the Board materials.

Agenda Item No. 29 – Springs Project Update. Dr. Shortelle gave a presentation update on the Springs projects.

Agenda Item No. 30 - District’s Weekly Activity Reports. The District’s Weekly Activity Reports were provided as an informational item in the Board materials.

Chair

ATTEST:

SUWANNEE RIVER WATER MANAGEMENT DISTRICT
 MINUTES OF
 GOVERNING BOARD WORKSHOP

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.

Following the Governing Board Meeting
 November 12, 2013

Live Oak, FL

Governing Board:

Seat	Name	Office	Present	Not Present
Aucilla Basin	George M. Cole, Ph.D.		X	
Coastal River Basin	Donald Ray Curtis, III	Sec/Treasurer	X	
Lower Suwannee River Basin	Don Quincey, Jr.	Chair	X	
Santa Fe/Wacc. Basins	Kevin W. Brown		X	
Upper Suwannee River Basin	Alphonas Alexander	Vice Chair	X	
At Large	Virginia H. Johns		X	
At Large	Virginia Sanchez		X	
At Large	Guy N. Williams		X	
At Large	Gary Jones		X	

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 B. Shortelle, Ph.D.	X	
Assistant Executive Director	Jon Dinges	X	
Governmental Affairs/Comm. Director	Steve Minnis		X
Admin. Services Bureau Manager	Dave Dickens	X	
Land Resources Division Director	Charlie Houder	X	
Water Supply Division Director	Carlos Herd	X	
Water Resources Division Director	Erich Marzolf	X	
Resource Mgmt. Division Director	Tim Sagul	X	
GB and HR Coordinator	Lisa Cheshire	X	

Guests:

John Good, SRWMD
 Carlos Herd, SRWMD
 Dale Jenkins, SRWMD

Ed de la Parte, de la Parte & Gilbert
Rick Hutton, GRU
Ray Avery, Clay County Utility Authority
Guillermo J. Simon, Taylor Engineering
Callie DeHaven, Rayonier
Mike Micheau, Atkins
Pam Latham, Atkins
Tom Farkes, Atkins
Kristine Morris, FDEP
Linda Clemens, FDEP
Janet Llewellyn, FDEP
John Fitzgerald, SJRWMD
Craig Varn, Manson Bolves
Brett Goodman, Jones Edmunds
Wendy Graham, University of Florida
Dr. Mark Clark, UF/IFAS

Preliminary FY 14/15 Budget Discussion

Ann B. Shortelle, Ph.D., Executive Director, gave a presentation on the proposed FY14/15 Preliminary Budget.

Lower Santa Fe and Ichetucknee Rivers and Priority Springs Minimum Flows and Levels Peer Review Presentation and Update

The University of Florida Water Institute (Dr. Wendy Graham and Dr. Mark Clark) presented the findings of the Lower Santa Fe and Ichetucknee Rivers and Priority Springs peer review to the Governing Board. John Good presented the District's response to the peer review and the revised minimum flows for the Lower Santa Fe and Ichetucknee Rivers and Priority Springs.

Upper Floridan Aquifer Regional Recharge Concepts and Feasibility Study – Atkins Project

District staff (Dale Jenkins) and the contractor (Atkins) presented the final report describing the final Upper Floridan aquifer regional recharge project concepts along with feasibility, planning level design and planning levels cost estimates for each concept to the Governing Board.

The workshop ended at 3:57 p.m.

Chairman

ATTEST:

MEMORANDUM

TO: Governing Board

FROM: Dave Dickens, Administrative Services Bureau Manager

DATE: November 25, 2013

RE: Approval of October 2013 Financial Report

RECOMMENDATION

Staff recommends the Governing Board approve the October 2013 Financial Report and confirm the expenditures of the District.

BACKGROUND

Chapter 373.553(1), F.S., authorizes the delegation of authority by the Governing Board to the Executive Director to disburse District funds, providing certification is made to the Board at the next regular meeting that such disbursement is proper, in order, and within budgetary limits. In compliance with the statutory provisions in Chapter 373, the Governing Board of the Suwannee River Water Management District has directed staff to prepare a Financial Report as attached.

If you have any questions about this recommendation or if you would like any further information regarding the District's financial transactions, please contact me.

bmp
enclosure

**Suwannee River Water Management District
Cash Report
October 2013**

ACCOUNT	Monthly Interest	Interest Rate %	Closing Balance
Bank of America Permit Fee	-	-	\$66,840.74
First Federal Permit Fee	\$2.54	0.30%	\$10,207.68
First Federal Depository	\$153.81	0.33%	\$462,744.79
SPIA	\$25,803.22	0.75%	\$39,769,622.52
SBA Fund A	\$0.91	0.18%	\$6,615.60
SBA Fund B	-	-	\$334,555.77
TOTAL	\$25,960.48		\$40,650,587.10

**Suwannee River Water Management District
Statement of Sources and Uses of Funds
For the Month ending October 31, 2013
(Unaudited)**

	Current Budget	Actuals Through 10/31/2013	Variance (Under)/Over Budget	Actuals As A % of Budget
Sources				
Ad Valorem Property Taxes	\$ 5,384,693	\$ 6,319	\$ (5,378,374)	0%
Intergovernmental Revenues	16,721,900	-	(16,721,900)	0%
Interest on Invested Funds	333,794	25,960	(307,834)	8%
License and Permit Fees	171,939	7,565	(164,374)	4%
Other	216,318	52,092	(164,226)	24%
Fund Balance	6,409,874	524,569	(5,885,305)	8%
Total Sources	\$ 29,238,518	\$ 616,505	\$ (28,622,013)	2%

	Current Budget	Expenditures	Encumbrances ¹	Available Budget	%Expended	%Obligated ²
Uses						
Water Resources Planning and Monitoring	\$ 7,394,563	\$ 228,209	\$ 40,040	\$ 7,126,313	3%	4%
Acquisition, Restoration and Public Works	16,234,956	59,870	-	16,175,086	0%	0%
Operation and Maintenance of Lands and Works	2,522,765	121,487	-	2,401,278	5%	5%
Regulation	1,188,555	75,407	-	1,113,148	6%	6%
Outreach	252,952	15,021	-	237,931	6%	6%
Management and Administration	1,644,727	116,511	-	1,528,216	7%	7%
Total Uses	\$ 29,238,518	\$ 616,505	\$ 40,040	\$ 28,581,972	2%	2%

¹ Encumbrances represent unexpended balances of open purchase orders and contracts.

² Represents the sum of expenditures and encumbrances as a percentage of the available budget.

This financial statement is prepared as of October 31, 2013 and covers the interim period since the most recent audited financial statements.

MEMORANDUM

TO: Governing Board
FROM: Dave Dickens, Manager, Bureau of Administration
DATE: November 25, 2013
RE: Vehicle Purchase Recommendation

RECOMMENDATION

District staff recommends the Governing Board authorize the Executive Director to purchase two vehicles at Florida Sheriffs' Contract prices not to exceed an aggregate cost of \$45,000.

BACKGROUND

Included in the Fiscal Year 2013-2014 budget, the Governing Board approved the allocation of \$80,000 for the purchase of vehicles. Due to an increase in project and field work, more miles are being driven by District staff. The current fleet is aging and the proper type of vehicle is not always available for use (for example when small more efficient vehicles should be driven but are unavailable, fuel inefficient vehicles such as F250's are being driven to perform site inspections).

The District currently has 21 vehicles in its fleet; 10 are assigned to field staff, 3 are assigned to Divisions and the remaining 8 are available for staff to check out on a daily basis. The average vehicle is more than eight years old and has a mileage of approximately 130,000. The District has surplused eight vehicles in the past year without purchasing any replacements. The last time a new vehicle was purchased was 2008. The proposed vehicles will replace those surplused and will increase the efficiency of the District fleet.

The State or Florida Sheriffs' bid lists were recently negotiated; these vehicles will be purchased off the State of Florida or Florida Sheriffs' Contract. Staff requests authorization to purchase two Ford Escape AWD SUVs for both field and highway use for \$22,099 each.

/bmp

MEMORANDUM

TO: Governing Board
FROM: Dave Dickens, Manager, Bureau of Administrative Services
DATE: November 25, 2013
RE: Ranking of Engineering Design Firms for the Ichetucknee Springshed Water Quality Improvement Project

RECOMMENDATION

Staff recommends Governing Board approval of the ranking of firms for engineering design for the Ichetucknee Springshed Water Quality Improvement Project and authorize negotiations with the firms in order of ranking.

BACKGROUND

Request for Qualifications 13/14-006AS for engineering design of the Lake City Sprayfield Treatment Wetland as part of the Ichetucknee Springshed Water Quality Improvement Project was advertised on October 21, 2013. Four proposals were received by the November 15, 2013, deadline, as shown below.

<u>Firm</u>	<u>Location</u>
Jim Stidham & Associates, Inc.	Tallahassee, FL
King Engineering Associates, Inc.	Jacksonville, FL
Mittauer & Associates, Inc.	Orange Park, FL
AMEC Environment & Infrastructure, Inc.	Newberry, FL

The Selection Committee is composed of staff members from the project cooperators: Dave Dickens (SRWMD), Erich Marzolf (SRWMD), Sonny Van-Skyhawk (City of Lake City), and Chad Williams (Columbia County). The Selection Committee met on November 22, 2013, to review and rank the responses. The Selection Committee considered such factors as the ability of the professional personnel; whether a firm is a certified minority business enterprise; past performance; willingness to meet time and budget requirements; location; recent, current and projected workloads of the firms; and the volume of work previously awarded each firm by District with the object of effecting an equitable distribution of contracts among qualified firms, provided such distribution does not violate the principal of selection of the most highly qualified firms.

Firms were ranked by the selection committee as shown below:

<u>Ranking</u>	<u>Firm</u>
1	AMEC Environment & Infrastructure, Inc.
2	Mittauer & Associates, Inc.
3	King Engineering Associates, Inc.

Staff requests authorization to begin negotiations with the #1 ranked firm. If negotiations are unsuccessful with that firm, staff will negotiate each successive ranked firm until successful. Once negotiated, the contract will be brought back to the Governing Board for approval.

bmp

MEMORANDUM

TO: Governing Board

FROM: Charlie Houder, Director, Division of Land Resources

DATE: December 2, 2013

RE: Public Hearing for Approval and Execution of Resolution 2013-23, Authorizing the Purchase of the Bradford Timberlands Tract, 340 acres ±, in Bradford County

RECOMMENDATION

Staff recommends that the Governing Board approve and execute Resolution 2013-23 authorizing the purchase of 340 acres ± from Bradford Timberlands, LLC in Bradford County, and requesting funds from the National Guard Bureau.

BACKGROUND

In accordance with Section 373.139 (3)(a), F.S. a public hearing is scheduled for December 10, 2013 to take comments on the purchase of 340 acres ± owned by Bradford Timberlands, LLC in Bradford County. A public hearing summary of the exchange is attached.

The acquisition of this property will support the implementation of flood abatement and water resource development projects. Being adjacent to Camp Blanding, the purchase is eligible for funding available through the Department of Defense and the National Guard Bureau aimed at securing buffers around military installations. The Department of Environmental Protection (DEP) administers the funds for this program. Funds will be made available to the District under a Letter of Assignment executed by DEP, the National Guard, and the District. In addition, staff anticipates developing an agreement with the Florida Department of Military Affairs that would turn routine land management over to Camp Blanding.

While matching funds are not strictly required from the District for this acquisition, the staff at Camp Blanding must report the District's contribution as part of the funding authorization request. There is a program-wide target of 25 percent. Including the project feasibility study, appraisals, and staff time, the District's contribution amounts to \$51,865.

Subject to comment received through the public hearing, staff recommends that the Governing Board approve and execute Resolution 2013-23 authorizing the purchase of the property and requesting funds from the National Guard Bureau.

CHH/pf

**BRADFORD TIMBERLANDS, LLC
PUBLIC HEARING SUMMARY**

TRACT: Camp Blanding Buffer / Bradford Timberlands

SELLER: Bradford Timberlands, LLC, William Agricola, Managing Member

LOCATION: The E ½ of Sec. 1 and the NE ¼ of the NE ¼ of Sec. 12, T6S, R22E, Bradford County

ACREAGE: 340 ±

WATER RESOURCE PROTECTION:

River Frontage: none
Surfacewater Protection: 21% (75.3 acres)
FEMA Floodzone A: 27% (98 acres)
Aquifer Recharge: none
Springs Protection: none

TRACT DESCRIPTION: The property lies on the east line of Bradford County, adjacent to Camp Blanding. It has been mined by E. I. DuPont de Nemours and Company and is reported being reclaimed at the present time. The property is split between the Lawtey Alligator Creek and Water Oak Creek basins.

ACCESS: The property is bisected by County Road 225.

TITLE ISSUES: E. I. DuPont de Nemours and Company hold a mineral reservation.

PRICE: \$360,000, approximately \$1,059 per acre. Two fair market appraisals valued the property: Richard Hale (\$720,000 or \$2,000 per acre) and Rob Nolan (\$684,000 or \$1,900 per acre). The appraisal reports have been reviewed and recommended for acceptance by Michael Candler.

CLOSING COSTS: The Seller will pay for the documentary stamps and title insurance. The District will pay for the survey, environmental audit and recording fees. Each party will pay its own attorney fees. Closing costs are estimated to be approximately \$20,000 and may be eligible for payment from funds from the National Guard Bureau.

MANAGEMENT: Subject to the development of a flood abatement and water resource development project by the District, Camp Blanding will provide management for the property under an agreement with the Florida Department of Military Affairs.Seller

SUWANNEE RIVER WATER MANAGEMENT DISTRICT

RESOLUTION NO. 2013-23

**RESOLUTION APPROVING THE ACQUISITION OF LANDS OWNED
BY BRADFORD TIMBERLANDS LLC, THE EXECUTION OF AN
AGREEMENT TO PURCHASE AND THE REQUEST OF FUNDS FROM
THE NATIONAL GUARD BUREAU.**

WHEREAS, the Suwannee River Water Management District (District) has been offered fee title to lands owned by Bradford Timberlands LLC, consisting of approximately 340 acres in Bradford County, Florida. A legal description and a map of said lands being attached hereto; and

WHEREAS, the purchase price for the said lands shall be \$360,000.00; and

WHEREAS, said lands shall be used for flood abatement, water resource development, and other water management purposes; and

WHEREAS, the acquisition is consistent with Section 373.139, Florida Statutes (F.S.); and

WHEREAS, said lands are adjacent to Camp Blanding and are eligible for purchase through programs dedicated to securing military base buffers; and

WHEREAS, the funds hereinafter requested will be used only for the acquisition costs of said lands and that the acquisition costs of said lands shall include fees for survey, appraisal, and legal activities necessary for the proper transfer of title to said real property; and

WHEREAS, said lands will be maintained in an environmentally acceptable manner compatible with the resource values for which acquired and, to the extent practical, in such a way as to restore and protect their natural state and condition; and

WHEREAS, said lands have been appraised by at least one real estate appraiser and were approved for acquisition after duly noticed publicly noticed meeting to inform the public of this exchange and noticed public hearing thereon; and

WHEREAS, an environmental audit shall be performed prior to closing, and, before the purchase of any land found to be contaminated a remediation plan will be submitted to the Department; and

NOW, THEREFORE, BE IT RESOLVED by the Governing Board of the Suwannee River Water Management District:

- (1) The purchase of the described lands owned by Bradford Timberlands, LLC, and its successors or assigns is approved, and the Executive Director is authorized to execute an agreement to purchase and related documents on behalf of the District.

- (2) The above statements are hereby certified and declared to be true and correct, and the acquisition of said parcel is hereby further certified to be consistent with this District's plan of acquisition and Section 373.199, F. S.
- (3) The District hereby requests \$360,000.00 and related closing costs from the National Guard Bureau from funding for the purchase of military base buffers.

PASSED AND ADOPTED THIS 10TH DAY OF DECEMBER, 2013 A.D.

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT
BY ITS GOVERNING BOARD**

MEMBERS OF THE BOARD:

**DON QUINCEY, CHAIR
ALPHONAS ALEXANDER, VICE CHAIR
RAY CURTIS, SECRETARY/TREASURER
KEVIN BROWN
GEORGE COLE
VIRGINIA JOHNS
GARY JONES
VIRGINIA SANCHEZ
GUY N. WILLIAMS**

ATTEST:

Attachment "A"

LEGAL DESCRIPTION

Lands Owned by Bradford Timberlands, LLC, in Bradford County, Florida

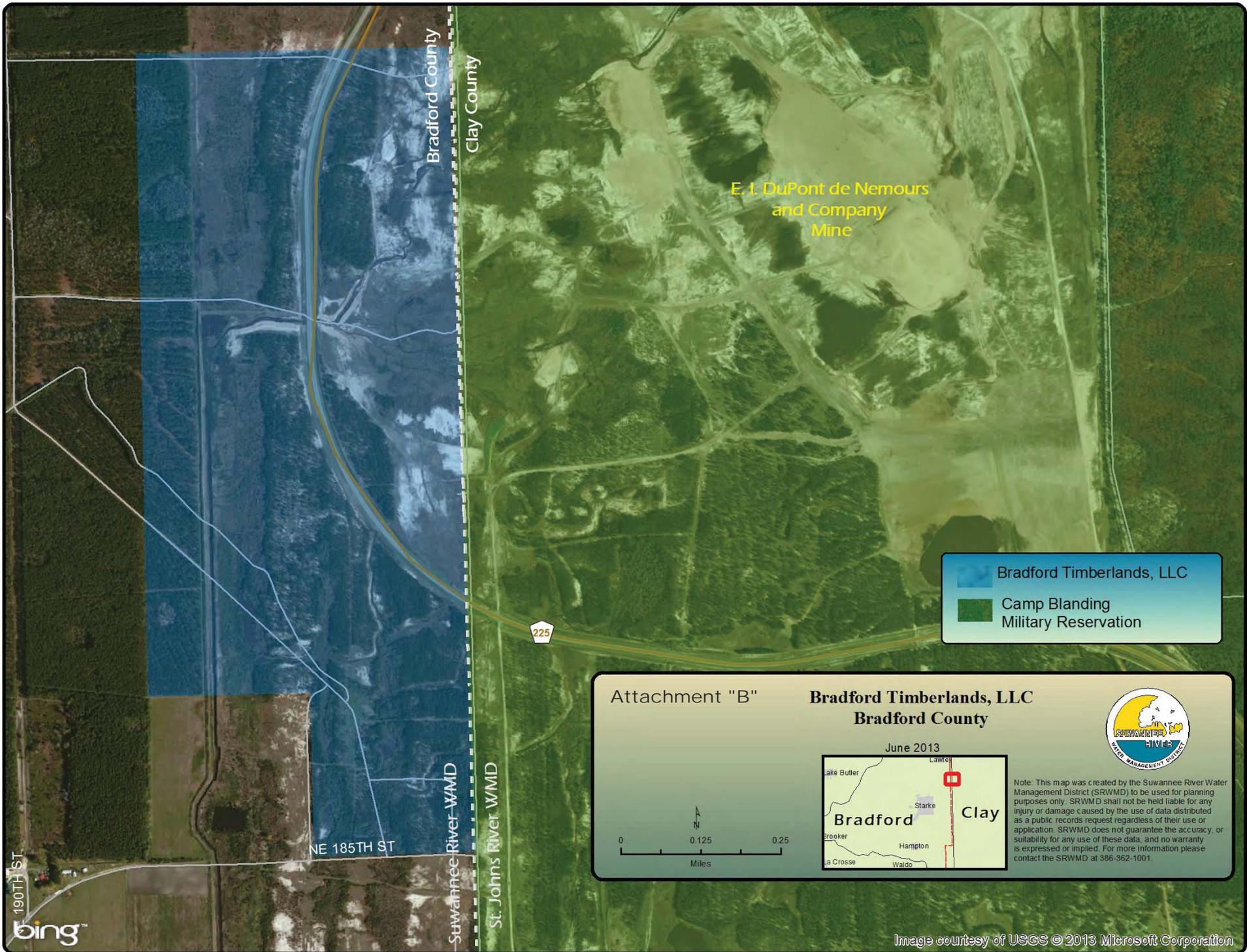
Township 6 South, Range 22 East

Section 1

The East Half (W 1/2), less and except those lands within the right of way of County Road 225

Section 12

The Northeast One-quarter (NE 1/4) of the Northeast One-quarter (NE 1/4)



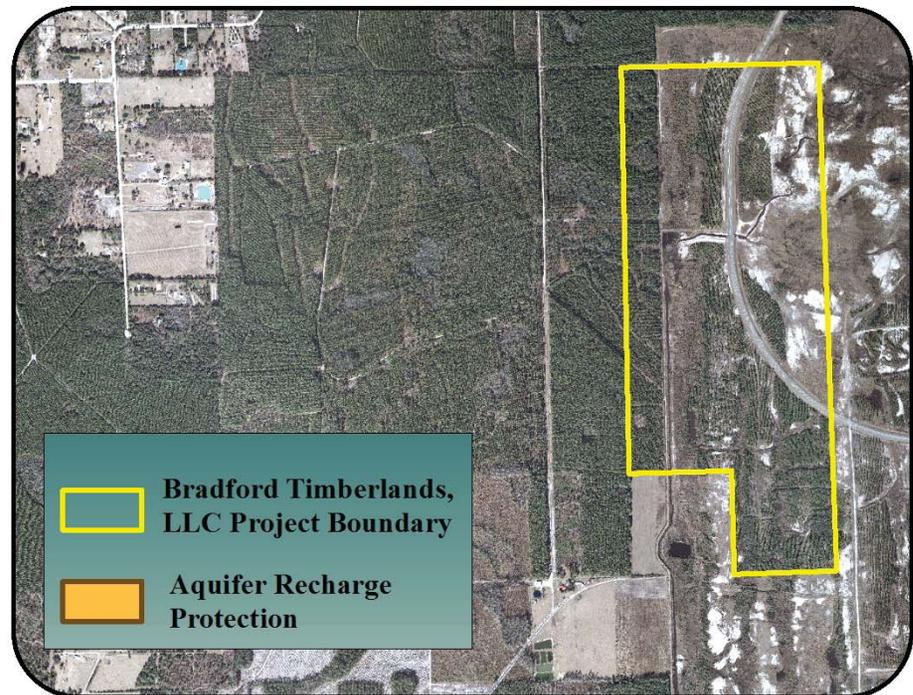
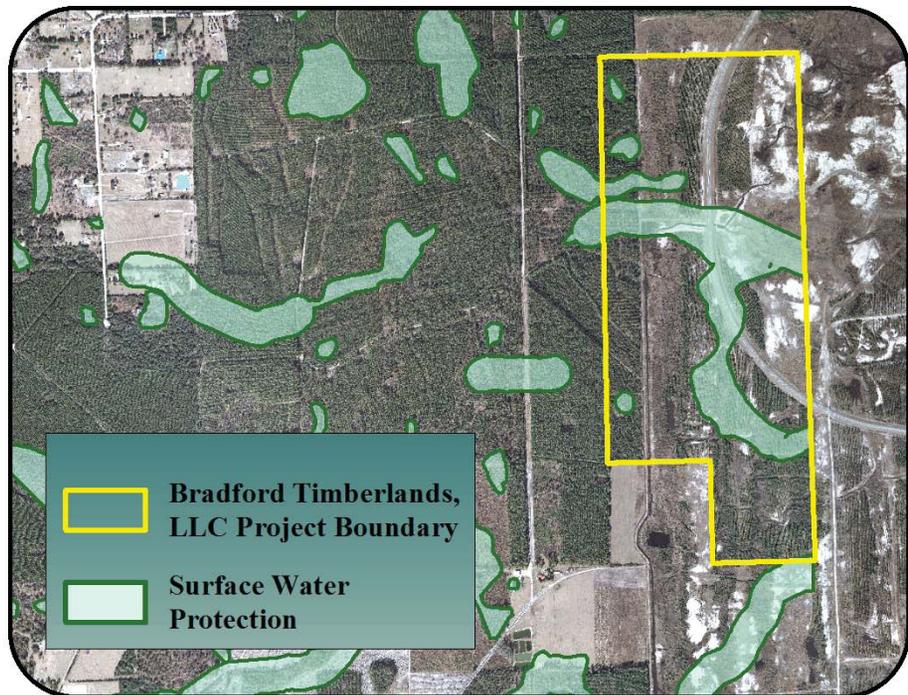
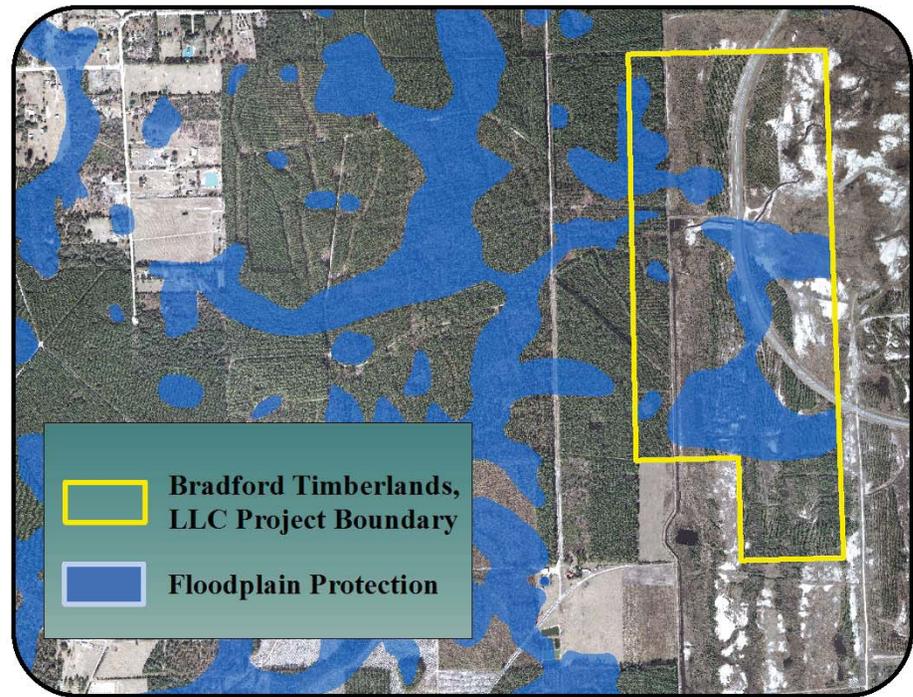
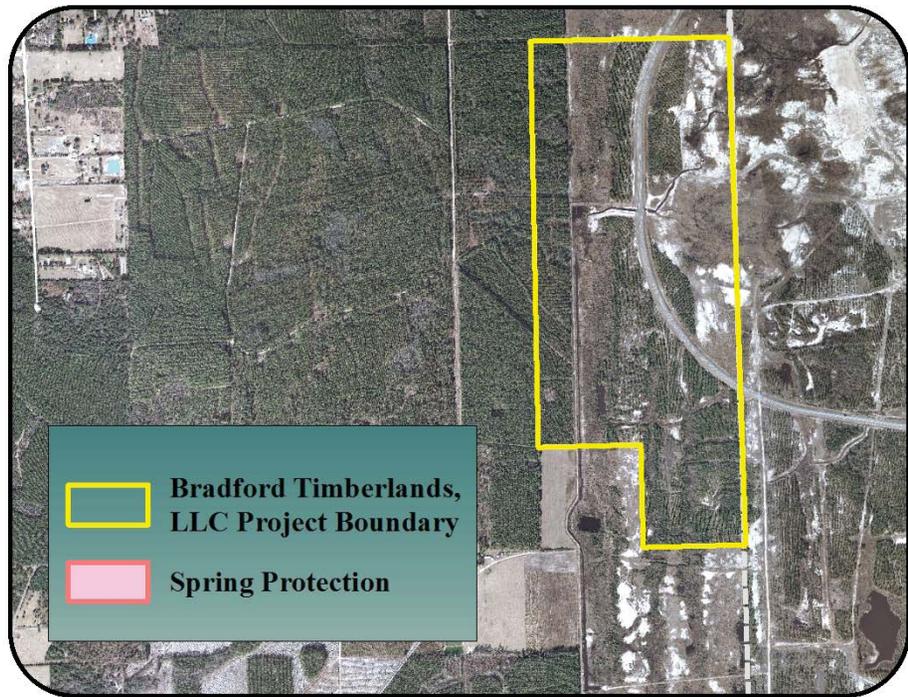
Bradford Timberlands, LLC
 Camp Blanding Military Reservation

Attachment "B" **Bradford Timberlands, LLC**
Bradford County

June 2013

0 0.125 0.25
 Miles

Note: This map was created by the Suwannee River Water Management District (SRWMD) to be used for planning purposes only. SRWMD shall not be held liable for any injury or damage caused by the use of data distributed as a public records request regardless of their use or application. SRWMD does not guarantee the accuracy, or suitability for any use of these data, and no warranty is expressed or implied. For more information please contact the SRWMD at 386-962-1001.



MEMORANDUM

TO: Governing Board
FROM: Charlie Houser, Director, Division of Land Resources
DATE: December 2, 2013
RE: Authorization to Conduct a Detailed Assessment of a Proposed Conservation Easement Exchange with Michael and Freda Shaw in Lafayette County

RECOMMENDATION

Staff recommends the Governing Board authorize staff to commence detailed assessment and negotiations for an exchange of property interests with Michael and Freda Shaw.

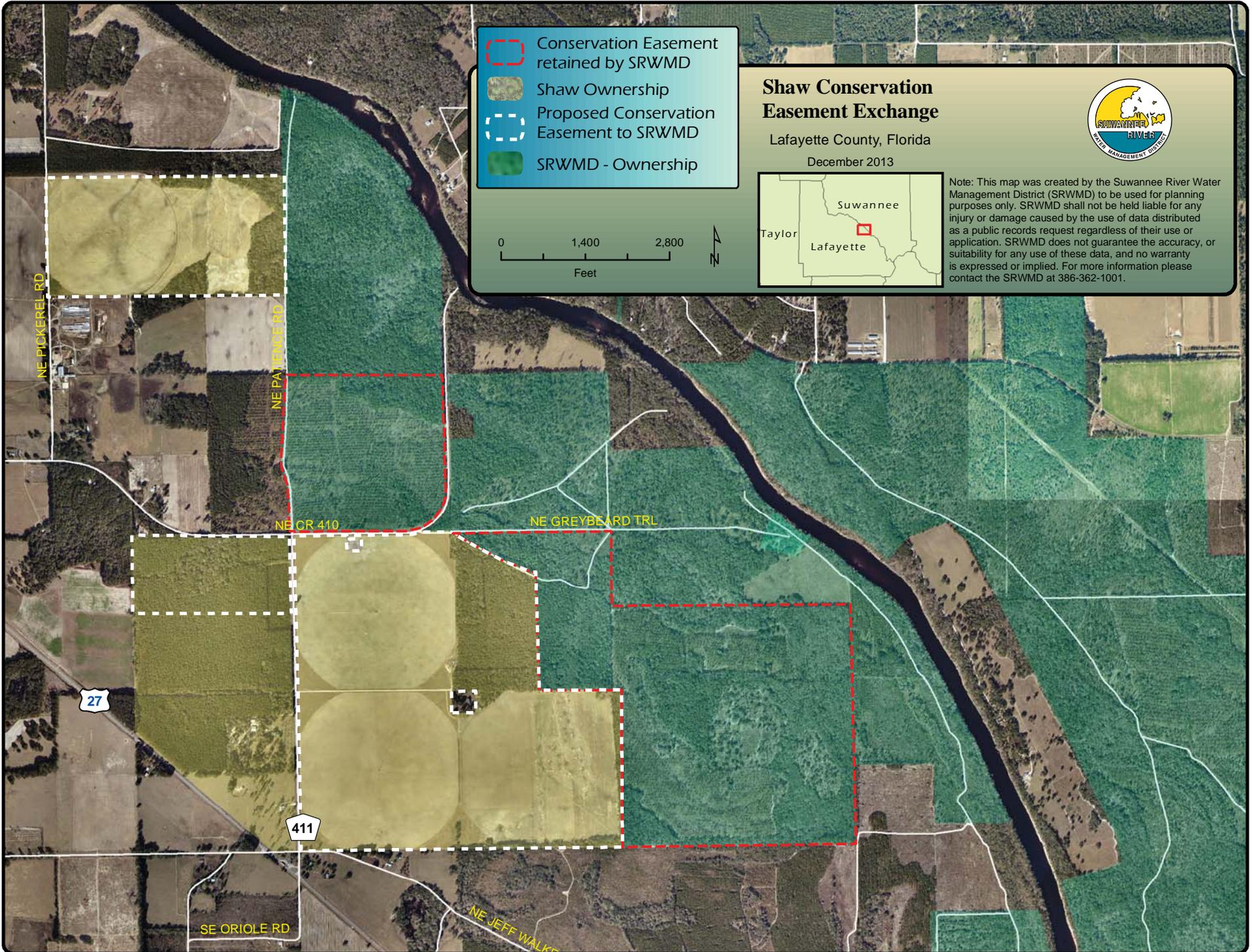
BACKGROUND

In this proposed exchange, the District would retain a conservation easement over 602 acres of the District's Adams and Owens Springs tracts in Lafayette County and convey the fee simple interest to Michael and Freda Shaw. In exchange, Mr. and Mrs. Shaw would convey a conservation easement to the District over lands of equal value from among 1,027 acres of their adjoining and nearby ownerships.

