

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

OPEN TO THE PUBLIC

February 11, 2014
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
Amendments Recommended by Staff:
None
4. Public Comment
5. Consideration of the following Items Collectively by Consent:
 - Agenda Item 6 –Approval of January 14, 2014 Governing Board Meeting and Workshop Minutes
 - Agenda Item 8 - Approval of December 2013 Financial Report
 - Agenda Item 13 - Approval of a Modification with a 0.0427 mgd Decrease in Allocation and a Five-Year Permit Extension for Water Use Permit Application Number 2-84-01032.004, Hendrick Cattle Company, Lafayette County
 - Agenda Item 14 - Approval of a Modification with a 0.2197 mgd Decrease in Allocation and a Ten-Year Permit Extension for Water Use Permit Application Number 2-02-00147.002, Baker Farm, Levy County
 - Agenda Item 15 - Approval of a Modification with a 0.0454 mgd Increase in Allocation and a Ten-Year Permit Extension for Water Use Permit Application Number 2-95-00122.002, Scott Tucker Farm, Alachua County
 - Agenda Item 16 - Approval of a Modification with a 0.2501 mgd Decrease in Allocation and a Permit Extension for Water Use Permit Application Number 2-84-00364.003, James D. Williams, Jr. Farm, Suwannee County
 - Agenda Item 17 - Approval of a Modification with a 0.0067 mgd Increase in Allocation and a Five-Year Permit Extension for Water Use Permit Application Number 2-12-00004.002, Jack Putnal, Suwannee County
 - Agenda Item 24 - Approval of Florida Department of Transportation Mitigation Plan 2014-2018
6. Approval of Minutes –January 14, 2014 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

Page 6

GOVERNING BOARD LEGAL COUNSEL
Tom Reeves

No Items

BUREAU OF ADMINISTRATIVE SERVICES
Dave Dickens, Manager

- AS Page 1 8. Approval of December 2013 Financial Report – **Recommend Consent**
- AS Page 4 9. Authorization for the Executive Director to Enter into an Interlocal Agreement with Gilchrist County to Implement the Hart and Otter Springs Restoration Projects

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

- LR Page 1 10. Authorization to Execute an Agreement for the Silviculture Water Yield Project with the Department of Agriculture and Consumer Services
- LR Page 2 11. 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 12. Agricultural Water Use Monitoring Update

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

- RM Page 1 13. Approval of a Modification with a 0.0427 mgd Decrease in Allocation and a Five-Year Permit Extension for Water Use Permit Application Number 2-84-01032.004, Hendrick Cattle Company, Lafayette County - **Recommend Consent**
- RM Page 12 14. Approval of a Modification with a 0.2197 mgd Decrease in Allocation and a Ten-Year Permit Extension for Water Use Permit Application Number 2-02-00147.002, Baker Farm, Levy County - **Recommend Consent**
- RM Page 20 15. Approval of a Modification with a 0.0454 mgd Increase in Allocation and a Ten-Year Permit Extension for Water Use Permit Application Number 2-95-00122.002, Scott Tucker Farm, Alachua County - **Recommend Consent**
- RM Page 28 16. Approval of a Modification with a 0.2501 mgd Decrease in Allocation and a Five-Year Permit Extension for Water Use Permit Application Number 2-84-00364.003, James D. Williams, Jr. Farm, Suwannee County - **Recommend Consent**
- RM Page 36 17. Approval of a Modification with a 0.0067 mgd Increase in Allocation and a Permit Extension for Water Use Permit Application Number 2-12-00004.002, Jack Putnal, Suwannee County - **Recommend Consent**

- RM Page 44 18. Authorization to Seek Enforcement of Administrative Complaint and Order CE12-0021 Regarding Allen Dean, Taylor County, by Filing an Action in Circuit Court Seeking Judicial Enforcement of the Administrative Order
- RM Page 65 19. Approval to Enter Into Contracts for the 2nd Round FY13/14 District Agricultural Cost-Share Program
- RM Page 67 20. Approval to Enter Into Contracts for the 6th Round of Florida Department of Environmental Protection (FDEP) Santa Fe River Basin Management Action Plan (BMAP) Agricultural Cost-Share Program
- RM Page 69 21. Approval to Enter Into a Cost-Share Agreement to Offset Groundwater Withdrawals in the Ginnie/Gilchrist Blue Springshed of the Lower Santa Fe River Basin
- RM Page 71 22. Approval to Enter Into Cost-Share Agreement to Reduce Nitrate in Groundwater within the Lower Santa Fe River and Ginnie/Gilchrist Blue Springs
- RM Page 73 23. Approval to Enter Into Cost-Share Agreement to Reduce Nitrate in Groundwater within the Ginnie/Gilchrist Blue Springshed of the Lower Santa Fe River Basin
- RM Page 75 24. Approval of Florida Department of Transportation Mitigation Plan 2014-2018 - **Recommend Consent**
- RM Page 87 25. Authorization for the Executive Director to Enter into an Agreement with Gainesville Regional Utilities Regarding Construction of a Recharge Wetland at Oakmont Subdivision in Alachua County
- RM Page 90 26. Authorization for the Executive Director to Enter into an Agreement with Suwannee County Regarding Charles Springs Restoration
- RM Page 92 27. Authorization for the Executive Director to Enter into an Agreement with Jefferson County Regarding Wacissa Springs Restoration
- RM Page 94 28. Authorization to Enter into Contract with Taylor Engineering, Inc. for the Implementation of the Federal Emergency Management Agency (FEMA) Risk Mapping Assessment, and Planning (MAP) Program within the Mapping Activity Statement (MAS) for FEMA Fiscal Year (FY) 2012
- RM Page 95 29. Approval to Amend Contract 09/10-048 with Atkins North America, Inc. (Atkins) for the Implementation of the Federal Emergency Management Agency (FEMA) Risk Mapping Assessment, and Planning (MAP) Program within the Mapping Activity Statement (MAS) for FEMA Fiscal Year (FY) 2011 and 2012
- RM Page 96 30. Permitting Summary Report
- RM Page 99 31. Enforcement Status Report

EXECUTIVE OFFICE

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

- EO Page 1 32. Approval of Educational Reimbursement Policy Consistent with Governing Board Directive 12-0001
- EO Page 8 33. Approval of Employee Recruitment and Selection Policy

- EO Page 14 34. Appointment of Terry Baker to the North Florida Regional Water Supply Partnership Stakeholder Advisory Committee to Replace Stanley W. Posey, PCS Phosphate – White Springs
- EO Page 15 35. Acceptance of the 2013 Consolidated District Annual Report
- EO Page 16 36. Acceptance of Partial Assignment of Cooperative Agreement with the Department of Environmental Protection for the Bradford Timberlands, LLC, Acquisition, 340 acres ±, in Bradford County
- EO Page 62 37. North Florida Regional Water Supply Partnership Stakeholder Committee Update
- EO Page 68 38. District's Weekly Activity Reports
- 39. Announcements

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

February 17, 2014 9:00 a.m. Board Audit Committee Meeting

March 11, 2014 9:00 a.m. Board Meeting followed by
Workshop
District Headquarters

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

- 40. 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

February 11, 2014
Following the Governing Board Meeting

District Headquarters
Live Oak, Florida

- Local Preference in Procurement

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
January 14, 2014

District Headquarters
Live Oak, Florida

Governing Board:

Seat	Name	Office	Present	Not Present
Aucilla Basin	George M. Cole, Ph.D.		X	
Coastal River Basin	Donald Ray Curtis, III	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	
Gov. Affairs / Communications 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	
Resource Mgmt. Division Director	Tim Sagul	X	
GB & HR Coordinator	Lisa Cheshire	X	

Guests:

Robin Lamm, SRWMD	Corey Mikell, H2O Labs
Rhonda Scott, SRWMD	Carolee Howe, Shenandoah Dairy
Vanessa Fultz, SRWMD	Craig Varn, Manson Bolves
Dale Jenkins, SRWMD	Charlene Stroehlen, AMEC
Bob Heeke, SRWMD	Merrilee Malwitz-Jipson, Our Santa Fe River, Inc.
Kevin Wright, SRWMD	James Cornett, Spirit of the Suwannee Park
Bill McKinstry, SRWMD	Chris Wynn, FFWCC
Jon Wood, SRWMD	Luke Polk, Florida Farm Bureau
Hugh Thomas, DACS	Greg Harden, Florida Farm Bureau
Paul Still, BSWCD	Greg Corning, AMEC
Jeff Hill, Lake City	Georgia Shemitz, Gilchrist County

Steve Gladin, Trenton
Tim Alcorn, J. Sherman Frier

Dr. W. David Shoup, Florida Gateway College

The meeting was called to order at 9:05 a.m.

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

Updates:

- Water Supply – Agenda Item 15 - Authorization to Execute an Agreement for Surveying Services on the Middle Suwannee River and Springs Restoration and Aquifer Recharge Project

Deletion:

- None

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

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

- Agenda Item 6 - December 10, 2013 Governing Board Meeting and Workshop Minutes
- Agenda Item 9 - Approval of November 2013 Financial Report

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

Agenda Item No. 4 – Public Comment.

- Carolee Howe, Shenandoah Dairy - Agriculture
- Paul Still, BSWCD – Minimum Flows and Levels
- Merrilee Malwitz-Jipson, Our Santa Fe River – Moratorium on Consumptive Use Permits until science can prove otherwise, possible change to monthly Board meeting dates, Gas Transmission pipeline

Agenda Item No. 6 – Approval of Minutes.

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

THE DECEMBER 10, 2013 GOVERNING BOARD MEETING AND WORKSHOP MINUTES WERE APPROVED WITH THE CONSENT ITEMS.

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

- Erich Marzolf, Director, Division of Water Resources, gave a presentation of hydrologic conditions of the District.
- Cooperating Agencies and Organizations - None

Governing Board Legal Counsel

Agenda Item No. 8 - El Rancho No Tengo, Inc. Informational Update. Tom Reeves, Board Counsel, presented an update regarding El Rancho No Tengo, Inc.

BUREAU OF ADMINISTRATIVE SERVICES

Agenda Item No. 9 – Approval of November 2013 Financial Report. Approved on Consent.

Agenda Item No. 10 – Authorization to Enter into a Negotiated Contract with AMEC Environment & Infrastructure, Inc., for Engineering Services for the Ichetucknee Springs Water Quality Improvement Project. Jon Dinges, Assistant Executive Director, presented staff recommendation to the Governing Board to authorize the Executive Director to enter into a negotiated contract with AMEC Environment & Infrastructure, Inc., for engineering services for the Ichetucknee Springs Water Quality Improvement project as provided in the Board materials.

MRS. JOHNS MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO ENTER INTO A NEGOTIATED CONTRACT WITH AMEC ENVIRONMENT & INFRASTRUCTURE, INC., FOR ENGINEERING SERVICES FOR THE ICHETUCKNEE SPRINGS WATER QUALITY IMPROVEMENT PROJECT. THE MOTION WAS SECONDED BY MR. ALEXANDER. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ, WILLIAMS AND QUINCEY.)

Agenda Item No. 11 – Authorization to Purchase an Additional Storage Area Network (SAN). Jon Wood, Network and Systems Manager, presented staff recommendation to the Governing Board to authorize the Executive Director to purchase an Additional Storage Area Network (SAN) as provided in the Board materials.

MR. CURTIS MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO PURCHASE AN ADDITIONAL STORAGE AREA NETWORK (SAN). THE MOTION WAS SECONDED BY MRS. SANCHEZ. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ, WILLIAMS AND QUINCEY.)

DIVISION OF LAND RESOURCES

Chair Quincey opened the public hearing regarding Agenda Item No. 12 to receive public comment.

Agenda Item No. 12 – **Public Hearing** for Approval and Execution of Resolution 2014-02 Authorizing the Purchase of the Bradford Timberlands Tract, 340 acres ±, in Bradford County for Water Resource Development. Charlie Houser, Director, Division of Land Resources, presented staff recommendation that the Governing Board approve and execute Resolution 2014-02 authorizing the purchase of the Bradford Timberlands Tract, 340 acres ±, in Bradford County for Water Resource Development as provided in the Board materials.

Paul Still, BSWCD, provided comments to the Governing Board

Chair Quincey closed the public hearing.

DR. COLE MADE A MOTION TO APPROVE AND EXECUTE RESOLUTION 2014-02 AUTHORIZING THE PURCHASE OF THE BRADFORD TIMBERLANDS TRACT, 340 ACRES ±, IN BRADFORD COUNTY FOR WATER RESOURCE DEVELOPMENT. 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.13 – Approval of Real Estate Brokerage Services for Fiscal Year 2013/2014.

Mr. Houder presented staff recommendation that the Governing Board authorize the Executive Director to execute contracts to provide real estate brokerage services for Fiscal Year 2013/2014 as provided in the Board materials.

MR. CURTIS MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO EXECUTE CONTRACTS TO PROVIDE REAL ESTATE BROKERAGE SERVICES FOR FISCAL YEAR 2013/2014. THE MOTION WAS SECONDED BY MRS. JOHNS. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ, WILLIAMS AND QUINCEY.)

Agenda Item No. 14 – Land Resources Activity Summary. The Land Resources Activity Summary was provided as an informational item in the Board materials.

DIVISION OF WATER SUPPLY

Agenda Item No. 15 – Authorization to Execute an Agreement for Surveying Services on the Middle Suwannee River and Springs Restoration and Aquifer Recharge Project - **Updated**. Dale Jenkins, Senior Hydrogeologist, Division of Water Supply, presented staff recommendation to the Governing Board to authorize the Executive Director to execute an agreement for surveying services with the top-ranked firm on the Middle Suwannee River and Springs Restoration and Aquifer Recharge Project as provided in the Board materials.

MR. CURTIS MADE A MOTION AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE AN AGREEMENT WITH THE TOP-RANKED FIRM FOR SURVEYING SERVICES ON THE MIDDLE SUWANNEE RIVER AND SPRINGS RESTORATION AND AQUIFER RECHARGE PROJECT. THE MOTION WAS SECONDED BY MRS. JOHNS. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ, WILLIAMS AND QUINCEY.)

DIVISION OF WATER RESOURCES

Agenda Item No. 16 – Agricultural Water Use Monitoring Update. Erich Marzolf, Director, Division of Water Resources, presented an update for agricultural water use monitoring as an informational item as provided in Board materials.

DIVISION OF RESOURCE MANAGEMENT

Agenda Item No. 17 – Permitting Summary Report. The Permitting Summary Report was provided as an informational item as provided in the Board materials.

Agenda Item No. 18 – Enforcement Status Report. The Enforcement Status Report was provided as an informational item as provided in Board materials.

EXECUTIVE OFFICE

Agenda Item No. 19 – **Public Hearing** and Acceptance of Strategic Plan for Fiscal Years 2015-2019. Dr. Ann Shortelle, Executive Director, presented a recommendation to the Governing Board for acceptance of the Strategic Plan for Fiscal Years 2015-2019 as presented in the Board materials.

Chair Quincey opened the public hearing regarding Agenda Item No. 19 to receive public comment.

Paul Still, BSWCD, provided comments to the Governing Board

Chair Quincey closed the public hearing.

MR. CURTIS MADE A MOTION FOR ACCEPTANCE OF THE STRATEGIC PLAN FOR FISCAL YEARS 2015-2019. THE MOTION WAS SECONDED BY MR. ALEXANDER. DR. COLE REQUESTED THE MOTION BE AMENDED TO INCLUDE THE CORRECTION OF SCRIVENERS ERRORS BEFORE PUBLISHING. MR. CURTIS AMENDED THE MOTION ACCORDINGLY. MR. ALEXANDER SECONDED THE AMENDMENT MOTION. UPON VOTE OF THE GOVERNING BOARD, THE AMENDED MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ, WILLIAMS AND QUINCEY.)

Agenda Item No. 20 – **Public Hearing** and Acceptance of the 2014 Florida Forever Work Plan. Dr. Shortelle presented a recommendation to the Governing Board for acceptance of the 2014 Florida Forever Work Plan as presented in the Board materials.

Chair Quincey opened the public hearing regarding Agenda Item No. 20 to receive public comment.

No public comments.

Chair Quincey closed the public hearing.

DR. COLE MADE A MOTION FOR ACCEPTANCE OF THE 2014 FLORIDA FOREVER WORK PLAN. 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. 21 – Consideration of Resolution 2014-01 Requesting Partial Release of Funds from the Water Management Lands Trust Fund for Springs Protection and Restoration, Minimum Flows and Levels, Water Supply Planning, and Land Management Activities for the Period of January 1, 2014 through March 31, 2014. Dr. Shortelle presented a recommendation to the Governing Board for approval and execution of Resolution 2014-01 requesting partial release of funds from the Water

Management Lands Trust Fund for Springs Protection and Restoration, Minimum Flows and Levels, Water Supply Planning, and Land Management Activities for the period of January 1, 2014 through March 31, 2014 as provided in the Board materials.

MR. CURTIS MADE A MOTION TO APPROVE AND EXECUTE RESOLUTION 2014-01 REQUESTING PARTIAL RELEASE OF FUNDS FROM THE WATER MANAGEMENT LANDS TRUST FUND FOR SPRINGS PROTECTION AND RESTORATION, MINIMUM FLOWS AND LEVELS, WATER SUPPLY PLANNING, AND LAND MANAGEMENT ACTIVITIES FOR THE PERIOD OF JANUARY 1, 2014 THROUGH MARCH 31, 2014. THE MOTION WAS SECONDED BY DR. COLE. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ, WILLIAMS AND QUINCEY.)

Agenda Item No. 22 – Reimbursement Request to the Department of Environmental Protection in the Amount of \$596,439 for the Period of October 1, 2013 through December 31, 2013 for District Expenditures Relating to Springs Restoration and Protection, Minimum Flows and Levels, Water Supply Planning, Preacquisition and Land Management Activities. Dr. Shortelle presented a recommendation to the Governing Board for approval of a reimbursement request to the Department of Environmental Protection in the amount of \$596,439 for the period of October 1, 2013 through December 31, 2013 for District expenditures relating to Springs Restoration and Protection, Minimum Flows and Levels, Water Supply Planning, Preacquisition and Land Management Activities as provided in the Board materials.

MR. CURTIS MADE A MOTION TO APPROVE THE REIMBURSEMENT REQUEST TO THE DEPARTMENT OF ENVIRONMENTAL PROTECTION IN THE AMOUNT OF \$596,439 FOR THE PERIOD OF OCTOBER 1, 2013 THROUGH DECEMBER 31, 2013 FOR DISTRICT EXPENDITURES RELATING TO SPRINGS RESTORATION AND PROTECTION, MINIMUM FLOWS AND LEVELS, WATER SUPPLY PLANNING, PREACQUISITION AND LAND MANAGEMENT ACTIVITIES. 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. 23 – Springs Projects Update. A Springs Projects Update was provided in the Governing Board Workshop.

Agenda Item No. 24 – 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. 25 - District's Weekly Activity Reports. The District's Weekly Activity Reports were provided as an informational item in the Board materials.

Meeting adjourned at 11:34 a.m.

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
 January 14, 2014

District Headquarters
 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	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
Warren Zwanka, SRWMD	Rhonda Scott, SRWMD
Dale Jenkins, SRWMD	Vanessa Fultz, SRWMD
Brian Kauffman, SRWMD	John Good, SRWMD
Georgia Shemitz, Gilchrist County	Jacqui Sulek, Florida Audubon
Carolee Howe, Shenandoah Dairy	Merrilee Malwitz-Jipson, Our Santa Fe River, Inc.
Craig Varn, Manson Bolves	Steve Gladin, Trenton
Eric T. Olsen, HGS	Hugh Thomas, FDACS

Use of LiDAR for Bathymetric Measurements

Governing Board member Dr. George Cole presented a method for using Light Detection and Ranging (LiDAR) to determine bathymetry of river systems.

Potential Revocation of Water Use Permits for Non-Use

Warren Zwanka presented a methodology for determining active but unused Water Use Permits in SRWMD, and discussed the specific criteria for revocation of these permits.

Middle Suwannee River and Springs Restoration and Aquifer Recharge Project Update

Dale Jenkins provided an update regarding the progress of the Middle Suwannee River and Springs Restoration and Aquifer Recharge Project. The update included a summary of completed field work (including construction of test wells and surface water gages), budget, and schedule.

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

Clay Coarsey provided an update on the Lower Santa Fe and Ichetucknee Rivers and Priority Springs Minimum Flows and Levels schedule including rulemaking workshops and deadlines.

The workshop ended at 2:05 p.m.

Chair

ATTEST:

MEMORANDUM

TO: Governing Board

FROM: Dave Dickens, Administrative Services Bureau Manager

DATE: January 27, 2014

RE: Approval of December 2013 Financial Report

RECOMMENDATION

Staff recommends the Governing Board approve the December 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.

DD/bmp
Enclosure

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

ACCOUNT	Monthly Interest	Interest Rate %	Closing Balance
Bank of America Permit Fee	-	-	\$73,276.95
First Federal Permit Fee	\$2.76	0.30%	\$10,552.90
First Federal Depository	\$836.05	0.44%	\$969,446.92
SPIA	\$31,445.76	0.94%	\$41,987,700.40
SBA Fund A	\$9.36	0.16%	\$72,577.07
SBA Fund B	-	-	\$268,610.28
TOTAL	\$32,293.93		\$43,382,164.52

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

	Current Budget	Actuals Through 12/31/2013	Variance (Under)/Over Budget	Actuals As A % of Budget
Sources				
Ad Valorem Property Taxes	\$ 5,384,693	\$ 3,714,176	\$ (1,670,517)	69%
Intergovernmental Revenues	16,721,900	190,329	(16,531,571)	1%
Interest on Invested Funds	333,794	95,050	(238,744)	28%
License and Permit Fees	171,939	22,866	(149,073)	13%
Other	216,318	90,936	(125,382)	42%
Fund Balance	6,409,874		(6,409,874)	0%
Total Sources	\$ 29,238,518	\$ 4,113,357	\$ (25,125,161)	14%

	Current Budget	Expenditures	Encumbrances ¹	Available Budget	%Expended	%Obligated ²
Uses						
Water Resources Planning and Monitoring	\$ 7,394,563	\$ 846,861	\$ 52,599	\$ 6,495,102	11%	12%
Acquisition, Restoration and Public Works	16,234,956	197,089	-	16,037,867	1%	1%
Operation and Maintenance of Lands and Works	2,522,765	224,711	3,866	2,294,189	9%	9%
Regulation	1,188,555	245,274	-	943,281	21%	21%
Outreach	252,952	36,550	1,020	215,382	14%	15%
Management and Administration	1,644,727	369,523	-	1,275,204	22%	22%
Total Uses	\$ 29,238,518	\$ 1,920,007	\$ 57,485	\$ 27,261,025	7%	7%

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 December 31, 2013 and covers the interim period since the most recent audited financial statements.