	Shaw Property	District Property
100-year Floodplain	41.1%	83.7%
Spring Protection	4.1%	13.5%
Surface Water Protection	9.1%	1.4%
Aquifer Protection	20.4%	2.2%

An exchange of property interests would reduce the District's land management costs while expanding the protection of water resource values under a perpetual conservation easement.

With Governing Board approval, staff will work with Mr. and Mrs. Shaw to further define the conservation easement, research the title, and procure appraisals as needed for these properties. Our approach will be based on a value for value exchange. If negotiations are successful, the Lands Committee and Governing Board will have the opportunity for final approval of terms for a property interests exchange.



- Conservation Easement retained by SRWMD
- Shaw Ownership
- Proposed Conservation Easement to SRWMD
- SRWMD - Ownership

Shaw Conservation Easement Exchange

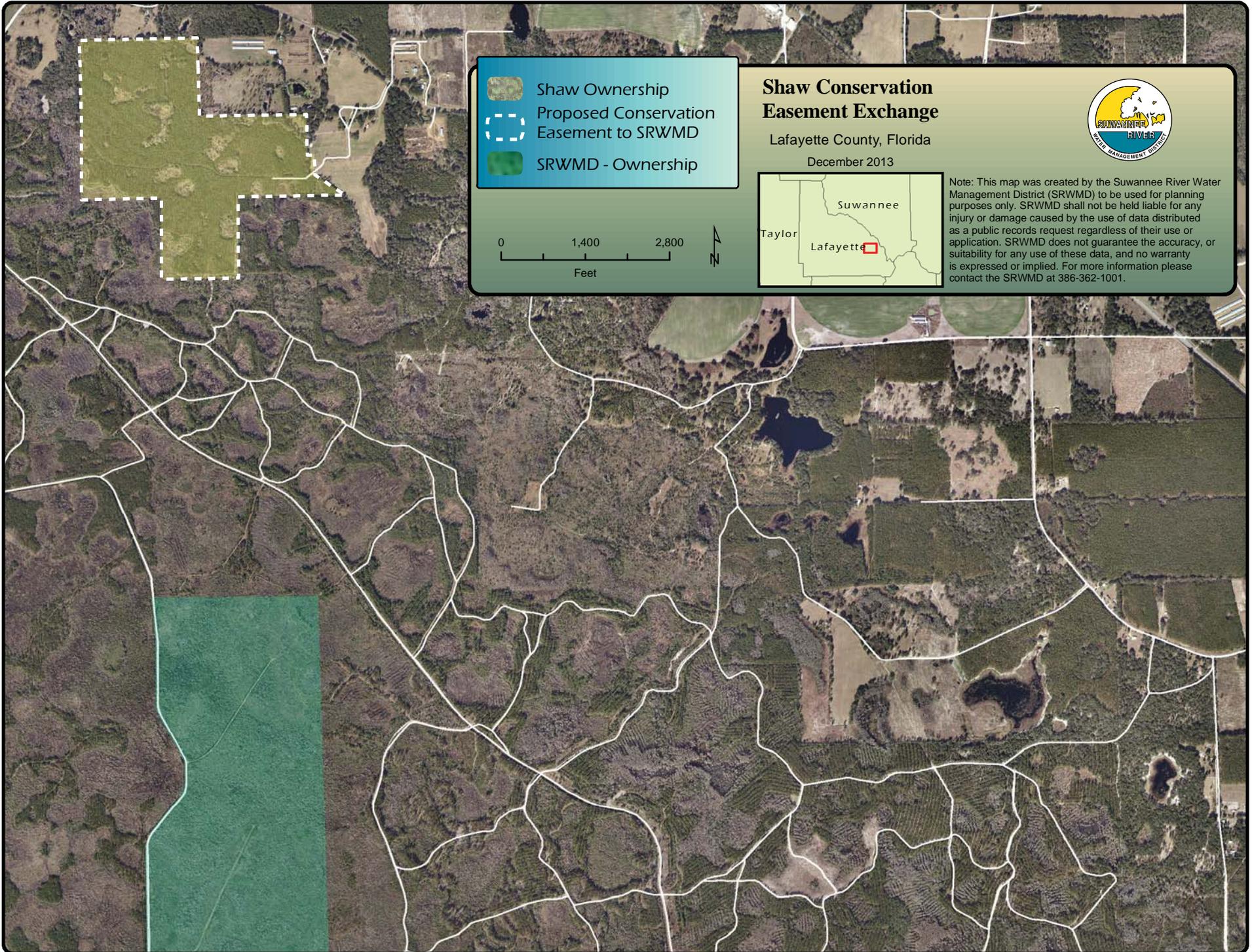
Lafayette County, Florida

December 2013



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-  Shaw Ownership
-  Proposed Conservation Easement to SRWMD
-  SRWMD - Ownership

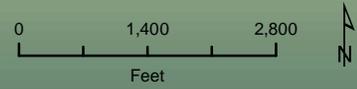
Shaw Conservation Easement Exchange

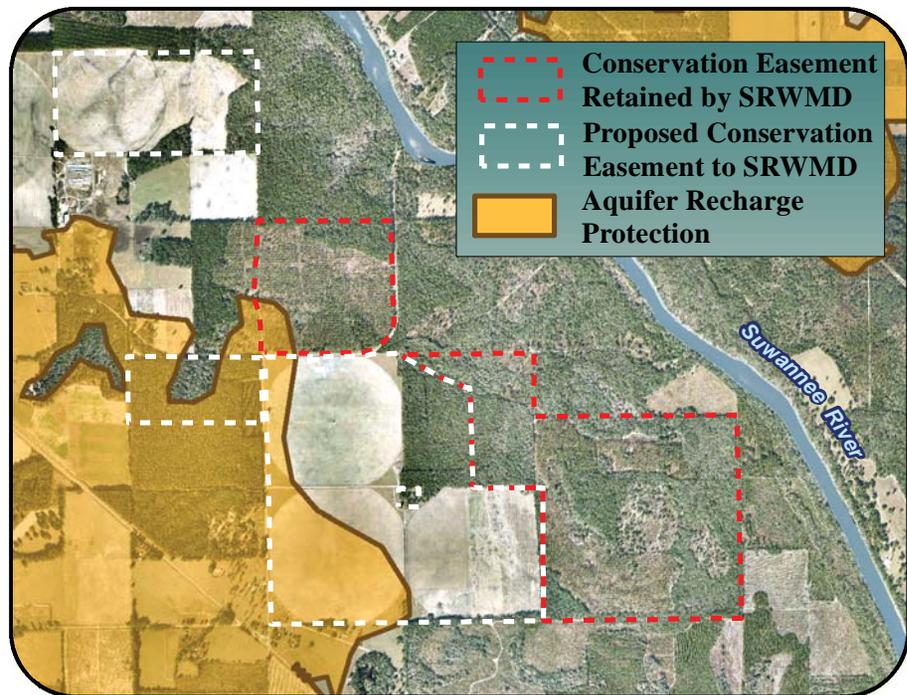
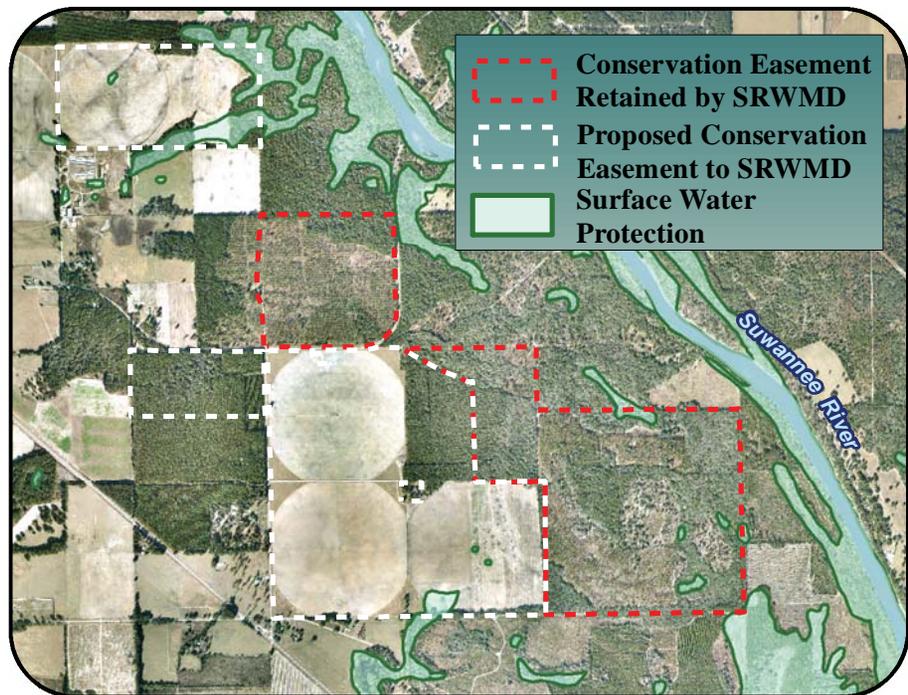
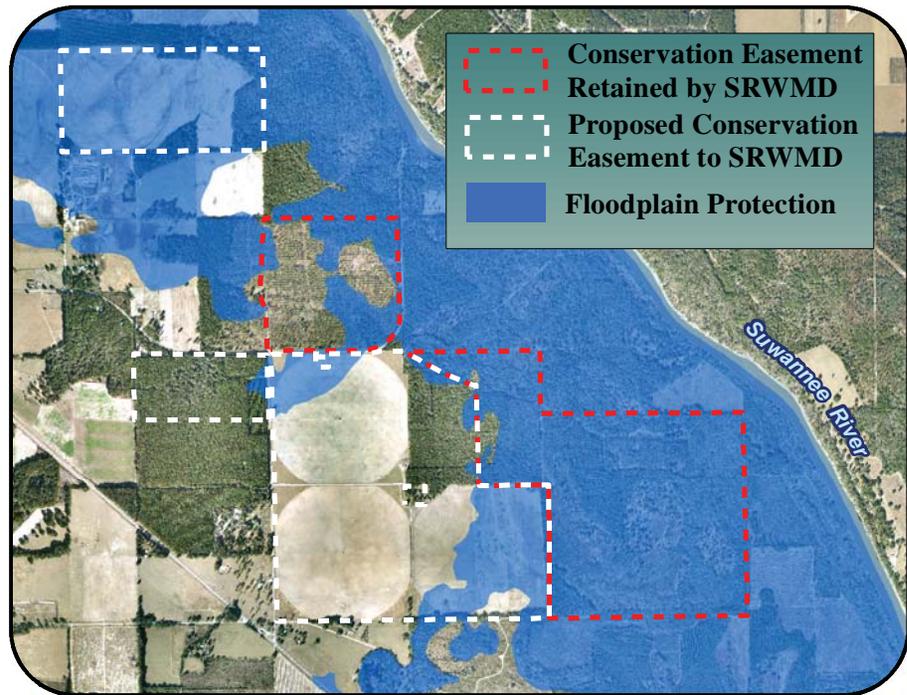
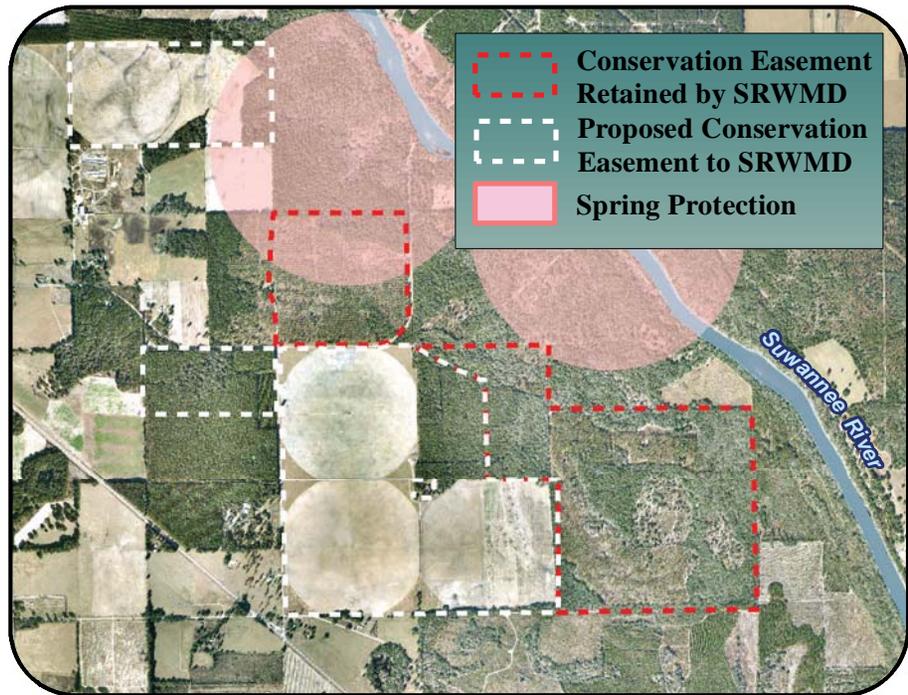
Lafayette County, Florida

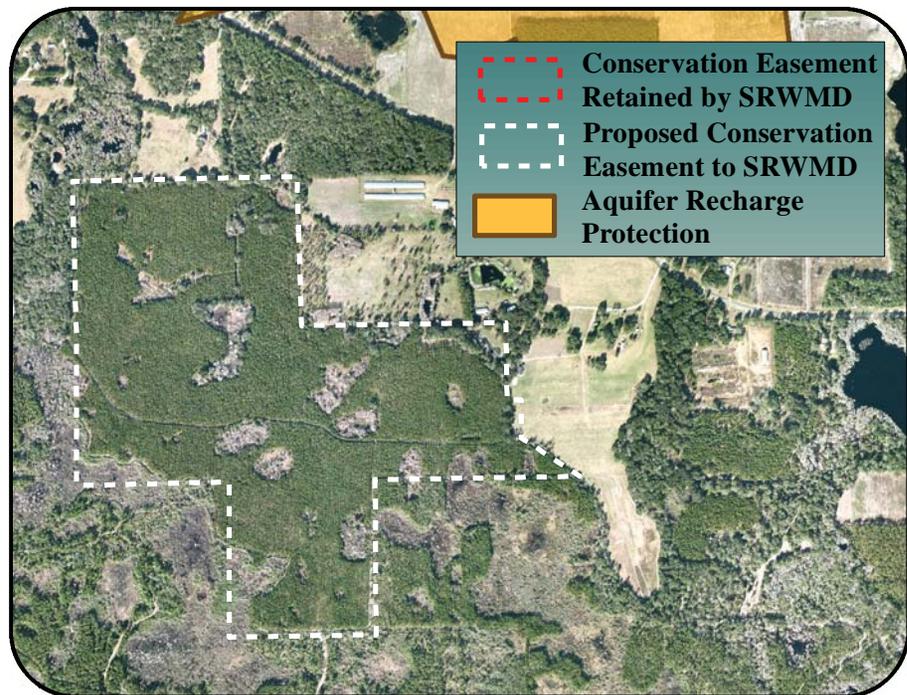
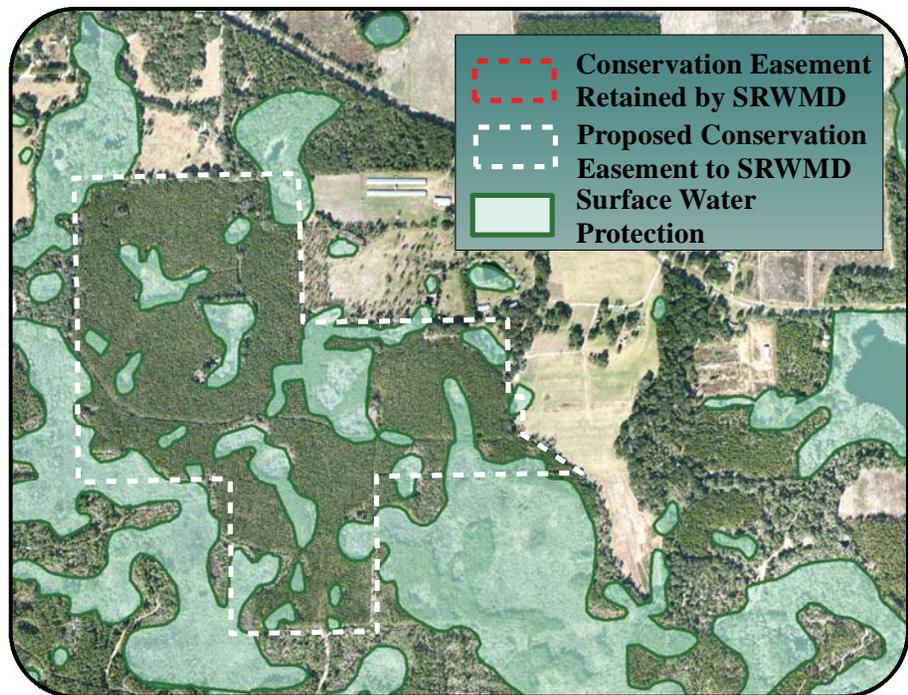
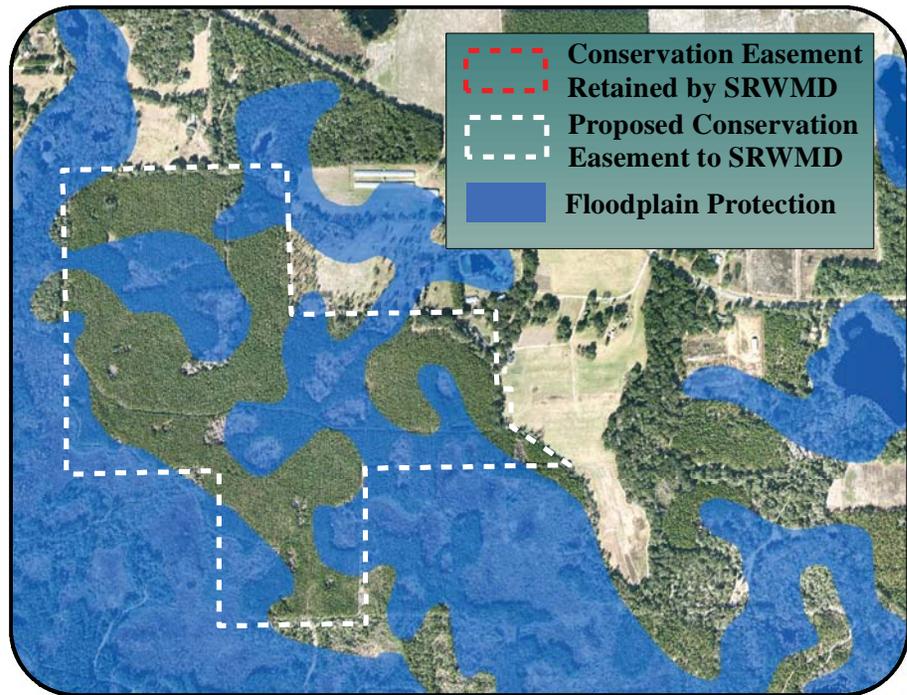
December 2013



Note: This map was created by the Suwannee River Water Management District (SRWMD) to be used for planning purposes only. SRWMD shall not be held liable for any injury or damage caused by the use of data distributed as a public records request regardless of their use or application. SRWMD does not guarantee the accuracy, or suitability for any use of these data, and no warranty is expressed or implied. For more information please contact the SRWMD at 386-362-1001.







MEMORANDUM

TO: Governing Board

FROM: Charlie Houder, Director, Division of Land Resources

DATE: December 2, 2013

RE: Resolution 2013-25, Authorizing Conveyance of 120 acres ± at Otter Springs to Gilchrist County

RECOMMENDATION

Staff recommends Governing Board approval and execution of Resolution 2013-25 authorizing the conveyance of approximately 120 acres at Otter Springs to Gilchrist County.

BACKGROUND

In March, 2013, the Governing Board approved a Letter of Intent for an agreement with Gilchrist County and ForVets, Inc. for the development of facilities at Otter Springs. In the course of negotiating the terms of an amended lease between the District and Gilchrist County and a sublease with ForVets, Inc., it was suggested that the District instead convey the areas of existing and proposed development to Gilchrist County. On November 18, 2013, the County Commission approved moving forward with a conveyance.

District and County staff have continued to discuss the terms of a final agreement. The following are among the issues to be considered:

- The footprint of the conveyance would encompass approximately 120 acres including the developed portions of the Otter Springs Park and Campground and the area on which ForVets, Inc. would build a facility for wounded veterans. The boundary will need further review by the parties and a legal description will need to be developed.
- The District will need to retain an easement to ingress and egress to its adjacent lands.
- The property was purchased with Florida Forever funds and would need to be managed in a manner consistent with Section 259.105, F.S. The District may wish to retain a reversionary interest in the property should the County be unable to use the property in a manner consistent with the purpose for which it was acquired.
- The parties will need a separate management agreement that will allow the incorporation of the District's adjacent land into the operations of the County and ForVets, Inc.

Staff requests that the Governing Board authorize the conveyance of approximately 120 acres to Gilchrist County. If approved, staff will work with Gilchrist County and ForVets, Inc. to develop a cooperative management agreement for the adjoining District property.

CHH/pf

SUWANNEE RIVER WATER MANAGEMENT DISTRICT

RESOLUTION NO. 2013-25

**RESOLUTION APPROVING THE CONVEYANCE OF LAND OWNED
BY THE SUWANNEE RIVER WATER MANAGEMENT DISTRICT
TO GILCHRIST COUNTY**

WHEREAS, the SUWANNEE RIVER WATER MANAGEMENT DISTRICT, an agency of the State of Florida (hereinafter the "DISTRICT") was created pursuant to Section 373.069(1)(b), Florida Statutes and exercises its statutory powers pursuant to Ch. 373, Florida Statutes; and,

WHEREAS, the DISTRICT owns 638 acres in the Otter Springs Tract in GILCHRIST COUNTY (hereinafter the "COUNTY"); and

WHEREAS, it is to the mutual benefit of the parties that the developed portion of the property, encompassing 120 acres, more or less, as shown on the attached map be conveyed to the COUNTY; and

WHEREAS, The COUNTY intends to continue managing the property in a manner that will protect Otter Springs while providing for public recreational opportunities; and

WHEREAS, the conveyance is consistent with Section 373.056 and 373.089, Florida Statutes (F.S.); and

WHEREAS, said lands are not required for DISTRICT purposes; and

WHEREAS, said conveyances are in the public interest, for the public convenience and welfare, and for the public benefit; and

WHEREAS, if said lands are not used for intended purposes, ownership of the property shall revert to the DISTRICT.

NOW, THEREFORE, BE IT RESOLVED by the Governing Board of the Suwannee River Water Management District:

- (1) Conveyance to the COUNTY of the described property owned by Suwannee River Water Management District is approved.
- (2) The Chair and Secretary of the GOVERNING BOARD, the Executive Director of the DISTRICT, the GOVERNING BOARD attorney and all other officers and employees of the DISTRICT are hereby authorized and directed to do all things necessary to close and complete the transaction contemplated in the CONTRACT.
- (3) The above statements are hereby certified and declared to be true and correct, and the conveyance of said parcels is hereby further certified to be consistent with this District's plan of acquisition and Section 373.056 (4), F. S.

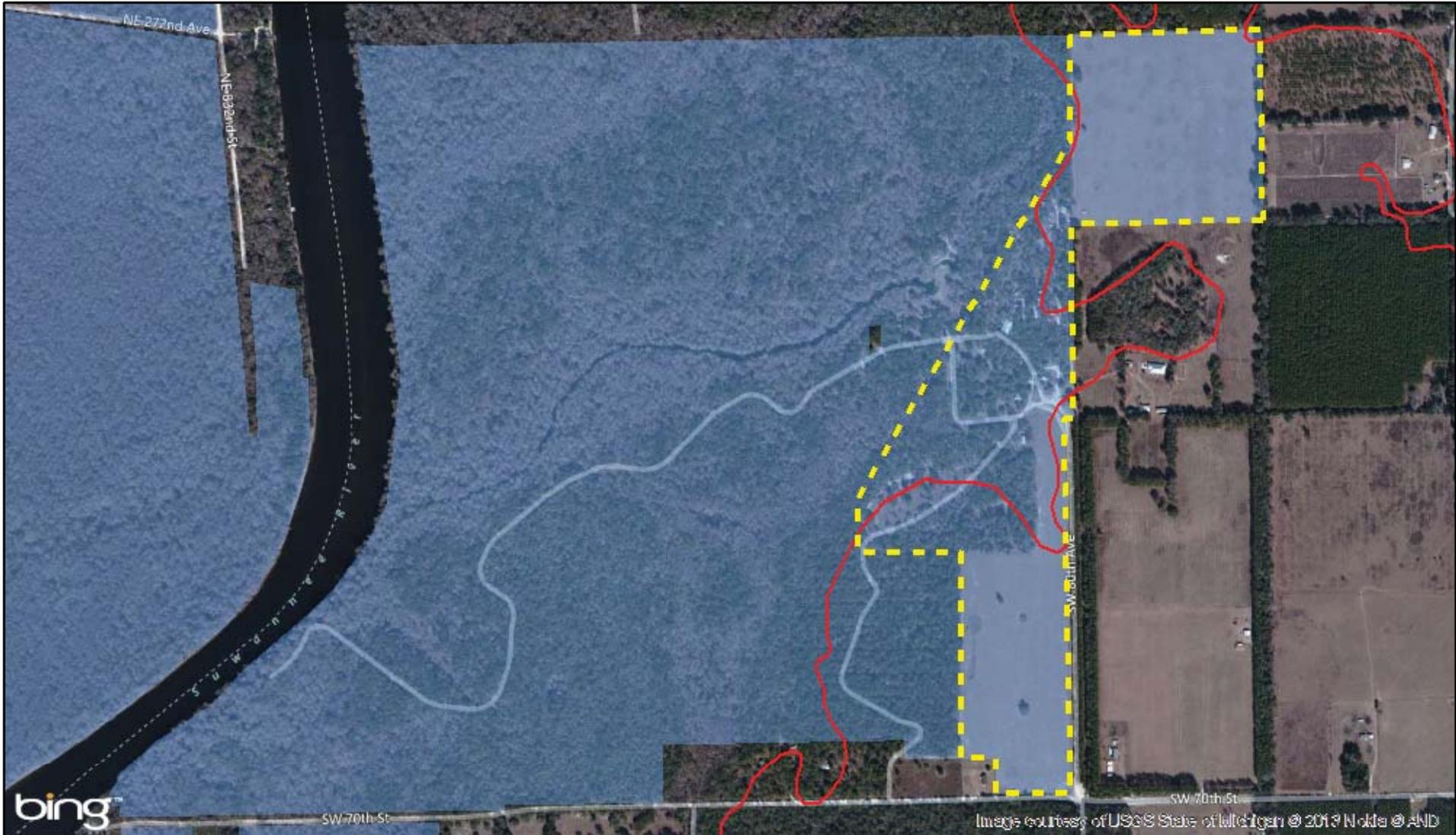
PASSED AND ADOPTED THIS 10th DAY OF DECEMBER, 2013 A.D.

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT
BY ITS GOVERNING BOARD**

MEMBERS OF THE BOARD:

**DON QUINCEY, CHAIR
ALPHONAS ALEXANDER, VICE CHAIR
RAY CURTIS, SECRETARY/TREASURER
KEVIN W. BROWN
GEORGE M. COLE
GARY JONES
VIRGINIA H. JOHNS
VIRGINIA SANCHEZ
GUY N. WILLIAMS**

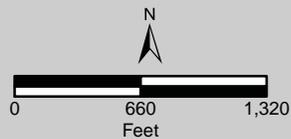
ATTEST:



-  Area to be Conveyed
-  SRWMD Ownership
-  100-year Floodplain

Otter Springs

Proposed Conveyance to Gilchrist County



Note: This map was created by the Suwannee River Water Management District (SRWMD) to be used for planning purposes only. SRWMD shall not be held liable for any injury or damage caused by the use of data distributed as a public records request regardless of their use or application. SRWMD does not guarantee the accuracy, or suitability for any use of these data, and no warranty is expressed or implied. For more information please contact the SRWMD at 386-362-1001.
Map Created on 11/26/2013

MEMORANDUM

TO: Governing Board
FROM: Charlie Houser, Director, Division of Land Resources
DATE: December 2, 2013
SUBJECT: Land Resources Activity Summary

Two land transactions closed during the past month:

- Aucilla Land Partners Conservation Easement Exchange, Madison and Jefferson Counties
- Cabbage Grove Surplus Sale to KaiserKane, Inc., Taylor County

No burning activities were conducted during the report period.

Because of the saturated soil the Steinhatchee Rise #1 timber sale has been placed on hold.

The attached report summarizes the status of current surplus activities for the preceding month. Staff will be prepared to address any tracts of particular interest the Board may wish to discuss at the Governing Board meeting.