MEMORANDUM

TO: Governing Board
FROM: Dave Dickens, Administrative Services Bureau Manager
DATE: January 27, 2014
RE: Authorization for the Executive Director to Enter into an Interlocal Agreement with Gilchrist County to Implement the Hart and Otter Springs Restoration Projects

RECOMMENDATION

Staff recommends the Governing Board authorize the Executive Director to enter into an interlocal agreement with Gilchrist County to implement the Hart and Otter Springs Restoration Projects.

BACKGROUND

The Hart Springs Restoration project was submitted to the District as a Regional Initiative Valuing Environmental Resources (RIVER) project for cooperative funding by Gilchrist County. Since the restoration work was planned to be completed in FY 2013/2014 at Otter Springs, and with the close proximity of Hart Springs to Otter Springs (approximately 2.5 miles), the District has recognized the opportunity to combine the projects in order for more efficient uses of funding.

The areas surrounding the springs have been consistently eroding and sediments, retaining walls and sand have been washing into the spring vents for years, which are altering the magnitude of flow from the springs. Gilchrist County has implemented measures to control erosion and sediments from washing into Hart Springs by stabilizing the shoreline and building retaining walls. The District's goal is to develop and construct a project that will stabilize the shoreline of Otter Springs, and remove the accumulation of these sediments from the spring vents and spring runs of Otter and Hart Springs. Other repairs and modifications to Otter Springs will be conducted by the District such as bank stabilization and a canoe launch.

The budgeted amount for the Otter Springs restoration is \$140,000; and Gilchrist County has requested \$76,700 to dredge sediments and remove a large piece of concrete from the main vent of Hart Springs. The total to construct restoration work on the two springs is \$216,700 and will be funded from the Water Management Lands Trust Fund Springs Restoration funds.

Dredging of both springs will be funded by the District through Gilchrist County. Additional work must be done to Otter Springs (other than dredging) and should be included in the Request for Qualifications (RFQ) advertised by Gilchrist County. Gilchrist County will be the project manager for the work and permitting at Hart Springs and the District will be the project manager for the work and permitting at Otter Springs. Gilchrist County will advertise for a RFQ for a contractor to provide these services and will provide, in kind, service for Hart Springs.

DD/bmp
Enclosure

INTERLOCAL AGREEMENT
BETWEEN
SUWANNEE RIVER WATER MANAGEMENT DISTRICT
AND
GILCHRIST COUNTY, FLORIDA

This Interlocal Agreement is made and entered into this ____ day of _____, 2014, by and between the Suwannee River Water Management District, a Florida water management district created and operating under Ch. 373, Florida Statutes, (hereinafter called the “DISTRICT”), and Gilchrist County, a political subdivision of the State of Florida (hereinafter called the “COUNTY”), (all of the foregoing may be collectively called the “PARTIES”), and pursuant to Section 163.01, Florida Statutes, and the PARTIES agree as follows:

WITNESSETH:

WHEREAS, the DISTRICT is a Florida water management district created and operating under Ch. 373, Florida Statutes; and,

WHEREAS, the DISTRICT is empowered to take actions to protect water resources (including springs) within its boundaries; and,

WHEREAS, the COUNTY is a political subdivision of the State of Florida and a charter county as that term is used in Article VIII, Section 1(f), Florida Constitution; and,

WHEREAS, the COUNTY is given its home rule powers by the Florida Constitution, Section 125.01, Florida Statutes, and other provisions of Florida Law and such powers include the protection of water resources (including springs) within its boundaries; and,

WHEREAS, the COUNTY is located entirely within the DISTRICT and therefore the protection of water resources within the COUNTY is also protection of water resources within the DISTRICT; and,

WHEREAS, there are located within the COUNTY, two springs named Otter Springs (hereinafter called the “OTTER SPRINGS”) and Hart Springs (hereinafter called the “HART SPRINGS”); and,

WHEREAS, both OTTER SPRINGS and HART SPRINGS are in relatively close proximity (appx. 2.5 miles) to each other and are both in need of restoration due to erosion and sediments, retaining walls, and sand being washed into the spring vents for years which has altered the magnitude of flow from the springs; and,

WHEREAS, the DISTRICT and the COUNTY wish to engage in a project that will stabilize the shoreline of OTTER SPRINGS and remove the accumulation of sediments from the spring vents and spring runs of OTTER SPRINGS and HART SPRINGS; and,

WHEREAS, the DISTRICT has applied for and been awarded a grant by the State of Florida to fund the above project; and,

WHEREAS, as part of such award, the DISTRICT and the COUNTY have agreed to participate in the funding of such project and work together to assure such project is a success; and,

WHEREAS, the PARTIES have reached an agreement between them as to the matters set out above and wish to formalize such agreement by committing such agreement to writing and thereby create a legally enforceable obligation for both PARTIES.

NOW, THEREFORE, for and in consideration of the mutual covenants, promises and agreements herein contained, and other good and valuable consideration the receipt and sufficiency of which is hereby acknowledged, the PARTIES hereby agree as follows:

1. The foregoing recitals are true and correct and incorporated herein by this reference.
2. The following terms shall have the following meanings herein unless a contrary intention is clearly expressed:
 - 2.1 *AGREEMENT* shall mean this interlocal agreement.
 - 2.2 *COUNTY* shall mean Gilchrist County, a political subdivision of the State of Florida.
 - 2.3 *DISTRICT* shall mean the Suwannee River Water Management District, a Florida water management district created and operating under Ch. 373, Florida Statutes.
 - 2.4 *HART SPRINGS RESTORATION PROJECT* shall mean the restoration of HART SPRINGS as more particularly described on the attached Exhibit "A".
 - 2.5 *HART SPRINGS RESTORATION PROJECT FUNDS* shall mean the funds to be used to construct and complete the HART SPRINGS RESTORATION PROJECT.
 - 2.6 *OTTER SPRINGS PROJECT* shall mean the restoration of OTTER SPRINGS as more particularly described on the attached Exhibit "B".
 - 2.7 *OTTER SPRINGS RESTORATION PROJECT FUNDS* shall mean the funds to be used to construct and complete the OTTER SPRINGS RESTORATION PROJECT.
 - 2.8 *PARTIES* shall mean the DISTRICT and the COUNTY.

- 2.9 *PROJECTS* shall mean the HART SPRINGS PROJECT and the OTTER SPRINGS PROJECT.
- 2.10 *PROJECT FUNDS* shall mean both the HART SPRINGS RESTORATION PROJECT FUNDS and the OTTER SPRINGS RESTORATION PROJECT FUNDS.
3. PARTIES AGREE TO WORK COOPERATIVELY TO ACCOMPLISH THE PROJECTS. The PARTIES agree to work cooperatively to accomplish the PROJECTS including, without limitation, the following:
- 3.1 The COUNTY's presently contracted engineer shall prepare the design for the PROJECTS. The PARTIES shall review and provide comments, if desired, on such designs. After considering such comments, if any, the COUNTY and the DISTRICT shall approve or modify such design, provided that no such approval or modification shall be effective until and unless approved by both PARTIES.
- 3.2 Once the designs for the PROJECTS are complete, the COUNTY shall issue a request for bids for construction contractor services for the PROJECTS pursuant to Section 287.057, Florida Statutes, to select the most responsible and responsive bidder providing the lowest responsive bid, and enter into a contract with such bidder, provided that such contract shall not be effective until and unless approved, in advance, by the DISTRICT.
- 3.3 Once a construction contractor is selected, the PARTIES shall review progress of construction and associated reports from design engineer. Once the work has been satisfactorily completed, the COUNTY shall give the contractor final approval and pay to the contractor all sums remaining due, provided that the COUNTY shall not give such final approval until and unless such work is approved, in advance, by the DISTRICT.
4. LEAD AGENCY: The COUNTY shall be the lead agency for the PROJECTS for the purposes of dealing with all builders, suppliers and contractors. The DISTRICT shall have the right to reasonable access to all construction sites to view all work being conducted and to comment and give final approval concerning the PROJECTS, but shall not deal directly with any persons contracted with by the COUNTY. As lead agency, the COUNTY shall provide accountings for the expenditure of all funds expended for the PROJECTS.
5. FUNDING OF PROJECTS. The PROJECTS shall be funded as follows:
- 5.1 HART SPRINGS RESTORATION PROJECT FUNDS shall not exceed \$76,700.00 in grant funds from the State of Florida. The COUNTY shall pay for all engineering design services and permitting for the HART SPRINGS RESTORATION PROJECT from sources other than the grant funds or the DISTRICT.

- 5.2 The OTTER SPRINGS RESTORATION PROJECT FUNDS shall not exceed \$140,000.00 in grant funds from the State of Florida. The DISTRICT shall reimburse the COUNTY for all engineering services for the OTTER SPRINGS RESTORATION PROJECT from the grant funds. The DISTRICT shall pay for all permitting from the grant funds.
6. FLOW OF PROJECT FUNDS. The DISTRICT shall receive the PROJECT FUNDS directly from the State of Florida. The DISTRICT shall pay the PROJECT FUNDS to the COUNTY as provided herein upon draw requests from the COUNTY to make the necessary payments due to engineers, suppliers, builders, contractors and all other payments necessary for the PROJECTS.
9. REAL PROPERTY TO BE USED FOR THE PROJECTS: The PARTIES presently own all of the real property necessary for the PROJECTS and agree to allow the PROJECTS to be constructed and maintained on such real property at no charge.
10. PERMITS. The PARTIES shall apply for and receive all regulatory permits (including without limitation permits from any PARTY or any Federal, State or Local regulatory agency) which are necessary for the construction or implementation of the PROJECTS. The PARTIES mutually waive all fees for any permit issued by any PARTY for the construction and implementation of the PROJECTS. All permits needed for the HART SPRINGS RESTORATION PROJECT shall be applied for, obtained and held by the COUNTY. All permits for the OTTER SPRINGS RESTORATION PROJECT shall be applied for, obtained and held by the DISTRICT.
11. GENERAL PROVISIONS.
- 11.1 This AGREEMENT shall become effective immediately after it is filed with the clerks of the circuit court for Suwannee County and Gilchrist County pursuant to Section 163.01(11), Florida Statutes.
- 11.2 The term of this AGREEMENT shall run from the date this AGREEMENT is fully executed by all the PARTIES until the complete performance by the PARTIES of all obligations specified herein.
- 11.3 No portion of this AGREEMENT may be terminated, cancelled, amended, revoked, or abandoned except through a written agreement executed by the PARTIES with the same formalities as this AGREEMENT.
- 11.4 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.

- 11.5 The provisions of this AGREEMENT are for the sole and exclusive benefit of the PARTIES, and no provision of this AGREEMENT shall be deemed for the benefit of any other person or entity.
- 11.6 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.
- 11.7 Execution of this AGREEMENT in no way affects any of the PARTIES' obligations pursuant to Chapter 267, Florida Statutes concerning the collection of artifacts or the disturbance of the archaeological and historic sites.
- 11.8 This AGREEMENT shall not be construed to grant any permits or regulatory authority as to any uses or activity contemplated in this AGREEMENT.
- 11.9 Neither this AGREEMENT nor any notice thereof shall be recorded in the public records of any County.
- 11.10 Any and all notices, requests or other communications hereunder shall 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 COUNTY: Gilchrist County, Florida
 c/o County Manager

 _____, FL _____
- To the DISTRICT: Suwannee River Water Management District
 c/o Executive Director
 9225 CR 49
 Live Oak, FL 32060
- 11.11 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.
- 11.12 Notwithstanding anything else herein to the contrary, 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.

(The remainder of this page was intentionally left blank.)

EXECUTED by the DISTRICT on this _____ day of _____, 2014.

GOVERNING BOARD OF THE
SUWANNEE RIVER WATER
MANAGEMENT DISTRICT

By: _____
Don Quincey, Jr.
Its Chair

ATTEST:

By: _____
Donald R. Curtis, III
Secretary/Treasurer

Approved as to Form:

George T. Reeves
Governing Board General Counsel

(The remainder of this page was intentionally left blank.)

EXECUTED by the COUNTY on this ____ day of _____, 2014.

BOARD OF COUNTY COMMISSIONERS OF
GILCHRIST COUNTY, FLORIDA

BY: _____

Its Chair

ATTEST: _____

Clerk

Approved as to Form:

County Attorney

(The remainder of this page was intentionally left blank.)

MEMORANDUM

TO: Governing Board

FROM: Bob Heeke, Senior Land Resource Manager, Division of Land Resources

DATE: January 28, 2014

RE: Authorization to Execute an Agreement for the Silviculture Water Yield Project with the Department of Agriculture and Consumer Services

RECOMMENDATION

Staff recommends Governing Board authorize the Executive Director to execute an Agreement with the Department of Agriculture and Consumer Services for the Silviculture Water Yield Project for an amount not to exceed \$70,000 for FY 2014.

BACKGROUND

The five water management districts, the Department of Agriculture and Consumer Services and the University of Florida are implementing a study to determine how management of forestry lands can be modified to increase benefits to water resources. Specifically, the research objectives are to:

- Quantify water yield as a function of management techniques and environmental setting (e.g., region specific geology and climate)
- Develop predictive models to scale up the effects of forest management on regional water availability

This is anticipated to be a four-year research project. The University will quantify the water yield benefits of land management to local and regional water resources through direct measurement of forest water use via groundwater and soil moisture monitoring in differently managed timber stands (e.g., thinning, understory management, typical silviculture). This information will be used to develop functional relationships between management techniques and water yield, with broad scalability to larger watershed systems and regional water availability.

Information gained through this study has the potential to be used to change management techniques for public lands to increase available water. There may also be interest from private lands if compensation was available to manage for water resources and timber.

The potential to increase available water from forest management is a conceptual project identified in the proposed Recovery Strategy for the Lower Santa Fe and Ichetucknee Rivers and Priority Springs. Funds for this project are included in the FY 2014 budget in the research, data collection, analysis, and monitoring program.

MEMORANDUM

TO: Governing Board
FROM: Charlie Houder, Director, Division of Land Resources
DATE: January 29, 2014
SUBJECT: Land Resources Activity Summary

Staff has been monitoring the location of 407 invasive plants. Monitoring information will be entered into a database to help with future chemical treatment plans.

Staff performed four conservation easement reviews during the past month:

- Loncala – Alapha in Hamilton County
- Loncala – Gilchrist in Gilchrist County
- Loncala – Montecha Creek in Alachua County
- Bascom Southern LLC (formely The Campbell Group)

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			X										
Loncala, Inc.	Loncala Gilchrist	913	Gilchrist			X										
Loncala, Inc.	Monteocha Creek	951	Alachua			X										
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-Bascom Southern LLC	California Swamp	32,134	Dixie			X											
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 tour is scheduled for December 23, 2013
SRWMD	Florida Gateway College	16.25	Columbia	A proposal has been received from FGC.

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 completed. Closing has been postponed.
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 completed. 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.
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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: January 27, 2014
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. Staff has developed a prioritized list of growers with Central Florida cooperative and have begun meeting with them to obtain signed agreements with necessary electrical meter information. On January 10, 2014, the District sent the first set of meter numbers (24) to Central Florida for processing and subsequent data sharing.

Clay Electric Cooperative, Inc., signed an agreement with the District to transmit electrical consumption data on November 21, 2013, which the Governing Board approved on December 10, 2013. Staff had a follow-up meeting with Clay Electric staff on January 29 to discuss data sharing details. Staff and Legal Counsel continue to negotiate agreements with Tri-County and Suwannee Valley Electric cooperatives.

As of January 10, 2014, there have been 173 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: January 31, 2014

RE: Approval of a Modification with a 0.0427 mgd Decrease in Allocation and a Five-Year Permit Extension for Water Use Permit Application Number 2-84-01032.004, Hendrick Cattle Company, Lafayette County

RECOMMENDATION

Staff recommends the Governing Board approve Water Use Permit number 2-84-01032.004, with eighteen standard conditions and five special limiting conditions to Hendrick Cattle Company, Inc. in Lafayette County.

BACKGROUND

This is a modification for an existing permit to add two proposed wells, 44 irrigated acres, and 40 head of beef cattle. Three non-adjacent properties have been permitted under this permit number for 83 irrigated acres and 110 head of beef cattle, and Mr. Hendrick of Hendrick Cattle Company, Inc. has proposed two wells that will be added on a fourth non-adjacent property. By adding the proposed project site to the existing permit, the existing wells 8-inches in diameter or greater on the permit will also be monitored. Due to the benefit of receiving monitoring information on the existing wells, this permit is being recommended for a five-year extension.

The project area includes 127 acres of watermelons/ rye, watermelons/ green beans/ rye, or hay crop rotation. The Average Daily Rate (ADR) has decreased 0.0427 million gallons per day (mgd), from 0.2505 mgd to 0.2078 mgd. The project area is not located within a Water Resource Caution Area. The applicant is requesting a five-year permit extension (existing permit will expire on March 28, 2025, and the modification will expire March 28, 2030) 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 crop rotations and for livestock.

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: January 31, 2014

PROJECT: Hendrick Cattle Company

APPLICANT:

Hendrick Cattle Company, Inc.
1098 NW Pacific Road
Mayo, FL 32066

PERMIT APPLICATION NO.: 2-84-01032.004

DATE OF APPLICATION: November 27, 2013

APPLICATION COMPLETE: November 27, 2013

DEFAULT DATE: February 25, 2014

Officer/Director Detail

Hendrick, L Dean 1098 NW Pacific Road Mayo, FL 32066	Title PST
Hendrick, Lauren L 1623 SW CR 350 Mayo, FL 32066	Title VP
Hendrick, Wilber C 1623 SW CR 350 Mayo, FL 32066	Title S

	Previous Quantities:		Proposed Quantities:	
Average Daily Rate (ADR)	0.2505	mgd	0.2078	mgd

Recommended Agency Action

Staff recommends approval of a Water Use Permit for an existing and proposed agricultural operation located within Lafayette 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 March 28, 2030.

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 04 South, Range 10 East, Section 2; Township 04 South, Range 11 East, Section 35; Township 05 South, Range 11 East, Section 11; and Township 05 South, Range 12 East, Section 15 in Lafayette County. The project is located within the Waccasassa River basin according to the USGS National Hydrography Dataset, Hydrologic Unit Code-8 sub basins.

Project Description

The project area consists of 359 acres with approximately 127 acres being irrigated using groundwater.

The applicant will use three center pivots and one hard hose traveling gun to irrigate watermelons/ rye, watermelons/green beans/ rye, or hay. The supplemental irrigation calculations for the crops were based upon GIS-Based Water Resources and Agricultural Permitting and Planning System (GWRAPPS). The ADR of withdrawal for the crop rotation was calculated as 0.2055 mgd, which equates to 21.7 inches of supplemental irrigation annually.

Groundwater will also be used to supply 150 head of beef cattle. The ADR of withdrawal for the livestock was calculated as 0.0023 mgd.

The project area includes six existing wells and two proposed 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. Hendrick Cattle Company, Inc. plans to use the center pivot to irrigate 127 acres of a watermelon/ rye, watermelon/ green bean/ rye, or hay rotation.

Water Conservation

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

Minimum Flows and Levels Compliance

Due to this modification, the ADR has decreased 0.0427 mgd, from 0.2505 mgd to 0.2078 mgd. Staff determined the use 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. Staff determined the use 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 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. Staff determined the source will 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. Staff determined the use will not degrade the source from which it is withdrawn.

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. Staff determined the use 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. Staff determined the use will not cause or contribute to 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. Staff determined the use will not cause or 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 **3/28/2030**. 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 **2-84-01032.004**.
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.

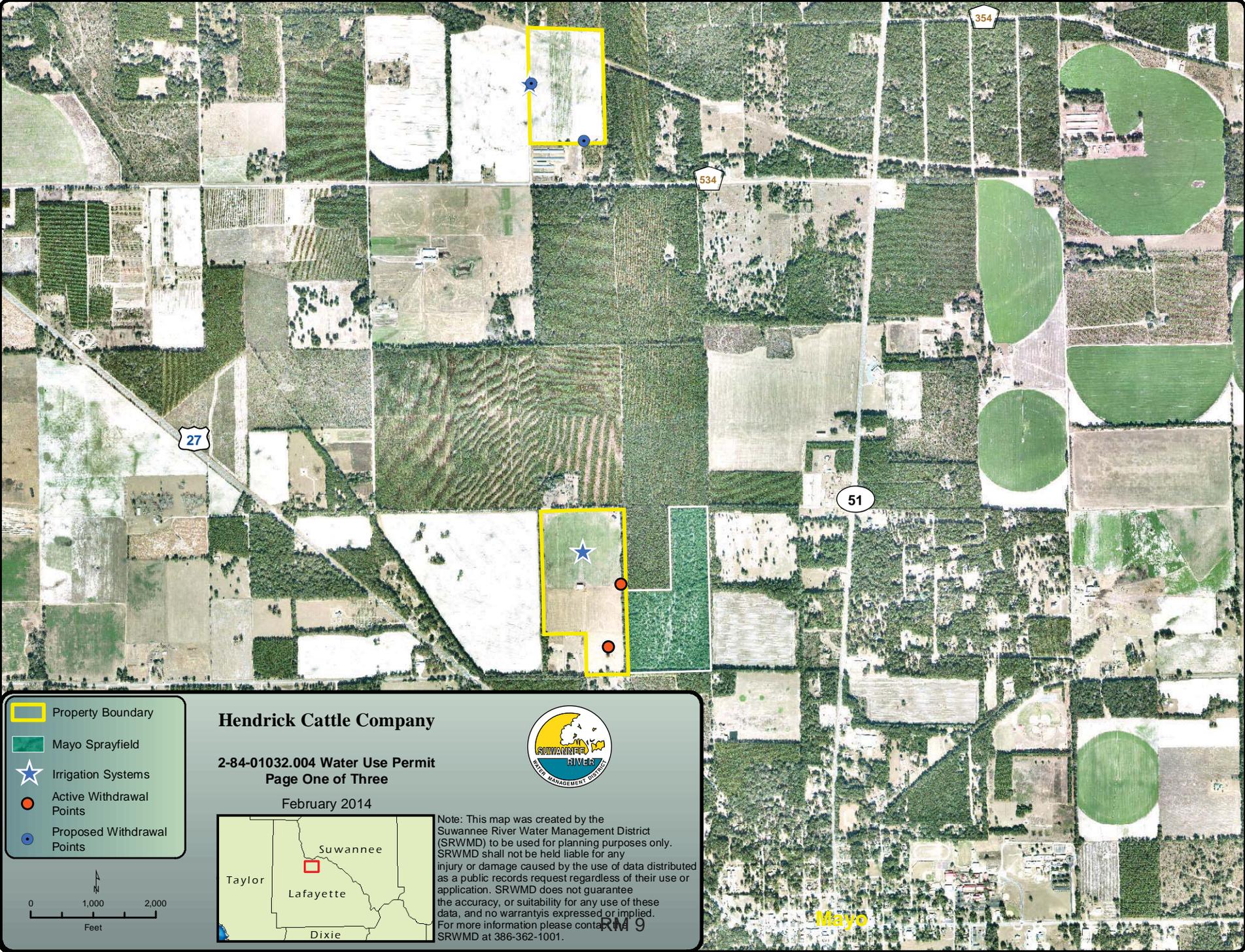
Special Limiting Conditions

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. On an average daily basis, the Permittee is authorized to withdraw 0.2055 mgd of groundwater for supplemental irrigation of a watermelons/ rye rotation on 83 of 127 irrigated acres and a watermelons/ green beans/ rye rotation on 44 of 127 irrigated acres, or 0.1248 mgd of groundwater for supplemental irrigation of pasture.
23. On an average daily basis, the Permittee is authorized to withdraw 0.0023 mgd of groundwater to water livestock.