REAL ESTATE

Conservation Easement Review

Owner	Project Name	Acres	County	2013-2014 Monthly Inspection Date											
				O	N	D	J	F	M	A	M	J	J	A	S
Bailey, Donald and Margaret	Bailey/Cuba Bay Exchange	164	Jefferson												
Bailey Brothers	Bailey Brothers Steinhatchee	16,522	Dixie												
Champion, Roger and Donna	Mount Gilead	180	Madison												
Chinquapin Farm, L.L.C.	Chinquapin Farm	6,350	Columbia, Suwannee												
City of Newberry	Newberry Wellfield	40	Alachua												
Davidson, Dr. C. Linden	Davidson	225	Jefferson												
Drummond, Graham	Lower Suwannee	543	Levy	X											
Feagle, Ronald and Dorothy	Bonnet Lake	433	Columbia												
Florida Sheriffs Youth Ranches, Inc.	Youth Ranches (I and II)	550	Suwannee												
Livingston Foundation	Dixie Plantation	8,902	Jefferson												
Hale and McDaniel	Carter	1,232	Columbia		X										
Harrell, Curtis and Matthew	Falmouth Addition	912	Suwannee												
Jackson, Kevin and Patrice	Jackson	171	Lafayette												
Layman Law Firm	Layman Aucilla	167	Jefferson												
Loncala Inc.	Loncala Alapaha	1,141	Hamilton												
Loncala, Inc.	Loncala Gilchrist	913	Gilchrist												
Loncala, Inc.	Monteocha Creek	951	Alachua												
Mann, Jack & Loy Ann	Manatee Springs Addition	590	Levy												
McEnany , Michael	Waccasassa	1,104	Levy												
Meeks, David & Sarah	Manatee Springs Addition	370	Levy												
Moore, Madeline	Moore	115	Jefferson												

Conservation Easement Review (continued)

Owner	Property Name	Acres	County	2013-2014 Inspection Date													
				O	N	D	J	F	M	A	M	J	J	A	S		
Plantations at Deep Creek, L.L.C.	Deep Creek Exchange	1,192	Columbia														
Platt, Cody and Carol	Aucilla Addition	274	Jefferson														
Plum Creek Timberlands	Gainesville Wellfield	3,084	Alachua														
Plum Creek Timberlands	Waccasassa Gulf Hammock	21,300	Levy														
Plum Creek Timberlands	Manatee Springs Addit. Oak Hammock	4,588	Levy														
Plum Creek Timberlands	Manatee Springs Addit. Suwannee Swamp	12,797	Levy														
Ragans Hoyt and Betty	Aucilla	755	Jefferson Madison														
Red Hills Land Company	Foster	163	Jefferson														
Sanders, Thomas and Sylvia	Mill Creek	339	Hamilton														
Sante Fe River Hammock, L.L.C.	Santa Fe River Hammock	167	Bradford														
Sheppard, Derwood and Susan	Manatee Springs Addition	120	Levy														
Strickland Field, L.P.	Strickland Field	3,822	Dixie														
Suwannee River Development LLC	Ace Ranch	260	Lafayette														
The Campbell Group	California Swamp	32,134	Dixie														
Tisdale Robert	Tisdale	83	Levy														
Usher Family Trust	Usher	2,023	Levy														
Zellwin Farms, Inc.	Jennings Bluff	362	Hamilton														

Shading denotes month inspection is scheduled to take place. An "X" denotes completed inspection. Inspection will be rescheduled if not completed during its designated month.

Approved for Detailed Assessment

OWNER	PROJECT NAME	ACRES	COUNTY	COMMENTS
Milton C. Hitson	Holton Creek In Holding	10	Hamilton	Mr. Hitson has withdrawn his offer.
Bradford Timberlands, LLC	Camp Blanding Addition	360	Bradford	An offer has been made and accepted. A public hearing on a proposed contract is scheduled for the December Governing Board meeting.
El Trigal Farms, Floyd Family	El Trigal Farms Conservation Easement	371	Jefferson	The appraisals have been received and are being reviewed.
Douglas Andersosn	Anderson/Pine Landing Conservation Easement Exchange	98/122	Dixie	Appraisal bids have been received.
SRWMD	Florida Gateway College	16.25	Columbia	The appraisal has been forwarded to FGC and staff is awaiting a proposal.

Status of Exchange

Tract Name	Acres	County	Acquired Date	Funding Source	Proposal	Status
Ellaville Exchange for Damascus Peanut Company	986	Madison	5/1998	WMLTF	Proposed as Exchange	Governing Board approved the exchange agreement with the Trustees of the Internal Improvement Trust Fund.
Lamont/Mt. Gilead for Aucilla Land Partners Conservation Easement	114	Madison and Jefferson	9/1998	WMLTF	Proposed as Conservation Easement Exchange	Closing occurred on November 6, 2013

Surplus Lands

Tract Name	Acres	County	Acquired Date	Funding Source	Appraisal Date	Listing Date	Listing Price	Comments
Alligator Lake	43	Columbia	8/10/2001	P2000	Approved in July			Governing Board approved on August 13, 2013 conveyance contingent upon the inter-local agreement with Columbia County

Surplus Lands (continued)

Tract Name	Acres	County	Acquired Date	Funding Source	Appraisal Date	Listing Date	Listing Price	Comments
Blue Sink	79	Suwannee	12/1988	WMLTF	6/14/2010	7/12/2010	Fee entire parcel \$281,600 40-acre parcel \$154,400	The survey is underway. Closing will occur in December.
Cabbage Grove	30	Taylor	9/2001	WMLTF		10/5/2012	Fee entire tract \$57,750	The sale of the property closed on November 6, 2013
Chitty Bend East	20	Hamilton	12/1988	WMLTF	11/2/11	11/29/11	Fee two 10-acre tracts for \$26,400 each	Governing Board approved a reinstatement of the listing agreement through December 10, 2013.
Chitty Bend West	121	Madison	12/1988	WMLTF	11/2/11	11/29/11	Fee entire tract \$279,510	Governing Board approved a reinstatement of the listing agreement through December 10, 2013.
Cuba Bay	22	Jefferson	02/1996	P2000	8/10/2011	11/10/2011	Fee or Conservation Easement (same price) \$42,350	Governing Board approved a reinstatement of the listing agreement through December 10, 2013.
Falmouth North (8 lots)	6	Suwannee	04/1998	WMLTF	8/27/2010	11/18/2010	Fee entire tract \$52,030	Governing Board approved a reinstatement of the listing agreement through December 10, 2013.
Hunter Creek	120	Hamilton	09/2002	P2000		11/18/2010	Fee (3 parcels) \$343,200 CE (3 parcels) \$243,100	Governing Board approved a reinstatement of the listing agreement through December 10, 2013.
Jennings Bluff	70	Hamilton	02/1989	WMLTF	7/30/2010	8/16/2010	Fee entire tract \$215,600	Negotiations continue with Hamilton County
Levings	69	Columbia	02/1998	WMLTF	6/14/2010	5/11/2011	Fee entire tract \$135,860	Governing Board approved a reinstatement of the listing agreement through December 10, 2013.
Perry Spray Field	248	Taylor	9/2001	WMLTF	6/6/2012		CE \$225,000	An offer has been received from Dixie County.

Steinhatchee Rise	43	Dixie	02/1996	P2000	8/27/2010	11/18/2010	Fee entire tract \$114,000 conservation easement \$97,020	The survey is underway. Closing will occur in December.
Timber River	1	Madison	03/1998	WMLTF	8/27/2010	11/18/2010	Fee entire tract \$10,780	Governing Board approved a reinstatement of the listing agreement through December 10, 2013.

LAND MANAGEMENT

Prescribed Fire - No activity for the month

Summary Table FY 2014	2013 Target Acres	Acres Complete
Suwannee River Water Management District	9,841	0
Florida Forest Service burns on Twin Rivers State Forest	2,000	0
TOTAL	11,841	0

Prescribed Burn Activity

TRACT	COUNTY	B&B DUGGER	TFC	WFS	FFS TRSF	TOTAL ACRES	TOTAL WILDFIRE ACRES
<i>Sub-total for Period</i>							
<i>Previous Acres Burned</i>							
Total Acres		0	0	0	0	0	0

Timber

Timber Sales – No activity for the month

Contract #	Fiscal Year	Timber Sale Name	Oversight	Contract Date	Estimated Start Date	Estimated Pine Tons	Harvest Completion
12/13-057	2013	Steinhatchee Rise # 1	SR	3/5/2013	4/5/2013	13,647	50%

MEMORANDUM

TO: Governing Board

FROM: Erich Marzolf, Ph.D., Division Director, Water Resources

DATE: November 25, 2013

RE: Procurement of Cellular Modems from Federally Approved Vendors

RECOMMENDATION

Staff recommends the Governing Board authorize the Executive Director to purchase cellular modems from federally approved vendors under the U.S. General Services Administration for an amount not to exceed \$34,250.

BACKGROUND

Since 2011 staff has installed automated logging equipment on surfacewater and groundwater monitoring sites. In 2013, staff expanded the data collection to agricultural water use monitoring. Automating the sites allows for the collection of data in real-time, which decreases routine site visits from once per month to every four to six months. Real-time data allows staff to fix problems early, resulting in fewer data gaps than in past years. Real-time data also enables accelerated analysis of hydrologic response and faster presentation of data to the public on the District's webpages.

Staff proposes to continue the success of the automation by installing automated equipment on up to 85 existing and new monitor sites, for a cost not to exceed \$34,250.

Twenty-five modems are intended for installation at new springs and groundwater monitor sites. Sixty are intended for new agricultural water use sites.

As allowed by the District's procurement policy, staff recommends purchasing the equipment under the prices negotiated by the U.S. General Services Administration (GSA). By "piggybacking" on the GSA contract, the District can avoid the cost of conducting its own bid process and can realize major discounts of catalog prices offered by the approved vendors.

Funds associated with this contract are budgeted in the Fiscal Year 2013/2014 Water Resource Monitoring budget funds 01-3-701-0-1200-15 and 44-3-701-0-1200-01.

MW/dd

MEMORANDUM

TO: Governing Board

FROM: Erich Marzolf, Ph.D., Division Director, Water Resources

DATE: November 25, 2013

RE: Contract with Water and Air Research, Inc., for Hydrologic, Water Quality, and Biological Sampling

RECOMMENDATION

Staff recommends the Governing Board authorize the Executive Director to enter into a contract with Water and Air Research, Inc., to provide surface and groundwater sampling, discharge measurements and biological analyses for a total cost not to exceed \$186,097.50.

BACKGROUND

The District has operated a network of surface and groundwater sites for water quality, discharge and biological analyses since the late 1980s. The majority of this effort has been contractually conducted via annual contracts, rebid every three years. The Governing Board extended the District's current contract with Water and Air Research, Inc., (WAR) in August, 2013 through December 31, 2013. This extension was granted to give District staff time to examine the water quality data and revise the network to reflect patterns in these data and new priorities. A new Scope of Work (SOW) was developed by District staff and released as a request for proposals (RFP) solicitation on October 18, 2013.

The new RFP's SOW consists of the following seven (7) tasks:

1. **Quality Assurance/ Quality Control**, which includes documentation of the consultant quality assurance procedures and staff certifications. The consultant is required to review data for accuracy, correct any errors discovered, and submit corrected data to District staff within eight (8) weeks of collection.
2. **Surface Water Quality Sampling and Water Level Monitoring**, which includes collecting field data and water samples at 82 surface water stations located at springs, rivers, creeks, lakes, and estuaries. The consultant is also required to record the water levels at the time water chemistry samples are collected, using existing staff gauges or wire-weight water level gauges located nearby.
3. **Surface Water Discharge Monitoring**, which includes measuring flow at 35 surface water stations located at springs and creeks throughout the District.

4. **Groundwater Quality and Level Monitoring**, which includes collecting field data and water samples at 47 groundwater monitoring stations, and measuring the static water level when possible at each well.
5. **Aquatic Macroinvertebrate Monitoring**, which includes deploying Hester-Dendy artificial substrate samplers at two (2) surface water stations on the Suwannee River, and qualitatively sampling one (1) surface water station on the Santa Fe River using a modified FDEP bioreconnaissance method of natural substrate sampling. Macroinvertebrate sampling will be conducted concurrently with water quality and periphyton sampling events.
6. **Phytoplankton Monitoring**, which includes collecting whole water samples at three (3) lakes, then analyzing the water for algal cell density and biovolume by taxon.
7. **Periphyton Monitoring**, which includes deploying periphyton microscope slide rack samplers at two (2) surface water stations on the Suwannee River, and analyzing for cell counts, density, dry weight and ash-free dry weight biomass.

This SOW, unlike previous years, does not include laboratory analyses or a courier service for transporting samples to the laboratory. The laboratory change will be brought to the Governing Board for consideration as WR item 17. The courier service contract will be less than \$30,000.

A voluntary project information meeting was held on October 29, 2013, to provide potential contractors an opportunity to ask any questions they may have about the RFP. Four of the contractors submitting a proposal attended this meeting and the fifth asked questions via phone.

Proposals were due from the contractors by 3 p.m. on November 8, 2013. Five proposals were received as listed below in order of least to greatest cost.

1. Locklear & Associates, Inc.	\$107,852.70
2. McGlynn Laboratories, Inc.	\$113,005.00
3. Water & Air Research, Inc.	\$186,097.50
4. Jim Stidham & Associates, Inc.	\$252,114.92
5. Environmental Quality, Inc.	\$309,518.00

On November 20, 2013, the selection committee consisting of Tim Sagul, Director of Resource Management, Charlie Houser, Director of Land Resources and Erich Marzolf, Director of Water Resources, met to rank the proposals.

In the selection committee's deliberations the following determinations were made:

- The current contractor, WAR, has provided the District excellent service over the many years it has earned this contract.
- Water quality sampling and surface water flow measurements are important functions of the District and improperly collected data cannot be resampled since the time and conditions have passed. These data are used for important water quality, minimum flows and levels and water supply planning purposes.
- There is a value to having continuity of sampling and measurement effort. WAR's knowledge of the sampling stations will eliminate the staff time needed to train a new contractor.

WAR was selected as top candidate for the following reasons:

- The two more expensive proposals were ranked lower than WAR due to increased cost without justification of improved service. It is worth noting that these two proposals

included the same subcontractor, which specializes in collecting surface flow measurements.

- To evaluate the remaining two proposals, particular emphasis was placed upon the documented experience related to Tasks 2 and 3, surface water sample collection and surface water flow measurements. These tasks represent much of the work and can be complicated by the naturally varying hydrologic conditions at the sampling sites.
 - The two least expensive proposals documented surface water sample collection experience, limited to stormwater or retention ponds (Locklear) or lakes and estuaries (McGlynn Labs). Neither listed experience sampling springs, rivers or creeks.
 - One of the firm's proposal listed no experience measuring surface water flows (Locklear) and the other firm's (McGlynn Labs) proposal documented experience at one marina project and it was unclear whether flow measurements were conducted by McGlynn Labs or the project's primary contractor (not involved in this solicitation).

The selection committee's ranking of the top three proposals was:

1. Water & Air Research, Inc. (unanimous) - \$186,097.50
2. Locklear & Associates, Inc. (2 out of 3 votes) - \$107,852.70 and Jim Stidham & Associates, Inc. (1 out of 3 votes) – \$252,114.92
3. McGlynn Laboratories, Inc. (unanimous) - \$113,005.00

After careful consideration, the selection committee unanimously ranked WAR's proposal as having the best relative ability to perform the needed services. A recommendation and Governing Board approval of contractors not offering the lowest proposal is not unique, it has occurred previously with this project, most recently in 2010. Staff recommends the Governing Board authorize the Executive Director to execute a contract with WAR to provide services to the District January 1, 2014 through September 30, 2014, with an option for two annual renewals.

Funds for this contract are available in the 2013/2014 Water Resource Monitoring Budget Account 01-2-586-0-1200-10.

EM/dd

MEMORANDUM

TO: Governing Board

FROM: Erich Marzolf, Ph.D., Division Director, Water Resources

DATE: November 25, 2013

RE: Interagency Agreement with St. Johns River Water Management District for Surface and Groundwater Chemistry Analysis

RECOMMENDATION

Staff recommends the Governing Board authorize the Executive Director to enter into an Interagency Agreement with St. Johns River Water Management District to provide surface and groundwater laboratory analyses for a total cost not to exceed \$80,000.

BACKGROUND

The District has operated a network of surface and groundwater sites for hydrologic, water quality, and biological analyses since the late 1980s. The majority of this effort has been contractually operated via annual contracts, recontracted every three years. The District's current contract with Water and Air Research, Inc., (WAR) includes sampling, surface flow measurements and water chemistry analysis subcontracted to Pace Analytical Services, and will expire on December 31, 2013.

The St. Johns River Water Management District (SJRWMD) has offered its laboratory services to the District. This would include not only laboratory analyses, but also more rigorous quality assurance and control analyses than are industry standard and data delivery and database management tools. In addition, this change ensures data comparability across the resources shared by the two Districts. SJRWMD's equipment analyzes certain parameters in suites, so when one parameter in a suite is requested, all parameters in that suite are analyzed at no additional cost.

At the current private laboratory analysis rate, the District's proposed surface and groundwater analyses would cost approximately \$88,500. For the same number of samples, SJRWMD agrees to provide laboratory analysis for January 1, 2014 to ending September 30, 2014 for \$60,000. Staff recommends inclusion of an additional \$20,000 for contingency/emergency services, for a total not to exceed \$80,000.

The table below shows the increase in analytical parameters the District will receive from the SJRWMD lab.

ANALYSIS SUITE	PARAMETER NAME	Current Lab (Pace)	SJRWMD
Pigments	Chlorophyll		Chlorophyll
Pigments	Chlorophyll	CHLA	Chl-a
Pigments	Chlorophyll		Chl-b
Pigments	Chlorophyll		Chl-c
Pigments	Chlorophyll		Chl-a Corrected
Pigments	Pheophytin		Pheophytin Corrected
Color	Color	COLORAP	Color
Color	Color		Color-Spec 455nm
Color	Color		Color-Spec 440nm
Color	Color		Color-Spec 410nm
Fluoride	Fluoride	FTOT	F
Silica	Silicon Dioxide	SILICATOT	SiO2
Carbon	Total Organic Carbon	TOC	TOC
Carbon	Dissolved Organic Carbon	DOC	DOC
Turbidity	Turbidity	TURB	Turbidity
Solids	Total Dissolved Solids	TDS	TDS
Major Metals	Silver		Ag
Major Metals	Aluminum		Al
Major Metals	Arsenic	ASTOT	As
Major Metals	Barium		Ba
Major Metals	Calcium	CATOT	Ca
Major Metals	Cadmium	CDTOT	Cd
Major Metals	Chromium		Cr
Major Metals	Copper		Cu
Major Metals	Iron	FETOT	Fe
Major Metals	Potassium	KTOT	K
Major Metals	Magnesium	MGTOT	Mg
Major Metals	Manganese	MNTOT	Mn
Major Metals	Molybdenum		Mo
Major Metals	Sodium	NATOT	Na
Major Metals	Nickel		Ni
Major Metals	Lead	PBTOT	Pb
Major Metals	Selenium		Se
Major Metals	Strontium		Sr
Major Metals	Zinc		Zn
Alk/Con	Alkalinity	ALKTOT	Alkalinity
Alk/Con	Conductivity (Specific)	CONDL	Conductivity
SO4/CL	Chloride	CLTOT	Cl
SO4/CL	Sulfate	SO4TOT	SO4
Nitrogen	Nitrate-Nitrite	NO3NTOT/NOX-DD/NOXNTOT	NOx

Nitrogen	Ammonium	NH3NTOT	NH4-D
Nitrogen	Total Kjeldahl Nitrogen	TKN	TKN-T
Nitrogen	Total Dissolved Kjeldahl Nitrogen		TKN-D
Phosphorus	Phosphate	OPO4DISS/	PO4
Phosphorus	Total Phosphorus	PTOT	TP-T
Phosphorus	Total Dissolved Phosphorus		TP-D

District staff recommends the Governing Board authorize the Executive Director to enter this interagency contract with SJRWMD beginning January 1, 2014.

Funds for this contract are budgeted in the proposed Fiscal Year 2013/2014 Water Resource Monitoring Budget Fund 08-2-586-0-1200-10-03.

EM/dd

MEMORANDUM

TO: Governing Board
FROM: Erich Marzolf, Ph.D., Division Director, Water Resources
DATE: November 25, 2013
RE: Agricultural Water Use Monitoring Update

Update on Agricultural Water Use

BACKGROUND

District permits for agricultural water use contain requirements for water use monitoring to estimate the actual volumes of water usage. Staff has determined that estimating water use with electrical data is the least costly method.

A letter dated September 3, 2013, from Mr. Quincey, the Governing Board Chair, was sent to each member of the Board of Directors of Suwannee Valley, Tri-County, Central Florida and Clay Electric Cooperatives requesting assistance with agricultural water use monitoring.

Central Florida Electric Cooperative signed an agreement with the District to transmit electrical consumption data on October 15, 2013, which the Governing Board approved on November 12, 2013. On November 14, 2013, Jon Dinges, Megan Wetherington and Glenn Horvath had a productive meeting with Central Florida staff to begin implementation of the agreement.

District staff provided a draft agreement to transmit electrical consumption data to Clay Electric Cooperative. Clay Electric Cooperative's Board of Directors approved the agreement and the President signed the agreement on November 21, 2013. Staff is recommending that the Governing Board approve the agreement at the December 10, 2013, Governing Board meeting.

As of November 21, 2013, there have been 172 units deployed. This is approximately 42 percent of the operational wells identified with monitoring conditions since 2011 when the Governing Board first included a monitoring condition.

Staff has also set up and is refining the processes for receiving and quality-assuring the data, and has been field-testing power supplies, back-up sensors, and new-generation modems.

EM/dd

MEMORANDUM

TO: Governing Board

FROM: Tim Sagul, P.E., Division Director, Resource Management

DATE: November 29, 2013

RE: Approval of a Modification with a 0.1157 mgd Decrease in Allocation and a Five-Year Permit Extension for Water Use Permit Application Number 2-06-00019.002, Davis Farm, Suwannee County

RECOMMENDATION

Staff recommends the Governing Board approve Water Use Permit number 2-06-00019.002, with eighteen standard conditions and four special limiting conditions to George Davis in Suwannee County.

BACKGROUND

This is a modification for an existing permit to irrigate 160 acres of a corn/ rye rotation. The Average Daily Rate (ADR) has decreased 0.1157 million gallons per day (mgd), from 0.3094 mgd to 0.1937 mgd. The project area is not located within a Water Resource Caution Area. This producer is participating in the District cost-share program. The applicant is requesting a five-year permit extension (existing permit expires on September 28, 2026, and the modification will expire on September 28, 2031) due to voluntarily implementing automated water use monitoring.

The permit contains special conditions regarding implementation of automatic monitoring of withdrawals, implementation and maintenance of conservation plans, irrigation of target areas, and specific allocations for other crop rotations.

Staff has determined that the application is complete and satisfies the conditions for issuance in Chapter 40B-2, Florida Administrative Code (F.A.C.).

/tm

STAFF REPORT
WATER USE PERMIT APPLICATION

DATE: November 29, 2013

PROJECT: Davis Farm

APPLICANT:

George Davis
15726 CR-250
Live Oak, FL 32060

PERMIT APPLICATION NO.: 2-06-00019.002

DATE OF APPLICATION: June 18, 2013

APPLICATION COMPLETE: October 18, 2013

DEFAULT DATE: January 16, 2014

	Previous Quantities:		Proposed Quantities:	
Average Daily Rate (ADR)	0.3094	mgd	0.1937	mgd

Recommended Agency Action

Staff recommends approval of a Water Use Permit for an existing agricultural operation located within Suwannee County. The permit includes eighteen standard conditions and four special limiting conditions. Staff also recommends a five-year permit extension based on 40B-2.331(2), F.A.C. due to voluntarily implementing automated water use monitoring. The permit will expire on September 28, 2031.

Project Review Staff

Lindsey Marks, Warren Zwanka, P.G., and Tim Sagul, P.E. have reviewed the application.

Project Location

The withdrawal facility is located in Township 03 South, Range 12 East, Section 05 in Suwannee County. The project is located within the Lower Suwannee River basin according to the USGS National Hydrography Dataset, Hydrologic Unit Code-8 sub basins.

Project Description

The project area consists of 440 acres with approximately 160 acres being irrigated using groundwater.

The applicant uses one center pivot for irrigation. The crop rotation includes one year of a corn/ rye rotation, one year of a peanuts/ rye rotation, one year of a soybeans/ rye rotation, or one year of a potatoes/ rye rotation. The water use calculations for the crops were based upon GIS-Based Water Resources and Agricultural Permitting and Planning System (GWRAPPS). The ADR of withdrawal was calculated as 0.1937 mgd, which equates to 16.3 inches of supplemental irrigation annually. The producer is participating in the District cost-share program.

The project area includes one existing well for irrigation. The well inventory can be found in the table on Attachment A.

Demonstration of Need

The applicant has provided information that supports the requested allocation, based upon the crop types, and plans to irrigate 160 acres with two crops each year. Crops include corn, peanuts, soybeans, and potatoes with rye as winter crops.

Water Conservation

The applicant has completed the Water Conservation Worksheets for Center Pivot Irrigation.

Minimum Flows and Levels Compliance

Due to this modification, the ADR has decreased 0.1157 mgd from 0.3094 mgd to 0.1937 mgd. This decrease will not violate the minimum flows and levels (MFLs) at any downstream MFL points established along the Suwannee River or its tributaries. However, a standard limiting condition has been included in the permit for the District to seek a modification to the permit to assist in the recovery and/or prevention strategy associated with an adopted MFL.

Conditions of Issuance

Is this a reasonable–beneficial use?

[ref. 40B-2.301(1)(a)]

Yes. Based on the evaluation of criteria listed in 40B-2.301(2)(a)-40B-2.301(2)(k).

Will this use interfere with any presently existing legal use of water?

[ref. 40B-2.301(1)(b)]

No. This modification decreases the amount of water allocated and will not interfere with any presently existing legal use of water.

Will this use be consistent with the public interest?

[ref. 40B-2.301(1)(c)]

Yes. Based on the provided information, the water will be used efficiently, will not be wasted, and is for an economically beneficial use. The use meets the criteria listed in 40B-2.301(2)(a)-40B-2.301(2)(k).

Will this use be in such a quantity and of such quality as is necessary for economic and efficient use?

[ref. 40B-2.301(2)(a)]

Yes. Based on IFAS crop water needs, the use is such a quantity and such quality as is necessary for economic and efficient use.

Is this use for a purpose that is both reasonable and consistent with the public interest?

[ref. 40B-2.301(2)(b)]

Yes. Based on IFAS crop water needs this use is both reasonable and consistent with the public interest.

Will the source of the water be capable of producing the requested amounts and appropriate quality of water?

[ref. 40B-2.301(2)(c)]

Yes. The decrease in allocation will help the source be capable of producing the requested amounts and appropriate quality of water.

Will the use degrade the source from which it is withdrawn?

[ref. 40B-2.301(2)(d)]

No. The decrease in allocation will not degrade the source from which it is drawn.

Will the use cause or contribute to flooding?

[ref. 40B-2.301(2)(e)]

No. Based on crop types and proposed farm practices, flooding is not a concern for this operation.

Will the use harm offsite land uses?

[ref. 40B-2.301(2)(f)]

No. Based on the existing land uses surrounding the operation, harm to offsite land uses is not a concern.

Will the use cause harm to wetlands or other surface water? Harm to wetland or other surface waters must be mitigated after completion of reduction or elimination of harm in accordance with sections 3.1.8. through 3.1.10. of the Water Use Permitting Guide.

[ref. 40B-2.301(2)(g)]

No. The decrease in allocation will not cause harm to wetlands or other surface water.

Will the use cause or contribute to a violation of either minimum flows or levels?

[ref. 40B-2.301(2)(h)]

No. The decrease in allocation will not cause a violation of either minimum flows or levels.

Will the use cause or contribute to a violation of state water quality standard in waters of the state as set forth on Chapters 62-301, 62-302, 62-520, and 62-550, Florida Administrative Code (F.A.C.)?

[ref. 40B-2.301(2)(i)]

No. The decrease in allocation will not contribute to a violation of state water quality standards.

Is this use otherwise a reasonable-beneficial use as defined in Section 373.019(2), Florida Statutes,(F.S.) with consideration given to the factors set forth on subsection 62-40.410(2), F.A.C.?

[ref. 40B-2.301(2)(j)]

Yes. Staff has deemed the use a reasonable-beneficial use after considering the factors set forth in subsection 62-40.410(2), F.A.C.

Has the permit applicant proposed an alternative water supply?

[ref. 40B-2.301(2)(k)]

Alternative water supply is not feasible at this time.

Standard Conditions

1. This permit shall expire on **9/28/2031**. The permittee must submit the appropriate application form incorporated by reference in subsection 40B-2.041(2), Florida Administrative Code (F.A.C.) and the required fee to the District pursuant to section 40B-2.361, F.A.C., prior to this expiration date in order to continue the use of water.
2. The permittee may apply for a permit modification at any time in accordance with section 40B-2.331, F.A.C.
3. Primary Water Use classification(s): **Agricultural**
4. Source classification(s) : **Groundwater**
5. In the event of a District-declared water shortage, the permittee must immediately comply with any restrictions or requirements ordered in accordance with the District's Water Shortage Plan, chapter 40B-21, F.A.C.
6. The permitted water withdrawal facilities consist of the items in the Withdrawal Point Information table on page 1.
7. Permittee must mitigate interference with existing legal uses caused in whole or in part by the permittee's withdrawals, consistent with a District-approved mitigation plan. As necessary to offset such interference, mitigation may include, but is not limited to, reducing pumpage, replacing the existing legal user's withdrawal equipment, relocating wells, changing withdrawal source, supplying water to existing legal user, or other means needed to mitigate the impacts.
8. Permittee must mitigate harm to existing off-site land uses caused by the permittee's withdrawals. When harm occurs, or is imminent, the permittee must modify withdrawal rates or mitigate the harm.
9. Permittee must mitigate harm to the natural resources caused by the permittee's withdrawals. When harm occurs or is imminent, the permittee must modify withdrawal rates or mitigate the harm.
10. If any condition of the permit is violated, the permittee shall be subject to enforcement action pursuant to chapter 373, F.S.
11. Authorized representatives of the District, upon reasonable notice to the permittee, shall be permitted to enter and inspect the permitted water use to determine compliance with the permit conditions.
12. This permit does not relieve the permittee from complying with any applicable local government, state, or federal law, rule, or ordinance.
13. This permit does not convey to the permittee any property rights or privileges other than those specified herein.
14. Permittee shall notify the District in writing within 90 days of any sale, conveyance, or other transfer of ownership or control of the real property on which the permitted water use activities are located. All water use permit transfers are subject to the requirements of section 40B-2.301, F.A.C.