Attachment A
2-84-01032.004
Hendrick Cattle Company

Name	Status	Diameter	Capacity (gpm)	Water Use
Cattle Barn Irrigation Well	Active	10	650	Irrigation
Cattle Barn Livestock Well	Active	4	20	Livestock
Harlie Lynch Irrigation Well	Proposed	10	700	Irrigation
Homeplace Irrigation Well	Active	10	650	Irrigation
Homeplace Livestock Well	Active	4	20	Livestock
Chester Livestock Well	Active	4	20	Livestock
Chester Irrigation Well	Active	6	400	Irrigation
Harlie Lynch Livestock Well	Proposed	4	20	Livestock



-  Property Boundary
-  Mayo Sprayfield
-  Irrigation Systems
-  Active Withdrawal Points
-  Proposed Withdrawal Points

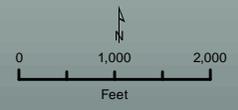
Hendrick Cattle Company

2-84-01032.004 Water Use Permit
Page One of Three

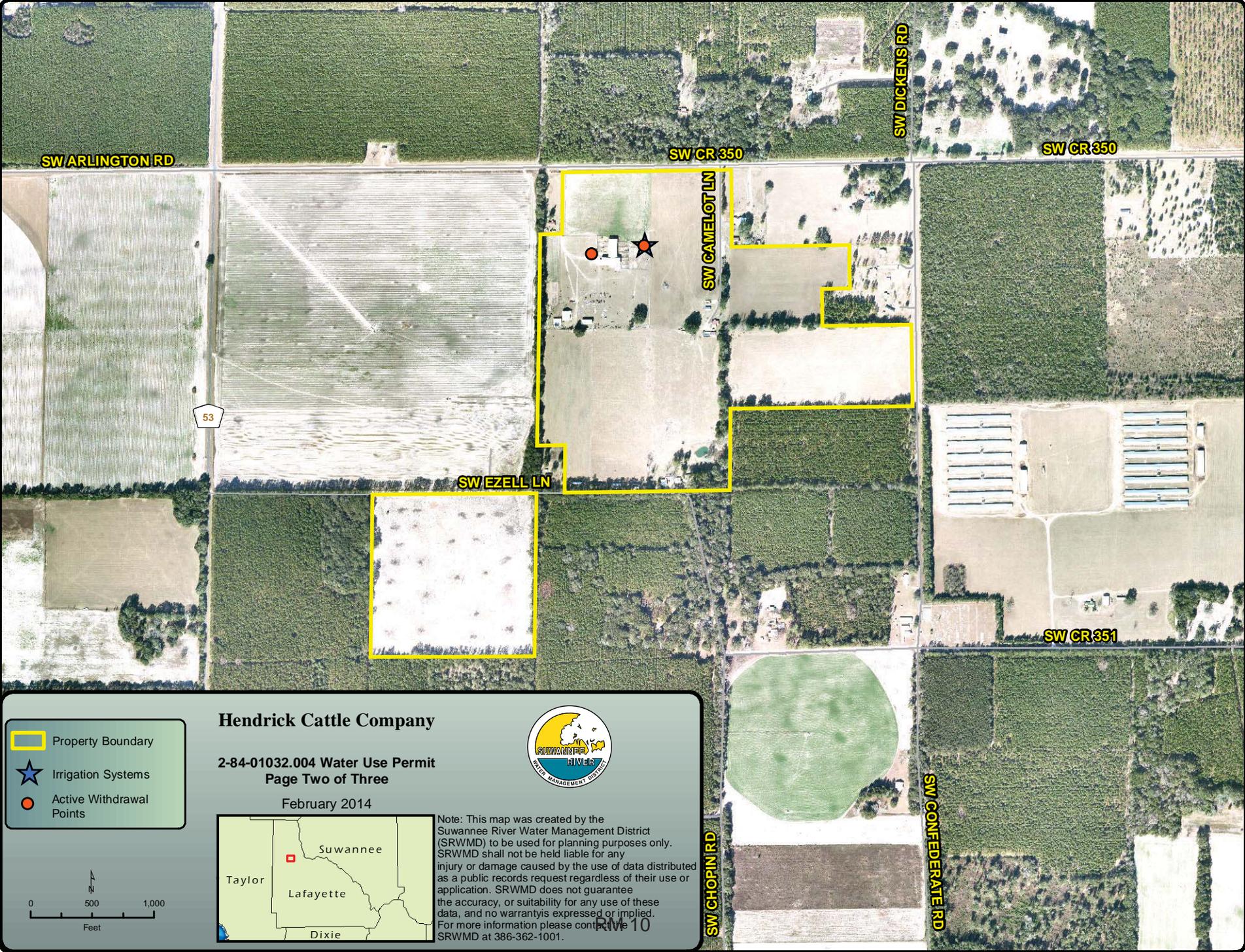
February 2014



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Mayo



SW ARLINGTON RD

SW CR 350

SW DICKENS RD

SW CR 350

53

SW CAMELOT LN

SW EZELL LN

SW CR 351

SW CONFEDERATE RD

SW CHOPIN RD

RW 10

Hendrick Cattle Company

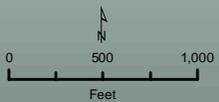
2-84-01032.004 Water Use Permit
Page Two of Three

February 2014



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-  Property Boundary
-  Irrigation Systems
-  Active Withdrawal Points





Hendrick Cattle Company

2-84-01032.004 Water Use Permit
Page Three of Three

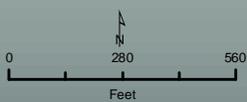
February 2014



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RM 11

-  Property Boundary
-  Irrigation Systems
-  Active Withdrawal Points



MEMORANDUM

TO: Governing Board

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

DATE: January 31, 2014

RE: Approval of a Modification with a 0.2197 mgd Decrease in Allocation and a Ten-Year Permit Extension for Water Use Permit Application Number 2-02-00147.002, Baker Farm, Levy County

RECOMMENDATION

Staff recommends the Governing Board approve Water Use Permit number 2-02-00147.002 with eighteen standard conditions and five special limiting conditions, to Katherine P. and James A. Baker in Levy County.

BACKGROUND

This is a modification for an existing permit to irrigate 75 acres of a rye, watermelon and silage crop rotation. The ADR has decreased 0.2197 mgd, from 0.3097 to 0.0900 mgd. The project area is not located within a Water Resource Caution Area. This producer has requested a ten-year permit extension (the proposed modification will expire 12/20/2032) 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 specific allocations for livestock.

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

/tm

STAFF REPORT
WATER USE PERMIT APPLICATION

DATE: January 31, 2014

PROJECT: Baker Farm

APPLICANT:

Katherine P. & James A. Baker

1360 Kings Hwy

Kissimmee, FL 34744

PERMIT APPLICATION NO.: 2-02-00147.002

DATE OF APPLICATION: December 23, 2013

APPLICATION COMPLETE: January 15, 2014

DEFAULT DATE: April 15, 2014

	Previous Quantities:		Proposed Quantities:	
Average Daily Rate (ADR)	0.3097	mgd	0.0900	mgd

Recommended Agency Action

Staff recommends approval of a Water Use Permit for an existing agricultural operation located within Levy County. The permit includes eighteen standard conditions and five special limiting conditions. Staff recommends a ten-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 20, 2032.

Project Review Staff

James Link, P.E., Warren Zwanka, P.G., and Tim Sagul, P.E. have reviewed the application.

Project Location

The withdrawal facilities are located in Township 11 South, Range 16 East, Section 02 in Levy 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 not located within a Water Resource Caution Area.

Project Description

The project area consists of 1,629 acres with approximately 75 acres being irrigated using groundwater.

The applicant will use a hard hose and drip system for irrigation. The crop rotation includes one year of rye, watermelon and silage followed by five to six years of rye and silage. There are also 200 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 maximum Average Daily Rate (ADR) of withdrawal was calculated as 0.0900 mgd, which equates to 15.6 inches of supplemental irrigation annually.

The project area includes three 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. The applicant plans to irrigate 75 acres with up to three crops each year. Crops include silage corn, and watermelons with winter rye.

Water Conservation

The applicant has completed the Water Conservation Worksheets for the Traveler System Irrigation.

Minimum Flows and Levels Compliance

Due to this modification, the ADR has decreased 0.2197 mgd, from 0.3097 to 0.0900 mgd. Staff determined the use 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. Staff determined the use 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 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. Staff determined the source will 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. Staff determined the use will not degrade the source from which it is withdrawn.

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. Staff determined the use 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. Staff determined the use will not cause or contribute to 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. Staff determined the use will not cause or 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 **12/20/2032**. 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.

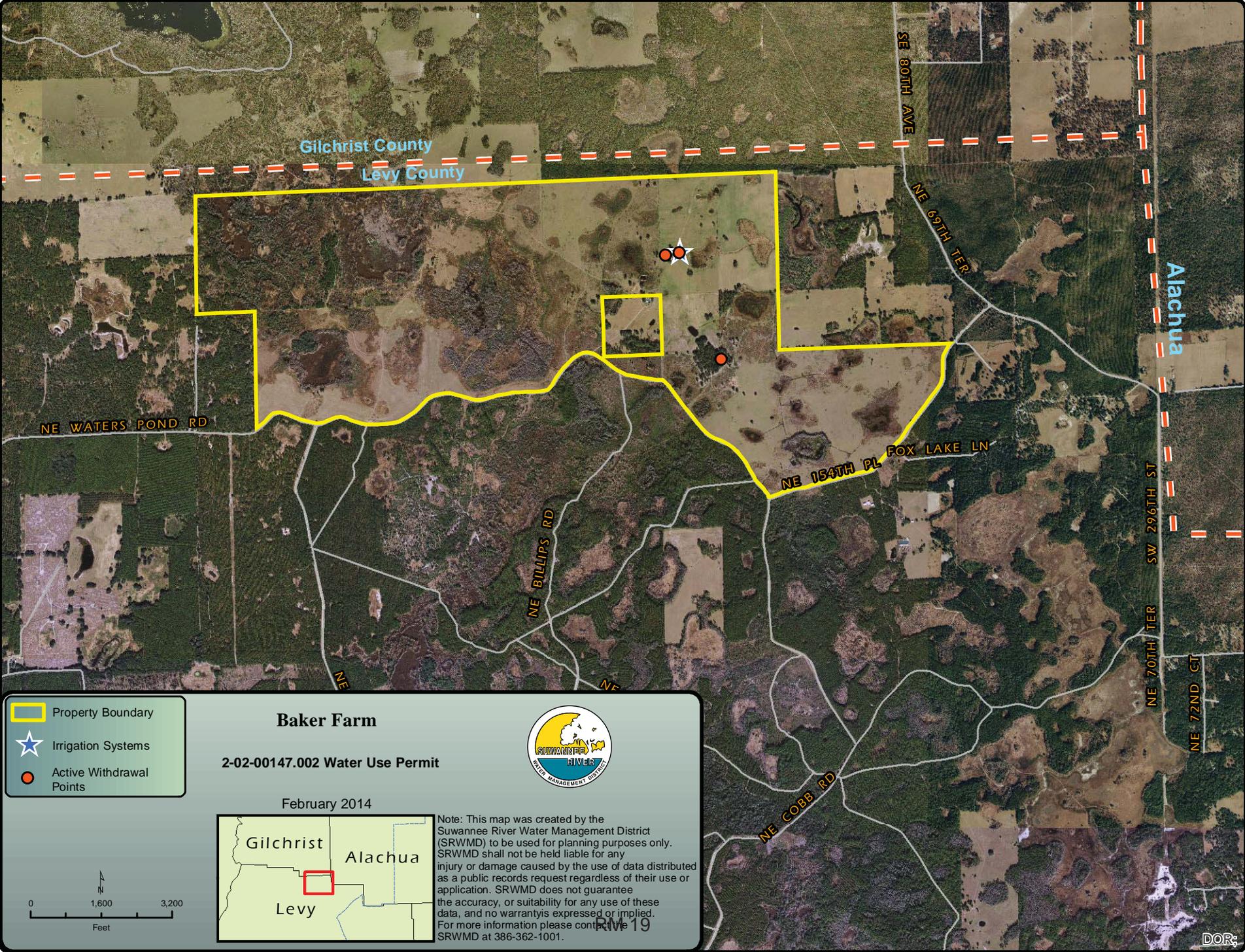
14. Permittee shall notify the District in writing within 90 days of any sale, conveyance, or other transfer of ownership or control of the real property on which the permitted water use activities are located. All water use permit transfers are subject to the requirements of section 40B-2.301, F.A.C.
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 **2-02-00147.002**.
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 maximum average daily withdrawal of groundwater for the rye, watermelon, and silage corn crop rotation is 0.0870 mgd. The maximum average daily withdrawal of groundwater for the peanuts and rye crop rotation is 0.0582 mgd.
23. The Permittee is authorized to withdraw 0.0030 mgd of groundwater to water livestock.

Attachment A
2-02-00147.002
Baker Farm

Name	Status	Diameter	Capacity (gpm)	Water Use
1-Barn	Active	10	750	Irrigation
2-Barn	Active	4	15	Livestock
3-Pens	Active	4	15	Livestock



-  Property Boundary
-  Irrigation Systems
-  Active Withdrawal Points

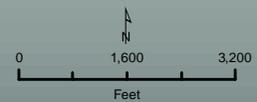
Baker Farm

2-02-00147.002 Water Use Permit

February 2014



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MEMORANDUM

TO: Governing Board

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

DATE: January 31, 2014

RE: Approval of a Modification with a 0.0454 mgd Increase in Allocation and a Ten-Year Permit Extension for Water Use Permit Application Number 2-95-00122.002, Scott Tucker Farm, Alachua County

RECOMMENDATION

Staff recommends the Governing Board approve Water Use Permit number 2-95-00122.002, with eighteen standard conditions and five special limiting conditions to Scott Tucker in Alachua County.

BACKGROUND

This is a modification for an existing permit to irrigate 90 acres of a corn/ sorghum/ oats rotation. The Average Daily Rate (ADR) has increased 0.0454 million gallons per day (mgd), from 0.1296 mgd to 0.1750 mgd. The project area is not located within a Water Resource Caution Area. The applicant is requesting a ten-year permit extension (existing permit will expire on January 26, 2016, and the modification will expire January 26, 2026) 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 crop rotations and for livestock.

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: January 31, 2014

PROJECT: Scott Tucker Farm

APPLICANT:

Scott Tucker
7470 Southeast 110 Street
Trenton, FL 32693

PERMIT APPLICATION NO.: 2-95-00122.002

DATE OF APPLICATION: December 9, 2013

APPLICATION COMPLETE: December 9, 2013

DEFAULT DATE: March 9, 2014

	Previous Quantities:		Proposed Quantities:	
Average Daily Rate (ADR)	0.1296	mgd	0.1750	mgd

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 ten-year permit extension based on chapter 40B-2.331(2), F.A.C. due to voluntarily implementing automated monitoring. The permit will expire on January 26, 2026.

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 10 South, Range 17 East, Section 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.

Project Description

The project area consists of 98 acres with approximately 90 acres being irrigated using groundwater.

The applicant will use one towable center pivot that can be towed to a total of three pivot points. The center pivot will be used to irrigate a corn/ sorghum/ oats rotation. The supplemental irrigation calculations for the crops were based upon GIS-Based Water Resources and Agricultural Permitting and Planning System (GWRAPPS). The ADR of withdrawal for the crop rotation was calculated as 0.1727 mgd, which equates to 25.8 inches of supplemental irrigation annually.

Groundwater will also be used to supply 150 head of beef cattle. The ADR of withdrawal for the livestock was calculated as 0.0023 mgd.

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. Scott Tucker plans to use the center pivot to irrigate 90 acres of a corn/ sorghum/ oats rotation.

Water Conservation

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

Minimum Flows and Levels Compliance

Due to this modification, the ADR has increased 0.0454 mgd, from 0.1296 mgd to 0.1750 mgd. Staff determined the use 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. Staff determined the use 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 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. Staff determined the source will 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. Staff determined the use will not degrade the source from which it is withdrawn.

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. Staff determined the use 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. Staff determined the use will not cause or contribute to 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. Staff determined the use will not cause or 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 **1/26/2026**. 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 **2-95-00122.002**.
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. On an average daily basis, the Permittee is authorized to withdraw 0.1727 mgd for supplemental irrigation of a corn/ sorghum/ oats rotation, 0.1459 mgd for supplemental irrigation of a cotton/ oats rotation, or 0.1316 mgd for supplemental irrigation of a peanuts/ oats rotation.
23. On an average daily basis, the Permittee is authorized to withdraw 0.0023 mgd of groundwater to water livestock.

Attachment A
2-95-00122.002
Scott Tucker Farm

Name	Status	Diameter	Capacity (gpm)	Water Use
Powerline Well	Active	8	900	Irrigation
Livestock Well	Active	4	25	Livestock



SE 110TH ST

SW 298TH ST

337

Scott Tucker

2-95-00122.002 Water Use Permit

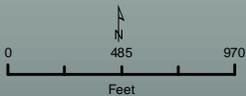
February 2014



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.

RW 27

-  Property Boundary
-  Irrigation Systems
-  Active Withdrawal Points



MEMORANDUM

TO: Governing Board

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

DATE: January 31, 2014

RE: Approval of a Modification with a 0.2501 mgd Decrease in Allocation and a Five-year Permit Extension for Water Use Permit Application Number 2-84-00364.003, James D. Williams, Jr. Farm, Suwannee County

RECOMMENDATION

Staff recommends the Governing Board approve Water Use Permit number 2-84-00364.003, with eighteen standard conditions and five special limiting conditions to James D. Williams, Jr. in Suwannee County.

BACKGROUND

This is a modification for an existing permit to irrigate 221 acres of a corn/ oats or peanut/ oats rotation. The Average Daily Rate (ADR) has decreased 0.2501 million gallons per day (mgd), from 0.5327 mgd to 0.2826 mgd. The project area is not located within a Water Resource Caution Area. The applicant is requesting a five-year permit extension (existing permit will expire on February 22, 2025, and the modification will expire February 22, 2030) 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 crop rotations and for livestock.

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: January 31, 2014

PROJECT: James D. Williams, Jr. Farm

APPLICANT:

James D. Williams, Jr.
10592 122nd Street
Live Oak, FL 32060

PERMIT APPLICATION NO.: 2-84-00364.003

DATE OF APPLICATION: September 5, 2013

APPLICATION COMPLETE: December 26, 2013

DEFAULT DATE: March 26, 2014

	Previous Quantities:		Proposed Quantities:	
Average Daily Rate (ADR)	0.5327	mgd	0.2826	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 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 February 22, 2030.

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 03 South, Range 13 East, Section 13 in Suwannee County. The project is located within the Suwannee River basin according to the USGS National Hydrography Dataset, Hydrologic Unit Code-8 sub basins.

Project Description

The project area consists of 575 acres with approximately 221 acres being irrigated using groundwater.

The applicant will use one towable center pivot that can be towed to a total of three pivot points. The center pivot will be used to irrigate a corn/ oats or peanut/ oats rotation. The supplemental irrigation calculations for the crops were based upon GIS-Based Water Resources and Agricultural Permitting and Planning System (GWRAPPS). The ADR of withdrawal for the crop rotation was calculated as 0.2820 mgd, which equates to 17.2 inches of supplemental irrigation annually.

Groundwater will also be used to supply 40 head of beef cattle. The ADR of withdrawal for the livestock was calculated as 0.0006 mgd.

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. James D. Williams, Jr. plans to use the center pivot to irrigate 221 acres of a corn/oats rotation.

Water Conservation

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

Minimum Flows and Levels Compliance

Due to this modification, the ADR has decreased 0.2501 mgd, from 0.5327 mgd to 0.2826 mgd. Staff determined the use 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. Staff determined the use 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 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. Staff determined the source will 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. Staff determined the use will not degrade the source from which it is withdrawn.

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. Staff determined the use 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. Staff determined the use will not cause or contribute to 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. Staff determined the use will not cause or 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 **2/22/2030**. 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.

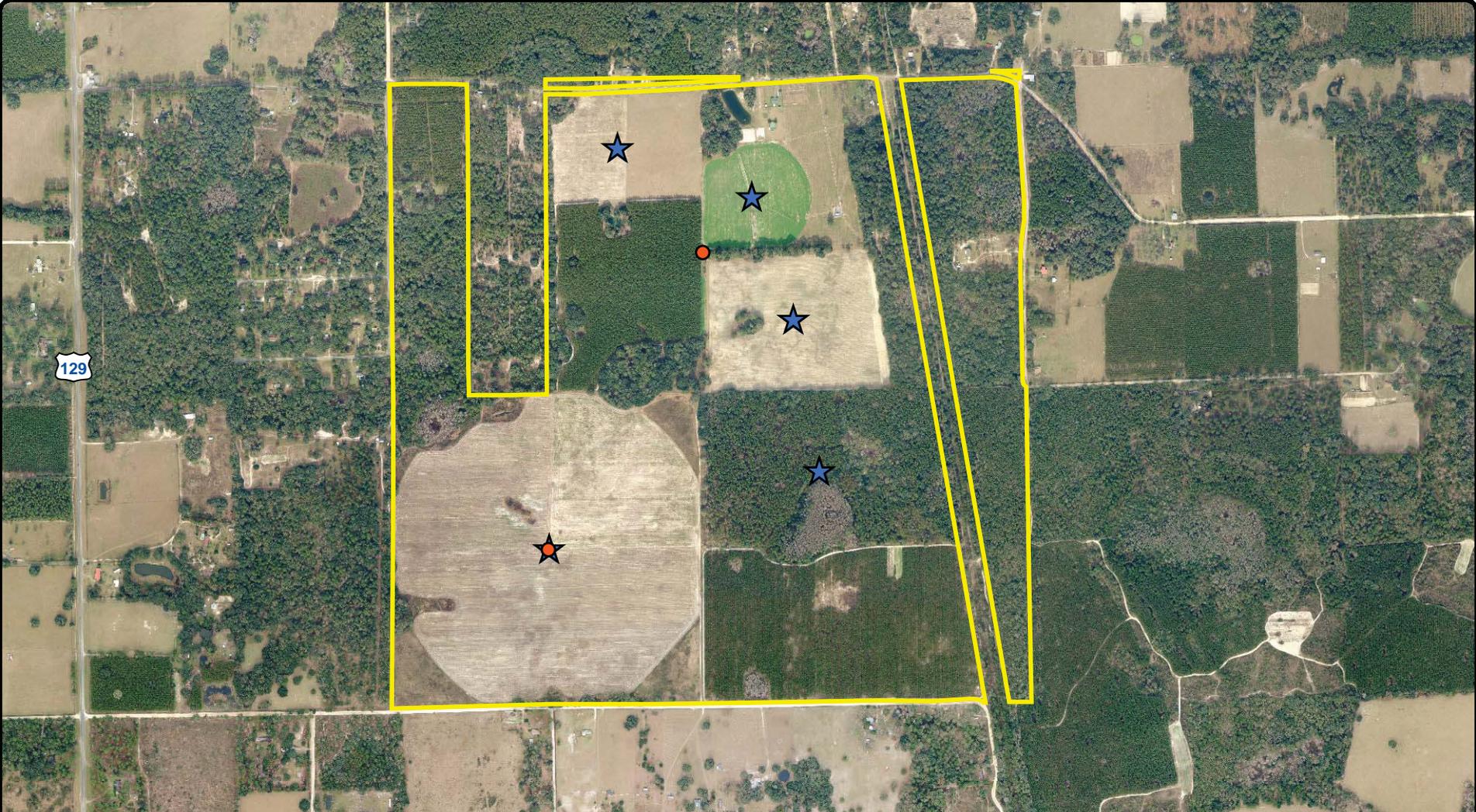
12. This permit does not relieve the permittee from complying with any applicable local government, state, or federal law, rule, or ordinance.
13. This permit does not convey to the permittee any property rights or privileges other than those specified herein.
14. Permittee shall notify the District 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 **2-84-00364.003**.
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. On an average daily basis, the Permittee is authorized to withdraw 0.2820 mgd of groundwater for supplemental irrigation of a corn/ oats rotation or 0.2180 mgd of groundwater for supplemental irrigation of a peanut/ oats rotation.
23. On an annual average daily basis, the Permittee is authorized to withdraw 0.0006 mgd of groundwater to water livestock.

Attachment A
2-84-00364.003
James D. Williams, Jr. Farm

Name	Status	Diameter	Capacity (gpm)	Water Use
Well 1	Active	12	1200	Irrigation / Livestock
Well 2	Active	8	1000	Irrigation / Livestock



James D. Williams Jr. Farm

2-84-00364.003 Water Use Permit



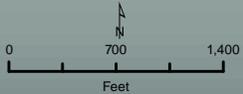
February 2014



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.

RW 35

-  Property Boundary
-  Irrigation Systems
-  Active Withdrawal Points



MEMORANDUM

TO: Governing Board

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

DATE: January 31, 2014

RE: Approval of a Modification with a 0.0067 mgd Increase in Allocation and a Permit Extension for Water Use Permit Application Number 2-12-00004.002, Jack Putnal, Suwannee County

RECOMMENDATION

Staff recommends the Governing Board approve of Water Use Permit number 2-12-00004.002 with eighteen standard conditions and four special limiting conditions, to Jack Putnal in Suwannee County.

BACKGROUND

This is a modification for an existing permit to irrigate 105 acres of a corn and oats crop rotation. The ADR has increased 0.0067 mgd, from 0.1583 to 0.1650 mgd. The project area is not located within a Water Resource Caution Area. This producer is participating in the District cost-share program and has requested a permit extension (the proposed modification will expire February 11, 2034) 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.

/tm

STAFF REPORT
WATER USE PERMIT APPLICATION

DATE: January 31, 2014

PROJECT: Jack Putnal Farm

APPLICANT:

Jack Putnal
19769 152nd Street
Live Oak, FL 32060

PERMIT APPLICATION NO.: 2-84-01221.003

DATE OF APPLICATION: January 3, 2014

APPLICATION COMPLETE: January 3, 2014

DEFAULT DATE: April 3, 2014

	Previous Quantities:		Proposed Quantities:	
Average Daily Rate (ADR)	0.1583	mgd	0.1650	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 recommends a permit extension based on chapter 40B-2.331(2), F.A.C. due to voluntarily implementing automated monitoring. The permit will expire on February 11, 2034.

Project Review Staff

James Link, Warren Zwanka, P.G., and Tim Sagul, P.E. have reviewed the application.

Project Location

The withdrawal facilities are located in Township 03 South, Range 11 East, Section 35 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. The project is not located within a Water Resource Caution Area.

Project Description

The project area consists of 118 acres with approximately 105 acres being irrigated using groundwater.

The applicant will use one center pivot for irrigation. The crop rotation alternates between corn and peanuts in the spring with a winter cover crop of rye each year. The water use calculations for the crops were based upon GIS-Based Water Resources and Agricultural Permitting and Planning System (GWRAPPS). The Average Daily Rate (ADR) of withdrawal was calculated as 0.1650 mgd, which equates to 21.1 inches of supplemental irrigation annually. This producer is participating in the District cost-share program.

The project area includes one existing well. 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. Jack Putnal plans to irrigate 105 acres with two crops each year. Crops include corn, or peanuts with winter rye.

Water Conservation

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

Minimum Flows and Levels Compliance

Due to this modification, the ADR has increased 0.0067 mgd, from 0.1583 to 0.1650 mgd. Staff determined the use 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. Staff determined the use 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 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. Staff determined the source will 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. Staff determined the use will not degrade the source from which it is withdrawn.

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. Staff determined the use 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. Staff determined the use will not cause or contribute to 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. Staff determined the use will not cause or 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 **2/11/2034**. 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.

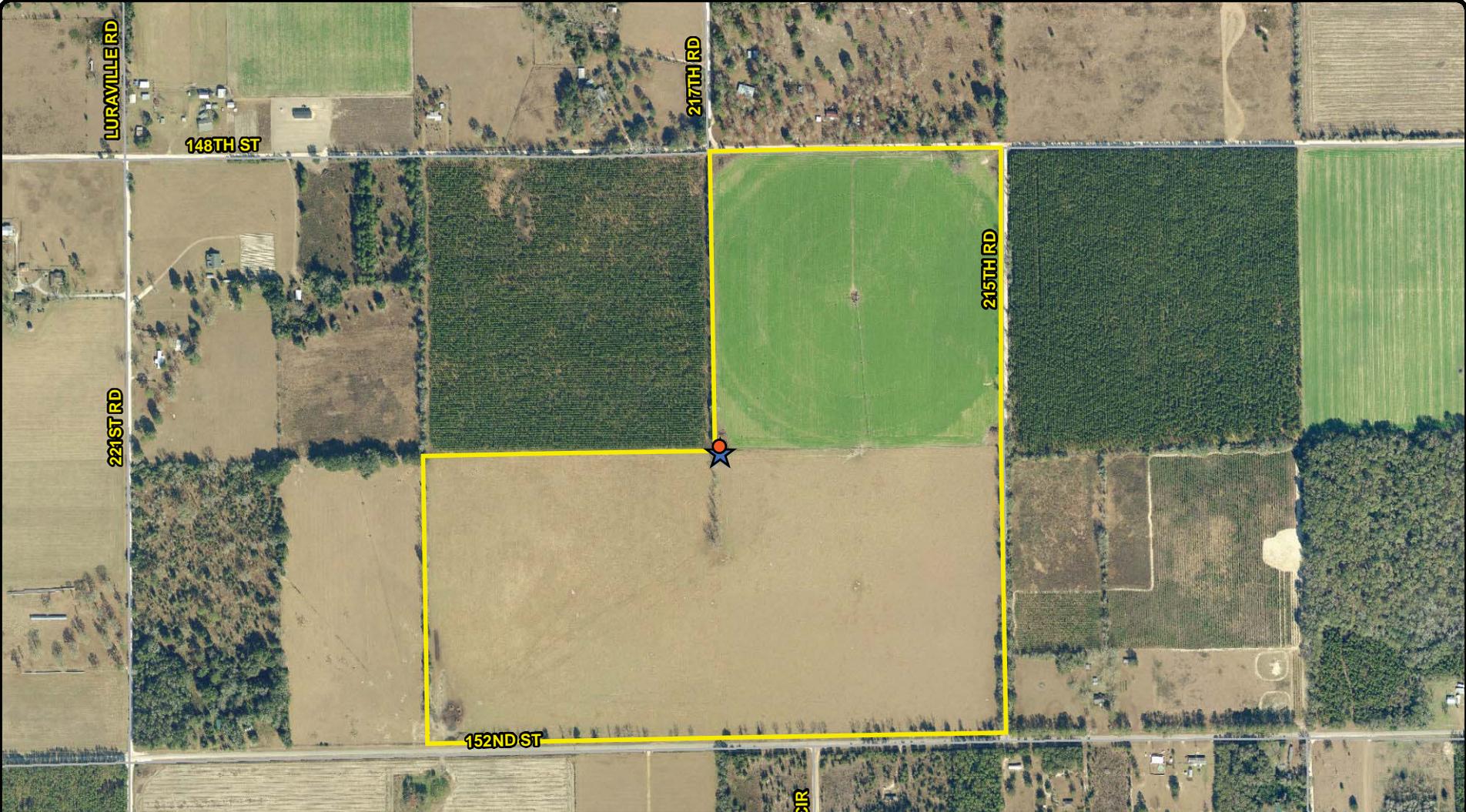
14. Permittee shall notify the District in writing within 90 days of any sale, conveyance, or other transfer of ownership or control of the real property on which the permitted water use activities are located. All water use permit transfers are subject to the requirements of section 40B-2.301, F.A.C.
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 **2-12-00004.002**.
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 0.1650 mgd for supplemental irrigation of a corn and oats rotation or 0.0900 mgd for supplemental irrigation of a peanut and oats rotation.

Attachment A
2-12-00004.002
Jack Putnal Farm

Name	Status	Diameter	Capacity (gpm)	Water Use
Well No. 1	Active	12	1000	Irrigation



-  Property Boundary
-  Irrigation Systems
-  Active Withdrawal Points

Jack Putnal

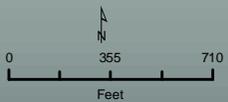
2-12-00004.002 Water Use Permit

February 2014



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.

RM 43



MEMORANDUM

TO: Governing Board

FROM : Warren Zwanka, Senior Hydrologist

DATE: January 31, 2014

RE: Authorization to Seek Enforcement of Administrative Complaint and Order CE12-0021 Regarding Allen Dean, Taylor County, by Filing an Action in Circuit Court Seeking Judicial Enforcement of the Administrative Order

RECOMMENDATION

Staff recommends the Governing Board authorize Counsel to seek enforcement of Administrative Complaint and Order (ACO) CE 12-0021, regarding Allen Dean, Taylor County, by filing an action in Circuit Court seeking judicial enforcement of the Administrative Order.

BACKGROUND

A Notice of Violation was sent to Mr. Dean on July 26, 2013, for four reported cases of unlicensed water well contracting in Taylor County. Staff met with Mr. Dean at the District on August 12, 2013, where he agreed to cease construction, repair, and abandonment of water wells until licensed by the District. District staff contacted Mr. Dean on August 19, 2013, to negotiate payment of statutory penalties (\$5000 per offense) and was unable to reach consent. Furthermore, on August 29, 2013, District staff received information indicating Mr. Dean had resumed unlicensed water well contracting in Taylor County.

The Governing Board authorized staff to initiate enforcement on October 10, 2013, and Mr. Dean was served with ACO CE12-0021 on December 13, 2013. The time for filing a petition for hearing has lapsed and no written appeal has been received from Mr. Dean. The ACO has become final and is now subject to judicial enforcement of a \$10,000 penalty for two counts of unlicensed water well contracting.

WZ/tm

AFFIDAVIT OF SERVICE

State of Florida

County of Taylor

Court

Case Number: 12-0021

Complainant:
SUWANNEE RIVER WATER MANAGEMENT DISTRICT

vs.

Defendant:
ALLEN DEAN

For:
Attorney For The Petitioner

Received by Africano Surveillance & Process on the 27th day of November, 2013 at 8:57 am to be served on Allen Dean, 7162 Beach Rd., Perry, FL 32348.

I, Christopher M. Africano, #2011-002, being duly sworn, depose and say that on the 12th day of December, 2013 at 4:15 pm, I:

individually Served the within named person with a true copy of this **ADMINISTRATIVE COMPLAINT AND PROPOSED ORDER** with the date and hour endorsed thereon by me, pursuant to State Statutes.

I certify that I am over the age of 18, have no interest in the above action and am a Certified Process Server, in good standing, in the judicial circuit in which the process was served.

State of Florida
County of Suwannee

Subscribed and Sworn to before me on the 13th day of December, 2013 by the affiant who is personally known to me.

Mary J Anderson
NOTARY PUBLIC



Christopher M. Africano

Christopher M. Africano, #2011-002
Process Server

Africano Surveillance & Process
Post Office Box 248
White Springs, FL 32098
(386) 384-4281

Our Job Serial Number: CAI-2013003915

SUWANNEE RIVER WATER MANAGEMENT DISTRICT

Suwannee River Water Management District,

Complainant,

CE 12-0021

vs.

Allen Dean,

Respondent.

**ADMINISTRATIVE COMPLAINT
AND PROPOSED ORDER**

The Suwannee River Water Management District ("Complainant" or "District"), serves this Administrative Complaint and Order upon Allen Dean ("Respondent") pursuant to Sections 373.119, 373.323, and 373.333 of the Florida Statutes, and alleges as follows:

FINDINGS OF FACT

1. The Complainant is an administrative agency of the State of Florida charged with the responsibility to conserve, protect, manage and control water resources within its boundaries and to administer and enforce Chapter 373 of the Florida Statutes and the rules promulgated thereunder as Chapters 40B-3, 62-524, 62-531, 62-532 and 62-555 of the Florida Administrative Code for regulation of water wells and water well contractors.

2. Respondent, whose mailing address is 7162 Beach Road, Perry, Florida 32348, is engaged in the business of constructing, repairing, or abandoning water wells.

3. Respondent is not a licensed water well contractor in Florida, nor has he ever been a licensed water well contractor in Florida, nor is he employed by or under the supervision of a licensed water well contractor.

4. From November 2012 through July, 2013, District received several complaints regarding water well contracting by Respondent.

5. On July 19, 2013, Taylor County Sheriff's office observed Respondent constructing a water well at 2617 Dean Road, Perry, Florida 32348 (the "Subject Property 1") and filed an offense-incident report and incorporated herein as "Exhibit A." District inspected Subject Property 1 and observed a water well that was constructed by Respondent and are shown in Exhibits "B" and "C."

6. On July 25, 2013, the District sent Respondent a Notice of Violation for violations of 373.336, F.S., incorporated herein as "Exhibit D."

7. On August 12, 2013, District staff met with Respondent. Respondent verbally agreed to cease construction, repair, and abandonment of water wells until licensed by the District.

8. On August 20, 2013, District staff conducted a site visit to 2311 Mary Esther Lane, Perry, FL (the "Subject Property 2") where they were provided invoices by the well owner (Exhibits "E", "F", and "G") indicating Respondent constructed a well for the owner under the business name "Allen Dean Pump & Well Repair" on or about August 13, 2012. District inspected Subject Property 2 and observed a water well that was constructed by Respondent and are shown in Exhibits "H" and "I."

9. On August 19, 2013, District staff contacted Respondent to negotiate payment of the penalty contained in the Notice described in paragraph 6 above for unlicensed water well contracting at Subject Property 1 and Subject Property 2, and were unable to reach consent.

10. On August 29, 2013, District received a call from a citizen who wanted to verify Respondent's status as a licensed water well contractor prior to having a well drilled by Respondent, indicating that Respondent had resumed unlicensed water well contracting.

11. On October 10, 2013, the District Governing Board authorized the Executive Director to file an Administrative Complaint and Order against Respondent for unlicensed water well contracting, pursuant to § 373.333(8), F.S. A true and correct copy of District's October 10, 2013 Governing Board minutes are attached as "Exhibit J."

12. Respondent has a right to request a hearing to be conducted in accordance with Sections 120.569 and 120.57, F.S., and to be represented by counsel or other qualified representative.

CONCLUSIONS OF LAW

13. The District has jurisdiction over Respondent's activities pursuant to Chapter 373 of the Florida Statutes and Chapters 40B-3 and 62-531 of the Florida Administrative Code, and may impose disciplinary actions, including administrative fines, in accordance with the disciplinary guidelines adopted by rule by the Department of Environmental Protection and adopted by the District in Section 40B-3.037 of the Florida Administrative Code.

14. Every person who wishes to engage in business as a water well contractor must, pursuant to § 373.323(1) of the Florida Statutes, obtain a license from the water management district to conduct such business.

15. A water well contractor is defined by § 373.303(6) of the Florida Statutes as "a person who is responsible for the construction, repair, or abandonment of a water well and who is licensed under this part [part III of Chapter 373] to engage in the business of construction, repair, or abandonment of water wells."

16. Construction of water wells is defined by § 373.303(2) of the Florida Statutes as meaning all parts necessary to obtain groundwater by wells, including the location and excavation of the well, but excluding the installation of pumps and pumping equipment."

17. "Repair" is defined by § 373.303(5) of the Florida Statutes to mean "any action which involves the physical alteration or replacement of any part of a well, but does not include the alteration or replacement of any portion of a well which is above ground surface."

18. "Abandon" is defined by § 40B-3.021(1), of the Florida Administrative Code to mean "to plug a well by filling from bottom to top with neat cement grout."

19. Respondent has engaged in the business of water well contracting at Subject Property 1 and Subject Property 2.

20. § 62-531.450, Florida Administrative Code, provides in part:

(2) It is unlawful for any person to:

(a) Practice water well contracting without an active license issued pursuant to this chapter.

(b) Construct, repair, or abandon a water well, or operate drilling equipment for such purpose, unless employed by or under the supervision of a licensed water well contractor, unless the activity is exempt in accordance with Rule 62-531.390, F.A.C.

(4) The following acts constitute grounds for which disciplinary actions specified in subsection (5) below may be taken by a District:

(g) Practicing water well contracting without a water well contractor's license.

(5) When the District finds a person guilty of any of the grounds for disciplinary action in subsection (4) above, it may enter an order imposing one or more of the following disciplinary actions in accordance with the guidelines established in the Department's Water Well Contractor Disciplinary Guidelines and Procedures Manual, October 2002:

(c) Imposition of an administrative penalty not to exceed \$5,000 for each count or separate offense.

21. Respondent is an unlicensed person who has engaged in the practice of water well contracting for which a license is required.

22. Respondent's activities described above violated § 373.323(1) of the Florida Statutes and §§ 62-531.450(2)(a) and (b), and (3) of the Florida Administrative Code, in that, Respondent has practiced water well contracting by constructing, repairing, or abandoning at least two water wells without a valid Florida water well contractor license.

ORDER FOR CORRECTIVE ACTION

23. Pursuant to § 373.323(7) of the Florida Statutes, Respondent is Ordered to immediately Cease and Desist all water well construction activities, including water well repairs and abandonments, until such time as Respondent has obtained a valid Florida water well contractor's license.

24. Pursuant to § 373.333(8), Florida Statutes, and § 62-531.450(5)(c), Florida Administrative Code, Respondent shall pay the Complainant the sum of Ten Thousand and No/100 Dollars (\$10,000.00) in penalties for two violations of unlicensed water well contracting as described above. The total amount shall be made payable by certified check or money order within 30 days of the date of service of this Administrative Complaint and Order by the Complainant on the Respondent.

DATED on this 18th day of November, 2013.

SUWANNEE RIVER WATER
MANAGEMENT DISTRICT



ANN B. SHORTELE, Ph. D.
EXECUTIVE DIRECTOR

RENDERED this 18th day of November, 2013.


District Clerk

NOTICE OF RIGHTS

1. A person whose substantial interests are or may be determined has the right to request an administrative hearing by filing a written petition with the Suwannee River Water Management District (District), or may choose to pursue mediation as an alternative remedy under Section 120.569 and 120.573, Florida Statutes, before the deadline for filing a petition. Choosing mediation will not adversely affect the right to a hearing if mediation does not result in a settlement. The procedures for pursuing mediation are set forth in Sections 120.569 and 120.57 Florida Statutes. Pursuant to Rule 28-106.111, Florida Administrative Code, the petition must be filed at the office of the District Clerk at District Headquarters, 9225 C.R. 49, Live Oak Florida 32060 within twenty-one (21) days of receipt of written notice of the decision or within twenty-one (21) days of newspaper publication of the notice of District decision (for those persons to whom the District does not mail actual notice). A petition must comply with Chapter 28-106, Florida Administrative Code.

2. If the Governing Board takes action which substantially differs from the notice of District decision to grant or deny the permit application, a person whose substantial interests are or may be determined has the right to request an administrative hearing or may choose to pursue mediation as an alternative remedy as described above. Pursuant to Rule 28-106.111, Florida Administrative Code, the petition must be filed at the office of the District Clerk at District Headquarters, 9225 C.R. 49, Live Oak, Florida 32060 within twenty-one (21) days of receipt of written notice of the decision or within twenty-one (21) days of newspaper publication of the notice of District decision (for those persons to whom the District does not mail actual notice). Such a petition must comply with Chapter 28-106, Florida Administrative Code.

3. A substantially interested person has the right to a formal administrative hearing pursuant to Section 120.569 and 120.57(1), Florida Statutes, where there is a dispute between the District and the party regarding an issue of material fact. A petition for formal hearing must comply with the requirements set forth in Rule 28-106.201, Florida Administrative Code.

4. A substantially interested person has the right to an informal hearing pursuant to Section 120.569 and 120.57(2), Florida Statutes, where no material facts are in dispute. A petition for an informal hearing must comply with the requirements set forth in Rule 28-106.301, Florida Administrative Code.

5. A petition for an administrative hearing is deemed filed upon receipt of the petition by the Office of the District Clerk at the District Headquarters in Live Oak, Florida.

6. Failure to file a petition for an administrative hearing within the requisite time frame shall constitute a waiver of the right to an administrative hearing pursuant to Rule 28-106.111, Florida Administrative Code.