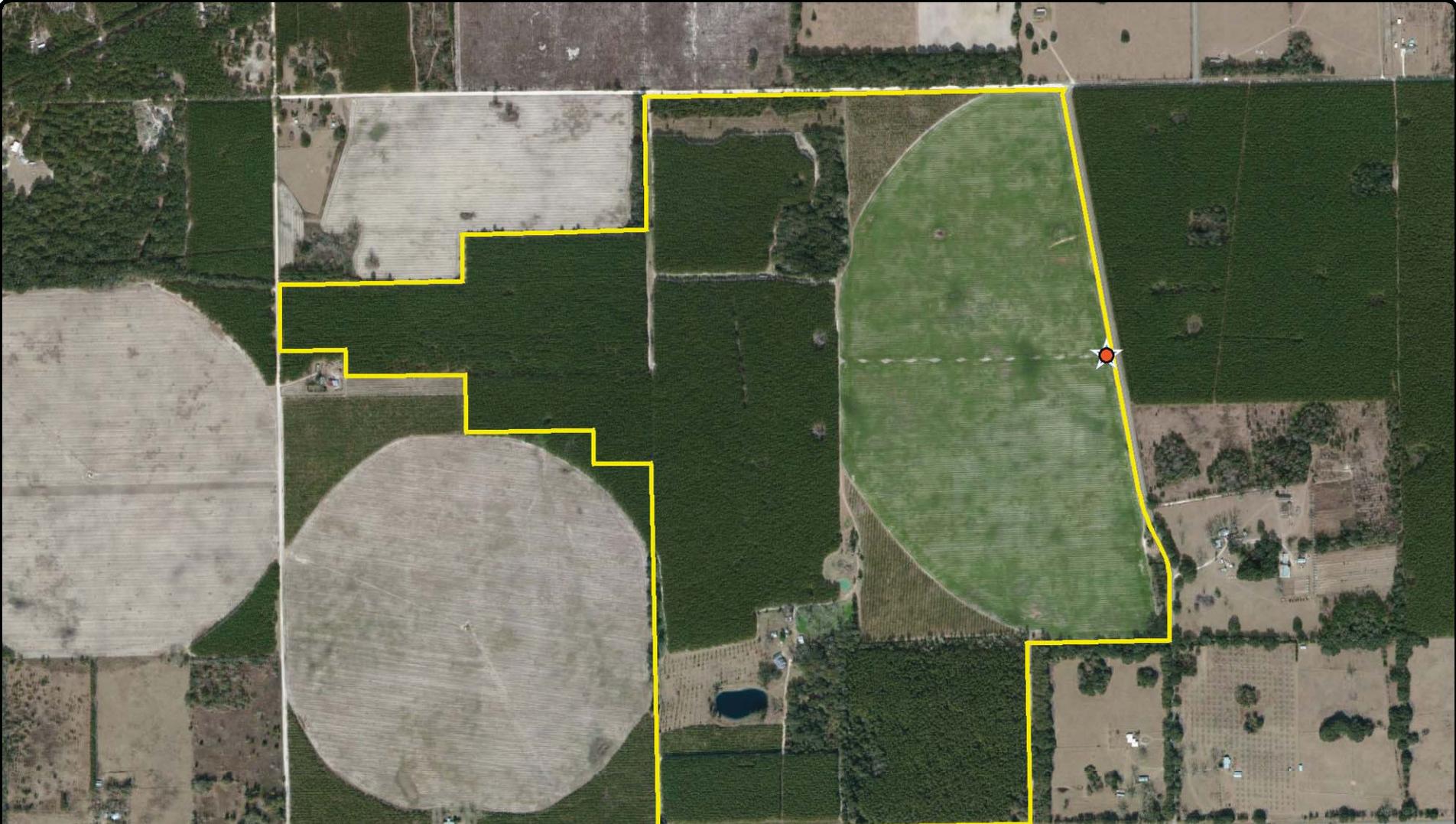
15. Permittee must notify the District in writing prior to implementing any changes in the water use that may alter the permit allocations. Such changes include, but are not limited to, change in irrigated acreage, crop type, irrigation system, water treatment method, or entry into one or more large water use agreements. In the event a proposed change will alter the allocation, permittee must first obtain a permit modification.
16. All correspondence sent to the District regarding this permit must include the permit number **2-06-00019.002**.
17. When the District provides a permanent identification tag, the tag shall be prominently displayed at the withdrawal site by permanently affixing such tag to the pump, headgate, valve, or other withdrawal facility. If the permit covers several facilities such as a well field, a tag shall be affixed to each facility. Failure to display a tag as prescribed herein shall constitute a violation of the permit. The permittee shall be allowed ten (10) days after the notice of violation of this section to obtain a replacement tag.
18. The District reserves the right to open this permit, following notice to the permittee, to include a permit condition prohibiting withdrawals for resource protection.

Special Limiting Conditions

19. The Permittee shall implement automated monitoring of groundwater withdrawals, at Permittee's expense, upon commencement of withdrawals. The monitoring and reporting shall include reporting daily volume pumped by each well of inside diameter eight inches or greater at land surface and shall be delivered by 12:00 pm local time the following day via approved telemetry consistent with District data formats. The permittee may opt for a standardized SRWMD automated monitoring system to fulfill this requirement.
20. The Permittee shall implement and/or maintain the conservation practices selected in the Water Conservation Plan submitted to the District. Any new practices selected shall be implemented within one year from the date of permit issuance. Practices that involve scheduling methods or maintenance shall be documented. Documentation for implementation and/or maintenance shall be maintained on all practices and available upon request.
21. The Permittee shall ensure that the irrigation systems will water target areas only under field operations. Irrigation of non-target areas (roads, woods, structures, etc.) is prohibited.
22. The Permittee is authorized to withdraw 0.1937 mgd for supplemental irrigation of a corn/ rye rotation, 0.1495 mgd for supplemental irrigation of a peanuts/ rye rotation, 0.1568 mgd for supplemental irrigation of a soybeans/ rye rotation, or 0.1587 mgd for supplemental irrigation of a potatoes/ rye rotation.

Attachment A
2-06-00019.002
Davis Farm

Name	Status	Diameter	Capacity (gpm)	Water Use
Davis Well	Existing	10	1000	Irrigation



-  Property Boundary
-  Irrigation Systems
-  Withdrawal Points

Davis Farm

2-06-00019.002 Water Use Permit
December 2013



Note: This map was created by the Suwannee River Water Management District (SRWMD) to be used for planning purposes only. SRWMD shall not be held liable for any injury or damage caused by the use of data distributed as a public records request regardless of their use or application. SRWMD does not guarantee the accuracy, suitability for any use of these data, and no warranty is expressed or implied. For more information please contact the SRWMD at 386-362-1001.



MEMORANDUM

TO: Governing Board

FROM: Tim Sagul, P.E., Division Director, Resource Management

DATE: November 29, 2013

RE: Approval of a Modification with a 0.1590 mgd Decrease in Allocation and a Five-Year Permit Extension for Water Use Permit Application Number 2-08-00069.002, David Goolsby, Jr. Farm, Hamilton County

RECOMMENDATION

Staff recommends the Governing Board approve Water Use Permit number 2-08-00069.002, with eighteen standard conditions and four special limiting conditions to David Goolsby, Jr. in Hamilton County.

BACKGROUND

This is a modification for an existing permit to irrigate 112 acres of hay. The Average Daily Rate (ADR) has decreased 0.1590 million gallons per day (mgd), from 0.2684 mgd to 0.1094 mgd. The project area is located within the Upper Suwannee River Regional and the Alapaha River Water Resource Caution Areas. This producer is participating in the District cost-share program. The applicant is requesting a five-year permit extension (existing permit will expire on June 26, 2028, and the modification will expire June 26, 2033) due to voluntarily implementing automated monitoring.

The permit contains special conditions regarding implementation of automatic monitoring of withdrawals, implementation and maintenance of conservation plans, irrigation of target areas, and specific allocations for other crop rotations.

Staff has determined that the application is complete and satisfies the conditions for issuance in Chapter 40B-2, Florida Administrative Code (F.A.C.).

/tm

STAFF REPORT
WATER USE PERMIT APPLICATION

DATE: November 29, 2013

PROJECT: David Goolsby, Jr. Farm

APPLICANT:

David Goolsby, Jr.
9198 SW CR-249
Jasper, FL 32052

PERMIT APPLICATION NO.: 2-08-00069.002

DATE OF APPLICATION: September 30, 2013

APPLICATION COMPLETE: September 30, 2013

DEFAULT DATE: December 29, 2013

	Previous Quantities:		Proposed Quantities:	
Average Daily Rate (ADR)	0.2684	mgd	0.1094	mgd

Recommended Agency Action

Staff recommends approval of a Water Use Permit for an existing agricultural operation located within Hamilton County. The permit includes eighteen standard conditions and four special limiting conditions. Staff recommends a five-year permit extension based on chapter 40B-2.331(2), F.A.C. due to voluntarily implementing automated monitoring. The permit will expire on June 26, 2033.

Project Review Staff

Lindsey Marks, Warren Zwanka, P.G., and Tim Sagul, P.E. have reviewed the application.

Project Location

The withdrawal facilities are located in Township 01 North, Range 13 East, Section 11 and Township 01 North, Range 14 East, Section 07 in Hamilton County. The project is located within the Upper Suwannee River basin according to the USGS National Hydrography Dataset, Hydrologic Unit Code-8 sub basins. It is also located within the Upper Suwannee River Regional and the Alapaha River Water Resource Caution Areas.

Project Description

The project area consists of 376 acres with approximately 112 acres being irrigated using groundwater.

The applicant will use one center pivot and a hard hose traveling gun. The center pivot will be used to irrigate hay three out of every four years and irrigate peanuts one out of every four years. The hard hose will be used to irrigate hay each year. The water use calculations for the crops were based upon GIS-Based Water Resources and Agricultural Permitting and Planning System (GWRAPPS). The ADR of withdrawal was calculated as 0.1094 mgd, which equates to

13.1 inches of supplemental irrigation annually. This producer is participating in the District cost-share program.

The project area includes two existing wells. The well inventory can be found in the table on Attachment A.

Demonstration of Need

The applicant has provided information that supports the requested allocation, based upon the crop types. David Goolsby, Jr. plans to use the center pivot to irrigate 72 acres of hay three out of every four years and to irrigate peanuts one out of every four years and to use the hard hose to irrigate 40 acres of hay each year.

Water Conservation

The applicant has completed the Water Conservation Worksheets for Center Pivot and Drip System Irrigation.

Minimum Flows and Levels Compliance

Due to this modification, the ADR has decreased 0.1590 mgd, from 0.2684 mgd to 0.1094 mgd. This decrease will not violate the minimum flows and levels (MFLs) at any downstream MFL points established along the Suwannee River or its tributaries. However, a standard limiting condition has been included in the permit for the District to seek a modification to the permit to assist in the recovery and/or prevention strategy associated with an adopted MFL.

Conditions of Issuance

Is this a reasonable–beneficial use?

[ref. 40B-2.301(1)(a)]

Yes. Based on the evaluation of criteria listed in 40B-2.301(2)(a)-40B-2.301(2)(k).

Will this use interfere with any presently existing legal use of water?

[ref. 40B-2.301(1)(b)]

No. This modification decreases the amount of water allocated and will not additionally interfere with any presently existing legal use of water.

Will this use be consistent with the public interest?

[ref. 40B-2.301(1)(c)]

Yes. Based on the provided information, the water will be used efficiently, will not be wasted, and is for an economically beneficial use. The use meets the criteria listed in 40B-2.301(2)(a)-40B-2.301(2)(k).

Will this use be in such a quantity and of such quality as is necessary for economic and efficient use?

[ref. 40B-2.301(2)(a)]

Yes. Based on GWRAPPS crop water needs, the use is such a quantity and such quality as is necessary for economic and efficient use.

Is this use for a purpose that is both reasonable and consistent with the public interest?
[ref. 40B-2.301(2)(b)]

Yes. Based on GWRAPPS crop water needs this use is both reasonable and consistent with the public interest.

Will the source of the water be capable of producing the requested amounts and appropriate quality of water?
[ref. 40B-2.301(2)(c)]

Yes. The decrease in allocation will help the source be capable of producing the requested amounts and appropriate quality of water.

Will the use degrade the source from which it is withdrawn?
[ref. 40B-2.301(2)(d)]

No. The decrease in allocation will not degrade the source from which it is drawn.

Will the use cause or contribute to flooding?
[ref. 40B-2.301(2)(e)]

No. Based on crop types and proposed farm practices, flooding is not a concern for this operation.

Will the use harm offsite land uses?
[ref. 40B-2.301(2)(f)]

No. Based on the existing land uses surrounding the operation, harm to offsite land uses is not a concern.

Will the use cause harm to wetlands or other surface water? Harm to wetland or other surface waters must be mitigated after completion of reduction or elimination of harm in accordance with sections 3.1.8. through 3.1.10. of the Water Use Permitting Guide.
[ref. 40B-2.301(2)(g)]

No. The decrease in allocation will not cause harm to wetlands or other surface water.

Will the use cause or contribute to a violation of either minimum flows or levels?
[ref. 40B-2.301(2)(h)]

No. The decrease in allocation will not cause a violation of either minimum flows or levels.

Will the use cause or contribute to a violation of state water quality standard in waters of the state as set forth on Chapters 62-301, 62-302, 62-520, and 62-550, Florida Administrative Code (F.A.C.)?
[ref. 40B-2.301(2)(i)]

No. The decrease in allocation will not contribute to a violation of state water quality standards.

Is this use otherwise a reasonable-beneficial use as defined in Section 373.019(2), Florida Statutes,(F.S.) with consideration given to the factors set forth on subsection 62-40.410(2), F.A.C.?

[ref. 40B-2.301(2)(j)]

Yes. Staff has deemed the use a reasonable-beneficial use after considering the factors set forth in subsection 62-40.410(2), F.A.C.

Has the permit applicant proposed an alternative water supply?

[ref. 40B-2.301(2)(k)]

Alternative water supply is not feasible at this time.

Standard Conditions

1. This permit shall expire on **6/26/2033**. The permittee must submit the appropriate application form incorporated by reference in subsection 40B-2.041(2), Florida Administrative Code (F.A.C.) and the required fee to the District pursuant to section 40B-2.361, F.A.C., prior to this expiration date in order to continue the use of water.
2. The permittee may apply for a permit modification at any time in accordance with section 40B-2.331, F.A.C.
3. Primary Water Use classification(s): **Agricultural**
4. Source classification(s) : **Groundwater**
5. In the event of a District-declared water shortage, the permittee must immediately comply with any restrictions or requirements ordered in accordance with the District's Water Shortage Plan, chapter 40B-21, F.A.C.
6. The permitted water withdrawal facilities consist of the items in the Withdrawal Point Information table on page 1.
7. Permittee must mitigate interference with existing legal uses caused in whole or in part by the permittee's withdrawals, consistent with a District-approved mitigation plan. As necessary to offset such interference, mitigation may include, but is not limited to, reducing pumpage, replacing the existing legal user's withdrawal equipment, relocating wells, changing withdrawal source, supplying water to existing legal user, or other means needed to mitigate the impacts.
8. Permittee must mitigate harm to existing off-site land uses caused by the permittee's withdrawals. When harm occurs, or is imminent, the permittee must modify withdrawal rates or mitigate the harm.
9. Permittee must mitigate harm to the natural resources caused by the permittee's withdrawals. When harm occurs or is imminent, the permittee must modify withdrawal rates or mitigate the harm.
10. If any condition of the permit is violated, the permittee shall be subject to enforcement action pursuant to chapter 373, F.S.
11. Authorized representatives of the District, upon reasonable notice to the permittee, shall be permitted to enter and inspect the permitted water use to determine compliance with the permit conditions.
12. This permit does not relieve the permittee from complying with any applicable local government, state, or federal law, rule, or ordinance.
13. This permit does not convey to the permittee any property rights or privileges other than

those specified herein.

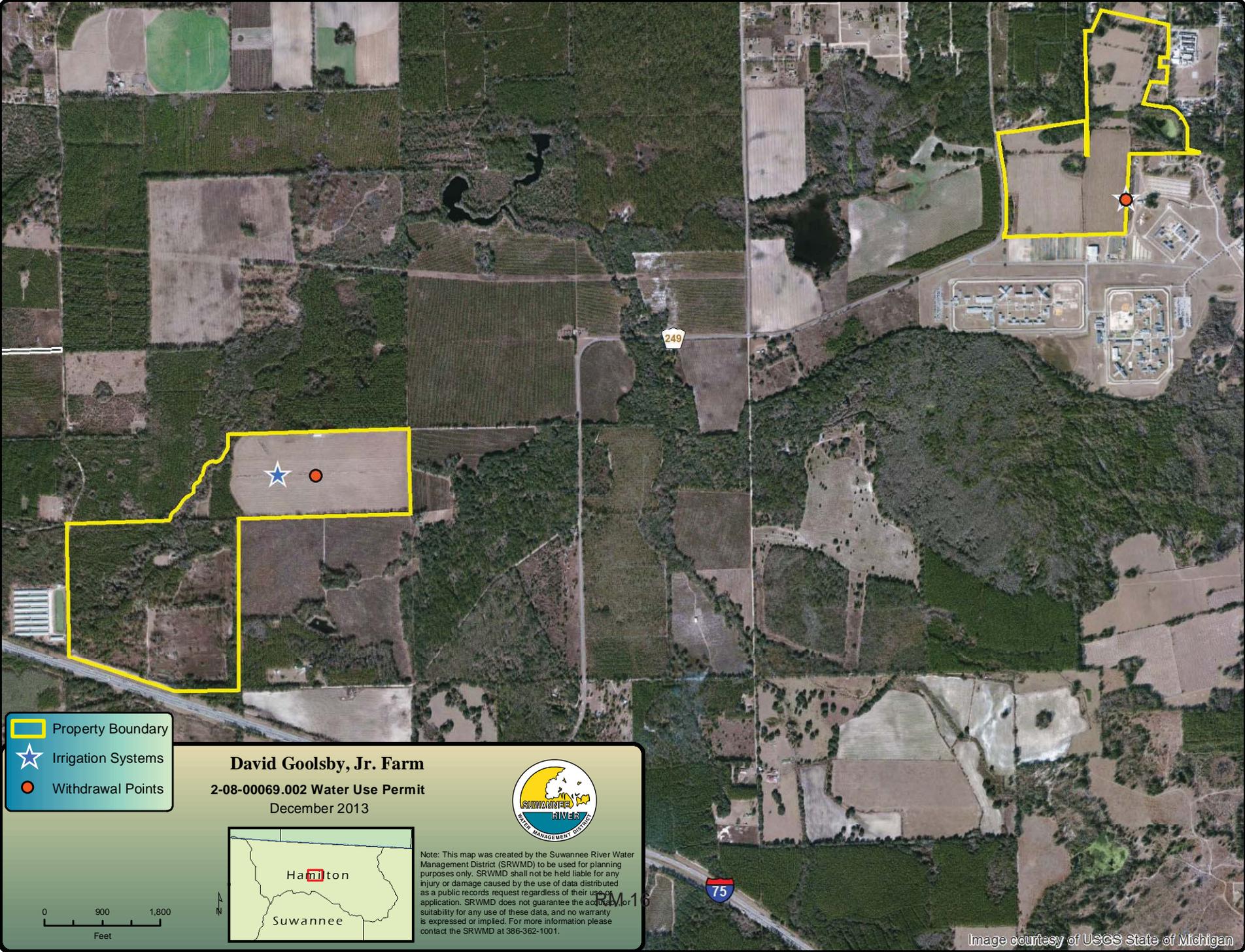
14. Permittee shall notify the District in writing within 90 days of any sale, conveyance, or other transfer of ownership or control of the real property on which the permitted water use activities are located. All water use permit transfers are subject to the requirements of section 40B-2.301, F.A.C.
15. Permittee must notify the District in writing prior to implementing any changes in the water use that may alter the permit allocations. Such changes include, but are not limited to, change in irrigated acreage, crop type, irrigation system, water treatment method, or entry into one or more large water use agreements. In the event a proposed change will alter the allocation, permittee must first obtain a permit modification.
16. All correspondence sent to the District regarding this permit must include the permit number **2-08-00069.002**.
17. When the District provides a permanent identification tag, the tag shall be prominently displayed at the withdrawal site by permanently affixing such tag to the pump, headgate, valve, or other withdrawal facility. If the permit covers several facilities such as a well field, a tag shall be affixed to each facility. Failure to display a tag as prescribed herein shall constitute a violation of the permit. The permittee shall be allowed ten (10) days after the notice of violation of this section to obtain a replacement tag.
18. The District reserves the right to open this permit, following notice to the permittee, to include a permit condition prohibiting withdrawals for resource protection.

Special Limiting Conditions

19. The Permittee shall implement automated monitoring of groundwater withdrawals, at Permittee's expense, upon commencement of withdrawals. The monitoring and reporting shall include reporting daily volume pumped by each well of inside diameter eight inches or greater at land surface and shall be delivered by 12:00 pm local time the following day via approved telemetry consistent with District data formats. The permittee may opt for a standardized SRWMD automated monitoring system to fulfill this requirement.
20. The Permittee shall implement and/or maintain the conservation practices selected in the Water Conservation Plan submitted to the District. Any new practices selected shall be implemented within one year from the date of permit issuance. Practices that involve scheduling methods or maintenance shall be documented. Documentation for implementation and/or maintenance shall be maintained on all practices and available upon request.
21. The Permittee shall ensure that the irrigation systems will water target areas only under field operations. Irrigation of non-target areas (roads, woods, structures, etc.) is prohibited.
22. The Permittee is authorized to withdraw 0.1094 mgd for supplemental irrigation for 72 acres of hay irrigated with center pivot and 42 acres of hay irrigated with hard hose or 0.0989 mgd of supplemental irrigation for 72 acres of peanuts irrigated with center pivot and 40 acres of hay irrigated with hard hose

Attachment A
2-08-00069.002
David Goolsby, Jr.

Name	Status	Diameter	Capacity (gpm)	Water Use
Chandler Well	Active	10	550	Irrigation
Deas Well	Active	10	550	Irrigation



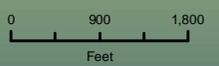
-  Property Boundary
-  Irrigation Systems
-  Withdrawal Points

David Goolsby, Jr. Farm

2-08-00069.002 Water Use Permit
December 2013



Note: This map was created by the Suwannee River Water Management District (SRWMD) to be used for planning purposes only. SRWMD shall not be held liable for any injury or damage caused by the use of data distributed as a public records request regardless of their use or application. SRWMD does not guarantee the accuracy or suitability for any use of these data, and no warranty is expressed or implied. For more information please contact the SRWMD at 386-362-1001.



MEMORANDUM

TO: Governing Board

FROM: Tim Sagul, P.E., Division Director, Resource Management

DATE: November 29, 2013

RE: Approval of a Modification with a 0.9060 mgd Decrease in Allocation and a Five-Year Permit Extension for Water Use Permit Application Number 2-84-00876.003, Hines Farms, LLC, Gilchrist County

RECOMMENDATION

Staff recommends the Governing Board approve Water Use Permit number 2-84-00876.003, with eighteen standard conditions and three special limiting conditions to Hines Farms, LLC in Gilchrist County.

BACKGROUND

This is a modification for an existing permit to irrigate 380 acres, of which center pivots are used to irrigate 330 acres of hay and drip irrigation is used to irrigate 50 acres of watermelons. The Average Daily Rate (ADR) has decreased 0.9060 million gallons per day (mgd), from 1.2869 mgd to 0.3809 mgd. The project area is located within the Lower Santa Fe River Basin Water Resource Caution Area. This producer is participating in the District cost-share program. The applicant is requesting a five-year permit extension (existing permit will expire on December 1, 2026, and the modification will expire December 1, 2031) due to voluntarily implementing automated monitoring.

The permit contains special conditions regarding implementation of automatic monitoring of withdrawals, implementation and maintenance of conservation plans, and irrigation of target areas.

Staff has determined that the application is complete and satisfies the conditions for issuance in Chapter 40B-2, Florida Administrative Code (F.A.C.).

/tm

STAFF REPORT
WATER USE PERMIT APPLICATION

DATE: November 29, 2013

PROJECT: Hines Farms, LLC

APPLICANT:

Hines Farms, LLC
1019 NE 90th Ave
High Springs, FL 32643

PERMIT APPLICATION NO.: 2-84-00876.003

DATE OF APPLICATION: October 18, 2013

APPLICATION COMPLETE: October 18, 2013

DEFAULT DATE: January 16, 2014

Manager/Member Detail: Hines Farms, LLC

David R Hines	MGRM
1019 NE 90 th Ave	
High Springs, FL 32643	

	Previous Quantities:		Proposed Quantities:	
Average Daily Rate (ADR)	1.2869*	mgd	0.3809	mgd

*Excluding the allocation for the well that was transferred from this permit to 2-13-00062

Recommended Agency Action

Staff recommends approval of a Water Use Permit for an existing agricultural operation located within Gilchrist County. The permit includes eighteen standard conditions and three special limiting conditions. Staff recommends a five-year permit extension based on chapter 40B-2.331(2), F.A.C. due to voluntarily implementing automated monitoring. The permit will expire on December 1, 2031.

Project Review Staff

Lindsey Marks, Warren Zwanka, P.G., and Tim Sagul, P.E. have reviewed the application.

Project Location

The withdrawal facilities are located in Township 08 South, Range 16 East, Sections 24 and 25 in Gilchrist County. The project is located within the Waccasassa River basin according to the USGS National Hydrography Dataset, Hydrologic Unit Code-8 sub basins. It is also located within the Lower Santa Fe River Basin Water Resource Caution Area.

Project Description

The project area consists of 425 acres with approximately 380 acres being irrigated using groundwater.

The applicant will use two center pivots and an additional pivot point as well as a drip manifold for irrigation. The crops include pasture and watermelons. There are also 252 head of beef

cattle on the project site. The water use calculations for the crops were based upon GIS-Based Water Resources and Agricultural Permitting and Planning System (GWRAPPS), and the calculations for the livestock were based on industry standards. The Average Daily Rate (ADR) of withdrawal was calculated as 0.3809 mgd, which equates to 13.3 inches of supplemental irrigation annually. This producer is participating in the District cost-share program.

The project area includes five existing wells. The well inventory can be found in the table on Attachment A.

Demonstration of Need

The applicant has provided information that supports the requested allocation, based upon the crop types. Hines Farms, LLC plans to irrigate 330 acres of pasture with center pivot irrigation systems and 50 acres of watermelons with drip irrigation.

Water Conservation

The applicant has completed the Water Conservation Worksheets for Center Pivot and Drip System Irrigation.

Minimum Flows and Levels Compliance

Due to this modification, the ADR has decreased 0.9060 mgd, from 1.2869 mgd to 0.3809 mgd. This decrease will not violate the minimum flows and levels (MFLs) at any downstream MFL points established along the Suwannee River or its tributaries. However, a standard limiting condition has been included in the permit for the District to seek a modification to the permit to assist in the recovery and/or prevention strategy associated with an adopted MFL.

Conditions of Issuance

Is this a reasonable–beneficial use?

[ref. 40B-2.301(1)(a)]

Yes. Based on the evaluation of criteria listed in 40B-2.301(2)(a)-40B-2.301(2)(k).

Will this use interfere with any presently existing legal use of water?

[ref. 40B-2.301(1)(b)]

No. This modification decreases the amount of water allocated and will not additionally interfere with any presently existing legal use of water.

Will this use be consistent with the public interest?

[ref. 40B-2.301(1)(c)]

Yes. Based on the provided information, the water will be used efficiently, will not be wasted, and is for an economically beneficial use. The use meets the criteria listed in 40B-2.301(2)(a)-40B-2.301(2)(k).

Will this use be in such a quantity and of such quality as is necessary for economic and efficient use?

[ref. 40B-2.301(2)(a)]

Yes. Based on GWRAPPS crop water needs, the use is such a quantity and such quality as is necessary for economic and efficient use.

Is this use for a purpose that is both reasonable and consistent with the public interest?
[ref. 40B-2.301(2)(b)]

Yes. Based on GWRAPPS crop water needs this use is both reasonable and consistent with the public interest.

Will the source of the water be capable of producing the requested amounts and appropriate quality of water?
[ref. 40B-2.301(2)(c)]

Yes. The decrease in allocation will help the source be capable of producing the requested amounts and appropriate quality of water.

Will the use degrade the source from which it is withdrawn?
[ref. 40B-2.301(2)(d)]

No. The decrease in allocation will not degrade the source from which it is drawn.

Will the use cause or contribute to flooding?
[ref. 40B-2.301(2)(e)]

No. Based on crop types and proposed farm practices, flooding is not a concern for this operation.

Will the use harm offsite land uses?
[ref. 40B-2.301(2)(f)]

No. Based on the existing land uses surrounding the operation, harm to offsite land uses is not a concern.

Will the use cause harm to wetlands or other surface water? Harm to wetland or other surface waters must be mitigated after completion of reduction or elimination of harm in accordance with sections 3.1.8. through 3.1.10. of the Water Use Permitting Guide.
[ref. 40B-2.301(2)(g)]

No. The decrease in allocation will not cause harm to wetlands or other surface water.

Will the use cause or contribute to a violation of either minimum flows or levels?
[ref. 40B-2.301(2)(h)]

No. The decrease in allocation will not cause a violation of either minimum flows or levels.

Will the use cause or contribute to a violation of state water quality standard in waters of the state as set forth on Chapters 62-301, 62-302, 62-520, and 62-550, Florida Administrative Code (F.A.C.)?
[ref. 40B-2.301(2)(i)]

No. The decrease in allocation will not contribute to a violation of state water quality standards.

Is this use otherwise a reasonable-beneficial use as defined in Section 373.019(2), Florida Statutes,(F.S.) with consideration given to the factors set forth on subsection 62-40.410(2), F.A.C.?

[ref. 40B-2.301(2)(j)]

Yes. Staff has deemed the use a reasonable-beneficial use after considering the factors set forth in subsection 62-40.410(2), F.A.C.

Has the permit applicant proposed an alternative water supply?

[ref. 40B-2.301(2)(k)]

Alternative water supply is not feasible at this time.

Standard Conditions

1. This permit shall expire on **12/1/2031**. The permittee must submit the appropriate application form incorporated by reference in subsection 40B-2.041(2), Florida Administrative Code (F.A.C.) and the required fee to the District pursuant to section 40B-2.361, F.A.C., prior to this expiration date in order to continue the use of water.
2. The permittee may apply for a permit modification at any time in accordance with section 40B-2.331, F.A.C.
3. Primary Water Use classification(s): **Agricultural**
4. Source classification(s) : **Groundwater**
5. In the event of a District-declared water shortage, the permittee must immediately comply with any restrictions or requirements ordered in accordance with the District's Water Shortage Plan, chapter 40B-21, F.A.C.
6. The permitted water withdrawal facilities consist of the items in the Withdrawal Point Information table on page 1.
7. Permittee must mitigate interference with existing legal uses caused in whole or in part by the permittee's withdrawals, consistent with a District-approved mitigation plan. As necessary to offset such interference, mitigation may include, but is not limited to, reducing pumpage, replacing the existing legal user's withdrawal equipment, relocating wells, changing withdrawal source, supplying water to existing legal user, or other means needed to mitigate the impacts.
8. Permittee must mitigate harm to existing off-site land uses caused by the permittee's withdrawals. When harm occurs, or is imminent, the permittee must modify withdrawal rates or mitigate the harm.
9. Permittee must mitigate harm to the natural resources caused by the permittee's withdrawals. When harm occurs or is imminent, the permittee must modify withdrawal rates or mitigate the harm.
10. If any condition of the permit is violated, the permittee shall be subject to enforcement action pursuant to chapter 373, F.S.
11. Authorized representatives of the District, upon reasonable notice to the permittee, shall be permitted to enter and inspect the permitted water use to determine compliance with the permit conditions.
12. This permit does not relieve the permittee from complying with any applicable local government, state, or federal law, rule, or ordinance.

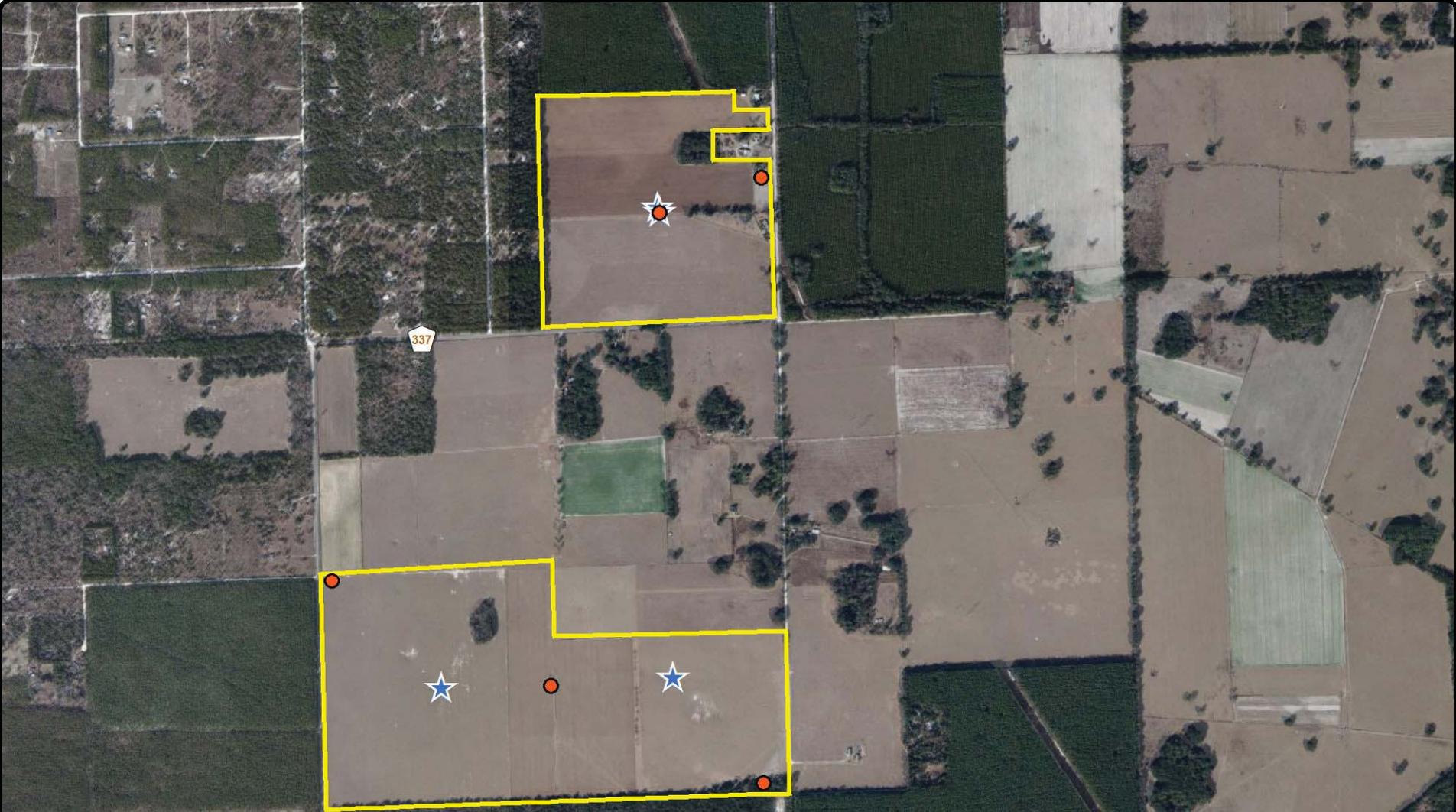
13. This permit does not convey to the permittee any property rights or privileges other than those specified herein.
14. Permittee shall notify the District in writing within 90 days of any sale, conveyance, or other transfer of ownership or control of the real property on which the permitted water use activities are located. All water use permit transfers are subject to the requirements of section 40B-2.301, F.A.C.
15. Permittee must notify the District in writing prior to implementing any changes in the water use that may alter the permit allocations. Such changes include, but are not limited to, change in irrigated acreage, crop type, irrigation system, water treatment method, or entry into one or more large water use agreements. In the event a proposed change will alter the allocation, permittee must first obtain a permit modification.
16. All correspondence sent to the District regarding this permit must include the permit number **2-84-00876.003**.
17. When the District provides a permanent identification tag, the tag shall be prominently displayed at the withdrawal site by permanently affixing such tag to the pump, headgate, valve, or other withdrawal facility. If the permit covers several facilities such as a well field, a tag shall be affixed to each facility. Failure to display a tag as prescribed herein shall constitute a violation of the permit. The permittee shall be allowed ten (10) days after the notice of violation of this section to obtain a replacement tag.
18. The District reserves the right to open this permit, following notice to the permittee, to include a permit condition prohibiting withdrawals for resource protection.

Special Limiting Conditions

19. The Permittee shall implement automated monitoring of groundwater withdrawals, at Permittee's expense, upon commencement of withdrawals. The monitoring and reporting shall include reporting daily volume pumped by each well of inside diameter eight inches or greater at land surface and shall be delivered by 12:00 pm local time the following day via approved telemetry consistent with District data formats. The permittee may opt for a standardized SRWMD automated monitoring system to fulfill this requirement.
20. The Permittee shall implement and/or maintain the conservation practices selected in the Water Conservation Plan submitted to the District. Any new practices selected shall be implemented within one year from the date of permit issuance. Practices that involve scheduling methods or maintenance shall be documented. Documentation for implementation and/or maintenance shall be maintained on all practices and available upon request.
21. The Permittee shall ensure that the irrigation systems will water target areas only under field operations. Irrigation of non-target areas (roads, woods, structures, etc.) is prohibited.
22. The Permittee's water use shall be consistent with the MFL prevention or recovery strategy developed for any water body from which this permitted water use directly or indirectly withdraws or diverts water, pursuant to subsection 40B-2.301(2)(h), F.A.C.

Attachment A
2-84-00876.003
Hines Farms, LLC

Name	Status	Diameter	Capacity (gpm)	Water Use
Shop Well	Active	10	1100	0.1074
David Well	Active	10	1100	0.2696
Livestock 1	Active	4	40	0.0013
Livestock 2	Active	4	40	0.0013
Livestock 3	Active	4	40	0.0013



-  Property Boundary
-  Irrigation Systems
-  Withdrawal Points

Hines Farm

2-84-00876.003 Water Use Permit
 December 2013



Note: This map was created by the Suwannee River Water Management District (SRWMD) to be used for planning purposes only. SRWMD shall not be held liable for any injury or damage caused by the use of data distributed as a public records request regardless of their use or application. SRWMD does not guarantee the accuracy or suitability for any use of these data, and no warranty is expressed or implied. For more information please contact the SRWMD at 386-362-1001.



MEMORANDUM

TO: Governing Board

FROM: Tim Sagul, P.E., Division Director, Resource Management

DATE: November 29, 2013

RE: Approval of a Modification with a 0.2714 mgd Decrease in Allocation and a Five-Year Permit Extension for Water Use Permit Application Number 2-13-00062.001, Hines Cattle, Alachua County

RECOMMENDATION

Staff recommends the Governing Board approve Water Use Permit number 2-13-00062.001, with eighteen standard conditions and five special limiting conditions to Hines Cattle Co. LLC in Alachua County.

BACKGROUND

This is a transfer and a modification for an existing permit to irrigate up to 200 acres of a watermelon and rye crop rotation. The Average Daily Rate (ADR) has decreased 0.2714 million gallons per day (mgd), from 0.4645 mgd to 0.1931 mgd. The previous ADR is based on the permitted ADR for the well that was transferred from permit 2-84-00876 to this permit. The project area is located within the Lower Santa Fe River Basin Water Resource Caution Area. This producer is participating in the District cost-share program. The applicant is requesting a five-year permit extension (existing permit will expire on December 1, 2026, and the modification will expire December 1, 2031) due to voluntarily implementing automated monitoring.

The permit contains special conditions regarding implementation of automatic monitoring of withdrawals, implementation and maintenance of conservation plans, irrigation of target areas, specific allocations for other crop rotations, and implementation of MFL prevention/ recovery strategies if required.

Staff has determined that the application is complete and satisfies the conditions for issuance in Chapter 40B-2, Florida Administrative Code (F.A.C.).

/tm

STAFF REPORT
WATER USE PERMIT APPLICATION

DATE: November 29, 2013

PROJECT: Hines Cattle

APPLICANT:

Hines Cattle Co. LLC
12609 NW 298th Street
High Springs, FL 32643

PERMIT APPLICATION NO.: 2-13-00062.001

DATE OF APPLICATION: October 4, 2013

APPLICATION COMPLETE: October 4, 2013

DEFAULT DATE: January 2, 2014

Manager/Member Detail: Hines Cattle Co. LLC

Robert Hines	MGRM
12609 NW 298th Street High Springs, FL 32643	
Steven Hines	MGRM
12609 NW 298th Street High Springs, FL 32643	

	Previous Quantities:		Proposed Quantities:	
Average Daily Rate (ADR)	0.4645*	mgd	0.1931	mgd

*Transferred from 2-84-00876

Recommended Agency Action

Staff recommends approval of a Water Use Permit for an existing agricultural operation located within Alachua County. The permit includes eighteen standard conditions and five special limiting conditions. Staff recommends a five-year permit extension based on chapter 40B-2.331(2), F.A.C. due to voluntarily implementing automated monitoring. The permit will expire on December 1, 2031.

Project Review Staff

Lindsey Marks, Warren Zwanka, P.G., and Tim Sagul, P.E. have reviewed the application.

Project Location

The withdrawal facilities are located in Township 08 South, Range 17 East, Sections 19 and 30 in Alachua County. The project is located within the Waccasassa River basin according to the USGS National Hydrography Dataset, Hydrologic Unit Code-8 sub basins. It is also located within the Lower Santa Fe River Basin Water Resource Caution Area.

Project Description

The project area consists of 586 acres with up to 200 acres being irrigated using groundwater.

The applicant uses one center pivot or a drip manifold for irrigation. The center pivot is used to irrigate 131 acres of a corn/ rye or a peanut/ rye rotation for three out of every four years, and the drip manifold is used to irrigate 200 acres of watermelons for one out of every four years. There are also 250 head of beef cattle on the project site. The water use calculations for the crops were based upon GIS-Based Water Resources and Agricultural Permitting and Planning System (GWRAPPS), and the calculations for the livestock were based on industry standards. The Average Daily Rate (ADR) of withdrawal was calculated as 0.1931 mgd, which equates to 13.3 inches of supplemental irrigation annually. This producer is participating in the District cost-share program.

The project area includes four existing wells. The well inventory can be found in the table on Attachment A.

Demonstration of Need

The applicant has provided information that supports the requested allocation, based upon the crop types. Hines Cattle Co. LLC plans to irrigate 200 acres of watermelons with drip irrigation and 131 acres of rye with a center pivot. Crops include corn, peanuts, watermelons, and rye. There are also 250 head of beef cattle on the project site.

Water Conservation

The applicant has completed the Water Conservation Worksheets for Center Pivot and Drip System Irrigation.

Minimum Flows and Levels Compliance

Due to this modification, the ADR has decreased 0.2714 mgd, from 0.4645 mgd to 0.1931 mgd. This decrease will not violate the minimum flows and levels (MFLs) at any downstream MFL points established along the Suwannee River or its tributaries. However, a standard limiting condition has been included in the permit for the District to seek a modification to the permit to assist in the recovery and/or prevention strategy associated with an adopted MFL.

Conditions of Issuance

Is this a reasonable–beneficial use?

[ref. 40B-2.301(1)(a)]

Yes. Based on the evaluation of criteria listed in 40B-2.301(2)(a)-40B-2.301(2)(k).

Will this use interfere with any presently existing legal use of water?

[ref. 40B-2.301(1)(b)]

No. This modification decreases the amount of water allocated and will not additionally interfere with any presently existing legal use of water.

Will this use be consistent with the public interest?

[ref. 40B-2.301(1)(c)]

Yes. Based on the provided information, the water will be used efficiently, will not be wasted, and is for an economically beneficial use. The use meets the criteria listed in 40B-2.301(2)(a)-40B-2.301(2)(k).

Will this use be in such a quantity and of such quality as is necessary for economic and efficient use?

[ref. 40B-2.301(2)(a)]

Yes. Based on GWRAPPS crop water needs, the use is such a quantity and such quality as is necessary for economic and efficient use.

Is this use for a purpose that is both reasonable and consistent with the public interest?

[ref. 40B-2.301(2)(b)]

Yes. Based on GWRAPPS crop water needs this use is both reasonable and consistent with the public interest.

Will the source of the water be capable of producing the requested amounts and appropriate quality of water?

[ref. 40B-2.301(2)(c)]

Yes. The decrease in allocation will help the source be capable of producing the requested amounts and appropriate quality of water.

Will the use degrade the source from which it is withdrawn?

[ref. 40B-2.301(2)(d)]

No. The decrease in allocation will not degrade the source from which it is drawn.

Will the use cause or contribute to flooding?

[ref. 40B-2.301(2)(e)]

No. Based on crop types and proposed farm practices, flooding is not a concern for this operation.

Will the use harm offsite land uses?

[ref. 40B-2.301(2)(f)]

No. Based on the existing land uses surrounding the operation, harm to offsite land uses is not a concern.

Will the use cause harm to wetlands or other surface water? Harm to wetland or other surface waters must be mitigated after completion of reduction or elimination of harm in accordance with sections 3.1.8. through 3.1.10. of the Water Use Permitting Guide.

[ref. 40B-2.301(2)(g)]

No. The decrease in allocation will not cause harm to wetlands or other surface water.

Will the use cause or contribute to a violation of either minimum flows or levels?

[ref. 40B-2.301(2)(h)]

No. The decrease in allocation will not cause a violation of either minimum flows or levels.

Will the use cause or contribute to a violation of state water quality standard in waters of the state as set forth on Chapters 62-301, 62-302, 62-520, and 62-550, Florida Administrative Code (F.A.C.)?

[ref. 40B-2.301(2)(i)]

No. The decrease in allocation will not contribute to a violation of state water quality standards.

Is this use otherwise a reasonable-beneficial use as defined in Section 373.019(2), Florida Statutes,(F.S.) with consideration given to the factors set forth on subsection 62-40.410(2), F.A.C.?

[ref. 40B-2.301(2)(j)]

Yes. Staff has deemed the use a reasonable-beneficial use after considering the factors set forth in subsection 62-40.410(2), F.A.C.

Has the permit applicant proposed an alternative water supply?

[ref. 40B-2.301(2)(k)]

Alternative water supply is not feasible at this time.

Standard Conditions

1. This permit shall expire on **12/1/2031**. The permittee must submit the appropriate application form incorporated by reference in subsection 40B-2.041(2), Florida Administrative Code (F.A.C.) and the required fee to the District pursuant to section 40B-2.361, F.A.C., prior to this expiration date in order to continue the use of water.
2. The permittee may apply for a permit modification at any time in accordance with section 40B-2.331, F.A.C.
3. Primary Water Use classification(s): **Agricultural**
4. Source classification(s) : **Groundwater**
5. In the event of a District-declared water shortage, the permittee must immediately comply with any restrictions or requirements ordered in accordance with the District's Water Shortage Plan, chapter 40B-21, F.A.C.
6. The permitted water withdrawal facilities consist of the items in the Withdrawal Point Information table on page 1.
7. Permittee must mitigate interference with existing legal uses caused in whole or in part by the permittee's withdrawals, consistent with a District-approved mitigation plan. As necessary to offset such interference, mitigation may include, but is not limited to, reducing pumpage, replacing the existing legal user's withdrawal equipment, relocating wells, changing withdrawal source, supplying water to existing legal user, or other means needed to mitigate the impacts.
8. Permittee must mitigate harm to existing off-site land uses caused by the permittee's withdrawals. When harm occurs, or is imminent, the permittee must modify withdrawal rates or mitigate the harm.
9. Permittee must mitigate harm to the natural resources caused by the permittee's withdrawals. When harm occurs or is imminent, the permittee must modify withdrawal rates or mitigate the harm.
10. If any condition of the permit is violated, the permittee shall be subject to enforcement action pursuant to chapter 373, F.S.
11. Authorized representatives of the District, upon reasonable notice to the permittee, shall be permitted to enter and inspect the permitted water use to determine compliance with the permit conditions.

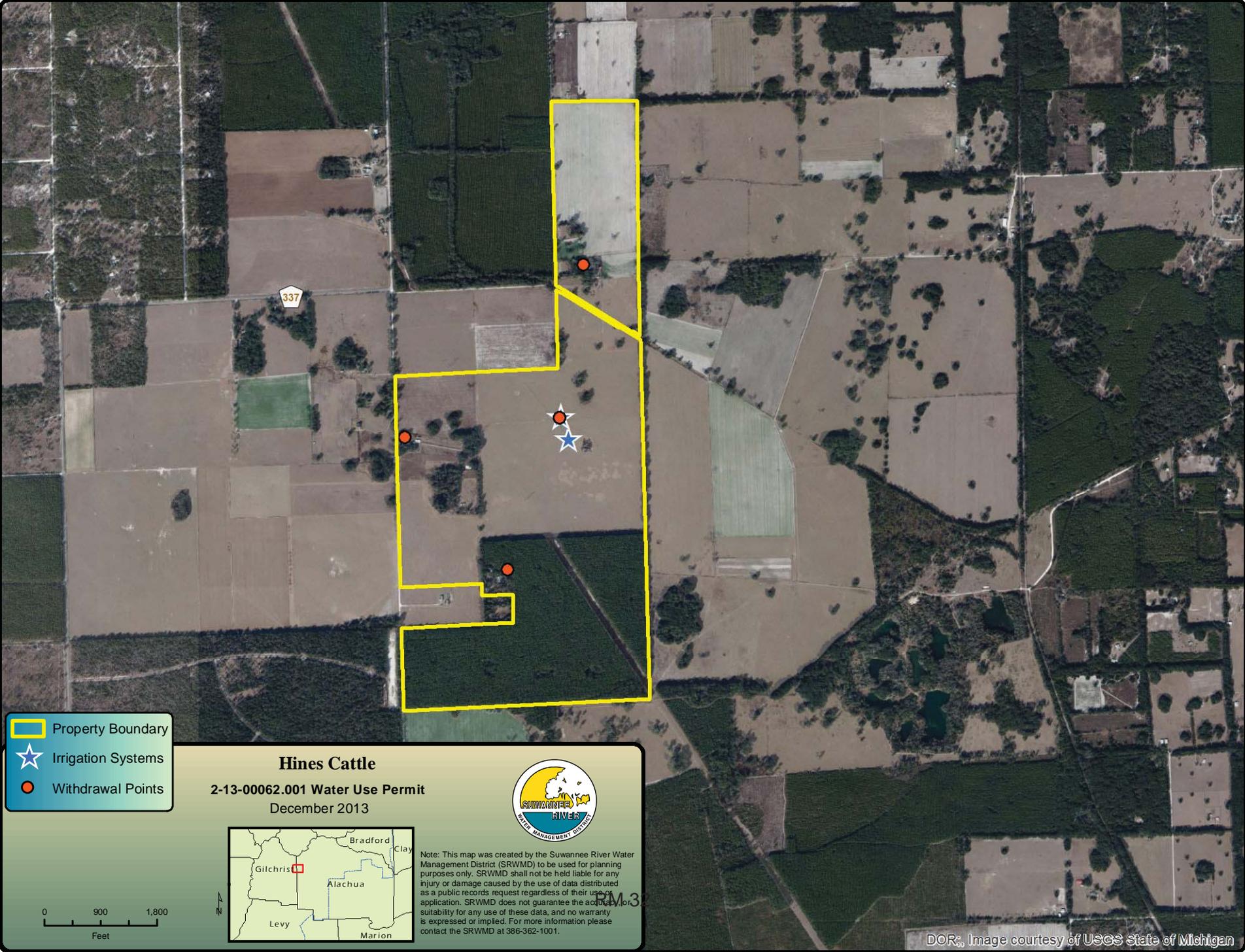
12. This permit does not relieve the permittee from complying with any applicable local government, state, or federal law, rule, or ordinance.
13. This permit does not convey to the permittee any property rights or privileges other than those specified herein.
14. Permittee shall notify the District in writing within 90 days of any sale, conveyance, or other transfer of ownership or control of the real property on which the permitted water use activities are located. All water use permit transfers are subject to the requirements of section 40B-2.301, F.A.C.
15. Permittee must notify the District in writing prior to implementing any changes in the water use that may alter the permit allocations. Such changes include, but are not limited to, change in irrigated acreage, crop type, irrigation system, water treatment method, or entry into one or more large water use agreements. In the event a proposed change will alter the allocation, permittee must first obtain a permit modification.
16. All correspondence sent to the District regarding this permit must include the permit number **2-13-00062.001**.
17. When the District provides a permanent identification tag, the tag shall be prominently displayed at the withdrawal site by permanently affixing such tag to the pump, headgate, valve, or other withdrawal facility. If the permit covers several facilities such as a well field, a tag shall be affixed to each facility. Failure to display a tag as prescribed herein shall constitute a violation of the permit. The permittee shall be allowed ten (10) days after the notice of violation of this section to obtain a replacement tag.
18. The District reserves the right to open this permit, following notice to the permittee, to include a permit condition prohibiting withdrawals for resource protection.

Special Limiting Conditions

19. The Permittee shall implement automated monitoring of groundwater withdrawals, at Permittee's expense, upon commencement of withdrawals. The monitoring and reporting shall include reporting daily volume pumped by each well of inside diameter eight inches or greater at land surface and shall be delivered by 12:00 pm local time the following day via approved telemetry consistent with District data formats. The permittee may opt for a standardized SRWMD automated monitoring system to fulfill this requirement.
20. The Permittee shall implement and/or maintain the conservation practices selected in the Water Conservation Plan submitted to the District. Any new practices selected shall be implemented within one year from the date of permit issuance. Practices that involve scheduling methods or maintenance shall be documented. Documentation for implementation and/or maintenance shall be maintained on all practices and available upon request.
21. The Permittee shall ensure that the irrigation systems will water target areas only under field operations. Irrigation of non-target areas (roads, woods, structures, etc.) is prohibited.
22. The Permittee is authorized to withdraw 0.1931 mgd for supplemental irrigation of a watermelons/ rye rotation, 0.1654 mgd for supplemental irrigation of a corn/ rye rotation, or 0.1573 mgd for supplemental irrigation of a peanuts/ rye rotation.
23. The Permittee's water use shall be consistent with the MFL prevention or recovery strategy developed for any water body from which this permitted water use directly or indirectly withdraws or diverts water, pursuant to subsection 40B-2.301(2)(h), F.A.C.

Attachment A
2-13-00062.001
Hines Cattle Co. LLC

Name	Status	Diameter	Capacity (gpm)	Water Use
Robert Well	Active	10	1000	Irrigation
Jerry's Well	Active	4	20	Livestock
House Well	Active	4	50	Livestock
Margie's Well	Active	4	20	Livestock



-  Property Boundary
-  Irrigation Systems
-  Withdrawal Points

Hines Cattle

2-13-00062.001 Water Use Permit
 December 2013



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MEMORANDUM

TO: Governing Board

FROM: Tim Sagul, P.E., Division Director, Resource Management

DATE: November 29, 2013

RE: Denial without Prejudice of Environmental Resource Permit Application Number ERP12-0131, Green Acres at the Pines, Alachua County

RECOMMENDATION

Staff recommends the Governing Board authorize denial, without prejudice, of Environmental Resource Permit Application Number ERP12-0131, Green Acres at the Pines, Alachua County.

BACKGROUND

The permit application was received on September 19, 2012. A Request for Additional Information (RAI) was mailed to the applicant on October 4, 2012. The deadline for responding to the District's comments was November 5, 2012. An extension to the RAI was issued and the new deadline to respond to the RAI was extended to May 28, 2013. Another extension was issued, extending the deadline to August 25, 2013. On September 26, 2013, a final letter was sent requesting the applicant to respond to the District's comments within 18 days. The deadline for responding to this letter was October 5, 2013. To date, no correspondence has been received by the District. On October 24, 2013, District staff visited the site and there has been no construction. Staff recommends that the permit be denied without prejudice, which will allow for reapplication.

AR/tm



41



Green Acres at the Pines

ERP12-0131

December 2013



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MEMORANDUM

TO: Governing Board

FROM: Tim Sagul, P.E., Division Director, Resource Management

DATE: November 29, 2013

RE: Denial Without Prejudice of Environmental Resource Permit Application Number ERP13-0062, Derek Browning - Ashley Renee Crawford Pond, Bradford County

RECOMMENDATION

Staff recommends the Governing Board authorize denial, without prejudice, of Environmental Resource Permit Application Number ERP13-0062, Derek Browning – Ashley Renee Crawford Pond, Bradford County.

BACKGROUND

The permit application was received on May 20, 2013. A Request for Additional Information (RAI) was mailed to the applicant on June 12, 2013. The deadline for responding to the District's comments was September 5, 2013. On September 23, 2013, a final letter was sent requesting the applicant to respond to the District's comments within 18 days. The deadline for responding to this letter was October 11, 2013. To date, no correspondence has been received by the District. On October 24, 2013, District staff visited the site and there has been no construction. Staff recommends that the permit be denied without prejudice, which will allow for reapplication.

AR/tm

NE 173RD ST



**Derek Browning Pond - Ashley
Renee Crawford**

ERP13-0062

December 2013



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MEMORANDUM

TO: Governing Board

FROM: Tim Sagul, Division Director, Resource Management

DATE: November 29, 2013

RE: Final Order Granting Variance, James Hair District Floodway Project,
District Permit Application Number ERP06-0497M, Columbia County,
Final Order Number 13-0005

RECOMMENDATION

Staff recommends that the Governing Board enter Final Order Number 13-0005 granting variance to subsection 40B-4.3030(13), Florida Administrative Code for James Hair District Floodway Project, Columbia County

BACKGROUND

District staff received the permit application on July 18, 2013. The applicant continued to submit information such as the application fee and a variance request, through October 1, 2013. The variance request was deemed complete on October 1, 2013. The applicant proposes to construct a home within the 75-foot setback. The applicant is requesting a waiver to the 75-foot setback rule per 40B-4.3030(13) Florida Administrative Code due to the lot configuration. Mr. Hair documented an extreme hardship based on existing site conditions.

If the variance is granted, the Executive Director will issue the permit.

AMR/tm

SUWANNEE RIVER WATER MANAGEMENT DISTRICT

IN RE:

James Hair,

Petitioner,

ORDER No. 13-0005

v.

**SUWANNEE RIVER WATER
MANAGEMENT DISTRICT,**

Respondent.

FINAL ORDER GRANTING VARIANCE

The Suwannee River Water Management District (“District”) received a petition on September 27, 2013, from James Hair (“Petitioner”), seeking a variance from Florida Administrative Code (“Fla. Admin. Code”) rule 40B-4.3030(13). Petitioner seeks this variance within a Work of the District in Township 2 South, Range 16 East, Section 07, Columbia County. Parcel Number 07-2S-16-01574-000 and 07-2S-16-01573-000.

PROCEDURE AND ALLEGATIONS

1. Pursuant to Fla. Stat. § 120.542, Petitioner seeks a variance from Fla. Admin. Code rule 40B-4.3030(13) for file number ERP06-0497M. A true copy of the original Petition for Variance is attached to this Order as Exhibit “A”.

2. The District caused a notice to be published in the Florida Administrative Register (“FAR”) on October 9, 2013, informing the public that the District had received a Petition for Variance which provided an opportunity for comment or objection within fourteen

days of the date of publication in the FAR. A true copy of the notice is attached to this Order as Exhibit "B". The District received no comments or objections to the petition.

3. Petitioner's address is 275 NW Stephen Foster Drive, White Springs, FL 32096, and the property affected by this order is described as follows: 275 NW Stephen Foster Drive, White Springs Florida 32096; Lot 1, 2 and 3 of a subdivision of part of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of section 7, township 2 south, range 16 east, Columbia county, Florida, as per plat thereof recorded in official record book 222, page 128 and book 24L, page 102 of the public records of Columbia county, Florida, tax parcel identification number 07-2S-16-01574-000 and 07-2S-16-01573-000.

As to Location Requirements

4. Petitioner seeks to obtain a variance to Fla. Admin. Code 40B-4.3030(13) for construction within the 75 foot setback from the top of the river bank. Petitioner alleges the variance will permit them to build in the only location available to allow them to comply with all the other agency's requirements for protecting the river.

APPLICABLE LAW

5. The variance is requested pursuant to Fla. Stat. § 120.542, which provides that:

Variances and waivers shall be granted when the person subject to the rule demonstrates that the purpose of the underlying statute will be or has been achieved by other means by the person and when application of a rule would create a substantial hardship or would violate principles of fairness. For purposes of this section, "substantial hardship" means a demonstrated economic, technological, legal, or other type of hardship to the person requesting the variance or waiver.

6. Petitioner is required to demonstrate that (1) the application of Fla. Admin. Code rule 40B-4.3030(13) would create a substantial hardship or would violate the principles of fairness.

7. The purpose of Chapter 373 of the Florida Statutes is to prevent harm to the water resources of the state. To achieve this purpose, District is authorized to require permits for the construction of structures within a Work of the District. To obtain a permit under Chapter 373, an applicant must provide reasonable assurance that the construction will not obstruct the free flow of waters of rivers and streams within the District. *See*, Fla. Stat. § 373.086 (Providing for works of the district).

8. Florida Admin. Code rule 40B-4.3030 became effective as District rule on September 25, 1985, and the most recent amendment became effective on October 1, 2013.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

9. Petitioner demonstrated a substantial economic hardship would be created by requiring Petitioner to comply with Fla. Admin. Code 40B-4.3030(13) because the lots are not large enough to allow for construction outside the 75 feet setback within the property; therefore, Petitioner has met the requirements for a variance to Fla. Admin. Code 40B-4.3030(13) under Fla. Stat. § 120.542. Petitioner has demonstrated that the underlying statute could not be achieved by other means.

10. District concludes that the request for variance from Fla. Admin. Code 40B-4.3030(13) should be granted.

IT IS HEREBY ORDERED:

1. The Petition for Variance from Fla. Admin. Code 40B-4.3030(13) is GRANTED with a permanent duration.

2. A copy of this order shall be recorded in the public records of Columbia County.

DONE AND ORDERED this _____ day of _____ 2013.

SUWANNEE RIVER WATER
MANAGEMENT DISTRICT

By: _____
Executive Director

RENDERED on this _____ day of _____ 2013.

Jon Dinges
District Clerk

Copies furnished to:

ERP06-0497M
Lindsey Lander
James Hair
Suzanne Printy, JAPC

October 1, 2013

Suwannee River
Water Management District
9225 CR 49
Live Oak, FL 32060

(a) Petition for variance from Ch 40B-4 and 40B-400, Florida Administrative Code

Subject: James Hair WOD Project, ERP06-0497M, Columbia County

(b) Petitioner: James L. Hair II
275 NW Stephen Foster Dr.
White Springs, FL 32096

(c) Agent: Not Applicable.

(d) The applicable portion of the rule:

The portion of the rule in which the variance is requested is Ch.40B-4.3030(12)(b).

(e) The citation to the statute the rule is implementing:

The citation of the statute the rule is implementing is rule Ch. 40B-4.3030(12)(b)
(No construction, additions or reconstruction shall occur in the front 75 feet of an area immediately adjacent to and including the normally recognized bank of a water).