7. The right to an administrative hearing and the relevant procedures to be followed is governed by Chapter 120, Florida Statutes, and Chapter 28-106, Florida Administrative Code.

8. Pursuant to Section 120.68, Florida Statutes, a person who is adversely affected by final District action may seek review of the action in the District Court of Appeal by filing a notice of appeal pursuant to the Florida Rules of Appellate Procedure within 30 days of the rendering of the final District action.

9. A party to the proceeding before the District who claims that a District order is inconsistent with the provisions and purposes of Chapter 373, Florida Statutes, may seek review of the order pursuant to Section 373.114, Florida Statutes, by the Florida Land and Water Adjudicatory Commission, by filing a request for review with the Commission and serving a copy of the Department of Environmental Protection and any person named in the order within 20 days of adoption of a rule or the rendering of the District order.

10. For appeals to the District Courts of Appeal, a District action is considered rendered after it is signed on behalf of the District, and is filed by the District Clerk.

11. Failure to observe the relevant time frames for filing a petition for judicial review, or for Commission review, will result in waiver of the right to review.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Notice of Rights has been sent by U.S. Mail and Process Server to:

Allen Dean
7162 Beach Road
Perry, FL 32348

this 18th day of November, 2013

Tim Sagul

Tim Sagul
Deputy Clerk
Suwannee River Water Management District
9225 CR 49
Live Oak, Florida 32060
386.362.1001 or 800.228.1066 (Florida only)

NARRATIVE CONTINUATION

Taylor County Sheriff's Office

Agency	FLD620000	Agency Phone Number	118170483
--------	-----------	---------------------	-----------

Case Number	11
Case Date	07/19/2013

Case Name: ILPCA - DRILLING

On the above date, I received information by cell phone from Steve Madio with Hometown Farm Management, regarding someone drilling a well without a license. Steve advised Allen Dean was at 2613 Dean Road drilling a well in the backyard.

Upon arriving at the residence I met with the owner identified as John Berryhill. I asked him if there was someone drilling a well on the property, and he advised Allen Dean was in the backyard drill. I walked around to the backyard and met with Allen, who was standing beside a well driller and a metal casing pipe that had been drilled in the ground.

I asked Allen what he was doing, and he stated that he was drilling a well. I asked him if he had a license for domestic well drilling, and he stated that he did not. I advised Allen that it is illegal to drill wells under contract without having a license. Allen stated that he was not drilling. I asked him how deep the metal casing pipe was drilled in the ground and he advised about 10 feet. I advised Allen that he had to stop drilling and leave the property with his equipment. Allen advised that he was contacted by John Berryhill for this well drilling job.

It should be noted that the Sheriff's Office has received several reports about Allen drilling without a license. I took pictures of the well drilling equipment, and received a sworn written statement from Allen which will be attached to this report. A Probable Cause Affidavit will be sent to the State Attorney's Office against Allen for drilling under contract without a license. I have no further information to report in this case. This case is closed.

Case Number	11	Case Date	07/19/2013
Case Name	ILPCA - DRILLING	Case Status	CC
Case Officer	Sgt. Eric Woods	Case Manager	Woods
Case Type	1	Case Category	A
Case Priority	1	Case Sub-Category	A
Case Status	1	Case Sub-Status	A
Case Date	07/19/2013	Case Time	11:11
Case Location	2613 Dean Road	Case Address	2613 Dean Road
Case City	Woods	Case State	GA
Case Zip	30188	Case County	Taylor
Case Agency	FLD620000	Case Agency Phone	118170483
Case Agency Address	118170483	Case Agency City	Woods
Case Agency State	GA	Case Agency Zip	30188
Case Agency County	Taylor	Case Agency FIPS	13603

EXHIBIT A



EXHIBIT B



EXHIBIT C

EXHIBIT D



SUWANNEE RIVER WATER MANAGEMENT DISTRICT

July 26, 2013

Mr. Allen Dean
7162 Beach Road
Perry, FL 32348

Subject: **CE12-0021, NOTICE OF VIOLATION, Unlicensed Water Well Contracting**

Dear Mr. Dean:

Documentation obtained by the Suwannee River Water Management District (District) indicates that you engaged in water well construction at the following locations:

1. 18790 Royal Oak Drive East, Perry, FL on or about 2/27/2012
2. 2506 Post Oak Road, Perry, FL on or about 4/17/2012
3. 2311 Mary Esther Lane, Perry, FL on or about 8/2/2012
4. 2617 Dean Road, Perry, FL on or about 7/19/2013

The District has no record of your licensure as a Water Well Contractor in Florida and has received no written authorization from a Water Well Contractor allowing you to construct, repair or abandon water wells under their license. Unlicensed water well contracting is a violation of Section 373.336, Florida Statutes (F.S.), and is subject to an administrative penalty of up to \$5,000.00 for each count or separate offense. Listed below are the required corrective actions that must be performed to comply with the terms and conditions of Section 373.336, F.S.

Corrective Actions:

1. **Immediately cease and desist all construction, repair, or abandonment of water wells until a Water Well Contractor's license has been obtained or written authorization to construct, repair or abandon water wells under another Water Well Contractor's license is provided to the District.**
2. **Pay a penalty of \$20,000.00 for the unlicensed construction of four (4) water wells through the signing of a Consent Order with the District.**

Water Well Contractor licensing requirements can be found in Section 373.323, F.S. Failure to perform the corrective action above within 20 days of the receipt of this notice may result in the issuance of an Administrative Complaint and Order and imposition of the administrative penalties for unlicensed water well contracting. However, the District prefers to meet with you to discuss corrective actions, time frames, and penalties to resolve this matter without further enforcement action. All inquiries or correspondence pertaining to this notice should be directed to Warren Zwanka at 386.847.3105, or email wz@srwmd.org.

Sincerely,

A handwritten signature in black ink, appearing to read "Tim Sagul".

Tim Sagul, P.E., CFM
Resource Management Division Director

TS/m

Certified Mail No: 7010 1060 0001 1350 2632

Water for Nature, Water for People

RECYCLED PAPER

9225 CR 48 • LIVE OAK, FLORIDA 32060 • TELEPHONE 386282-1001 • 800286-1066 (FL) • FAX 386282-1028
mysuwanneeriver.com

EXHIBIT E

ALLEN DEAN	
Pump & well Repair	
(850) 295-3613	
1 2" well	\$ 850.00
1 permit	\$ 50.00
pd 500.00	\$ 900.00
Allen Dean	
Esther Avery	
Mary Edne Perry	
FIA 32348	Tax
584-5821	Total 900.00

NCCU 3632 GuestCheck® www.nationalchecking.com MADE IN THE USA

EXHIBIT G

0400505

ALLEN DEAN

Customer: (800) 295-3613 Date: 8-13 20 12
 Order No.

Name: Ester Avery

Address		CASH		CHARGE		SALE TAX		MISC. FEES		TAX OUT	
QUAN.	DESCRIPTION	PRICE	AMOUNT	PRICE	AMOUNT	PRICE	AMOUNT	PRICE	AMOUNT	PRICE	AMOUNT
	Pen Cap/Markers	5	100.00								
	Water House Inc										
	Water Supply										
	Installed new valves		2000								
	Total										120.00
	P.O. #										150.00

EXHIBIT H



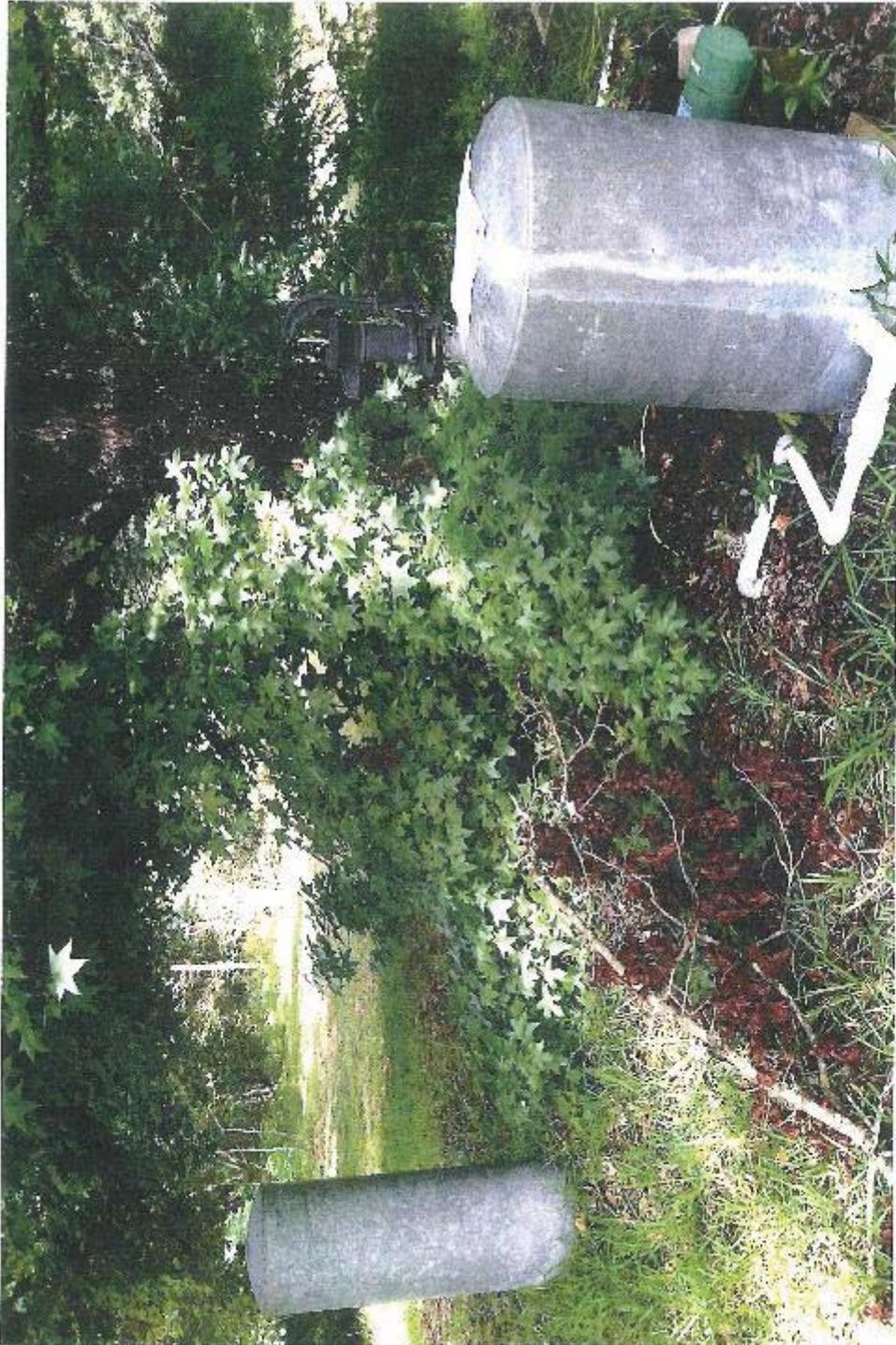


EXHIBIT I

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

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

9:00 a.m., Thursday
October 10, 2013

Cedar Key, Florida

Governing Board:

Seat	Name	Office	Present	Not Present
Aucilla Basin	George M. Udo, Ph.D.			X
Coastal River Basin	Donald Ray Curtis, III	Sec/Treas.	X	
Lower Suwannee Basin	Don Quincay, 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, Schriker, Reeves & Gowing, P.A.	X	

Staff:

Position	Name	Present	Not Present
Executive Director	Ann Shortell	X	
Assistant Executive Director	Jon Dinges	X	
Govern. Affairs / Communications Director	Steve Morris	X	
Administrative Services Bureau Director	Dave Dickens	X	
Land Resources Division Director	Charles H. Houser III	X	
Water Supply Division Director	Carlos Hard	X	
Water Resources Division Director	Frich Marzolf	X	
Resource Management Division Director	Tim Sagul	X	
GB & HR Coordinator	Lisa Cheshire	X	

EXHIBIT J

MEMORANDUM

TO: Governing Board
FROM: Kevin Wright, P.E., Ag Team
DATE: January 31, 2014
RE: Approval to Enter Into Contracts for the 2nd 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 2nd Round FY13/14 District Agricultural Cost-Share Program with 13 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 2nd Round FY13/14 were accepted between November 9, 2013 and January 10, 2014. Thirteen applicants were recommended for the 2nd Round FY13/14 of District agricultural cost-share program. This includes 17 center pivot retrofits, which should reduce irrigated pumpage by 272 million gallons of water annually or just under 0.75 million gallons per day.

This funding program also includes:

- Four soil Moisture Probes
- One Weather Station
- Nineteen New Controller Panels
- Two Pump Upgrades
- Twenty-one GPS End Gun Shutoffs
- Fourteen Remote Controlling Devices

The total District cost share funds to be dispersed in the 2nd Round of FY13/14 is \$239,025. The total grower portion for these items will be \$117,775 or 34% of the equipment cost. The total District cost-share funds dispersed in FY13/14 is \$425,125. Attachment A is a list of the proposed recipients, proposed funding amounts, and best management practices.

KW/tm
Attachment

Attachment A

Owner Name	Estimated District Cost-Share	District Retrofit	Soil Moisture Probe	Weather Stations	New Panel	Pump Upgrades	End Gun Shut off
Timothy Driver	\$ 44,425	3	3	1	3	1	3
Blair Beauchamp	\$ 450		1				
Jack Putnal	\$ 31,850	2			4		4
Alliance Dairies	\$ 11,875						
Michael Wilkerson	\$ 9,625	1					
Donnel Gwinn	\$ 750						1
Roberson Brothers	\$ 7,625	1					
Don Green	\$ 19,500	3					
David Corbett Farms, LLC	\$ 20,600				4		4
David Goolsby, Jr.	\$ 16,775	1			1	1	1
Michael Shaw	\$ 36,075	3			3		4
Roger Davis	\$ 22,875	3					

MEMORANDUM

TO: Governing Board
FROM: Kevin Wright, P.E., Ag Team
DATE: January 31, 2014
RE: Approval to Enter Into Contracts for the 6th 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 6th Round of FDEP Santa Fe River BMAP Agricultural Cost-Share Program with four 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 five rounds, the District obligated \$434,750 for the Suwannee River basin and \$827,000 for the Santa Fe basin.

The applications for the 6th round were accepted between November 9, 2013 and January 10, 2014. Four applicants are recommended for the 6th Round of FDEP cost-share program. This includes four portable fertigation systems and four stationary systems. It is estimated that these projects will eliminate application of approximately 189,000 pounds of nitrogen per year. The total estimated FDEP cost share funds to be dispersed this quarter is \$60,000.

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	1,187,000 pounds	441,000 pounds	1,628,000 pounds
Obligated Funds	\$887,000	\$434,750	\$1,321,750

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

Owner Name	Estimated DEP Cost-Share	Irrigation Retrofit	Estimated Water Savings Million Gallon Annually	Fertigation Systems	Estimated Nutrient Savings lb/year
Don Green	\$ 24,000	-	-	3	78,500
Charles Davis	\$ 6,000	-	-	1	16,000
EWH Ranch, LLC	\$ 6,000	-	-	1	16,000
Roger Williams	\$ 24,000	-	-	3	78,500
Total Estimated	\$ 60,000	-	-	8	189,000

MEMORANDUM

TO: Governing Board
FROM: Kevin Wright, P.E., Ag Team
DATE: January 31, 2014
RE: Approval to Enter Into a Cost-Share Agreement to Offset Groundwater Withdrawals in the Ginnie/Gilchrist Blue Springshed of the Lower Santa Fe River Basin

RECOMMENDATION

Staff recommends the Governing Board authorize the Executive Director to enter into a cost-share agreement with Bass Farms, Inc., for an Aquaculture Water Reuse Project in an amount not to exceed \$60,000.

BACKGROUND

Bass Farms, Inc., a landowner in Alachua County, proposes to construct an aquaculture reuse project to offset groundwater withdrawals within the lower Santa Fe River basin. The site is located within the Santa Fe River Basin Management Action Plan (BMAP) area and within the Resource Focus Area (RFA) of the Ginnie and Gilchrist Blue springsheds.

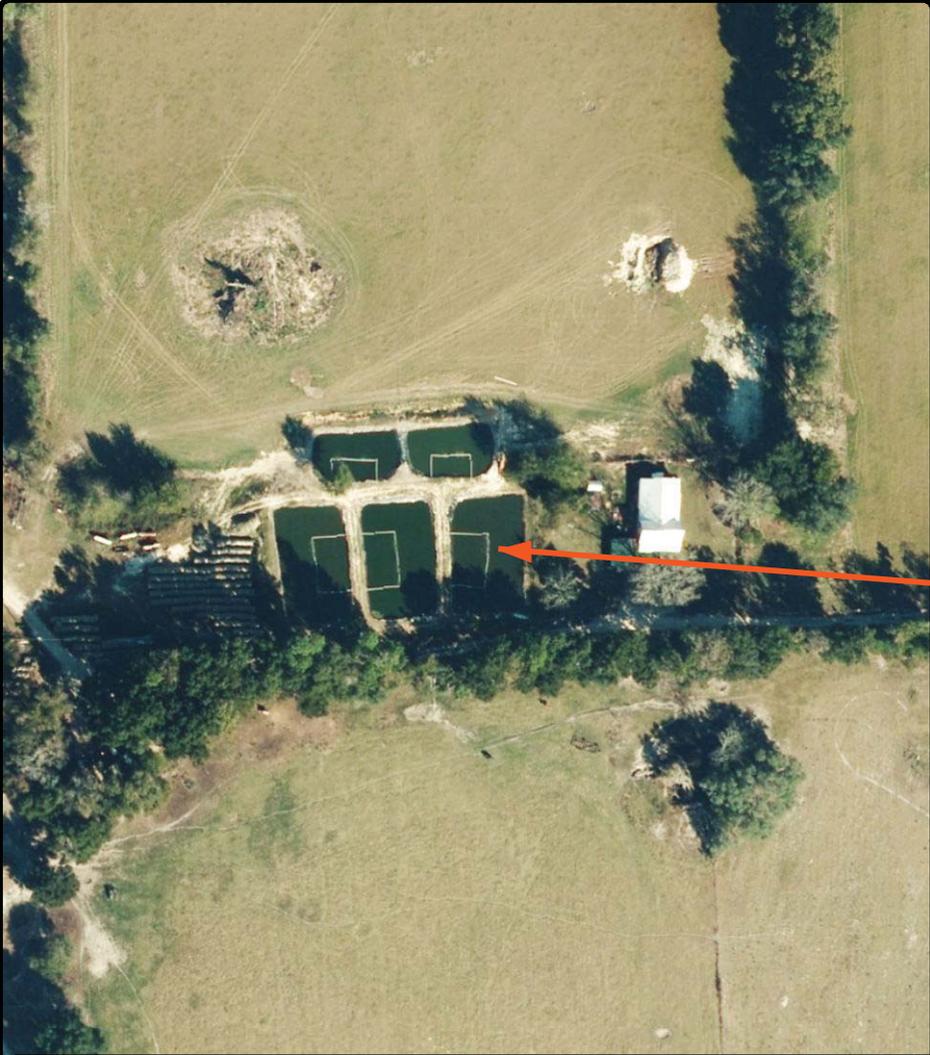
Mr. Bass of Bass Farms, Inc. currently runs a tilapia operation in conjunction with his row crop and vegetable farm. Water from the tilapia pond is renewed weekly for health of the fish. However, to most beneficially use the water year-round, the tilapia pond water must be integrated into his existing irrigation system for reuse.

Funds for this project will be used to integrate the excess water into his existing irrigation system. This will allow Bass Farms to move the water within his farming operation and offset existing groundwater demands.

It is estimated that this project will offset approximately 900,000 gallons of groundwater weekly or 47 million gallons annually.

The District proposes to cost-share an amount not to exceed of \$60,000.00. Based on a life-cycle of 20 years, the District's cost per 1000 gallons is about \$0.06. Funds for this project are included in the FY2014 budget in the Water Management Lands Trust Fund - Springs Restoration and Protection program.

KW/tm



-  Property Boundary
-  Tilapia Ponds

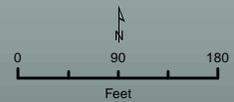
Bass Farms, LLC Cost Share Project

Alachua County

February 2014



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MEMORANDUM

TO: Governing Board
FROM: Kevin Wright, P.E., Ag Team
DATE: January 31, 2014
RE: Approval to Enter into a Cost-Share Agreement for an Expansion to a Denitrification Wall to Reduce Nitrate Loading within the Upper Santa Fe River Basin

RECOMMENDATION

Staff recommends the Governing Board authorize the Executive Director to enter into a cost-share agreement with Florida Farms, Inc., for an expansion of the Denitrification Wall in an amount not to exceed \$50,000.