RECEIVED
SRWMD

SEP 27 2013

ORIGINAL TO FILE ERP06-0497M
COPIES TO _____

Exhibit A

(f) Type of variance requested:

The type of action requested is for a variance from rule Ch. 40B-4.3030(12)(b).

This would allow us to have the area needed to build our home on the property for our living needs, store our RV and allow us to use the existing slab of concrete (that was located on the property when we purchased it) as a porch. No land clearing is required to use the slab of concrete. The house will be constructed above the 100 year flood plain as required by the Suwannee River Water Management District.

(g) Facts that demonstrate hardship:

The lots we have are 110 ft to 122 ft from top of the bank to the right of way on Stephen Foster Drive. The required setback of Columbia County from the road right of way is 30 ft and the required setback of the Suwannee River Water Management District is 75 ft from the top of the bank. This leaves a small area of a maximum of 17 ft and a minimum of 5 ft to build a home. The septic system and the well must be 75 ft apart. The septic system is on the far right of the property and the well is on the far left of the property. The only location to place our home is in the center, which will leave us enough room for parking on the left side. This variance will permit us to build our home in the only location available to allow us to comply with all the other agency's requirements for protecting our river.

RECEIVED
SRWMD

SEP 27 2013

ORIGINAL TO FILE *ERP06-0497m*
COPIES TO

(h) The reason the variance or waiver requested would serve the purpose of the underlying statute:

Building a home in this property within the 75' top of bank set-back is not possible due to the size of the lot, the location of the septic system, the location of the well and Columbia County building set-backs. However, granting the variance or waiver requested would serve the purpose of the underlying statute by not obstructing flows to the river. Also, by building above the 100 year flood plain the requirements of Columbia County Building Department and Suwannee River Water Management District will be satisfied. The house will also be designed and constructed to meet all current building codes. Due to the restraints the property faces, we cannot completely comply with Florida Administrative Code, however with the variance request approved, we can and will meet as much of the rule as possible.

(i) **Permanent waiver/variance requested**

It is our wish that a permanent waiver or variance be granted for the following:

- 1.) Ch. 40B-4.3030(12)(b) (No construction, additions or reconstruction shall occur in the front 75 feet of an area immediately adjacent to and including the normally recognized bank of a water). Thus, a permanent variance is requested to build a home within the 75 ft setback area, above the 100 year flood plain.

RECEIVED
SRWMD

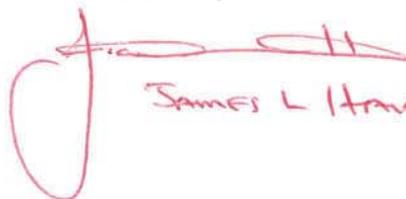
SEP 27 2013

ORIGINAL TO FILE ERP06-0497m
COPIES TO _____

Please take into consideration the above request for variance. Approval of the request would allow for the construction of our future home, build to current building codes and prevent future negative impacts on the flow of the Suwannee River during flood stage.

Thank you for your consideration.

Sincerely,



James L Hanz II

RECEIVED
SRWMD

SEP 27 2013

ORIGINAL TO FILE ERP66-0497m
COPIES TO:

~~recreational harvest and possession of red grouper, black grouper, yellowfin grouper, yellowmouth grouper, rock hind, red hind or scamp shall be from February 1 through March 31, each year.~~

(1)(2)(a) through (b) No change.

(2)(3) In all state waters of the Atlantic Ocean, including all waters of Monroe County, the closed season for the recreational harvest and possession of gag grouper, black grouper, red grouper, yellowfin grouper, yellowmouth grouper, rock hind, red hind, scamp, coney, graysby, and tiger grouper shall be from January 1 through April 30 each year. Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 1-6-09, Amended 8-27-09, 1-19-10, 6-17-11, 3-23-12, 5-9-13, _____.

Section III

Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF FINANCIAL SERVICES

Division of Consumer Services

RULE NOS.:	RULE TITLES:
69J-8.001	Purpose
69J-8.002	Definitions
69J-8.003	Neutral Evaluator Coarse Approval
69J-8.004	Qualification and Certification of Neutral Evaluators
69J-8.005	Maintenance of a List of Neutral Evaluators
69J-8.006	Notice of Program
69J-8.007	Request for Evaluation
69J-8.008	Selection of Neutral Evaluator
69J-8.009	Evaluation Process
69J-8.010	Appointment of Department Employee for Consultation for Policyholder Not Represented by an Attorney
69J-8.011	Neutral Evaluator's Report

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 39, No. 174, September 6, 2013 issue of the Florida Administrative Register.

This notice is to correct the following date that was incorrectly printed in the notice. The proposed rule should have read as follows:

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 20, 2013

**Section IV
Emergency Rules**

NONE

Section V

Petitions and Dispositions Regarding Rule Variance or Waiver

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

RULE NO.: RULE TITLE:

40B-4.3030 Conditions for Issuance of Works of the District Permits

NOTICE IS HEREBY GIVEN that on September 27, 2013, the Suwannee River Water Management District, received a petition for variance from James L. Hair, II, 275 NW Stephen Foster Dr., White Springs, FL 32096, pursuant to Section 120.542, F.S. Petitioner is seeking a variance from paragraph 40B-4.3030(12)(b), F.A.C., as to no construction, additions or reconstruction shall occur in the front 75-feet of an area immediately adjacent to and including the normally recognized bank of a water. Petitioner proposes to construct a residence within the 75-foot set-back due to the size of lot, in Columbia County, in Township 2 South, Range 16 East, Section 07. These rules are intended to set forth criteria for development activities within a Works of the District. The petition has been assigned ERP Number 06-0497M, James Hair District Floodway Project Modification.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Tilda Musgrove, Business Resource Specialist, Suwannee River Water Management District, 9225 CR 49, Live Oak, FL 32060, (386)362-1001 or 1(800)226-1066 in Florida only.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice: on October 7, 2013, the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Universal Studios-Project 722, filed September 10, 2013, and advertised on September 16, 2013 in Vol. 39, No. 180, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.20.4, 2.18.5.1, 8.11.2.1(cc)(1)&(3) ASME A17.1b, 2009 edition, as 2.20.4, 2.18.5.1 and 8.11.2.1.3(cc)(1) & (3) as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires steel ropes of a minimum diameter of 9.5 mm which poses a

MEMORANDUM

TO: Governing Board

FROM: Tim Sagul, P.E., Division Director, Resource Management

DATE: November 29, 2013

RE: Authorization to Extend Contract 09/10-096 with AECOM for Lafayette County Digital Flood Insurance Rate Map (DFIRM) updates

RECOMMENDATION

Staff recommends the Governing Board authorize the Executive Director to extend contract 09/10-096 with AECOM to complete the Lafayette County DFIRM updates for the remaining amount of \$32,570 by February 28, 2015.

BACKGROUND

The Suwannee River Water Management District (District) entered into an agreement with AECOM on July 9, 2010, to provide DFIRM updates in Lafayette County in accordance with the FY 2009 Mapping Activity Statement. The Federal Emergency Management Agency (FEMA) has decided to coordinate this project with the Lower Suwannee Watershed Risk MAP project and has approved a revised schedule that requires the final project tasks extend to February 2015. Therefore, a no-cost time extension is proposed to allow for the revised schedule accepted by FEMA.

FEMA will reimburse the District actual expenses on a monthly basis.

JL/tm

MEMORANDUM

TO: Governing Board
FROM: Kevin Wright, P.E., Ag Team
DATE: November 29, 2013
RE: Approval to Enter Into Contracts for the 5th Round of Florida Department of Environmental Protection (FDEP) Santa Fe River Basin Management Action Plan (BMAP) Agricultural Cost-Share Program

RECOMMENDATION

Staff recommends the Governing Board authorize the Executive Director to enter into contracts for the 5th Round of FDEP Santa Fe River BMAP Agricultural Cost-Share Program with two applicants.

BACKGROUND

At the October 9, 2012, Governing Board meeting, the Governing Board authorized the Executive Director to enter into an agreement with the FDEP for agricultural cost-share activities, not to exceed \$900,000, in FDEP cost share funds. At the March 2013 Governing Board meeting, the Board accepted an additional \$434,750 from DEP, in order for a total of \$900,000 to be used solely within the Santa Fe basin. The activities include irrigation retrofits and fertigation within the designated areas of the BMAP for the Suwannee River and Santa Fe Rivers. During the first four rounds, the District obligated \$434,750 for the Suwannee River basin and \$803,000 for the Santa Fe basin.

The applications for the 5th round were accepted between August 3, 2013 and November 8, 2013. Two applicants are recommended for the 5th Round of FDEP cost-share program. This includes two portable fertigation systems and one stationary system. It is estimated that these projects will eliminate application of approximately 79,000 pounds of nitrogen per year. The total estimated FDEP cost share funds to be dispersed this quarter is \$24,000.

The following is a table of potential savings by basin and cumulative total for the BMAP agricultural cost-share program.

	Santa Fe Basin	Suwannee Basin	Total for BMAP Program
Water Savings	2.65 mgd	1.45 mgd	4.10 mgd
Nitrogen Reduced	998,000 pounds	441,000 pounds	1,439,000 pounds
Obligated Funds	\$827,000	\$434,750	\$1,261,750

Attachment A is a list of the proposed recipients, proposed funding amounts, and types of Best Management Practices (BMPs). All applicants recommended for approval are in the Santa Fe River basin.

KW/tm
Attachment

ATTACHMENT A
BMAP AG COST-SHARE PROGRAM

Owner Name	Estimated DEP Cost-Share	Irrigation Retrofit	Estimated Water Savings Million Gallon Annually	Fertigation Systems	Estimated Nutrient Savings lb/year
Warren McGehee	\$ 6,000	-	-	1	16,000
EWH Ranch, LLC	\$ 18,000	-	-	2	63,000
Total Estimated	\$ 24,000	-	-	3	79,000

MEMORANDUM

TO: Governing Board

FROM: Kevin Wright, P.E., Ag Team

DATE: November 29, 2013

RE: Approval to Enter Into Contracts for the 1st Round District Agricultural Cost-Share Program for FY 13/14

RECOMMENDATION

Staff recommends the Governing Board authorize the Executive Director to enter into contracts for the 1st Round FY13/14 District Agricultural Cost-Share Program with 12 applicants.

BACKGROUND

The Governing Board authorized \$1,500,000 for agricultural water conservation cost-share activities District wide for FY13/14. The activities include irrigation retrofits, water conservation technologies, and water savings pilot projects.

The applications for the 1st Round FY13/14 were accepted between August 6, 2013 and November 8, 2013. Twelve applicants were recommended for the 1st Round FY13/14 of District agricultural cost-share program. This includes 22 center pivot retrofits, which should reduce irrigated pumpage by 352 million gallons of water annually or just under 1.0 million gallons per day.

This funding program also includes:

- One GPS end-gun shut off. GPS end-gun shut offs will allow the grower to better control the end-gun, which should eliminate watering of non-target areas.
- Four upgrades to irrigation controller panels. New controller panels allow for fertigation /chemigation, greater control of irrigation rates, global positioning system (GPS) enabled control for end gun shut off, variable rate irrigation, and remote controlling of equipment.
- One pump upgrade (reduce from high pressure to lower pressure). Many older irrigation pumps were designed to run high pressure traveling guns. This will assist in reducing the pump volume and pressure to enable greater irrigation efficiency.

The total estimated District cost share funds to be dispersed in the 1st Round of FY13/14 is \$186,100. The total grower portion for these items will be \$59,600 or 24% of the equipment cost.

Attachment A is a list of the proposed recipients, proposed funding amounts, and best management practices.

KW/tm
Attachment

ATTACHMENT A
DISTRICT AG COST-SHARE PROGRAM

Owner Name	Estimated District Cost-Share	Irrigation Retrofit	GPS Endgun	New Panel	Pump Upgrade
Rollin Hudson	\$ 7,625	1	-	-	-
Roger Williams	\$ 7,625	1	-	-	-
Don Green	\$ 30,500	4	-	-	-
Sanchez Farms, LLC	\$ 22,875	3	-	-	-
Trevor Bass	\$ 7,625	1	-	-	-
Richard Cone	\$ 15,250	2	-	-	-
Roger Davis	\$ 22,050	2	-	2	-
Edward Roberts	\$ 22,875	3	-	-	-
Warren McGehee	\$ 11,025	1	-	1	-
Hines Cattle Company	\$ 11,625	1	-	-	1
EWH Ranch, LLC	\$ 22,875	3	-	-	-
Erwin Stansel	\$ 4,150	-	1	1	-
Total Estimates	\$ 186,100	22	1	4	1

MEMORANDUM

TO: Governing Board

FROM: Tim Sagul, P.E., Division Director, Resource Management

DATE: November 29, 2013

RE: Permitting Summary Report

Environmental Resource Permitting (ERP) Activities

Permit Review

The following table summarizes the environmental resource permitting activities during the month of October.

October 2013	Received					
ERP	Noticed General	General	Individual	Conceptual	Exemption Requests	Extension Requests
	15	3	2	0	0	1
	Issued					
	Noticed General	General	Individual	Conceptual	Exemptions Granted	Extensions Granted
	10	8	2	0	0	3

Inspections and as-built certification

The following chart shows staff activity on projects that have been permitted from January 1, 2010 to October 31, 2013.

	Issued	Under Construction	Operation & Maintenance*	Construction Inspections	As-built Inspections
Permit Type				October 2013	October 2013
Exempt	208	172	36	1	0
Noticed General	461	311	150	3	0
General	401	223	178	11	3
10-2 Self Certifications	40	28	12	1	0
Individual	66	42	24	3	0
Conceptual	6	6	0	0	0
TOTAL	1182	782	400	19	3
PERCENT		66%	34%		

*O& M includes permits that have expired and were not constructed.

The following Individual Environmental Resource Permits were issued by staff, pursuant to 373.079(4)(a), Florida Statutes.

File Number	Project Name	County	Issue Date
ERP13-0101	SPRING CREEK RESTORATION – ROSEHEAD PARK- PHASE I	TAYLOR	11/5/13
ERP12-0165	I-75 & US 441 INTERCHANGE IMPROVEMENTS	ALACHUA	11/6/13
ERP13-0110	I-10 Drainage Improvements FPI 432641-1-52-01	Columbia	10/2/13

Water Use Permitting and Water Well Construction

The following table summarizes water use and water well permitting activities during the month of October.

October 2013	Received		Issued
Water Use Permits	20		5
Water well permits issued: 161			
Abandoned/destroyed	20	Livestock	0
Agricultural Irrigation	8	Monitor	32
Aquaculture	0	Nursery	0
Climate Control	0	Other	0
Fire Protection	0	Public Supply	2
Garden (Non Commercial)	0	Self-supplied Residential	92
Landscape Irrigation	6	Drainage or injection	0
Commercial or Industrial	1	Test	0

Rulemaking Schedule

40B-1, 40B-2 CUPcon

GB Rule Dev. Auth.	5/29/12
Notice of Rule Dev.	7/20/12
GB Notice of Proposed Rule Auth.	5/16/13
GB Notice of Proposed Rule Auth.	11/12/13
Rule revision crosswalk and SERC worksheet	11/22/13
Send to OFARR	11/30/13
Send to JAPC (tentative)	11/30/13
Mail to DOS (tentative)	12/21/13
Effective Date (tentative)	1/14/14

MEMORANDUM

TO: Governing Board
 FROM: Tim Sagul, P.E., Division Director, Resource Management
 DATE: November 29, 2013
 RE: Enforcement Status Report

Matters Staff is attempting to gain compliance without enforcement action

Respondent	Justin M. Fitzhugh
Enforcement Number / County	CE05-0046 / Columbia
Violation	Non-Functioning Stormwater Management System & Failure to Submit As-Builts
Legal Counsel	Brannon, Brown, Haley & Bullock
Date Sent to Legal	July 1, 2010
Target Date	Ongoing
Legal Fees to date	\$2,111 (approximate)

This violation is for a non-functioning surface water management system and failure to submit as-built certification forms.

Staff inspected site on March 7, 2013. Vegetation cleared, the retention pond is still not in compliance. Staff contacted new owner, Joe Peurrung. **Staff has requested that the current attorney cease work on the enforcement file. In the event that the current owner does not follow through with correcting the violation, staff will have the file reopened.**

Respondent	Richard Oldham
Enforcement Number / County	CE10-0024 / Bradford
Violation	Unpermitted Pond & Deposition of Spoil Material
Legal Counsel	Brannon, Brown, Haley & Bullock, P.A.
Date sent to legal	October 13, 2011
Target Date	Ongoing
Legal Budget / Legal Fees to date	\$5,000 / \$2,473

This violation is for construction of a pond without a permit and deposition of spoil material in a flood area.

Richard Oldham and Diana Nicklas were served with an Administrative Complaint and Order and the time for filing a petition for hearing lapsed.

Counsel filed a Petition for Enforcement in the Circuit Court for Bradford County and had Oldham and Nicklas personally served. **The file was transferred from Brannon, Brown, Haley & Bullock, P.A., to Board Counsel for resolution.**

Respondent	Larry R. Sigers
Enforcement Number / County	CE08-0072 / Columbia
Violation	Unpermitted Dredge & Fill
Legal Counsel	Robinson, Kennon & Kendron, P.A.
Date sent to legal	October 5, 2011
Target Date	March 12, 2012
Legal Budget / Legal Fees to date	\$7,500 / \$7,517.00

A Consent Agreement was entered into with Mr. Sigers as a result of violations of District Rules. The replanting has failed and staff has contacted Mr. Sigers. To date there has been no response from Mr. Sigers. **Staff to follow up with this before the next board meeting.**

Respondent	Cannon Creek Airpark
Enforcement Number / County	CE05-0031/ Columbia
Violation	Unpermitted Construction
Legal Counsel	Tommy Reeves
Date sent to legal	February 2006
Target Date	In Permit Process
Legal Fees to date	\$7,048.50

This enforcement action has been on-going for a number of years. This involves work that was done within the subdivision to alleviate flooding. The work was done without a permit. Columbia County officials are working on a stormwater project that may alleviate the practical need to obtain compliance with the existing District permit, but instead would require that the permit be modified to reflect the system as constructed.

District staff is currently reviewing an ERP application to implement one phase of the County's master stormwater plan that includes the Cannon Creek area, which should address the remaining drainage problems for this project. The District is waiting for Columbia County to respond to the mitigation offer before taking further action on the permit application.

Columbia County responded to the request for additional information. Staff is reviewing the submittal in regards to the proposed wetland mitigation offer.

District staff met with Columbia County on February 28, 2012, to discuss outstanding RAI items and expect to soon receive additional information from the County. Columbia County proposes to "bundle" the wetland mitigation required for this project with mitigation being provided for a Home Depot project. Staff plans to discuss this approach with the District's Governing Board.

A permit for this project was issued on August 6, 2012. Staff is still working with Columbia County on the associated Interlocal Agreement.

Matters the Governing Board has directed staff to take enforcement

Respondent	Charlie Hicks, Jr.
Enforcement Number / County	CE07-0087 / Madison County
Violation	Unpermitted Construction in Floodway
Legal Counsel	Brannon, Brown, Haley & Bullock, P.A
Date sent to legal	October 30, 2008
Target Date	Ongoing
Legal Fees to date	\$21,536.50

The violation consists of construction of a structure in the floodway, without obtaining a Works of the District permit. The case has been before this court several times.

The nonjury trial on damages was conducted on April 3, 2012. The Court entered its Final Judgment awarding the District a total amount of \$31,794.07, which consisted of a \$10,000 penalty, an award of attorneys' fees of \$19,454.50, and legal and investigative costs totaling \$2,339.57. **The file was transferred from Brannon, Brown, Haley & Bullock, P.A., to Board Counsel for resolution.**

Respondent	EI Rancho No Tengo, Inc.
Enforcement Number / County	CE05-0017 / Columbia
Violation	Unpermitted Construction
Legal Counsel	Tommy Reeves
Date sent to legal	January 2006
Target Date	April 30, 2012
Legal Fees to date	\$253,160.50

This enforcement matter has been ongoing since 2006. After multiple court hearings, and in accordance with Court rulings, a Notice of Sheriff's Sale was sent to the parties by certified mail.

The Sheriff's Sale of Defendant's real property pursuant to two writs of execution occurred on May 3, 2011. The Executive Director and Counsel were present at the sale. After an opening bid by Jeffrey Hill of ten dollars, Mr. Still bid \$390,000, which was also the highest bid. Twenty-two minutes prior to the sale, Jeffrey Lance Hill, Sr., filed a chapter 12 case with the U.S. Bankruptcy Court in Jacksonville, Florida. Counsel has since consulted with Lance Cohen, a bankruptcy attorney in Jacksonville, whom the District retained in 2008 when EI Rancho No Tengo, Inc., filed a bankruptcy case. Mr. Cohen is of the opinion that because Mr. Hill filed for bankruptcy prior to the Sheriff's Sale, the District's interest in quieting title would best be served in bankruptcy court. Therefore, Staff has directed Counsel to work with Mr. Cohen again to efficiently and expeditiously secure title to the land in the District.

On March 22, 2012, the Bankruptcy Court granted the District's motion to dismiss the Chapter 12 bankruptcy case filed by Jeffrey Hill. On March 28, 2012, District staff recorded the Sheriff's deed with the Columbia County Clerk's Office.

On May 16, 2012, Mr. Hill filed a Notice of Appeal of the Bankruptcy Court's May 3rd Order. The District's bankruptcy counsel, Lance Cohen, is responding to the appeal. Staff was directed to meet with the newer Board members individually to bring them up to date and after this was done to schedule a meeting with Mr. Hill, Mr. Williams and Mr. Reeves to discuss possible settlement. The parties have met, but a settlement was not reached.

The District's bankruptcy counsel, Lance Cohen, filed an Answer Brief on September 10, 2012, in Jeffrey Hill's appeal of the Bankruptcy Court's dismissal of his Chapter 12 case. The case is now fully briefed and, therefore, either oral argument or a written decision should occur or be issued before the end of the year. A mediation meeting was held July 29 at the Federal Courthouse in Jacksonville. The judge gave an October 15, 2013 deadline for resolution. Mr. Quincey, at the direction of the board, is working with Mr. Hill and will bring back a proposed settlement to the Board. **No settlement was reached at the October 2013 Governing Board meeting. Counsel was directed to pursue a quiet title action.**

Plaintiff	Jeffrey L. Hill, Sr. and Linda P. Hill
Enforcement Number / County	CE11-0045 / Columbia
Violation	NA
Legal Counsel	SRWMD Insurance Legal Counsel
Date sent to legal	August 2011
Target Date	Ongoing
Legal Fees to date	\$9,550

This is not a District enforcement matter, but appears to have been prompted by one. This matter concerns a circuit court complaint recently filed against the District by Jeffrey and Linda

Hill arising out of the District's enforcement litigation against El Rancho No Tengo, Inc. In summary, the Complaint alleges that the District has violated Plaintiffs' personal and property rights, acted with recklessness and malice, taken Plaintiffs' personal and property, forced Mr. Hill into bankruptcy, and caused Plaintiffs psychological and emotional harm. The request for relief includes returning all real and personal property taken, permanently enjoining the District from taking Plaintiffs' property, damages in the amount of \$1,000,000.00, renewal and reinstatement of a writ dated August 4, 1991, and costs and attorney's fees. District Counsel has responded by filing a motion to dismiss, strike and for more definite statement. Counsel is currently researching whether a judgment on the merits may also be available at this stage of the proceeding. In any event, Counsel will soon request a hearing on the District's motion(s).

On October 20, 2011, Plaintiffs served an Amended Complaint to which Counsel responded by serving an Amended Motion to Dismiss and Strike. Counsel also provided a draft Motion to Award [§57.105, F.S.] Attorney's Fees to Plaintiffs on November 17, 2011. Counsel attended a hearing on the District's amended motion to dismiss and strike the amended complaint on December 9, 2011. The Court dismissed three counts of Hills' amended complaint and struck three more, but also gave the Hills 30 days from the date the order is signed to file a second amended complaint.

Counsel drafted and delivered an order to the Hills for review and comment on December 19, 2011. Comments on the draft order are due from the Hills to Counsel on December 22, 2011, at which time Counsel will send a proposed order to Judge Parker. Once a second amended complaint is filed by the Hills, Counsel will prepare an answer with affirmative defenses.

Rather than commenting to Staff Counsel on the District's draft proposed order, Plaintiff's filed their "Objection to Proposed Order," but not before Staff Counsel submitted the District's proposed order to Judge Parker on December 26, 2011. Thereafter, the District's proposed order was entered and Plaintiffs filed a timely motion for rehearing. On January 25, 2012, this case was transferred from Staff Counsel Jennifer Springfield to Staff Counsel Lindsey Lander. In February, this case was transferred to the District's Insurance Claim Services.

A hearing was set for October 5, 2012, regarding the Plaintiffs Motion for Rehearing on the Court's order dismissing and striking the amended complaint and allowing Plaintiffs 30 days leave to file a second amended complaint. Mr. Quincey, at the direction of the Board, is working with Mr. Hill and will bring back a proposed settlement to the Board. **No settlement was reached at the October 2013 Governing Board meeting.**

Respondent	Jeffrey Hill / Haight Ashbury Subdivision
Enforcement Number / County	CE04-0003 / Columbia
Violation	Not Built in Accordance with Permitted Plans
Legal Counsel	Tommy Reeves
Date sent to legal	May 2006
Target Date	Ongoing
Legal Fees to date	\$13,176

This enforcement activity has been ongoing for several years. At the hearing on January 31, 2011, the Court granted the District's motion for summary judgment in this case. The judge's order requires Mr. Hill to comply with the corrective actions specified in the District's final order, imposes a civil penalty, and awards the District its costs and attorney's fees.

Since the Bankruptcy Court's automatic stay is no longer in effect due to the dismissal of Jeffrey Hill's Chapter 12 case (see above discussion under Suwannee River Water Management District v. El Rancho No Tengo, Inc.), Counsel intends to ask the Court to schedule another case management conference, as well as a hearing to determine the civil penalty amount and the amount of the District's costs and attorney's fees, all of which have already been awarded. During the pendency of the bankruptcy proceeding, Staff Counsel drafted an agreement between the District and the County setting forth the County's offer to obtain the necessary legal access and perform the correction action required on the stormwater management system. Thereafter, the District would transfer the permit to the County as the perpetual operation and maintenance entity. In exchange for the County's assistance, and other actions agreed to by the County to help the District resolve two other long-standing ERP violations, the District contemplates donating an approximate 42-acre parcel of land on Alligator Lake that adjoins County-owned property.

Columbia County Attorney, Marlin Feagle, has reviewed the draft interlocal agreement (ILA) and County Manager is still interested in pursuing this approach. Staff from the District and County are editing the agreement and expect to present it to the Governing Board at their August meeting.

The Governing Board approved the ILA, but the Columbia County Commission chose not to pass the agreement. They wish to continue working with the District on a revised agreement. Staff is waiting to hear back from Columbia County staff.

Respondent	Jeffrey Hill / Smithfield Estates-Phase 1
Enforcement Number / County	CE04-0025 / Columbia
Violation	Not Built in Accordance with Permitted Plans
Legal Counsel	Tommy Reeves
Date sent to legal	May 2006
Target Date	June 30, 2012
Legal Fees to date	\$13,176

This enforcement activity has been ongoing for several years. At the hearing on January 31, 2011, the Court granted the District's motion for summary judgment in this case. The judge's order requires Mr. Hill to comply with the corrective actions specified in the District's final order, imposes a civil penalty, and awards the District its costs and attorney's fees.

Since the Bankruptcy Court's automatic stay is no longer in effect due to the dismissal of Jeffrey Hill's Chapter 12 case (see above discussion under Suwannee River Water Management District v. El Rancho No Tengo, Inc.), Counsel intends to ask the Court to schedule another case management conference, as well as a hearing to determine the civil penalty amount and the amount of the District's costs and attorney's fees, all of which have already been awarded.

During the pendency of the bankruptcy proceeding, Staff Counsel drafted an agreement between the District and the County setting forth the County's offer to obtain the necessary legal access and perform the correction action required on the stormwater management system. Thereafter, the District would transfer the permit to the County as the perpetual operation and maintenance entity. In exchange for the County's assistance, and other actions agreed to by the County to help the District resolve two other long-standing ERP violations, the District contemplates donating an approximate 42-acre parcel of land on Alligator Lake that adjoins County-owned property.

Columbia County Attorney, Marlin Feagle, has reviewed the draft interlocal agreement (ILA) and County Manager is still interested in pursuing this approach. **The Governing Board approved the ILA, but the Columbia County Commission chose not to pass the agreement. They wish to continue working with the district on a revised agreement. Staff is waiting to hear back from Columbia County staff.**

MEMORANDUM

TO: Governing Board
FROM: Ann B. Shortelle, Ph.D., Executive Director
DATE: November 28, 2013
RE: Consideration of Resolution 2013-24 to Classify Agricultural Cost-Share, Local Government Cost-Share, and Land Acquisition Fund Balances as Committed Funds

RECOMMENDATION

Staff recommends approval and execution of Resolution 2013-24 to Classify Agricultural Cost-Share, Local Government Cost-Share, and Land Acquisition Fund Balances as Committed Funds pursuant to Governmental Accounting Standards Board Statement No. 54.

BACKGROUND

The Governmental Accounting Standards Board (GASB) issued Statement No. 54, "Fund Balance Reporting and Governmental Fund Type Definitions" to address issues related to how fund balances were being reported by governmental entities. GASB 54 provides for consistent reporting procedures by governmental entities and classifications structures to improve the understanding of constraints placed on fund balances being reported.

There are five fund balance categories in GASB 54 guidelines. The classifications included:

- Nonspendable – funds that are not in spendable form or funds that are legally or contractually required to be maintained.
- Restricted – funds externally restricted or constrained by law.
- Committed – funds that are restricted by the highest level of decision making authority in which the restriction is established by a formal action.
- Assigned – funds that are not designated in nonspendable, restricted, or committed categories but are intended for a specific purpose.
- Unassigned – funds that are not designated in nonspendable, restricted, or committed categories but are available for any purpose.

Approval of Resolution 2013-24 will assign committed fund balance classifications and amounts as follows:

- Agricultural Cost-Share - \$4,500,000: These funds are to assist agricultural producers to implement qualifying projects that increase irrigation efficiency, improve water conservation, or assist with nutrient management technology.

- Local Government Cost-Share - \$4,500,000: These funds are to assist government entities to implement projects that further the District's core mission.
- Land Acquisition - \$1,564,402: These funds are captured through the sale of surplus lands and are to be used to acquire lands with superior water resource value.

The approval of Resolution 2013-24 will supersede Resolution 2012-18 that was approved by the Governing Board in July 2012.

The committed fund balances are reported in the District's Preliminary Budget and Tentative Budget submission reports as stipulated in Sections 373.535 and Section 373.536, Florida Statutes, respectively.

SAM/rl
Attachment

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT
RESOLUTION NO. 2013-24**

**APPROVING ASSIGNMENTS OF FUND BALANCE
FOR AGRICULTURE COST-SHARE, LOCAL GOVERNMENT
COST-SHARE, AND LAND ACQUISITION AS COMMITTED FUNDS**

WHEREAS, Section 373.535, Florida Statutes, requires the water management districts to submit a preliminary budget for the next fiscal year for legislative review; and

WHEREAS, Section 373.536, Florida Statutes, requires the water management districts to submit a tentative budget for the next fiscal year for legislative review; and

WHEREAS, the Governing Board of the Suwannee River Water Management District recognizes that Resolution 2012-18 will be superseded by Resolution 2013-24; and

WHEREAS, the Governing Board of the Suwannee River Water Management District desires to establish committed funds for Agriculture Cost-Share, Local Government Cost-Share, and Land Acquisition; and

WHEREAS, the Suwannee River Water Management District has determined that the classification requires formal action to constrain amounts for specific purposes pursuant to Governmental Accounting Standards Board Statement 54 ; and

WHEREAS, the Governing Board of the Suwannee River Water Management District desires to committed specific fund balance amounts according to Governmental Accounting Standards Board Statement 54.