BACKGROUND

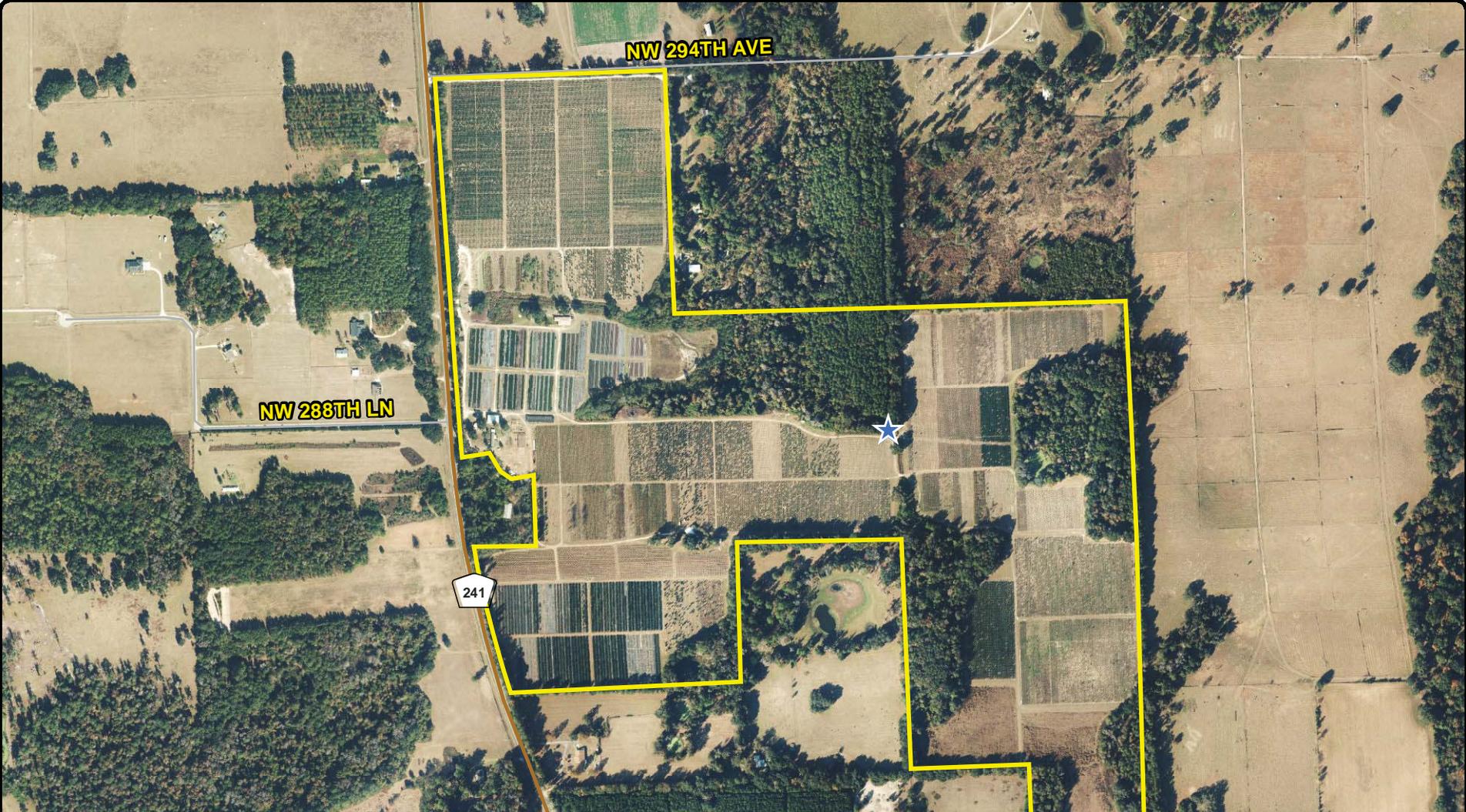
As part of a Florida Department of Environmental Protection funded 319 project, a Denitrification Wall was installed on October 1, 2009, in conjunction with other Best Management Practices (BMPs) at Florida Farms, Inc., a container plant nursery within the Santa Fe River watershed. Nitrate concentrations downstream of the nursery averaged 7.6 mg/L prior to the wall and BMP implementation. Two years later, installation of the Denitrification Wall and other BMPs were able to reduce the total nitrogen concentration in the tributary to 5.5 mg/L with a total nitrogen load reduction of 6,105 lb/yr or a 64% reduction. Sub-tributaries within the watershed showed the significant influence of the Denitrification Wall installation as compared to an adjacent sub-tributary that was affected only by BMPs.

The reason for this expansion is that results from the original study suggested the wall was not long enough to entirely intercept the local surficial groundwater flows and that significant flow was moving around the ends of the wall rather than through it. Results also indicated that there is also likely a secondary preferential flow path to the west of the existing Denitrification Wall indicating that another separate wall may be effective at that location.

It is estimated that the existing wall would need to be extended east and west based on flow vectors measured by a groundwater flow meter and the landscape orientation relative to the downstream seep. Overall length and the specific location of a second wall to the west of the existing wall will be determined using Ground Penetrating Radar, soil borings and surficial groundwater monitoring wells.

The District proposes to cost-share an amount not to exceed of \$50,000.. The District's portion of the cost-share funding will not pay for the engineering, design or permitting. The site is located within the Santa Fe River Basin Management Action Plan (BMAP) area. Water quality improvements at this site contribute to improved water quality within the springs of the Lower Santa Fe River basin. Funds for this project are included in the FY2014 budget in the Water Management Lands Trust Fund - Springs Restoration and Protection program.

KW/tm



NW 294TH AVE

NW 288TH LN

241



 Property Boundary

 Denitrification Wall

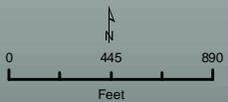
Florida Farms, Inc. Cost Share Project

Alachua County

February 2014



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MEMORANDUM

TO: Governing Board
FROM: Kevin Wright, P.E., Ag Team
DATE: January 31, 2014
RE: Approval to Enter Into Cost-Share Agreement to Reduce Nitrate in Groundwater within the Ginnie/Gilchrist Blue Springshed of the Lower Santa Fe River Basin

RECOMMENDATION

Staff recommends the Governing Board authorize the Executive Director to enter into a cost-share agreement with Craig Watson for a Groundwater Nitrate Reduction Pilot Project in an amount not to exceed \$43,000.

BACKGROUND

Craig Watson, a landowner in Gilchrist County, proposes to construct a groundwater nitrate reduction project to reduce nitrate levels within the aquifer. The site is located within the Santa Fe River Basin Management Action Plan (BMAP) area and within the Restoration Focus Area (RFA) of the Ginnie and Gilchrist Blue springsheds.

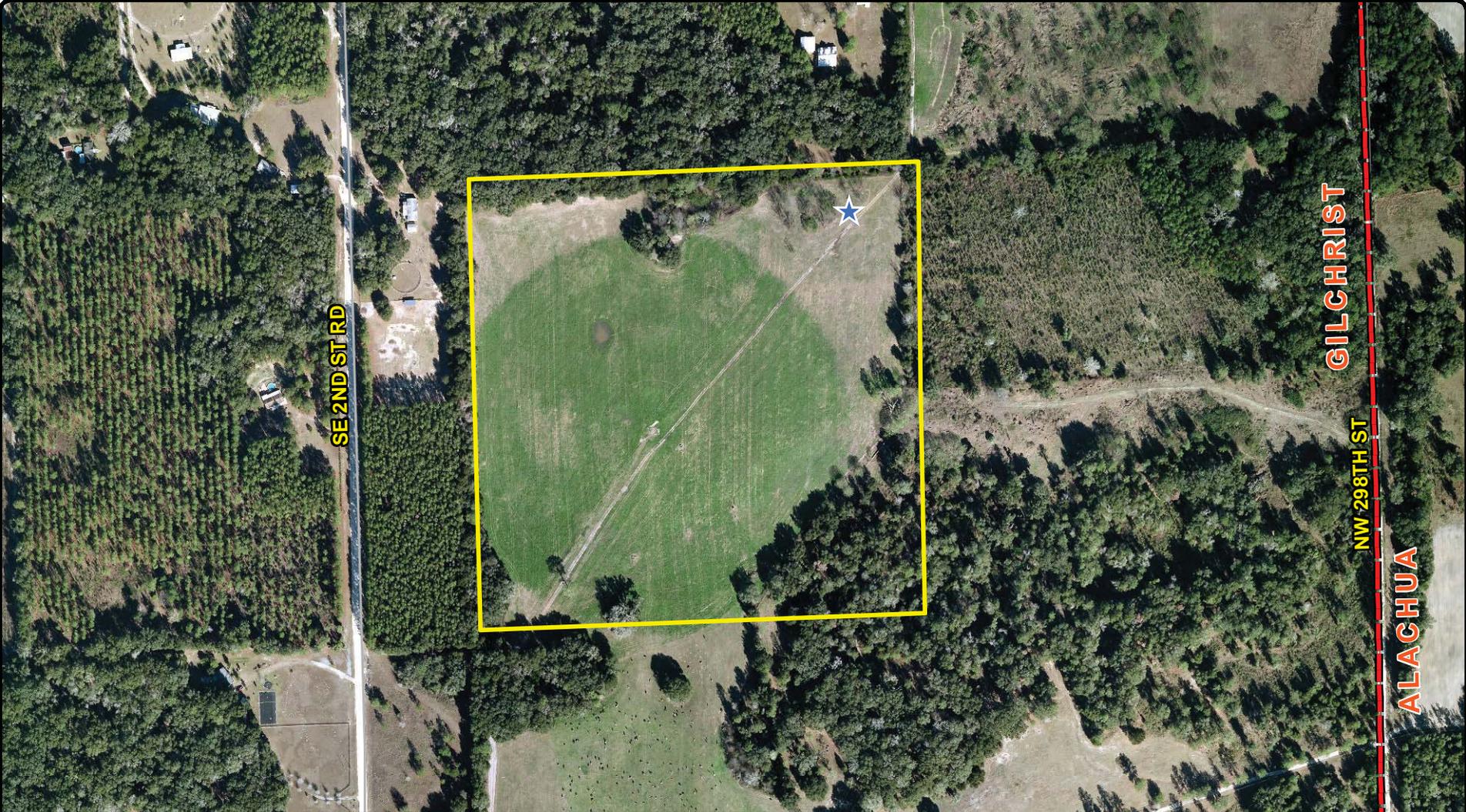
The purpose of the proposed project is to demonstrate a combination of new technologies that can remove nitrate that has entered the groundwater below a property before it has a chance to move offsite. The system being proposed is similar to plume mitigation technologies that have been used for groundwater cleanup, where the groundwater plume is captured by a series of interceptor wells that bring the groundwater to the surface for treatment and the clean water is then returned to the groundwater down gradient of the plume. For the proposed system the treatment of nitrate will be conducted using a denitrification bioreactor that will strip the nitrate as the groundwater passes through it.

Six interceptor wells will capture the groundwater and deliver it to the denitrification bioreactor that can remove more than 95% of the nitrate before the water is recharged back to the groundwater via exfiltration drainlines. The bioreactor will be covered with a low profile plastic cover to prevent any evaporative losses so there will be zero consumptive use of water by the system.

The northern field on Mr. Watson's property was selected for the demonstration project because the existing monitoring well and a Florida Department of Environmental Protection (FDEP) monitoring well have exhibited elevated nitrate levels. Therefore, monitoring of the two existing monitoring wells will determine the rate and extent to which the presently elevated nitrate levels in these wells is reduced.

The proposed total project cost is approximately \$129,000, with the District to cost-share an amount not to exceed of \$43,000. The project is a partnership with the landowner, Department of Agriculture and Consumer Services, and DEP. Based on denitrification efficiencies, it is estimated to have an annual nitrate removal of 7,500 pounds. Funds for this project are included in the FY2014 budget in the Water Management Lands Trust Fund - Springs Restoration and Protection program.

KW/tm



-  Property Boundary
-  Denitrification Project

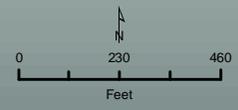
**Craig Watson
Cost Share Project**
Gilchrist County



February 2014



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RW 74

MEMORANDUM

TO: Governing Board

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

DATE: January 31, 2014

RE: Approval of Florida Department of Transportation Mitigation Plan 2014-2018

RECOMMENDATION

Staff requests that the Governing Board approve the Florida Department of Transportation (FDOT) Mitigation Plan 2014-2018.

BACKGROUND

Florida Statute 373.4137 identifies an environmental mitigation process for transportation projects. The statute requires that mitigation for transportation projects be accomplished through regional, long-term planning instead of on a project-by-project basis. The statute also requires that FDOT fund the mitigation and the District carry out the plans.

Each year, FDOT submits a work plan to the District that identifies environmental impacts from planned transportation projects. District staff is required to develop a mitigation plan capable of securing all state and federal permits for the impacts. The mitigation plan must be updated each year for approval by the District's Governing Board.

This approved plan forms the basis of permit review by the District for state road projects during the year. Along with adequate mitigation, the District is also responsible for securing the Army Corps of Engineers permit, if applicable.

This year's plan lists provides monitoring updates on existing projects and provides the status of one ongoing project. Location of impacts and additional mitigation information is in the attached report.

PW/tm

**Florida Department of Transportation
Mitigation Plan**

2014 - 2018

**Suwannee River Water
Management District**

TABLE OF CONTENTS

Executive Summary	1
Background Information	2
New Projects	3
Ongoing Projects	3
Completed Projects	3
Figure 1. Location of FDOT Projects with Wetland Impacts	7
Figure 2. Location of Wetland Mitigation Projects	8
Table 1. FDOT Projects and Associated Wetland Mitigation Projects	9

EXECUTIVE SUMMARY

In accordance with 373.4137, Florida Statutes, the Suwannee River Water Management District (District) must develop and implement regional, long-range mitigation planning for wetland impacts associated with Florida Department of Transportation (FDOT) projects.

The FDOT has not provided the District with any new projects in 2013.

A total of 12 wetland mitigation projects have been initiated since 1996, 12 of which have been completed. The District has received a sum total of \$3,080,856 from FDOT for wetland mitigation activities.

BACKGROUND INFORMATION

Section 373.4137, Florida Statutes, states that environmental mitigation for the impact of transportation projects proposed by the FDOT can be more effectively achieved by regional, long-range mitigation planning rather than on a project-by-project basis. The statute sets forth specific language designed to provide funding to the Florida Department of Environmental Protection (FDEP) and the water management districts (WMDs) to develop mitigation to offset wetland impacts from FDOT road projects. The FDOT must submit to the WMDs an environmental impact inventory containing a list of projects with proposed wetland impacts. The list is published at least three years prior to planned construction. Based on the yearly inventory, WMD staff develops a mitigation plan capable of securing all local, regional, state, and federal permits for the proposed impacts.

The statute requires each WMD in consultation with the FDEP, the United States Army Corps of Engineers, and other appropriate federal, state, and local governments, to develop a mitigation plan for presentation to the Governing Boards of the WMD's for approval before March 1st each year. Once the mitigation plan is approved, the WMDs issue permits for the work, apply for Army Corps of Engineers permits, and implement mitigation projects as outlined in the mitigation plan.

FDOT wetland impacts in the District have or will occur in the river basins of the Santa Fe, Withlacoochee, Waccasassa, Steinhatchee, Fenholloway, Econfina, and Suwannee Rivers (Figure 1). This mitigation plan is designed to provide in-kind mitigation for impacted wetlands within the same basin the impacts occur. The plan consists of one or more mitigation alternatives for each FDOT project (Figure 2). In some cases, alternatives include more than one mitigation project that, when taken together, yield an alternative that will offset the FDOT impacts and secure the appropriate permits.

Mitigation planning projects undertaken since February of 2004 have used the Uniform Mitigation Assessment Method, in accordance with chapter 62-345, F.A.C., to calculate the gain for each mitigation proposal. For these projects, the Relative Functional Gain of the proposed mitigation is used in place of wetland mitigation ratios.

NEW MITIGATION PROJECTS

There are no new projects at this time.

ONGOING PROJECTS

- 1) FDOT Project: CR 241 Bridge Replacement over Olustee Creek
Mitigation Project: In Planning.

Replacement of CR 241 bridge over Olustee Creek in Columbia County. Project was originally determined to impact approximately 2.0 acres of wetlands. As of December, 2013, FDOT has not determined the actual wetland impact on this project, but it appears that the impacts may be less than 0.5 acres which may qualify the project for a Noticed General Permit. If the project does not qualify for a Noticed General Permit, mitigation will take place on District lands within the Santa Fe Basin.

COMPLETED MITIGATION PROJECTS

AUCILLA RIVER BASIN

- 1) FDOT Project: US 98 Aucilla Bridge Replacement
Mitigation Project: San Pedro Bay Mitigation Bank

Replacement of US 98 bridge across Aucilla River impacted 5.7 acres of wetlands. Mitigation included purchase of mitigation credits from San Pedro Bay Mitigation Bank, and water quality improvements for District owned Cabbage Grove and Mt. Gilead tracts. Mitigation credits (0.87 units) were purchased in November 2010, by the District using a total of \$43,500 in funding received from the FDOT.

UPPER SUWANNEE RIVER BASIN

- 1) FDOT Project: CR 143 Road Widening
Mitigation Project: Woods Ferry Hydrologic Enhancements

Widening of CR 143 in Hamilton County from CR 146 to I-75 impacted approximately 1.23 acres of wetlands. District contracted with consultants to identify, evaluate, and construct mitigation activities within District-owned Woods Ferry Tract in Suwannee County. Mitigation involved hydrologic enhancement of seven wetland sites by improving drainage features to restore natural water flow. Mitigation activities were completed in November 2006. District received \$110,970 from FDOT. Evaluation of mitigation success was conducted by Jones, Edmunds and Assoc. in 2010 and shown to have met mitigation requirements.

WACCASSASSA RIVER BASIN

- 1) FDOT Project: SR 24 Widening from U.S. 19 to Rosewood
Mitigation Project: Devil's Hammock Hydrological Enhancement and Preservation

Widening of SR 24 in Levy County impacted 9.95 acres of wetlands. The District contracted with consultants to identify, evaluate, and construct mitigation activities within District-owned Devils Hammock in Levy County. Mitigation provided hydrologic enhancement of multiple wetland sites by improving drainage features to restore natural water flow. Mitigation activities were completed in January 2007. District received \$180,913 from FDOT. Evaluation of mitigation success was conducted by Jones, Edmunds and Assoc. in 2010 and shown to have met mitigation requirements.

- 2) FDOT Project: US 27/SR 500 Widening
Mitigation:
 1. Cedar Key Water Quality Restoration Project
 2. Cow Creek Road Restoration
 3. Wetland Preservation

Widening of US 27/SR 500 from Chiefland to Bronson impacted 23.0 acres of wetlands. Mitigation involved improvements to the Cedar Key storm water system to prevent discharge of sediments, nutrients, bacteria, and heavy metals into the Gulf of Mexico. In addition natural water flow into wetlands was restored within the Goethe State Park, and approximately 1,000 acres of wetlands in Levy County were preserved by conservation easements to the District. Mitigation activities were completed in May 2007. District received \$1,713,490 from FDOT. Mitigation success will be evaluated in 2014.

SANTA FE BASIN

- 1) FDOT Project: US 441 Santa Fe River Bridge Replacement
FDOT Project: SR 121 Santa Fe River Bridge Replacement
Mitigation Project: Alligator Lake Surface Water Improvement and Management (SWIM) Program

Replacement of the bridges impacted 2.3 acres of wetlands. Mitigation restored natural water flow between wetlands adjacent to Alligator Lake and Price Creek (both in Columbia County). Mitigation activities were completed in March 2001. District received \$60,000 from FDOT. Mitigation success will be evaluated in 2014.

- 2) FDOT Project: CR 231 Road Widening
Mitigation Project: Floodplain Restoration at San Felasco Hammock State Preserve

Widening of CR 231 in Union County between SR 100 and the Baker County line impacted 1.96 acres of wetlands. Mitigation restored natural water flow, and removal of exotic plant species within wetlands in San Felasco Hammock State Preserve (Alachua County). Construction activities were completed in August 2004, and exotic plant removal was completed in June, 2011. The District received a total of \$166,476 from FDOT for wetland mitigation and a final report from FDEP in January, 2011. Mitigation activities were evaluated in 2013 and deemed to be a success.

- 3) FDOT Project: CR 229 New River Bridge Replacement
Mitigation: Lake Rowell Tract Restoration/Enhancement

Replacement of CR 229 Bridge over the New River between Union and Bradford counties impacted 2.44 acres of wetlands. Mitigation restored natural water connections between Alligator Creek and Lake Rowell (both in Bradford County). District received \$180,214 from FDOT. Mitigation activities were completed in 2006. Mitigation success was evaluated in 2012. Mitigation activities conducted at the CR 229 Bridge and the Lake Rowell project area were evaluated in 2013 and deemed to be a success.

STEINHATCHEE RIVER BASIN

- 1) FDOT Project: SR 51 Road Widening Taylor County
Mitigation Project: Steinhatchee River Basin Hydrological Improvements

Widening of SR 51 impacted 3.5 acres of wetlands in 2002. Mitigation restored natural water connections for wetlands in District owned Steinhatchee Springs Tract. District received \$279,174 from FDOT. Mitigation success will be evaluated in 2014.

- 2) FDOT Project: SR 51 Road Widening Taylor and Dixie Counties
Mitigation Project: San Pedro Bay Mitigation Bank

Widening of SR 51 in Dixie and Taylor Counties from the town of Steinhatchee to the Dixie/Lafayette County line impacted 1.27 acres of wetlands. Mitigation was by purchase of mitigation credits from San Pedro Bay Mitigation Bank. District received \$10,200 from FDOT for mitigation. District purchased 0.6 mitigation credits from San Pedro Mitigation Bank in 2006.

WITHLACOOCHEE RIVER BASIN

- 1) FDOT Project: CR 53 Road Widening
Mitigation: West Farm Storm Water Pond Project

Widening of SR 53 impacted 1.6 acres of wetlands. Mitigation created wetland and lake habitat at the West Farm Storm Water Facility in Madison County. Mitigation activities were completed in March 2001. District received \$260,325 from FDOT. Mitigation success will be evaluated in 2014.

- 2) FDOT Project: SR 14 Widening
Mitigation Project: Cabbage Grove Wetland Enhancement

Widening of SR 14 between Interstate 10 and the Madison city limits impacted 0.89 acres of wetlands. Mitigation restored natural water flow in wetlands within District owned Cabbage Grove Tract in Taylor County. District received \$75,594 from FDOT. Project was completed in 2006. District conducted operation and maintenance improvements at this site in December 2011. Mitigation success will be evaluated in 2014.

Figure 1. General location of FDOT construction projects within SRWMD requiring wetland mitigation.

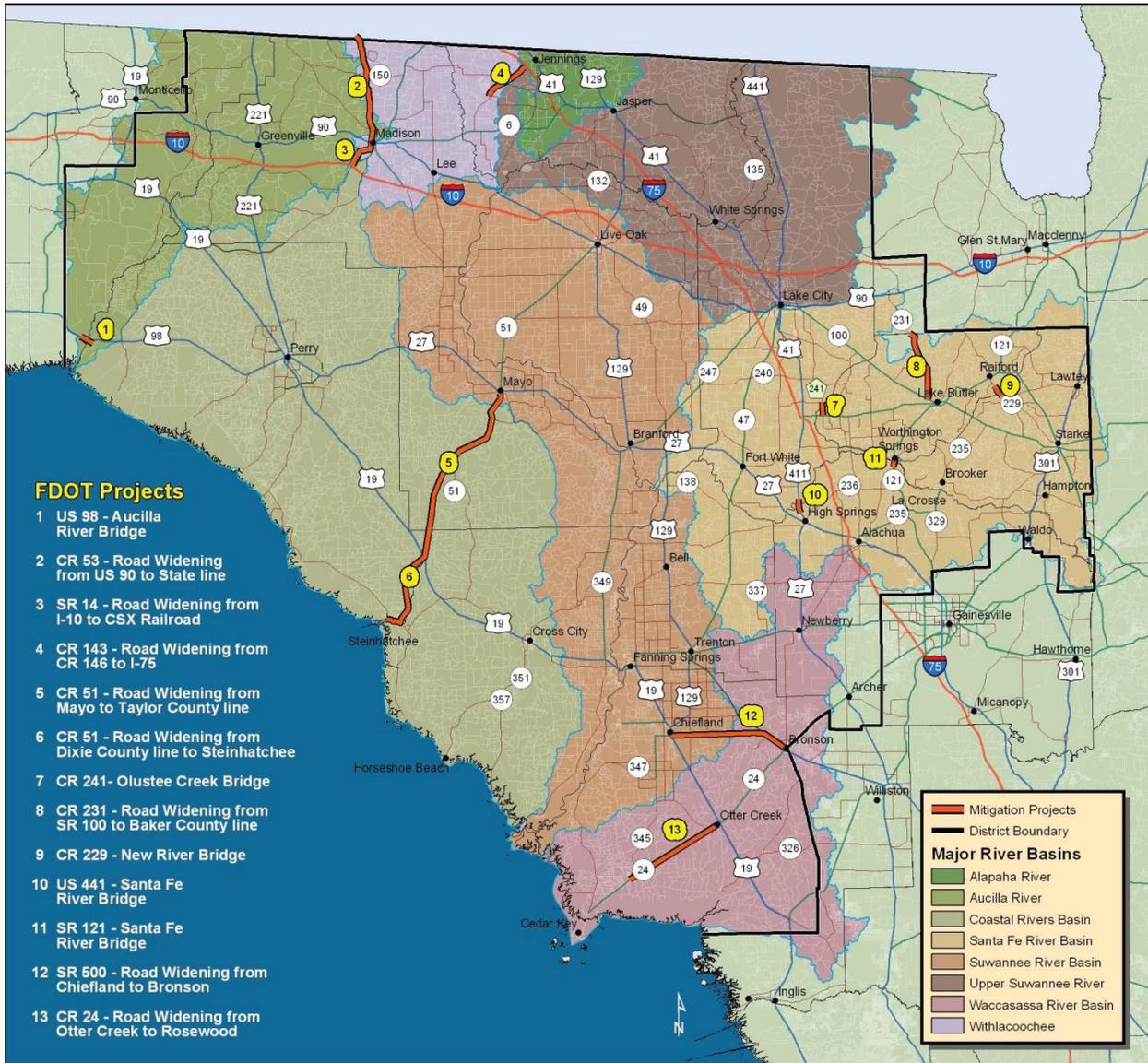


Figure 2. General location of wetland mitigation sites within SRWMD for FDOT construction projects.

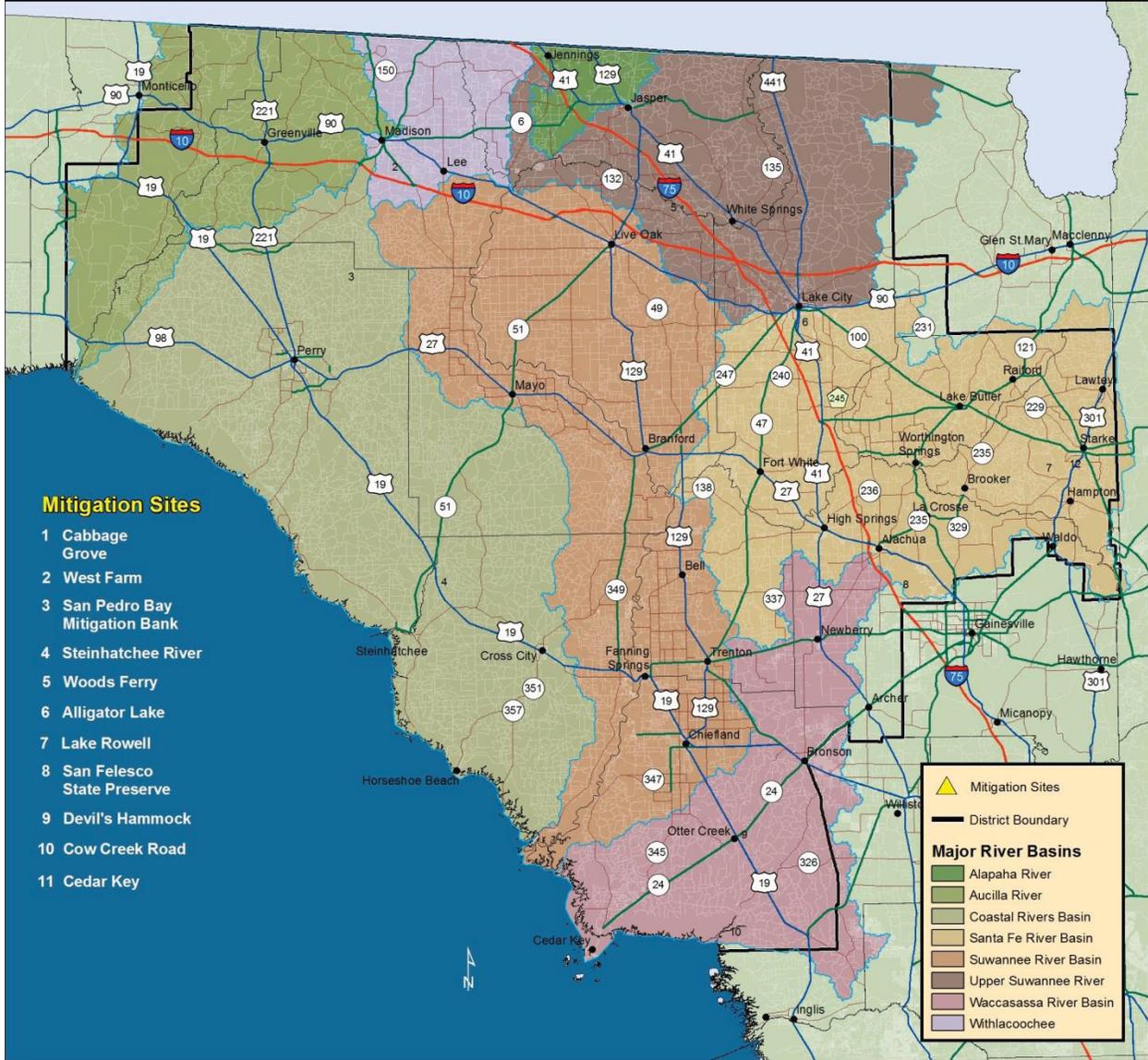


TABLE 1. FDOT CONSTRUCTION PROJECTS WITH WETLAND IMPACTS AND ASSOCIATED MITIGATION PROJECTS.

<i>River Basin</i>	<i>FDOT Project Location</i>	<i>FDOT Work Number</i>	<i>ERP Number</i>	<i>Impact Acres</i>	<i>Wetland Type</i>	<i>Mitigation Project</i>	<i>Revenue from FDOT</i>	<i>Total Funds Expended</i>
Aucilla	US 98 Aucilla River Bridge	2108732	10-0057	5.70	Forested	San Pedro Bay Mitigation Bank	\$43,500	\$43,500
Santa Fe	1. US 441/Santa Fe River Bridge and SR 121 Santa Fe River Bridge	2110486	00-0067	1.00	Forested	Alligator Lake Surface Water Improvement and Management Program (SWIM)	\$60,000	\$60,000
		2110344	99-0069	1.30	Forested			
	2. CR.231 Road Widening from S. R. 100 to the Baker County Line	2128801	02-0497	1.96	Forested	Cellon Creek Floodplain Restoration at San Felasco Hammock State Preserve	\$166,476	\$72,180
	3. CR. 229 New River Bridge	2128761	03-0089	2.44	Forested	Lake Rowell Tract Restoration/Enhancement	\$180,214	\$180,214
	4.CR 241 Over Olustee Creek Bridge Replacement	2116631	TBD	2.00	Forested	TBD	TBD	TBD
Steinhatchee	1. SR 51 Widening from Mayo to Taylor County Line	2100751 2100851	06-0600	3.50	Herbaceous	Restoration of areas impacted by silviculture activities on District property (Steinhatchee Falls)	\$279,174	\$279,174
	2. SR 51 Widening Steinhatchee to Dixie/Taylor County Line	2108502 2084662	05-0597	1.27	Herbaceous	San Pedro Bay Mitigation Bank credits	\$10,200	\$10,200
Upper Suwannee	CR 143 Widening from CR 146 to I-75	2122181	05-0081	1.23	Herbaceous and Forested	Woods Ferry Hydrologic Enhancements	\$110,970	\$53,848
Waccasassa	1. US 27 Widening from Chiefland to Bronson	2117089	96-0039	23.00	Forested	A. Upgrade of storm water management system to improve water quality in Cedar Key	\$1,713,490	\$1,713,490
						B. Cow Creek restoration in Goethe State Forest		
C. Wetland preservation in Levy County								
	2. SR 24 Widening from Otter Creek to Rosewood	210384	04-0477	9.95	Forested	Devil's Hammock/47 Runs Enhancement/ Restoration	\$180,913	\$190,694
Withlacoochee	1. CR 53 Road Widening from US 90 to State Line	2117565	98-0041	1.60	Forested and Herbaceous	West Farm Storm water Project	\$260,325	\$260,325
	2. SR 14 Road Widening from I-10 to CSX Railroad	2105281	02-0528	0.90	Forested and Herbaceous	Cabbage Grove Wetland Enhancement	\$75,594	\$46,459
							\$3,080,856	\$2,910,084

MEMORANDUM

TO: Governing Board

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

DATE: January 31, 2014

RE: Authorization for the Executive Director to Enter into an Agreement with Gainesville Regional Utilities Regarding Construction of a Recharge Wetland at Oakmont Subdivision located within the Poe Springs Watershed in Alachua County

RECOMMENDATION

Staff recommends the Governing Board authorize the Executive Director to enter into an agreement with Gainesville Regional Utilities regarding construction of a recharge wetland at Oakmont Subdivision within the Poe Springs Watershed in Alachua County in a not to exceed District cost of \$150,000.

BACKGROUND

Gainesville Regional Utilities (GRU) proposes to construct a recharge wetland in an existing storm water retention basin in the Oakmont Subdivision in Alachua County. The subdivision lies in western Alachua County right on the District boundary shared with the St. Johns River Water Management District and is located within the Poe Springs watershed.

This project will provide recharge to the Upper Floridan Aquifer (UFA) with reclaimed water at very low nutrient levels using a recharge wetland. Aquifer recharge is beneficial in supporting spring flows. Recharge wetlands are constructed wetlands that are designed to biologically reduce nutrients to low levels using natural wetland processes while simultaneously recharging the aquifer.

Recharging the UFA will help protect and ensure adequate groundwater supplies for agricultural, public supply, domestic and other reasonable-beneficial uses in the Santa Fe River basin. In addition, the low nutrient content will aid in achieving the existing Basin Management Action Plan (BMAP) goals for the Santa Fe River.

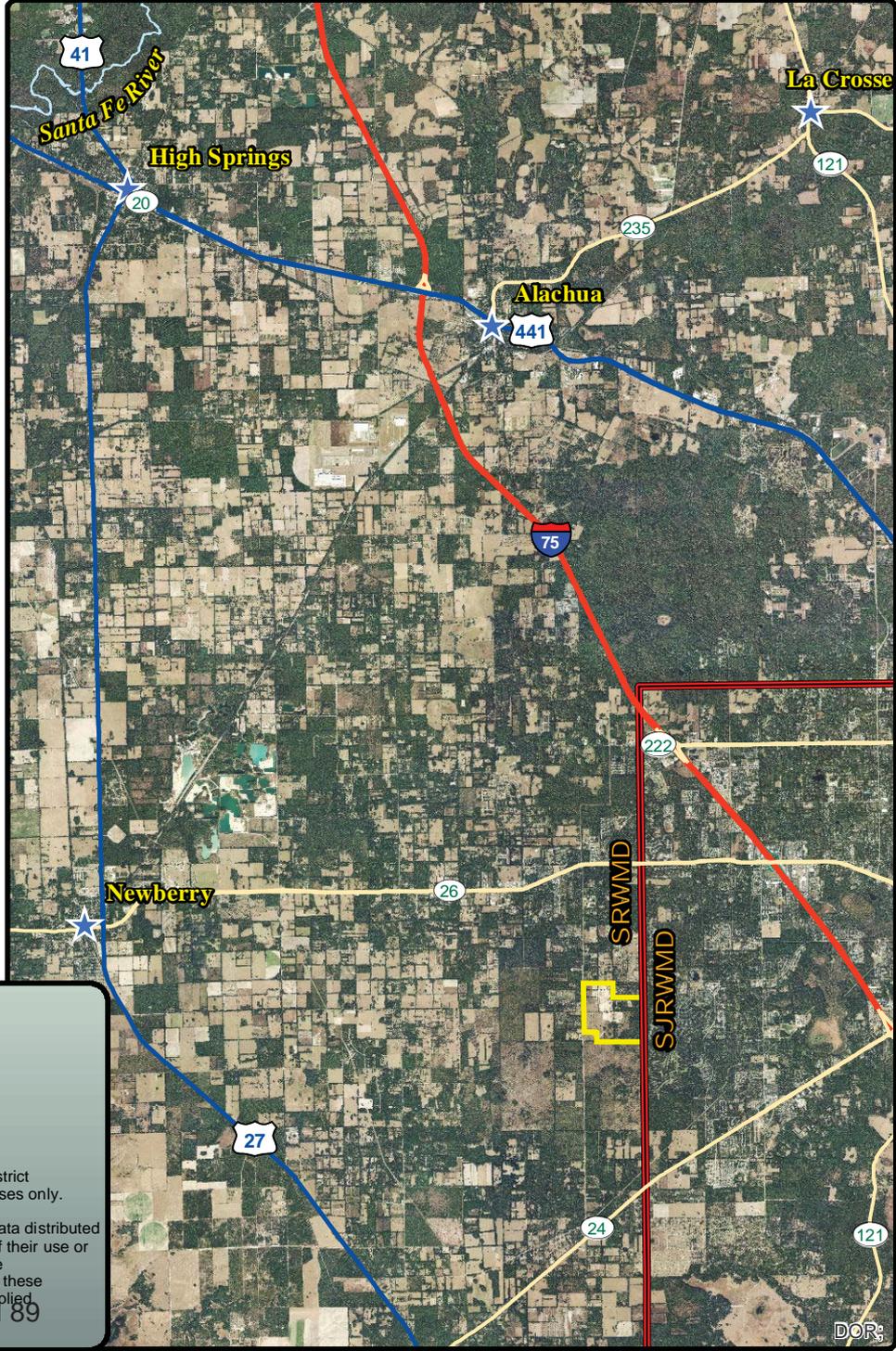
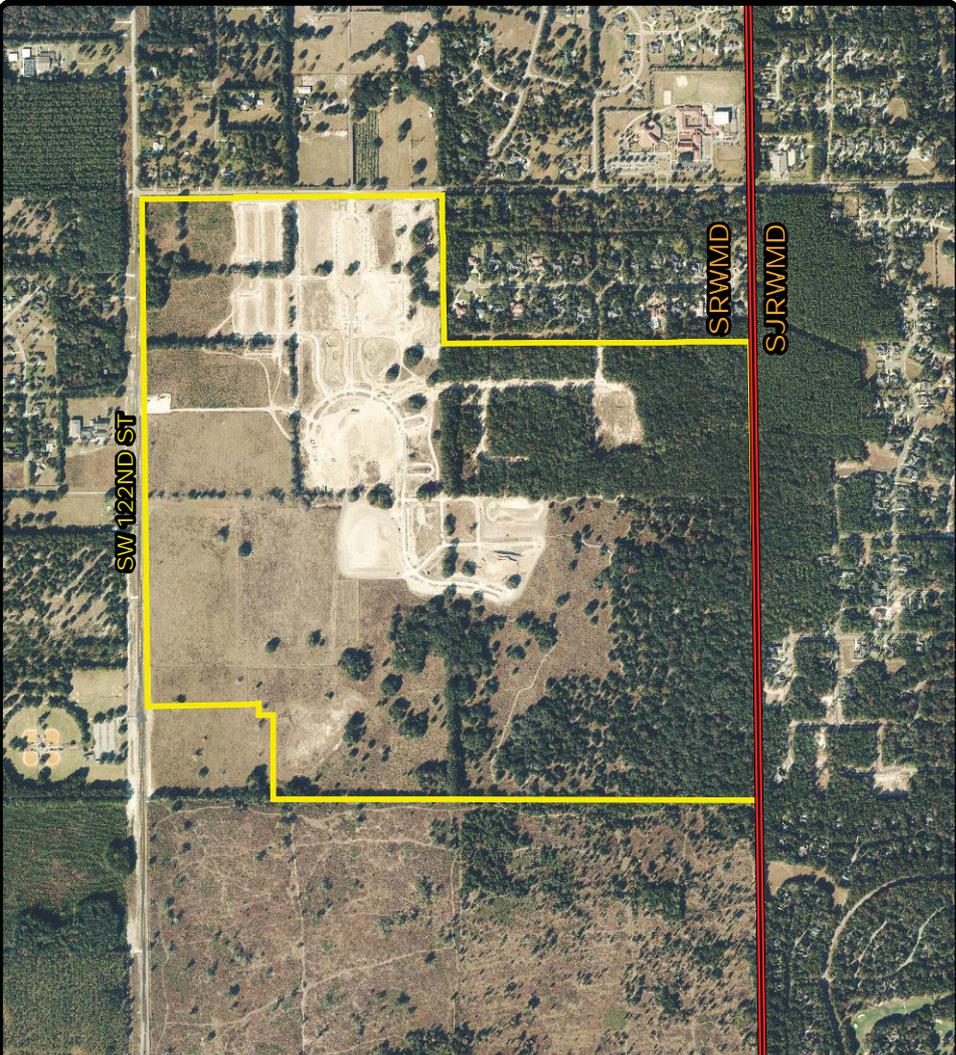
This recharge will also support the recovery of the groundwater levels which drive critical groundwater contributions (via springs and diffuse flow) to the Lower Santa Fe River, which current SRWMD Minimum Flows and Level (MFL) analyses determined the need for a recovery

strategy in the Lower Santa Fe River basin. The proposed project is consistent with projects outlined in the proposed recovery strategy for the Lower Santa Fe River basin.

This work will be modular allowing for construction of additional recharge wetlands as funding becomes available. This first phase would construct a recharge wetland in the Oakmont Subdivision. This phase would include testing of the wetlands recharge rate which is expected to be between 0.5 - 1 million gallons per day (mgd). The project will also include construction of a reclaimed water pipeline extending from GRU's reclaimed water system to the recharge wetland.

The District proposes to cost-share an amount not to exceed of \$150,000.. Based on a life-cycle of 20 years, the District's cost per 1000 gallons will be \$0.02 – \$0.05. The District's portion of the cost-share funding will not pay for the engineering, design or permitting. Funds for this project are included in the FY2014 budget in the Water Management Lands Trust Fund - Springs Restoration and Protection program. GRU will complete the project with utility funds.

TJS/tm



Property Boundary

SRWMD Boundary

Oakmont Recharge Wetland Project

Alachua County

February 2014

0 1,000 2,000
Feet

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89

DOR:

MEMORANDUM

TO: Governing Board
FROM: Tim Sagul, P.E., Division Director, Resource Management
DATE: January 31, 2014
RE: Authorization for the Executive Director to Enter into an Agreement with Suwannee County Regarding Charles Springs Restoration.

RECOMMENDATION

Staff recommends the Governing Board authorize the Executive Director to enter into an Agreement with Suwannee County regarding Charles Springs Restoration for a District Cost-Share not to exceed \$105,000.

BACKGROUND

Suwannee County proposes to conduct restoration activities at Charles Springs. The Charles Springs county park is located on the Suwannee River which is an Outstanding Florida Water (OFW) and contains Charles Springs.

The goal of the project is improve water quality in Charles Springs, the spring run, and the Suwannee River and to prevent further degradation of the shoreline around the spring.

The project consists of replacing a failing retaining wall and stairs adjacent to the spring, stabilizing tow of the retaining wall, and installing stormwater management improvements for the parking lot.

The District's portion of the cost-share funding will not pay for the engineering, design or permitting. Funds for this project are included in the FY2014 budget in the Water Management Lands Trust Fund – Springs Restoration and Protection program with matching funds coming from Suwannee County.

PJW/tm



Charles Springs

237TH DR

152ND ST

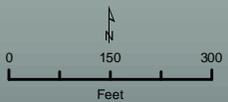
Charles Springs Restoration

Suwannee County

February 2014



 Property Boundary



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.

RW 91

MEMORANDUM

TO: Governing Board

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

DATE: January 31, 2014

RE: Authorization for the Executive Director to Enter into an Agreement with Jefferson County Regarding Wacissa Springs Restoration.

RECOMMENDATION

Staff recommends the Governing Board authorize the Executive Director to enter into an Agreement with Jefferson County regarding Wacissa Springs Restoration in an amount not to exceed a District cost of \$140,000.

BACKGROUND

Jefferson County proposes to conduct restoration activities at Wacissa Springs. The Wacissa Springs county park is located on the Wacissa River which contains Wacissa Springs.

The goal of the project is improve water quality in Wacissa Springs and the Wacissa River and to prevent further degradation of the shoreline around the springs.

Jefferson County conducted two public meetings to ask for community input in order to develop the scope of the restoration project.

A project consists of removing concrete rubble and debris from the spring bank and spring bed, removing sediments from the spring bed, reshaping, stabilizing and revegetating the spring banks, and adding spring access platforms to the swimming area.

The District's portion of the cost-share funding will not pay for the engineering, design or permitting. Funds for this project are included in the FY2014 budget in the Water Management Lands Trust Fund – Springs Restoration and Protection program with matching funds coming from Jefferson County.

PJW/tm



**WACISSA
HEAD SPRING**

**Wacissa River
Headwaters Park**

HORSEHEAD RD

WACISSA SPRINGS RD

-  Property Boundary
-  SRWMD Tract

Wacissa Springs Restoration

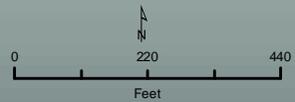
Jefferson County



February 2014



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MEMORANDUM

TO: Governing Board

FROM: Tim Sagul, Division Director, Resource Management

DATE: January 31, 2014

RE: Authorization to Enter into Contract with Taylor Engineering, Inc. for the Implementation of the Federal Emergency Management Agency (FEMA) Risk Mapping Assessment, and Planning (MAP) Program within the Mapping Activity Statement (MAS) for FEMA Fiscal Year (FY) 2012

RECOMMENDATION

Staff recommends the Governing Board authorize the Executive Director to enter into contract with Taylor Engineering, Inc. for MAS 12.09.f tasks, for a total cost not to exceed \$1,055,290.

BACKGROUND

The District is a Cooperative Technical Partner (CTP) assisting in the implementation of FEMA's Risk MAP Program. The District's five-year business plan has been approved by FEMA that identifies the District's vision and level of participation for supporting Risk MAP for each basin, and subsequently, a MAS is developed for each year of participation.