NOW, THEREFORE, BE IT RESOLVED, the Suwannee River Water Management District does hereby:

- (1) Establish an Agricultural Cost-Share committed classification in the amount of \$4,500,000;
- (2) Establish a Local Government Cost-Share committed classification in the amount of \$4,500,000;
- (3) Establish a Land Acquisition committed classification in the amount of \$1,564,402.

PASSED AND ADOPTED THIS 10TH DAY OF DECEMBER, 2013 A.D.

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT
BY ITS GOVERNING BOARD**

MEMBERS OF THE BOARD:

**DON QUINCEY, CHAIR
ALPHONAS ALEXANDER, VICE CHAIR
RAY CURTIS, SECRETARY/TREASURER
KEVIN W. BROWN
GEORGE M. COLE
GARY JONES
VIRGINIA H. JOHNS
VIRGINIA SANCHEZ
GUY N. WILLIAMS**

ATTEST:

MEMORANDUM

TO: Governing Board
FROM: Ann B. Shortelle, Ph.D., Executive Director
DATE: November 27, 2013
RE: Approval of Fiscal Year 2014-2015 Preliminary Budget

RECOMMENDATION

Staff recommends the Governing Board approve the Preliminary Fiscal Year 2014-2015 Budget of \$22,468,840.

BACKGROUND

Section 373.535, Florida Statutes, requires the water management districts to submit a preliminary budget for the next fiscal year for legislative review by January 15. The preliminary budget must be submitted to the President of the Senate, the Speaker of the House of Representatives, and the chairs of each legislative committee and subcommittee having substantive or fiscal jurisdiction over water management districts.

Staff has coordinated development of the preliminary budget with the Department of Environmental Protection (DEP) and the Governor's Office. DEP has established preliminary budget reporting and formatting requirements for the water management districts. The guidelines used to develop the preliminary budget include:

- Ongoing review of personnel, programs and activities to ensure that the district is meeting its core mission without raising costs to the taxpayers.
- Continue to improve organizational efficiency and effectiveness, and maximize the amount of funds spent on protecting and restoring the State of Florida's water resources.
- Continue to focus on maintaining the most valuable conservation land, coordinating with DEP to pursue acquisition of only valuable conservation lands that benefit Florida's environment, and managing lands in a cost effective manner.
- Create more budget opportunity to invest in conservation and restoration by maintaining lean personnel and administrative structures, reducing unnecessary levels of administration, and maintaining employee benefits closely in line with those of state employees.
- Continue utilization of fund balance to preserve and protect water resources.
- Avoiding new debt.

In developing the preliminary budget, staff focused on an operational expenditure approach that will accomplish core mission strategic priorities. The preliminary budget contains two proposed Full-Time Equivalent (FTEs) positions that were presented at the November Governing Board Workshop which will be project oriented and assist in fulfilling core mission requirements. The preliminary budget also includes use of reserve fund balance for Governing Board priorities. The preliminary fund balance use schedule has been adjusted to reflect the anticipated use of fund balance amounts and fund designation adjustments based on Governmental Accounting Standards Board (GASB) Statement No. 54.

The preliminary budget revenue portfolio maintains the current millage rate of 0.4143, seeks to use state revenue for regulatory programs and statutory responsibilities, use reserves to fund strategic program and project priorities, and minimize the use of district carried-forward revenue.

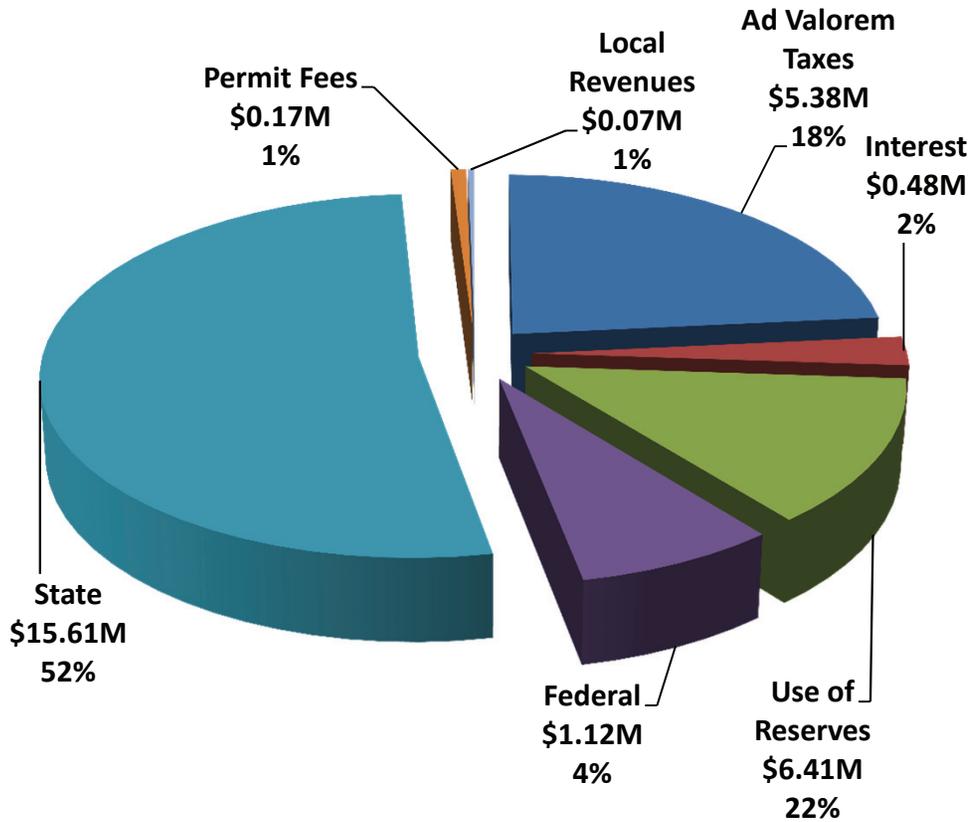
Revenue and expenditure summary charts and the projected utilization of fund balance table follow this memorandum. Staff will review updates from the information presented at the November 12, 2013 Governing Board workshop.

SM/rl
Attachments

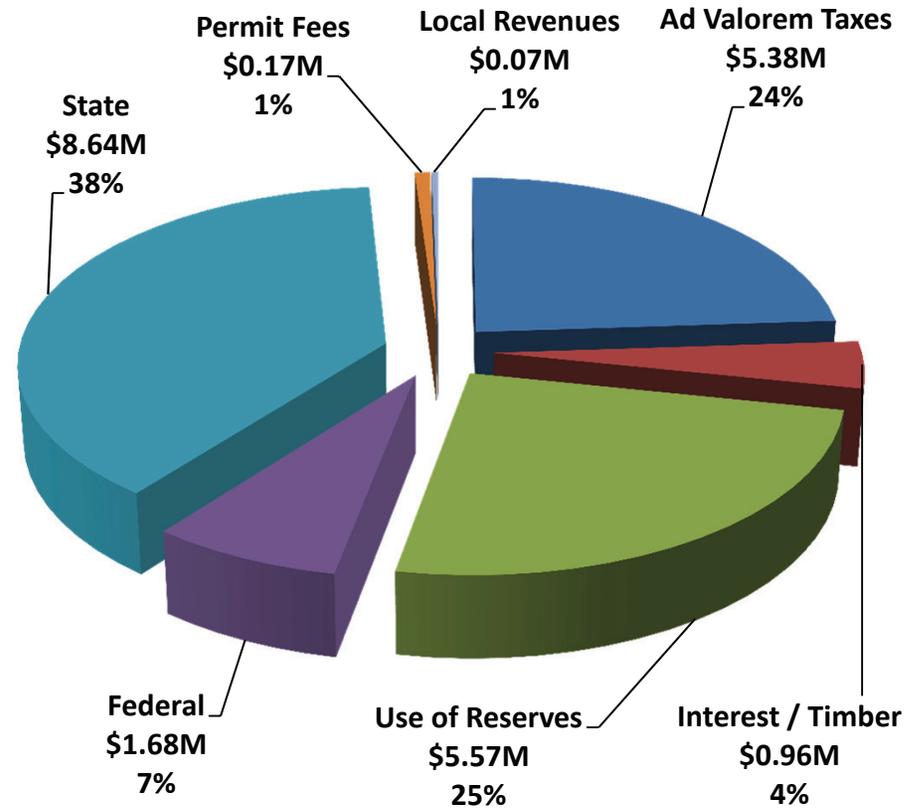
Revenue Budget by Category

(In millions)

**Adopted
FY2013-2014
(\$29.24 Million)**



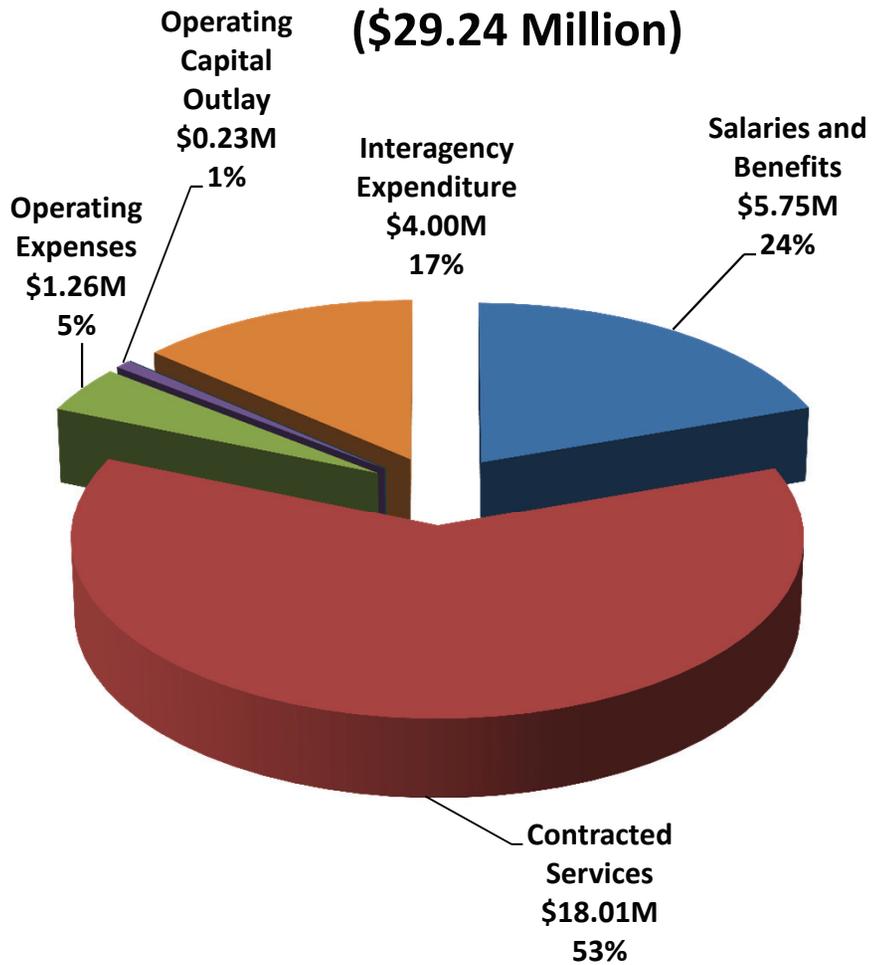
**Preliminary
FY2014-2015
(\$22.47 Million)**



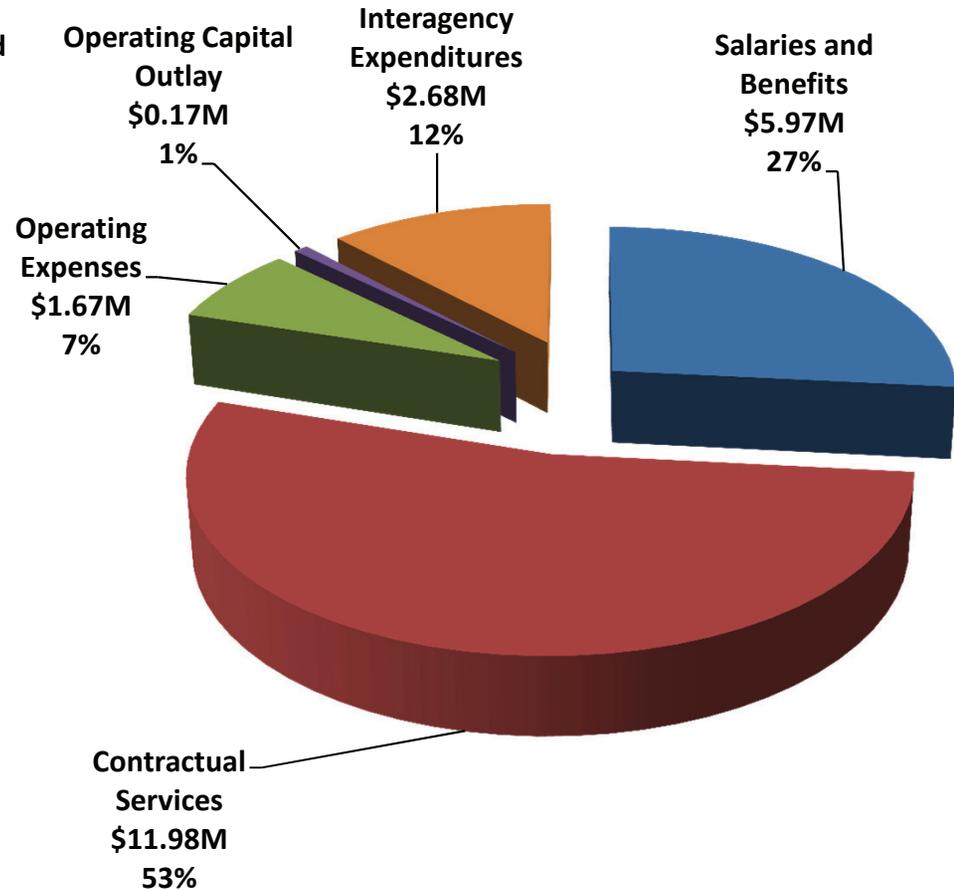
Expenditure Budget by Category

(In millions)

**Adopted
FY2013-14
(\$29.24 Million)**



**Preliminary
FY2014-2015
(\$22.47 Million)**



**SUWANNEE RIVER WATER MANAGEMENT DISTRICT
PROJECTED UTILIZATION OF FUND BALANCE
PRELIMINARY BUDGET - Fiscal Year 2014-2015**

Core Mission	Designations (Description of Restrictions)	Total Projected Designated Amounts at September 30, 2014	Five Year Utilization Schedule					Remaining Balance
			FY 2014-15	FY 2015-16	FY 2016-17	FY 2017-18	FY 2018-19	
NONSPENDABLE								
WS/WQ/FP/NS		0	0	0	0	0	0	0
	NONSPENDABLE SUBTOTAL	0	0	0	0	0	0	0
RESTRICTED								
WS/WQ/FP/NS		0	0	0	0	0	0	0
	RESTRICTED SUBTOTAL	0	0	0	0	0	0	0
COMMITTED								
WS/WQ/FP/NS	Agricultural Cost Share	4,500,000	1,500,000	1,500,000	1,500,000	1,500,000		0
WS/WQ/FP/NS	Local Government Cost Share	4,500,000	1,500,000	1,500,000	1,500,000	1,500,000		0
WS/WQ/FP/NS	Land Acquisition	1,564,402	0	0	0	0	0	1,564,402
	COMMITTED SUBTOTAL	10,564,402	3,000,000	3,000,000	3,000,000	3,000,000	0	1,564,402
ASSIGNED								
WS/WQ/FP/NS	Land Management	1,232,011	732,011	500,000				0
WS/WQ/FP/NS	Research, Data Collection, Analysis and Monitoring	1,459,525	970,078	489,447				0
WS/WQ/FP/NS	Water Resource Development Projects	1,640,000	537,989	1,102,011				0
WS/WQ/FP/NS	Water Supply Planning	600,989	333,000	267,989				0
	ASSIGNED SUBTOTAL	4,932,525	2,573,078	2,359,447	0	0	0	0
UNASSIGNED								
WS/WQ/FP/NS	Economic Stabilization Fund	2,054,000	0	0	0	0	0	2,054,000
WS/WQ/FP/NS	Available for Future Year Utilization	0	0	0	0	0	0	0
	UNASSIGNED SUBTOTAL	2,054,000	0	0	0	0	0	2,054,000
Total		17,550,927	5,573,078	5,359,447	3,000,000	0	0	3,618,402
Remaining Fund Balance at Fiscal Year End		11,977,849	6,618,402	3,618,402	3,618,402	3,618,402	3,618,402	0
COMMENTS/NOTES								

WS = Water Supply; WQ = Water Quality; FP = Flood Protection; NS = Natural Systems

MEMORANDUM

TO: Governing Board
FROM: Ann B. Shortelle, Ph.D., Executive Director
DATE: November 28, 2013
RE: Agreement for Transmittal of Electric Consumption Data with Clay Electric Cooperative, Inc.

RECOMMENDATION

Staff recommends the Governing Board authorize the Chair to execute the Agreement for Transmittal of Electric Consumption Data with Clay Electric Cooperative, Inc.

BACKGROUND

The Agreement establishes a framework for the Electric Cooperative to electronically transmit electric consumption data to the District as account holders request that the Electric Cooperative share such data with the District. Use of electrical consumption data to estimate water use is the least cost alternative for water users and the District. Water use estimates will be used for planning and calibration of models. Water use estimates are not appropriate for and will not be used for enforcement of water use permit conditions.

The Agreement is structured to be cost-neutral for the Electric Cooperative. The District is agreeing to reimburse the Electric Cooperative to establish a database (cost to be approved by District in writing), to verify and add account holders to the database (\$10 per addition), and to transmit data for each account holder on a monthly basis (limited to a reasonable fee for actual staff time and expenses).

A copy of the draft agreement is attached.

JMD/rl
Attachment

AGREEMENT FOR TRANSMITTAL OF ELECTRIC CONSUMPTION DATA

This Agreement for the Transmittal of Electric Consumption Data (the "Agreement") is made and entered into as of the last date executed by the parties by and between the SUWANNEE RIVER WATER MANAGEMENT DISTRICT, a Florida water management district created pursuant to Section 373.069, Florida Statutes whose address is 9225 CR 49, Live Oak, FL 32060, (hereinafter the "DISTRICT") and Clay Electric Cooperative, Inc. whose address is P.O. Box 308 (hereinafter the "ELECTRIC UTILITY"). Keystone Heights, FL 32656-0308

RECITALS

WHEREAS, the DISTRICT is a government agency charged with regulating and permitting the consumptive use of water within its region; and,

WHEREAS, the DISTRICT is presently requiring its permittees to collect, record and transmit to the DISTRICT data concerning the amount of water used by such permittees; and,

WHEREAS, the collecting, recording and transmitting of such data can be expensive and time consuming for the permittees; and,

WHEREAS, in some instances, the permittees can avoid the expense and time to collect, record and transmit such data by providing the DISTRICT with the electric consumption data for the meters on the permittees' water pumps, from which the DISTRICT can estimate the amount of water used; and,

WHEREAS, the ELECTRIC UTILITY is an electric utility or rural electric cooperative who is in the business of selling electricity to its customers or members; and,

WHEREAS, some of the DISTRICT's permittees are also customers or members of the ELECTRIC UTILITY; and,

WHEREAS, as part of the ELECTRIC UTILITY's normal operations, the ELECTRIC UTILITY collects electric consumption data for each of the meters assigned to each of its accounts; and,

WHEREAS, the ELECTRIC UTILITY can transmit such data directly to the DISTRICT at a reasonable cost; and,

WHEREAS, in an effort to assist the ELECTRIC UTILITY's customers or members and the DISTRICT's permittees, and upon their direction, the ELECTRIC UTILITY and the DISTRICT wish to cooperate and enter into an agreement for the transmission of such data in the most cost effective and efficient manner possible; and,

WHEREAS, the parties have reached an agreement between them concerning the matters set out herein and wish to commit such agreement to writing and thereby make an enforceable contract between them.

NOW THEREFORE, in consideration of One Dollar and 00/100 (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties agree as follows:

1. **RECITALS**. The above recitals are true and correct and incorporated herein by reference.
2. **DEFINITIONS**. As used herein, the following terms shall have the following meanings unless the context clearly requires otherwise.

ACCOUNT(S) shall mean an account or accounts with the ELECTRIC UTILITY through which an ACCOUNT HOLDER(S) purchases electrical energy from the ELECTRIC UTILITY.

ACCOUNT HOLDER(S) shall mean the customer, customers, member or members of the ELECTRIC UTILITY who have ACCOUNT(S) with the ELECTRIC UTILITY to purchase electrical energy.

AGREEMENT shall mean this "Agreement for the Transmittal of Electric Consumption Data."

AUTHORIZATION shall mean an authorization from ACCOUNT HOLDER(S) to the ELECTRIC UTILITY to transmit DATA concerning certain of its ACCOUNT(S) to the DISTRICT. To be valid, an AUTHORIZATION shall be in substantially the form attached hereto as Exhibit "A".

DATA shall mean electrical consumption data for the ACCOUNT(S) and meters as designated by the ACCOUNT HOLDER(S) in the AUTHORIZATION. DATA shall include the account number, meter number, date and time period energy use started, date and time period energy use ended, the amount of energy usage for period of time. The DATA shall be limited to the energy usage provided in the ACCOUNT HOLDER's monthly electric bills.

DATABASE shall mean the group of ACCOUNT(S) for all ACCOUNT HOLDER(S) for which the ELECTRIC UTILITY provides DATA to the DISTRICT.

DISTRICT shall mean the SUWANNEE RIVER WATER MANAGEMENT DISTRICT, a Florida water management district created pursuant to Section 373.069, Florida Statutes whose address is 9225 CR 49, Live Oak, FL 32060.

ELECTRIC UTILITY shall mean the electrical utility or rural electric cooperative listed above which provides electrical energy to the ACCOUNT HOLDER(S) through the ACCOUNT(S).

3. **INITIAL SET UP FOR TRANSMISSION OF DATA.** Immediately after the execution of this AGREEMENT, the ELECTRIC UTILITY shall arrange for whatever computer programming and/or the purchase of software which is necessary so that the DATABASE may be created and the DATA, for the ACCOUNT(S) in the DATABASE may be transmitted to the DISTRICT as provided herein.
4. **ADDING OF ACCOUNTS TO THE DATABASE.** To add ACCOUNT(S) to the DATABASE, the ACCOUNT HOLDER(S) or the DISTRICT shall deliver to the ELECTRIC UTILITY an executed AUTHORIZATION. Upon receipt and verification of such AUTHORIZATION, the ELECTRIC UTILITY shall add the ACCOUNT(S) set out therein to the DATABASE.
5. **VERIFICATION OF AN AUTHORIZATION.** Upon receipt of an AUTHORIZATION, the ELECTRIC UTILITY shall verify that such AUTHORIZATION was executed by the ACCOUNT HOLDER(S) for the ACCOUNT(S) listed therein, by whatever means it deems appropriate including but not limited to contacting the ACCOUNT HOLDER(S). The parties agree that a reasonable amount of time to complete such verification shall not exceed 30 days. Once the ELECTRIC UTILITY has verified that such AUTHORIZATION is genuine, the ELECTRIC UTILITY shall add the ACCOUNT(S) set out in the AUTHORIZATION to the DATABASE.
6. **TRANSMISSION OF DATA FOR THE ACCOUNT(S) IN THE DATABASE.** Every month, no later than 10 days after the end of the month the ELECTRIC UTILITY shall transmit the DATA for every ACCOUNT in the DATABASE. The DATA shall be transmitted to the DISTRICT in an electronic format as agreed by the DISTRICT and the ELECTRIC UTILITY.
7. **COSTS TO BE PAID BY THE DISTRICT.** As reimbursement of costs, the DISTRICT shall pay to the ELECTRIC UTILITY the following:
 - 7.1 All of the costs of the initial set up of the DATABASE and method of transmission of the DATA, provided that such costs are approved by the DISTRICT in writing and in advance.
 - 7.2 A one-time fee of \$10.00, per AUTHORIZATION, to cover the costs of verification of the AUTHORIZATION and employee time in adding the ACCOUNT(S) set out in the AUTHORIZATION to the DATABASE.
 - 7.3 A one-time fee of \$10.00, per AUTHORIZATION, for past DATA, if such past DATA is requested by the DISTRICT, to cover the costs of employee time in compiling such past DATA.

7.4 A reasonable fee not to exceed the ELECTRIC UTILITY's actual staff time and expenses, as agreed upon by the ELECTRIC UTILITY and the DISTRICT, will be paid to the ELECTRIC SERVICE PROVIDER each month for the transmission of the DATA to the DISTRICT.

8. **WAIVER OF CLAIMS AGAINST THE ELECTRIC UTILITY.** The DISTRICT understands that the DATA is being collected by the ELECTRIC UTILITY for the ELECTRIC UTILITY's own purposes and not pursuant to any contract or agreement with the DISTRICT and that the ELECTRIC UTILITY is providing the DATA to the DISTRICT at no charge, other than the reimbursement of costs. Therefore the ELECTRIC UTILITY does not warrant the accuracy of the DATA and the DISTRICT forever waives any and all claim against the ELECTRIC UTILITY based upon the ELECTRIC UTILITY's negligence or alleged negligence in collecting, compiling, recording, providing or failing to provide the DATA.
9. **TERM.** The term of this AGREEMENT is for a period of time from the EFFECTIVE DATE of this AGREEMENT through the next successive September 30. Unless terminated earlier as provided herein, thirty (30) days prior to the last day of its term, this AGREEMENT shall be renewed on the same terms and conditions as set out herein, for an additional and successive one (1) year term, from October 1 until September 30. This AGREEMENT shall be likewise renewed each and every year thereafter, unless and until terminated as set out herein.
10. **TERMINATION OF THIS AGREEMENT.** Either party may, in its sole discretion, for any or no reason, terminate this AGREEMENT upon thirty (30) days written notice to the other party. The DISTRICT will reimburse ELECTRIC UTILITY for its costs, as otherwise set out herein, incurred by the ELECTRIC UTILITY up to the date of termination.
11. **ASSIGNMENT.** Neither party may assign any of its rights under this AGREEMENT voluntarily or involuntarily, whether by merger, consolidation, dissolution, operation of law or any other manner without the prior written consent of the other party. In the event of any purported assignment of rights in violation of this section, the parties agree that this AGREEMENT shall be deemed automatically terminated.
12. **LIABILITY.** Nothing in the AGREEMENT is intended or is to be construed as a waiver of either party's sovereign immunity or an expansion of liability beyond the limits established as provided under Section 768.28, Florida Statutes, or as otherwise provided by law.
13. **AGREEMENT NOT TO BE RECORDED.** This AGREEMENT shall not be recorded in the public records of any county.

14. **NOTICES.** Any and all notices, requests or other communications hereunder will be deemed to have been duly given if in writing and if transmitted by hand delivery with receipt therefore, or by registered mail posted prior to the expiration date for such notice, return receipt requested and first class postage prepaid as follows:

To the ELECTRICAL

SERVICE PROVIDER: Clay Electric Cooperative, Inc.
c/o CEO and General Manager
P.O. Box 308
Keystone Heights, FL 32656-0308

To the DISTRICT: Suwannee River Water
Management District
c/o Executive Director
9225 CR 49
Live Oak, FL 32060

15. **GOVERNING LAW, JURISDICTION, VENUE AND WAIVER OF JURY TRIAL.** This AGREEMENT will be governed, construed and enforced in accordance with the laws of the State of Florida. The exclusive jurisdiction and venue for all legal actions arising out of, enforcing, construing and relating to this AGREEMENT shall be the Circuit Court or County Court in and for Suwannee County, Florida. The parties forever waive the right to a trial by jury for all legal actions arising out of, enforcing, construing and relating to this AGREEMENT and agree to have any such actions decided by a judge alone without a jury.
16. **AMENDMENT, REVOCATION OR ABANDONMENT OF THIS AGREEMENT.** No portion of this AGREEMENT may be amended, revoked, or abandoned except through a written agreement executed by the parties with the same formalities as this AGREEMENT.
17. **ENTIRE AGREEMENT OF THE PARTIES.** This AGREEMENT contains the entire agreement between the parties and supercedes all prior contracts, agreements or understandings between the parties. Each party represents and warrants to the other that no contract, agreement or representation on any matter exists between the parties except as expressly set out herein.
18. **NO THIRD PARTY RIGHTS.** The provisions of this AGREEMENT are for the sole and exclusive benefit of the parties hereto, and no provision of this AGREEMENT will be deemed for the benefit of any person or entity other than the DISTRICT and the ELECTRIC UTILITY.

DONE and EXECUTED by the DISTRICT this _____ day of _____,
2013.

GOVERNING BOARD OF THE SUWANNEE
RIVER WATER MANAGEMENT DISTRICT

By: _____
Don Quincey, Jr.
Chair

(OFFICIAL SEAL)

ATTEST: _____
Ray Curtis
Secretary Treasurer

APPROVED AS TO FORM AND LEGALITY:

Legal Counsel

DONE and EXECUTED by the ELECTRIC UTILITY this 21st day of November, 2013.

Witnesses:

[Signature]
[Signature]

Clay Electric Cooperative, Inc.

By: [Signature]
President
As its authorized representative

~~ATTEST:~~ _____

~~Secretary~~ _____

EXHIBIT “A”

AUTHORIZATION FOR TRANSMITTAL OF ELECTRIC CONSUMPTION DATA

This AUTHORIZATION FOR TRANSMITTAL OF ELECTRIC CONSUMPTION DATA (hereinafter this "AUTHORIZATION") is being made by the following persons:

- 1. _____
- 2. _____
- 3. _____

(hereinafter the "ACCOUNT HOLDER(S)")

The ACCOUNT HOLDER(S) are customer(s) or member(s), purchasing electrical energy from the below named electrical utility or rural electrical cooperative:

(hereinafter the "ELECTRIC UTILITY")

The ACCOUNT HOLDER(S) have the following accounts, which are used to provide electrical energy to pump water or operate irrigation or other agricultural water supply devices as authorized in a DISTRICT consumptive use permit, with the following meter numbers, with the ELECTRIC UTILITY:

<u>Account Number</u>	<u>Meter Number</u>
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

Additional accounts can be added on the sheet at the end of the Attachments. Accounts and meters not associated with a DISTRICT consumptive use permit should not be listed.

(hereinafter the "ACCOUNT(S)")

The ACCOUNT HOLDER(S) hereby authorize and direct the ELECTRIC UTILITY to provide the ACCOUNT HOLDER(S)' electric consumption data (hereinafter the "DATA") for the ACCOUNT(S), to the Suwannee River Water Management District, a Florida water management district created pursuant to Section 373.069, Florida Statutes whose address is 9225 CR 49, Live Oak, Florida 32060 (hereinafter the "DISTRICT") as follows:

1. DATA will include, for the ACCOUNT(S), account number, meter number, date and time period energy use started, date and time period energy use ended, the amount of energy usage for period of time. The ELECTRIC UTILITY shall provide DATA for the month as shown on monthly electric bills to ACCOUNT HOLDERS.
2. The DATA will be provided for all monthly billing periods starting with the monthly billing period during which the date of this AUTHORIZATION falls and all monthly billing periods thereafter unless and until written instructions are delivered to the ELECTRIC UTILITY from the ACCOUNT HOLDER(S), to cease providing the DATA.
3. Upon separate request of the DISTRICT, the ELECTRIC UTILITY will provide the DISTRICT with DATA for the ACCOUNT(S) for all monthly billing periods between March 24, 2013 and the first monthly billing period for which the DATA is otherwise provided herein.
4. The DATA will be provided to the DISTRICT in whatever format (electronic, paper or otherwise) as may be agreed between the ELECTRIC UTILITY and the DISTRICT without further input from the ACCOUNT HOLDER(S).
5. The ACCOUNT HOLDER(S) will not pay any charges for the release or transmittal of the DATA.

The ACCOUNT HOLDER(S) understand that ordinarily they have certain rights to confidentiality with regard to the DATA and that they are waiving such rights by executing this AUTHORIZATION. The ACCOUNT HOLDER(S) understand that the DISTRICT is a public entity governed by Florida's broad public records laws and that once the DATA is provided to the DISTRICT, the DATA will be a public record and that the public will have the right to freely view the DATA.

The ACCOUNT HOLDER(S) have not received or relied upon any advice from the ELECTRIC UTILITY concerning whether to execute this AUTHORIZATION. The ACCOUNT HOLDER(S) understand that their electrical service with the ELECTRIC UTILITY will not be affected by their execution of, or refusal to execute, this AUTHORIZATION.

Release of All Claims Against the ELECTRIC UTILITY

KNOW ALL PEOPLE BY THESE PRESENTS: That the ACCOUNT HOLDER(S) (which, for the purposes of this release, includes their heirs, personal representatives, successors and assigns) for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, do hereby release, acquit and forever discharge the ELECTRIC UTILITY (which, for the purposes of this release includes its members, shareholders, officers, agents,

attorneys, employees, heirs, personal representatives, successors and assigns), of and from any and all claims, actions, causes of actions, suits, demands, rights, damages, costs, expenses and compensations whatsoever which the ACCOUNT HOLDER(S) now have or which may hereafter accrue in the future concerning or related to the matters set out in this AUTHORIZATION. This release is intended to be construed broadly and in favor of inclusion of all known and unknown claims arising out of or related to any act, alleged act, omission and/or alleged omission of the ELECTRIC UTILITY arising out of or related to this AUTHORIZATION, including, without limitation, (1) the accuracy of the DATA, (2) the negligent failure of the ELECTRIC UTILITY to release the information as directed in this AUTHORIZATION, (3) the negligent release of information concerning the ACCOUNT HOLDER(S) not directed in this AUTHORIZATION and (4) the negligent failure to cease releasing information after receiving written direction from the ACCOUNT HOLDER(S) to do so. This release shall also be deemed to release the ELECTRIC UTILITY from any liability for whatever the DISTRICT or others may do with the DATA.

DONE AND EXECUTED by the following ACCOUNT HOLDER(S) on the date(s) set out below.

Account Holder Name (Print)

Account Holder Signature

Date: _____

Account Holder Name (Print)

Account Holder Signature

Date: _____

Account Holder Name (Print)

Account Holder Signature

Date: _____

MEMORANDUM

TO: Governing Board

FROM: Carlos Herd, P.G., Division Director, Water Supply

THRU: Ann B. Shortelle, Ph.D., Executive Director

DATE: October 25, 2013

RE: North Florida Regional Water Supply Partnership Stakeholder Advisory Committee Update

November 18, 2013, Stakeholder Advisory Committee (SAC) Meeting:

Prior to the SAC meeting the Florida Department of Environmental Protection (Department) held a rule development workshop for the Lower Santa Fe and Ichetucknee Rivers and Associated Priority Springs minimum flows and levels (MFLs). During the workshop the public and SAC heard presentations on the revised MFL and proposed recovery strategies. John Good presented the revised MFL, Carlos Herd presented the non-regulatory recovery strategies, and Janet Llewellyn with the Department presented the proposed regulatory recovery strategies.

Immediately following the Rule Development Workshop, the SAC had the opportunity to discuss the information discussed during the workshop and the SACs path forward concerning input to the MFL rule development process. Attached are copies of the meeting agenda and SAC rating of the meeting and facilitators.

This summary is intended as an update to the technical information presented to the SAC as it relates to the joint regional water supply planning process between the St. Johns River and Suwannee River Water Management Districts.

Thank you for your attention to this summary of current activities. Please feel free to contact staff prior to the Governing Board meeting if you would like further information.

Attachments
/ch

**NORTH FLORIDA REGIONAL WATER SUPPLY PARTNERSHIP
STAKEHOLDER ADVISORY COMMITTEE**

Florida Gateway College—Wilson S. Rivers Library and Media Center
149 SE College Place; Building 200; Room 102—Lake City, Florida 32025

MEETING XV—MONDAY, NOVEMBER 18, 2013—1:00-5:00 P.M.

COMMITTEE MEETING OBJECTIVES

- ✓ To Approve Procedural Topics (Agenda, Report, SAC Workplan and Meeting Schedule, and Matrix of SAC Information Briefings)
- ✓ To Provide Feedback Regarding Lower Santa Fe & Ichetucknee Rivers MFL Prevention & Recovery Strategies
- ✓ To Identify Needed Next Steps, Assignments, and Agenda Items for Next Meeting

MEETING AGENDA—MONDAY, NOVEMBER 18, 2013

Meeting Will Start At Conclusion of Rule Development Workshop—All Agenda Times—including Public Comment and Adjournment—Are Approximate & Subject to Change

1.)	~ 3:00 PM	WELCOME AND INTRODUCTIONS <ul style="list-style-type: none"> • Member roll call
2.)		REVIEW AND APPROVAL OF MEETING AGENDA (OCTOBER 21, 2013)
3.)		APPROVAL OF FACILITATOR’S MEETING SUMMARY REPORT (SEPT. 23, 2013)
4.)		REVIEW & APPROVAL OF UPDATED COMMITTEE WORKPLAN AND MEETING SCHEDULE; AND REVIEW LIST OF SAC INFORMATION AND BRIEFINGS <ul style="list-style-type: none"> • Review and approval of updated <i>Workplan</i> and Meeting Schedule; and Key Topics for SAC evaluation
5.)		LOWER SANTA FE AND ICHETUCKNEE RIVERS AND PRIORITY SPRINGS MFLS PREVENTION AND RECOVERY STRATEGIES UPDATE AND DISCUSSION (RWSP TASK #5) <ul style="list-style-type: none"> • Updates • Rule Development Schedule & Plan; and Rule Development Graphic • SAC Discussion and Feedback (e.g., P&R Strategies)
6.)		MEMBERS’ COMMENTS AND ISSUES <ul style="list-style-type: none"> • Opportunity for Members’ Comments and Issues
7.)		NEXT STEPS AND AGENDA ITEMS FOR THE NEXT MEETING (DEC. 16, 2013) <ul style="list-style-type: none"> • Review action items and assignments • Identify and prioritize agenda items for next meeting • Identify any needed information and/or background documents
8.)		PUBLIC COMMENT <ul style="list-style-type: none"> • Public comment is provided as an opportunity for the public to provide comments on the development of the RWSP to the Committee. Written comments are encouraged.
9.)	~ 5:00 PM	ADJOURN



**NORTH FLORIDA REGIONAL WATER SUPPLY PARTNERSHIP
STAKEHOLDER ADVISORY COMMITTEE**

APPROVED MEETING SCHEDULE—2013

#	DATE	TIME	LOCATION
XV.	Monday, November 18, 2013	1:00 PM	Lake City/Florida Gateway College
XVI.	Monday, December 16, 2013	1:00 PM	Lake City/Florida Gateway College
APPROVED MEETING SCHEDULE—2014			
XVII.	Monday, January 27, 2014	1:00 PM	Lake City/Florida Gateway College
XVIII.	Monday, February 24, 2014	1:00 PM	Lake City/Florida Gateway College
XIX.	Monday, March 17, 2014	1:00 PM	Lake City/Florida Gateway College
XX.	Monday, April 21, 2014	1:00 PM	Lake City/Florida Gateway College
XXI.	Monday, May 19, 2014	1:00 PM	Lake City/Florida Gateway College
XXII.	Monday, June 16, 2014	1:00 PM	Lake City/Florida Gateway College

PAST MEETINGS: I: June 25, 2012; II: August 28, 2012; III: September 24, 2012; IV: October 29, 2012; V: December 12, 2012; VI: January 23, 2013; VII: February 18, 2013; VIII: March 18, 2013; IX: April 22, 2013; X: May 20, 2013; XI: June 15, 2013; XII: July 15, 2013; XIII: August 19, 2013; XIV: September 23, 2013; and October 21, 2013 Cancelled.

PROJECT WEBPAGE (URL): <http://northfloridawater.com/>

PROJECT FACILITATION: The meetings are facilitated by Jeff Blair and Bob Jones from the FCRC Consensus Center at Florida State University. Information at: <http://consensus.fsu.edu/>



**NORTH FLORIDA REGIONAL WATER SUPPLY PARTNERSHIP
STAKEHOLDER ADVISORY COMMITTEE
NOVEMBER 18, 2013—LAKE CITY, FLORIDA
MEETING EVALUATION RESULTS FOR INCLUSION IN FACILITATOR'S REPORT**

1. Please assess the overall meeting.

- 6.7 The background information was very useful.
- 6.3 The agenda packet was very useful.
- 7.1 The objectives for the meeting were stated at the outset.
- 7.1 Overall, the objectives of the meeting were fully achieved.

2. Do you agree that each of the following meeting objectives was achieved?

- 9.1 Updated *SAC Workplan* review and approval.
- 8.0 Lower Santa Fe & Ichetucknee rivers and associated springs MFLs P&R strategies Discussion.
- 9.3 Members' comments and issues.
- 8.7 Review of next steps and agenda items for next meeting.
- 9.4 Public Comment.

3. Please tell us how well the Facilitator helped the participants engage in the meeting.

- 9.4 The members followed the direction of the Facilitator.
- 9.6 The Facilitator made sure the concerns of all members were heard.
- 8.6 The Facilitator helped us arrange our time well.
- 9.3 Participant input was documented accurately in Facilitator's Summary Report (last meeting).

4. Please tell us your level of satisfaction with the meeting?

- 8.3 Overall, I am very satisfied with the meeting.
- 8.9 I was very satisfied with the services provided by the Facilitator.
- 8.1 I am satisfied with the outcome of the meeting.

5. Please tell us how well the next steps were communicated?

- 8.9 I know what the next steps following this meeting will be.
- 9.4 I know who is responsible for the next steps.

6. What did you like best about the meeting?

- On background information: The CSFR Recovery Strategy was way too late for our review.
- Lively discussion with plenty of action.
- Good discussion.
- Productive discussion.

7. How could the meeting have been improved?

- Dr. Welsh and Dr. Harper attending.
- I hate receiving documents at the meeting.

8. Do you have any other comments?

- Simplify agenda packets.
- Too much confusion. SAC needs to understand (be explained to) procedures and process.

**NORTH FLORIDA REGIONAL WATER SUPPLY PARTNERSHIP
STAKEHOLDER ADVISORY COMMITTEE**

EVALUATION SUMMARY REPORT—FACILITATION, MEETING SATISFACTION, MEETING OBJECTIVES

RANKING SCALE CRITERIA									
10	9	8	7	6	5	4	3	2	1
Excellent Superior	Very Good	Good	Acceptable	Fair	Average	Mediocre Sub-Par	Poor	Very Poor	Extremely Poor

NFRWSP SAC FACILITATION EVALUATION RESULTS SUMMARY—JUNE 2012-AUGUST 2013													
EVALUATION QUESTIONS	JUNE 2012	AUG. 2013	SEPT. 2012	OCT. 2012	DEC. 2012	JAN. 2013	FEB. 2013	MAR. 2013	APR. 2013	MAY 2013	JUNE 2013	JULY 2013	AUG. 2013
The members followed the direction of the Facilitator.	9.0	9.3	8.8	9.1	9.4	9.2	9.2	9.3	9.3	9.8	9.3	9.5	9.1
The Facilitator made sure the concerns of all members were heard.	9.6	9.6	9.2	9.3	9.5	9.6	8.6	9.7	9.6	9.8	9.5	9.6	9.2
The Facilitator helped us arrange our time well.	8.9	9.5	8.7	9.3	8.8	9.0	8.8	9.7	9.3	9.6	9.3	9.5	8.6
Participant input was documented accurately in Facilitator's Report.	8.8	9.4	8.9	8.8	9.1	9.1	9.5	9.6	9.4	9.7	9.5	9.6	9.2
I was very satisfied with the services provided by the Facilitator.	8.3	8.9	7.8	8.6	8.6	9.0	8.1	9.4	9.4	9.2	9.3	9.4	8.8
AVERAGE RANKING	8.9	9.3	8.7	9.1	9.1	9.2	8.8	9.5	9.4	9.6	9.4	9.5	9.0

Average rank using a 0 to 10 scale, where 0 means totally disagree and 10 means totally agree.

RANKING SCALE CRITERIA									
10	9	8	7	6	5	4	3	2	1
Excellent Superior	Very Good	Good	Acceptable	Fair	Average	Mediocre Sub-Par	Poor	Very Poor	Extremely Poor

NFRWSP SAC FACILITATION EVALUATION RESULTS SUMMARY—SEPTEMBER 2013-NOVEMBER 2013													
EVALUATION QUESTIONS	SEP. 2013	NOV. 2013	DEC. 2013	JAN. 2014	FEB. 2014	MAR. 2014	APR. 2014	MAY 2014	JUNE 2013	JULY 2014	AUG. 2014	SEP. 2014	OCT. 2014
The members followed the direction of the Facilitator.	9.3	9.4											
The Facilitator made sure the concerns of all members were heard.	9.3	9.6											
The Facilitator helped us arrange our time well.	8.5	8.6											
Participant input was documented accurately in Facilitator's Report.	9.0	9.3											
I was very satisfied with the services provided by the Facilitator.	8.7	8.9											
AVERAGE RANKING	9.0	9.2											
<i>Average rank using a 0 to 10 scale, where 0 means totally disagree and 10 means totally agree.</i>													

RANKING SCALE CRITERIA									
10	9	8	7	6	5	4	3	2	1
Excellent Superior	Very Good	Good	Acceptable	Fair	Average	Mediocre Sub-Par	Poor	Very Poor	Extremely Poor

NFRWSP SAC MEETING SATISFACTION EVALUATION RESULTS SUMMARY—JUNE 2012-AUGUST 2013													
EVALUATION QUESTIONS	JUNE 2012	AUG. 2013	SEPT. 2012	OCT. 2012	DEC. 2012	JAN. 2013	FEB. 2013	MAR. 2013	APR. 2013	MAY 2013	JUNE 2013	JULY 2013	AUG. 2013
Overall, I am very satisfied with the meeting.	7.7	8.6	5.9	8.2	8.0	8.5	7.4	8.6	8.9	8.4	8.5	8.1	8.2
I am satisfied with the outcome of the meeting.	7.3	8.3	5.7	7.7	7.6	8.0	7.2	8.7	9.1	8.3	8.5	8.0	8.4
AVERAGE RANKING	7.5	8.5	5.8	7.8	7.8	8.3	7.3	8.7	9.0	8.4	8.5	8.1	8.3

NFRWSP SAC MEETING OBJECTIVES EVALUATION RESULTS SUMMARY—JUNE 2012-AUGUST 2013													
EVALUATION QUESTIONS	JUNE 2012	AUG. 2013	SEPT. 2012	OCT. 2012	DEC. 2012	JAN. 2013	FEB. 2013	MAR. 2013	APR. 2013	MAY 2013	JUNE 2013	JULY 2013	AUG. 2013
AVERAGE RANKING FOR ALL OF THE MEETING OBJECTIVES (primarily presentations)	7.3	9.1	7.8	7.9	7.8	8.0	8.5	9.1	9.2	9.1	8.7	9.2	8.4

RANKING SCALE CRITERIA									
10	9	8	7	6	5	4	3	2	1
Excellent Superior	Very Good	Good	Acceptable	Fair	Average	Mediocre Sub-Par	Poor	Very Poor	Extremely Poor

NFRWSP SAC MEETING SATISFACTION EVALUATION RESULTS SUMMARY—SEPTEMBER 2013-NOVEMBER 2013													
EVALUATION QUESTIONS	SEPT. 2013	NOV. 2013	DEC. 2013	JAN. 2014	FEB. 2014	MAR. 2014	APR. 2014	MAY 2014	JUNE 2013	JULY 2014	AUG. 2014	SEP. 2014	OCT. 2014
Overall, I am very satisfied with the meeting.	7.1	8.3											
I am satisfied with the outcome of the meeting.	7.6	8.1											
AVERAGE RANKING	7.4	8.2											

NFRWSP SAC MEETING OBJECTIVES EVALUATION RESULTS SUMMARY—SEPTEMBER 2013-SEPTEMBER 2014													
EVALUATION QUESTIONS	SEPT. 2013	NOV. 2013	DEC. 2013	JAN. 2014	FEB. 2014	MAR. 2014	APR. 2014	MAY 2014	JUNE 2013	JULY 2014	AUG. 2014	SEP. 2014	OCT. 2014
AVERAGE RANKING FOR ALL OF THE MEETING OBJECTIVES (primarily presentations)	8.0	8.9											

MEMORANDUM

TO: Governing Board
FROM: Ann B. Shortelle, Ph.D., Executive Director
DATE: November 29, 2013
RE: District's Weekly Activity Reports

Attached are the weekly District activity reports for the month of November.

ABS/rl
Attachments



Weekly Activity Report to Governing Board October 28-November 1, 2013

Executive/Management

- Chairman Don Quincey, Ann Shortelle, Steve Minnis, Dave Dickens, Vanessa Fultz, Carree Olshansky, Kevin Wright, Dale Jenkins, and Brian Kauffman conducted a media event to unveil the Middle Suwannee River and Springs Restoration and Aquifer Recharge Project. Several dignitaries attended, including DEP Secretary Herschel Vinyard, Senator Charlie Dean, Representative Halsey Beshears, Representative Keith Perry, Lafayette County Board of County Commissioners, and Dixie County Board of Commissioners.
- Ann Shortelle participated in a SWFWMD Governing Board Workshop on Springs.
- Ann Shortelle and Steve Minnis met with staff from Alachua County to discuss springs and water resource issues within the County.
- Jon Dinges gave a presentation at the Leadership Lake City meeting.
- Chairman Don Quincey and Steve Minnis attended the Levy County Legislative Delegation meeting.
- Steve Minnis attended the Lafayette County, Gilchrist County, Suwannee County, Columbia County, and Union County Legislative Delegation meetings.
- Steve Minnis participated in the WMD/DEP Interdistrict Communications Coordination teleconference.

Water Supply

- Ann Shortelle, Jon Dinges, Carlos Herd, John Good, and Tommy Kiger participated in a teleconference to discuss the Lower Santa Fe and Ichetucknee Rivers and Priority Springs MFL update.
- Ann Shortelle, Jon Dinges, Carlos Herd, John Good, Warren Zwanka, Tommy Kiger, and Dale Jenkins met with staff from SJRWMD and DEP to discuss the Lower Santa Fe and Ichetucknee Rivers and Priority Springs Prevention and Recovery Strategies.
- Carree Olshansky began on October 28 as the District's Water Conservation Specialist in the water Supply Division.

Resource Management

- Warren Zwanka met with Tony Cunningham from Gainesville Regional Utilities (GRU) and Dr. George Cole, Virginia Johns, and Guy Williams, in individual meetings, regarding the recent submittal to SJRWMD of GRU's water use permit application for renewal.
- and regarding the recent submittal of GRU's water use permit application for renewal.
- Pat Webster and Dave Dickson meet with representatives from Madison County to discuss the RIVER grant program.
- James Link and representatives from Dixie County visited multiple sites in the county to assess the preliminary DFIRM updates.

Ag Team/Suwannee River Partnership

- Hugh Thomas and Joel Love assisted with Energy Audit Training in anticipation of funds to assist growers with power conversions.

Water Resources

- Erich Marzolf attended the North American Lake Management Society (NALMS) conference in San Diego to hear about presentations regarding lake management in an era of uncertainty. He gave a presentation on the District's MFL and Water Supply planning process.
- Paul Buchanan attended the WMD-DEP GIS Quarterly Inter-District meeting held at the SWFWMD office in Brooksville.
- Vince Robinson, Henry Richardson, and Brian Brooker installed two permanent platform gaging stations at Lafayette Blue Springs and Peacock Springs.
- Henry Richardson, Megan Wetherington, and Carlos Herd assisted the City of Branford with sampling groundwater, Branford Springs, and the Suwannee River at Branford after the sinkholes opened at the wastewater treatment facility.
- Tara Rodgers and Darlene Saindon attended two days of training for advanced nutrient monitoring sensors held at SJRWMD.

Land Resources

- Charlie Houder and Bob Heeke met with Grayson Cason to discuss the Price Creek Well Field project.
- Charlie Houder and Bob Heeke attended the Conserved Forests Ecosystems: Outreach and Research Julington-Durbin Creek Tour in Duval County. They also inspected the proposed Bradford Timberlands acquisition.
- Scott Gregor met with Florida Forest Service personnel to coordinate prescribed burning operations.
- Bill McKinstry attended training on the state-wide forest inventory software in Tallahassee.

Communications

- Communications staff distributed press releases about the return to once weekly landscape irrigation measures and the media event for the Middle Suwannee River and Springs Restoration and Aquifer Recharge Project.
- Staff updated Facebook with the following items: Posted a photo and information about Neha Jagtap who began as a student intern in the District's Water Resources Division; shared an article on the Middle Suwannee River and Springs Restoration and Aquifer Recharge Project; posted a photo and information the Middle Suwannee River and Springs Restoration and Aquifer Recharge Project; posted video of DEP Secretary Herschel Vinyard and Chairman Don Quincey's comments at the media event for the Middle Suwannee River and Springs Restoration and Aquifer Recharge Project; shared a press release about DOH's precautionary boil notice due to the Branford sinkhole; posted a photo and information about Kevin Wright's participation at the statewide Florida Farm Bureau meeting; shared information about Ann Shortelle's participation in a

SWFWMD Governing Board Workshop on Springs; and shared an article about Senator Charlie Dean's Theodore Roosevelt Award recognition by Audubon.

- Ann Shortelle was interviewed on-camera by WUFT TV about the Middle Suwannee River and Springs Restoration and Aquifer Recharge Project.

Announcements for Week of November 4, 2013:

- The R.O. Ranch Board of Directors Monthly Meeting will be held on November 7 at 6:30 p.m. in Mayo.
- Interim Legislative Committee Week will be held November 4-8 in Tallahassee.

Ann Shortelle executed the following contracts:

- Roger L. West for a Cattle Grazing Feasibility Study in the amount of \$10,000.



Weekly Activity Report to Governing Board November 4-8, 2013

Executive/Management

- Steve Minnis attended the Legislative Interim Committee Week in Tallahassee.

Water Supply

- Jon Dinges, and Carlos Herd provided an update on the Lower Santa Fe River, Ichetucknee River, and Priority Springs MFLs to the Bradford Soil and Water Conservation District.
- Carlos Herd met with staff from SJRWMD to discuss interagency agreement coordination activities.
- Carlos Herd attended the Suwannee/Satilla Basins Water Council in Tifton, GA.

Resource Management

- Leroy Marshall and James Link attended the DEP Florida Dam Safety Training Conference in Orlando.

Water Resources

- Erich Marzolf and Dave Dickens attended a Workshop on Use of Groundwater Recharge Wetlands for Nitrogen Reduction and Aquifer Protection.
- Erich Marzolf attended the Dixie County RESTORE Committee meeting in Cross City.
- Marc Minno attended the Florida Association of Benthologists Annual Meeting at the Apalachicola National Estuarine Research Reserve.

Land Resources

- Charlie Houser attended the Florida Gateway College Annual Foundation lunch.
- Charlie Houser attended the RO Ranch Board of Director's monthly meeting.

Administrative Services

- Gwen Lord attended the Florida Association of Public Procurement Officials Conference in Port St Lucie.

Communications

- Communications staff distributed press releases and notices to announce the employment of Carree Olshansky, the District's water conservation specialist, and a floodplain management course held at the District on November 19.



Weekly Activity Report to Governing Board November 11-15, 2013

Executive/Management

- Ann Shortelle and Erich Marzolf met with staff from DEP to discuss water quality improvement projects within DEP's BMAP areas.
- Ann Shortelle and Jon Dinges participated in the DEP/WMD Bi-weekly teleconference.
- Don Quincey, Ann Shortelle, Jon Dinges, and Carlos Herd participated in the interagency agreement quarterly meeting.
- Ann Shortelle attended the America Water Resources Association meeting in Homosassa.

Water Supply

- Ann Shortelle, Jon Dinges, Carlos Herd, Dale Jenkins, Tommy Kiger, and John Good participated in a teleconference with staff from DEP and SJRWMD to discuss the Lower Santa Fe and Ichetucknee Rivers and Priority Springs Rule Development Workshop on November 18.
- Carlos Herd and Dale Jenkins participated in the North Florida Regional Water Supply Partnership Monthly Progress Meeting.
- Carlos Herd participated in the North Florida Regional Water Supply Partnership Stakeholder Advisory Committee planning meeting.
- Kevin Wright attended the SJRWMD Governing Board meeting regarding the Lower Santa Fe and Ichetucknee Rivers and Priority Springs MFL Recovery presentation by their staff.

Resource Management

- Tim Sagul and Leroy Marshall along with staff from DEP and the other WMDs attended a meeting in Maitland to discuss implementation of the SWERP rule.
- Glenn Horvath, Pat Webster, Bob Heeke, and John Wood attended the preconstruction meeting for the Bell Springs Restoration project with representatives of FWC and the District's contractor.
- Ray Curtis and Warren Zwanka met with Tony Cunningham and Rick Hutton from GRU regarding the recent submittal to SJRWMD of GRU's water use permit application for renewal.

Water Resources

- Ann Shortelle and Erich Marzolf met with staff from FDACS to discuss Agricultural Springs Strategy Priorities.
- Jon Dinges, Megan Wetherington, and Glenn Horvath attended a meeting at Central Florida Electric Cooperative in Chiefland regarding implementing the agreement to share electrical data.

Administrative Services

- Dave Dickens and Edwin McCook attended the Florida Trail Meeting.
- Dave Dickens and staff from the Florida Department of Emergency Management participated in the Crystal River NPP Off Year Exercise teleconference.

Communications

- Communications staff distributed a press release to announce the North Florida Regional Water Supply Partnership Stakeholder Advisory Committee meeting on November 18.
- Communications staff posted video and information about White Sulphur Spring and an unnamed spring near Troy Spring that both had rapid flows due to improved groundwater levels.



Weekly Activity Report to Governing Board November 18-22, 2013

Executive/Management

- Ann Shortelle and Steve Minnis attended the Alachua Legislative Delegation Meeting.
- Ann Shortelle and Steve Minnis met with Chiefland Commissioner Ryan Bell to discuss various water supply concerns in Levy County.
- Ann Shortelle, Jon Dinges, Steve Minnis, Charlie Houder, Tim Sagul, Carlos Herd, Erich Marzolf, and Dave Dickens met with Drew Bartlett of DEP to discuss the District's Preliminary FY 2015 budget.
- Steve Minnis and SJRWMD and Florida National Guard representatives met with Representative Van Zant and Senator Bradley at Camp Blanding to discuss the potential to construct a permanent structure that would allow water to be discharged from Lake Lowery into Lake Brooklyn.
- Ann Shortelle and Steve Minnis participated in the WMD/DEP/Governor's Office of Policy and Budget Legislative Conference Call.
- Jon Dinges participated in the Sea Level Rise Working Group conference call with DEP and the other WMDs.

Water Supply

- Ann Shortelle, Jon Dinges, Carlos Herd, Hugh Thomas, Carree Olshansky, John Good, and Tommy Kiger attended the DEP MFL Development Rule Workshop held at the North Florida Regional Water Supply Partnership Stakeholder Advisory Committee meeting.
- Carlos Herd and Tommy Kiger attended a State of Estimated Regulatory Costs Revision Kickoff Meeting with staff from DEP and the District's consultant Cardno-Entrix.
- Carlos Herd, Clay Coarsey, and Trey Grubbs participated in a modeling meeting with staff from SRWMD and SWFWMD.

Resource Management

- Warren Zwanka participated in a legal team call with staff with DEP to provide updates on supplementation revisions and updates on Office of Fiscal Accountability and Regulatory Reform discussions regarding CUPcon.
- Tim Sagul, Leroy Marshall, Brian Kauffman, James Link, Alejandra Rodrigues, and Patrick Webster participated in the floodplain management course held at the District.
- Tim Sagul and Gloria Hancock attended the North Central Florida Water Well Association meeting in Ocala.
- Governing Board Member Al Alexander and Brian Kauffman met with Gin Wyche to discuss the history of flooding in the West Farm and County Camp area of Madison County and the possibility of the County submitting a River Grant application.

- Brian Kauffman attended the North Central Florida Rural Areas of Critical Economic Concern Catalyst Site/North Florida INTERMODAL PARK Quarterly Meeting in Lake City.
- James Link attended the Lower Suwannee Flood Risk Review and Resilience meetings at the District and at Fanning Springs State Park with staff from FEMA, study contractors, community stakeholders and state emergency management representatives.
- Pat Webster attended a meeting with Bradford County to discuss permitting, compliance and other issues related to water resources.

Ag-Team/Suwannee River Partnership

- Kevin Wright and Warren Zwanka met with staff from SJRWMD at a proposed farm in Baker County. District staff will coordinate with SJRWMD once a CUP application is submitted.
- Kevin Wright and Joel Love attended the IFAS North Florida Extension Agent planning meeting in Live Oak to plan future outreach projects to assist producers.
- Kevin Wright and Warren Zwanka attended the monthly SRP meeting followed by a tour of the Lake City Water Plant.

Water Resources

- Erich Marzolf and Trey Grubbs participated in a USGS Webinar: Understanding the Effects of Groundwater Pumping on Streamflow Depletion.
- Paul Buchanan and Bebe Willis participated in the IFAS/City of Live Oak – Citizens Institute on Rural Design and Downtown Revitalization Workshop.

Land Resources

- Bob Heeke conducted the annual inspection of the Carter conservation easement in Columbia County.
- Edwin McCook met with Jeff Glenn, Regional Coordinator for the Florida National Scenic Trail.

Administrative Services

- Dave Dickens attended the North Central Florida Local Emergency Planning Committee meeting.
- Sara Alford attended the Florida Governmental Finance Officers Association training in Sarasota.

Communications

- Communications staff distributed a press release to announce the grant opportunity for high schools to implement water quality and quantity projects.
- Ann Shortelle, Steve Minnis, and Erich Marzolf participated in an interview with the Gainesville Sun to field questions on springs protection and restoration projects.

Announcements for Week of November 25, 2013:

- The District will observe the Thanksgiving Holiday on November 28 and 29.