The Governing Board approved the Executive Director to enter into contracts with six qualified firms on October 13, 2009, to implement the Risk MAP five-year plan for FY09- FY13 funding. Taylor Engineering, Inc. is one of the six qualified firms. To date, the Governing Board has accepted FEMA grant funding through multiple contracts in the amount of \$5,829,290, including the FY13 grant. The District expects to continue receiving FEMA grant money in the future.

The Governing Board accepted FEMA FY12 grant funding in the amount of \$1,220,790 in June 2012 for the Econfina-Steinhatchee (E-S) Risk MAP. Atkins North America, Inc. performed the discovery tasks for the E-S basin. With discovery completed, staff would like to begin the MAS 12.09.f tasks with the services of Taylor Engineering, Inc. based on their qualifications.

Under this contract, 16 flooding sources will be studied in the E-S basin in accordance with MAS 12.09.f. A Flood Risk Report, Map, and Database will be produced for each basin. These studies will also require updates to the Dixie, Lafayette, and Taylor County Flood Insurance Studies and Flood Insurance Rate Maps.

The remainder of the funding from the FY12 grant will be used for program management services and discovery in the Waccasassa basin in accordance with MAS 12.09.p and 12.09.f. The tasks assigned to Taylor Engineering, Inc. are scheduled to be completed by March 2017.

The District will be reimbursed actual expenses by FEMA on a monthly basis for work performed.

/jl

MEMORANDUM

TO: Governing Board

FROM: Tim Sagul, Division Director, Resource Management

DATE: January 31, 2014

RE: Approval to Amend Contract 09/10-048 with Atkins North America, Inc. (Atkins) for the Implementation of the Federal Emergency Management Agency (FEMA) Risk Mapping Assessment, and Planning (MAP) Program within the Mapping Activity Statement (MAS) for FEMA Fiscal Year (FY) 2011 and 2012

RECOMMENDATION

Staff recommends the Governing Board authorize the Executive Director to amend contract 09/10.048 with Atkins for MAS 11.08.f, 12.09.p, and 12.09 f tasks, for a total cost not to exceed \$1,292,918.

BACKGROUND

The District is a Cooperative Technical Partner (CTP) assisting in the implementation of FEMA's Risk MAP Program. The District's five-year business plan has been approved by FEMA that identifies the District's vision and level of participation for supporting Risk MAP for each basin, and subsequently, a MAS is developed for each year of participation.

The Governing Board approved the Executive Director to enter into contracts with six qualified firms on October 13, 2009, to implement the Risk MAP five-year plan for FY09- FY13 funding. Taylor Engineering, Inc. is one of the six qualified firms. To date, the Governing Board has accepted FEMA grant funding through multiple contracts in the amount of \$5,829,290, including the FY13 grant. The District expects to continue receiving FEMA grant money in the future.

The Governing Board accepted FEMA FY12 grant funding in the amount of \$1,220,790 in June 2012 for the Econfina-Steinhatchee (E-S) Risk MAP project. The 12.09.f MAS includes a task for discovery in the Waccasassa basin. Under this proposed amendment, Atkins will perform Quality Control (QC) tasks under MAS 11.08.f, program management tasks under MAS 12.09.p, and discovery tasks under MAS 12.09.f.

Under contract 09/10-048 Atkins has been assigned program management tasks for FY 09, 10, and 11. The existing contract is for \$988,363. This Proposed amendment is an increase of \$304,555. The total contract with Atkins is proposed to be \$1,292,918. The additional work is scheduled to be completed September 30, 2016.

The District will be reimbursed actual expenses by FEMA on a monthly basis for work performed.

/jl

MEMORANDUM

TO: Governing Board

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

DATE: January 31, 2014

RE: Permitting Summary Report

Environmental Resource Permitting (ERP) Activities

Permit Review

The following table summarizes the environmental resource permitting activities during the month of December 2013.

Received					
ERP	General	Individual	Conceptual	Exemption Requests	Extension Requests
	2	10	0	3	0
Issued					
	General	Individual	Conceptual	Exemptions Granted	Extensions Granted
	2	4	0	0	0

Inspections and as-built certification

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

	Issued	Under Construction	Operation & Maintenance*	Construction Inspections	As-built Inspections
Permit Type				December 2013	December 2013
Exempt	212	176	36	0	0
Noticed General	464	306	158	1	0
General	406	224	182	2	1
10-2 Self Certifications	42	28	14	2	1
Individual	77	52	25	0	0
Conceptual	6	6	0	0	0
TOTAL	1207	792	415	5	2
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 in December 2013.

File Number	Project Name	County	Issue Date
ERP94-0210M7	MANATEE SPRINGS MAGNOLIA ONE CAMPGROUND MODIFICATION	LEVY	12/5/13
ERP04-0051M3	ARBOR GREENS PHASE 2, UNIT 1	ALACHUA	12/31/13
ERP89-0255M4	NEW RIVER LANDFILL IMPROVEMENTS MODIFICATION #4	UNION	12/16/13

Water Use Permitting and Water Well Construction

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

December 2013	Received		Issued
Water Use Permits	10		10
Water well permits issued: 128			
Abandoned/Destroyed	23	Livestock	0
Agricultural Irrigation	5	Monitor	27
Aquaculture	0	Nursery	0
Climate Control	0	Other	1
Fire Protection	0	Public Supply	1
Garden (Non Commercial)	0	Self-supplied Residential	65
Landscape Irrigation	1	Drainage or Injection	0
Commercial or Industrial	0	Remediation Recovery	5

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
Sent to OFARR	12/9/2013
Sent to JAPC	12/16/2013
Mail to DOS (tentative)	2/14/2014
Effective Date (tentative)	3/1/2014

MEMORANDUM

TO: Governing Board
 FROM: Tim Sagul, P.E., Division Director, Resource Management
 DATE: January 31, 2014
 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.

On January 24, 2014, the U.S. District Court entered its order affirming the Bankruptcy Court's dismissal of Mr. Hill's bankruptcy case. This should resolve the Bankruptcy issue unless Mr. Hill chooses to appeal further.

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.

A hearing on the District's amended motion for summary judgment (among other of Plaintiffs' motions) is scheduled to occur on February 6, 2014, at 1:30pm.

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.

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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: January 27, 2014
RE: Approval of Educational Reimbursement Policy Consistent with Governing Board Directive 12-0001

RECOMMENDATION

Staff recommends the Governing Board authorize the Executive Director to approve the updated Educational Reimbursement Policy.

BACKGROUND

Staff has been updating District policies and procedures in order to increase accountability, transparency, and efficiency.

On April 10, 2012, the Governing Board approved Directive No. 12-0001, which provided guidelines to establish a new program for college based education that was consistent with the practices of the other water management Districts and was developed to meet the requirements of the Governor's consistency efforts.

The purpose of this policy is to provide a detailed, documented process (in accordance with Directive No. 12-0001) for staff to follow for participation in the District's educational reimbursement program.

JD/lc
Attachment: GBD12-0001

EDUCATION REIMBURSEMENT POLICY

Effective: February 11, 2014 and in accordance with Governing Board Directive 12-0001 approved on April 10, 2012.

PURPOSE

To establish a plan that provides education reimbursement to employees for post-secondary education that is deemed related to the District in the accomplishment of its mission. The District recognizes the importance of lifelong employee learning and continuing education in providing the level of service and competence expected by the public and seeks to support employees in their educational endeavors for the good of the organization.

To establish a detailed process and documentation for staff to follow for participation in the District's Educational Reimbursement program consistent with Governing Board Directive 12-0001.

GENERAL

The Education Reimbursement Program covers academic credit courses taken at an institution that is accredited by a nationally recognized association.

- I. **Type of Course.** A course may be self-guided, independent study, directed research, lecture, lab or field, or an internet course. Distance learning fees charged for an internet course or completion of thesis work will be reimbursed by the District upon successful completion of the course or thesis work.
- II. **"Related to the District" Defined.** To be considered related to the District, one or more of the following must apply:
 - A. The course maintains, enhances, or improves skills and knowledge utilized in the employee's current position;
 - B. The course expands the employee's overall knowledge and skills related to district strategic priorities and programs; or
 - C. The course is part of a formal degree or certificate program for which the employee has been pre-approved as related to the district. In this case, electives taken need not be directly related to the district, however, electives must be required for compliance with the degree program to be eligible for coverage.
- III. **Eligibility.** To be eligible for education reimbursement, an employee must be employed in a regular Board-authorized position at the time of the first class meeting and employed continuously through the end of the course. Approval of education reimbursement requests is contingent upon criteria being met, procedures followed, and availability of funds. The District annually budgets an amount projected to cover the anticipated education reimbursement requests of employees; however, should the number of requests exceed the District's approved education reimbursement budget, the District may decline reimbursement.
- IV. **Coverage.** The District will reimburse the tuition and required fees as follows:
 - a. Total individual employee education reimbursement will not exceed \$3,500 per fiscal year.

- b. Reimbursement will include fees required to register for a course, to include lab fees and appropriate distance-learning fees, but will not include late fees, or optional costs.
- c. Reimbursement will include the cost of books providing appropriate documentation and receipts are submitted, but reimbursement of books will be included in the \$3,500 per fiscal year maximum reimbursement per employee.
- d. Reimbursements will be made on regular pay dates through the payroll system. A memo from the employee and approved by the division director along with the documentation of approval to take the course, appropriate passing grade and receipts showing what was paid shall be submitted to Finance in order to receive reimbursement.
- e. A lifetime maximum employee education reimbursement of \$35,000.

V. **Terms and Conditions.** To be eligible for reimbursement, required documentation and approvals must be submitted on a timely basis in accordance with procedures.

- a. The employee must successfully complete the pre-approved course. **Successful completion of a course** is defined as achieving a minimum grade of C (or its equivalent) for undergraduate courses and a minimum grade of B (or its equivalent) for graduate courses. If the course is only offered on a Pass/Fail basis, the employee must complete the course with a Pass. The employee may not opt to receive a Pass/Fail when otherwise the institution would assign a letter or number grade to performance.
- b. The District shall not reimburse fees for completion of thesis or dissertation work, fees for tests to waive taking a class, fees for auditing a class or late registration fees.
- c. All education reimbursement activities will occur on the employee's own time. They must not interfere with the employee's normal work.
- d. **Travel Time.** Travel time and/or course time may not be counted as hours of work and employees may not receive overtime, compensatory time, per diem or travel cost reimbursement for travel to or from class attendance or other education-related activities.
- e. **Other Financial Aid.** It is the responsibility of the employee to give notice of any other financial assistance that is received in conjunction with course work for which District reimbursement is requested. An employee may only request reimbursement for funds paid out of pocket and/or that will not be reimbursed through other contributors (such as scholarship or grant programs).
- f. The District shall not reimburse for postage, shipping costs, or equipment.
- g. Expenses that exceed the \$3,500 limit per fiscal year shall not be reimbursed in subsequent fiscal years.
- h. Relevant federal tax laws will be applied in determining whether or not reimbursements made under this section will be considered income and reported on the employee's form W-2.

VI. **No Guarantee of Promotional Opportunity.** While it is the intent of the District to provide education reimbursement to employees who seek to gain and enhance their

knowledge, skills, and abilities, the District does not guarantee pay increases or additives, promotion or placement in any particular job after completing a course, or attaining a certificate or degree under the Education Reimbursement Program. Employees shall compete for promotional opportunities in accordance with recruitment policies and shall not receive any special or preferential treatment based on their having received tuition assistance funds under this program.

AUTHORIZATION/APPROVAL PROCESS

Failure to obtain approval as set forth below will result in reimbursement being denied.

A memo stating how the degree or course work is related to the work of the District must be submitted and approved by the Division Director/Bureau Manager and Executive Director. (Authorization Memo format is provided in the District's forms folder on the portal).

COMPLIANCE WITH APPLICABLE LAWS

In administering this Policy, it is the District's intent to comply with all applicable federal and state laws. The District recognizes that the application, interaction and interpretation of such laws are highly technical and subject to periodic changes. Therefore, provisions of federal and state law, including applicable rules, interpretive regulations, administrative opinion rulings and case decisions, shall prevail when they are determined to be in conflict with District Policy.

Executive Director

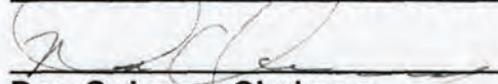
Effective Date

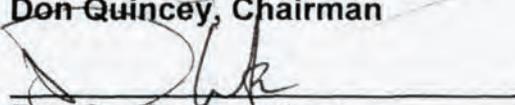
SUWANNEE RIVER WATER MANAGEMENT DISTRICT
GOVERNING BOARD DIRECTIVE

Policy Number: GBD12-0001

Date Approved: April 10, 2012

Subject: Education Reimbursement Program

Approval: 
Don Quincey, Chairman


Ray Curtis, Secretary



1.0 Reference to Prior Policy

None

2.0 Purpose and Intent

To establish guidelines and procedures for the implementation of a college education reimbursement program for District employees.

3.0 Definitions

- a) Associate degree – the equivalent of the first 60 semester hours of college study
- b) Education reimbursement –payment in dollars and cents to an employee for expenses incurred for college coursework.
- c) Expenses – tuition, fees, lab fees and books.
- d) Graduate studies – line of study where a student has received a bachelor's degree and is seeking a master or doctorate degree.
- e) Procedures Manual – set of detailed instructions for staff to follow in performing their tasks, executing their responsibilities, and conducting business for the District.
- f) Undergraduate – line of study where a student has not received a bachelor's degree.

4.0 Elements of Directive

This directive establishes a program encouraging employees in authorized positions to enhance their knowledge, skills and abilities by participating in college level education courses while continuing to support the work of the District. The college level education courses or the resulting degree must be linked to the mission of the District and the employee's current job or future career with the District.

1. All approvals for participation in the Education Reimbursement program must be approved by the Executive Director prior to enrollment in any college class.
2. The detailed processes, including proper documentation, for staff to follow for implementation and participation in this program will be included in the District's Procedures Manual.
3. College-level education courses shall be taken at an institution that is accredited by a nationally recognized association.
4. College-level education courses are available to employees upon their first day of employment.
5. All education reimbursement activities will occur on an employee's own time. They must not interfere with the employee's normal work.
6. An employee may be reimbursed up to \$3,500 per year for college level education expenses.
7. An employee has a lifetime benefit of \$35,000 under this program.
8. Reimbursement of tuition hourly rates shall not exceed local Florida public community college and university rates. Tuition hourly rates shall be based on the closest college or university in proximity to District that offers that degree. Until an Associate degree is earned, the highest rate of tuition per the closest local public community college will be used. After an Associate degree is achieved, the highest rate per the closest local public university offering the requested degree will be used.
9. An employee must achieve a grade of "C" or above in undergraduate studies to be eligible for reimbursement.

10. An employee must achieve a grade of "B" or above in graduate studies to be eligible for reimbursement.
11. Reimbursement in full will be made to employee upon submission of proper documentation as detailed in the District's Procedures Manual and approval by Department Director.
12. This program is contingent on available funding. The Governing Board of the Suwannee River Water Management District may suspend this program at any time.

MEMORANDUM

TO: Governing Board
FROM: Ann B. Shortelle, Ph.D., Executive Director
DATE: January 27, 2014
RE: Approval of Employee Recruitment and Selection Policy

RECOMMENDATION

Staff recommends the Governing Board authorize the Executive Director to approve the Employee Recruitment and Selection Policy.

BACKGROUND

Staff has been updating District policies and procedures in order to increase accountability, transparency, and efficiency.

The Suwannee River Water Management District is an equal opportunity employer and does not tolerate discrimination with regard to race, color, gender, age, national origin, religion, marital status, veteran status, disability, or any other protected class identified by Florida or federal law.

In order to adhere to statute and laws, staff developed the attached Employee Recruitment and Selection Policy to provide a detailed, documented process for staff to follow during recruitment and selection of new employees when filling vacancies in authorized positions.

JD/lc

EMPLOYEE RECRUITMENT AND SELECTION POLICY

Effective: February 11, 2014

PURPOSE

The purpose of this policy is to provide for the recruitment, selection and appointment of applicants for employment within the District and shall apply to filling vacancies in all authorized positions within the District. All District employees are “at-will” employees and may be dismissed with or without cause.

Equal Employment Opportunity Statement

The Suwannee River Water Management District is an equal opportunity employer and does not tolerate discrimination with regard to race, color, gender, age, national origin, religion, marital status, veteran status, disability, or any other protected class identified by Florida or federal law.

GENERAL

Recruitment

Position Vacancy and Notice

When a position vacancy occurs or is anticipated, Human Resources, when requested by a “request to initiate form” and after receiving approval by the Executive Director may begin recruitment. An updated draft position description is also required to be turned in to Human Resources along with the request to initiate form prior to recruitment for a position.

Except as provided below, all vacancies must be noticed for a minimum of 14 calendar days. However, with the approval of the Executive Director vacancies may be filled:

- Without noticing if the vacancy is filled by a reassignment or promotion/demotion.
- Without noticing if the Executive Director determines that the extended vacancy period created by the noticing requirement would adversely affect essential District business.

Job Posting

Job postings shall include the following:

- Class title;
- Division, Bureau;
- Minimum salary or salary range;
- Brief description of work performed;
- Minimum qualifications and competencies;

- Deadline for submitting an on-line employment application;
- The statement, “Equal Opportunity Employer/Veterans Preference/Drug Free/Tobacco Free Workplace”;

Employment Applications

- Employment applications must be submitted to be considered for positions currently being recruited.
- Employment applications may be accepted continuously, or as vacancies occur depending on the District’s recruitment needs.

Eligibility Determination

Human Resources shall review applications submitted for position vacancies and determine applicant eligibility based on the minimum qualifications of the class for which the applicant is being considered.

To be determined eligible for a vacant position, an applicant must meet the minimum qualifications and possess the required licensure or certification for that position, except that:

- At the request of a Division and after review by Human Resources, the Executive Director may approve an applicant’s training and experience as equivalent to the minimum qualifications if the applicant’s demonstrated experience, knowledge, skills and abilities directly relates to the job for which application is made and indicates that he or she can adequately perform the duties of the position.

An applicant shall be considered to be ineligible for employment if he/she has falsified his/her employment application.

The District will consider the criminal history of all applicants and will specifically consider in determining eligibility: 1) the nature and gravity of the offense; 2) the time that has passed since any conviction, 3) the time that has passed since the completion of any sentence; and 4) the nature of the position the applicant is seeking.

The Suwannee River Water Management District hires only U.S. Citizens and lawfully authorized alien workers. If a conditional offer of employment is made the applicant will be required to provide proof of citizenship or authorization to work in the U.S.

It is the policy of the District that relatives may not be employed at the District. “Relative” is defined as father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half-brother, half-sister, grandfather, grandmother, or grandchildren.

Selection

The Hiring Supervisor will be given access to applications for review after the close of the position.

The Hiring Supervisor shall develop and submit to Human Resources for review and approval job related selection criteria that shall be used to select applicants to be interviewed and for employment. The selection criteria shall be specifically related to the knowledge, skills and abilities used in the position being filled and may include:

- a. Type and number of years of experience
- b. Education requirements
- c. Competencies
- d. Licensure or Certification

Pre-Employment Interviews

Applicants to be interviewed shall be determined based on the selection criteria developed prior to the Hiring Supervisor having received access to the applications.

Although face-to-face interviews are encouraged, telephone and video telephonic interviews may be conducted when long distances exist or circumstances warrant.

When requested by a disabled applicant, the Hiring Supervisor shall provide reasonable accommodation during the interview process. When accommodation is requested or appears necessary, human Resources may be contacted to provide guidance.

The Hiring Supervisor shall document each step of the selection process and, following completion of the process, shall provide the documentation, including interview questions, notes and evaluative tools to Human Resources.

Applicant Evaluation Tools

Applicant evaluation tools shall be approved by Human Resources prior to being used to evaluate applicants and may be administered by either Human Resources or the Hiring Supervisor. Human Resources shall ensure that any evaluation tool used to measure an applicant's competency level is an indicator of necessary position-related skills, knowledge, or abilities. Applicant evaluation tools shall be used in a manner that ensures equal opportunity to all applicants. Applicant evaluation tools shall be maintained in accordance with Chapter 119, Florida Statutes.

Veterans' Preference

Preference at each step of the recruitment process shall be afforded to all eligible veterans pursuant to Chapter 295, Florida Statutes.

Hiring Supervisors shall provide justification to Human Resources when an applicant without veterans' preference is selected over an applicant with veterans' preference.

Reference Checks

The Hiring Supervisor may contact previous employers to verify an applicant's suitability for employment. If the Hiring Supervisor conducts a reference check, documentation of the checks shall be submitted to Human Resources with the applicant selection package.

Prior to an offer of employment, the applicant selection package shall be reviewed and approved by Human Resources and Executive Director and shall include a memo recommending to hire.

Memos to hire shall include the job title, the name of the selected applicant, a recommended effective date, a recommended salary, any proposed terms or conditions of employment and moving expense reimbursement, if applicable. Salaries upon appointment shall be set in accordance with the District's salary structure.

When an applicant is selected for a position prior to the incumbent's termination, an overlap assignment may be requested by the Division Director/Bureau Manager for training and mentoring purposes for up to six months, provided sufficient funds are available. This will be in the form of a memo to the Executive Director for approval.

Consumer Reports

In considering an applicant for employment, the District shall obtain a consumer report or an investigative consumer report that may include, but is not limited to, social security number verification; employment history, including all personnel files; educational references; criminal history records from any criminal justice or law enforcement agency in any or all federal, state, county and municipal jurisdictions; motor vehicle records, including, but not limited to, traffic citations and registration information; and any other records pertaining to the applicant. The information obtained shall be used for no purpose other than evaluating suitability for employment. The information contained in a consumer report or an investigative consumer report is confidential and any disclosure of that information shall be made in accordance with applicable state and federal law.

Temporary Employees

Temporary employees may be requested, in the same manner as listed in this policy for new hires, by Division Directors for an identified and limited period of time to an authorized District position while the incumbent is on paid or unpaid leave.

Temporary employees shall, if eligible, have Florida Retirement Service contributions paid on their behalf, but shall not be eligible for other District benefits, except as required by law. Temporary employees may be assigned at a salary less than the minimum salary for the position, but may not be assigned at a salary exceeding the maximum for the position.

Moving Expense

Moving expenses are typically not reimbursed. However, when long distances exist or circumstances warrant, the Hiring Supervisor may submit a request for approval. Moving expense reimbursement must be requested in writing for approval through the Executive Director and submitted to Human Resources for incorporation and documentation into the offer letter.

Reimbursement requests shall not exceed \$2,000 and shall be submitted with appropriate receipts and documentation and will be paid after the employee begins work. Authorizations for reimbursement of moving expenses that are not exercised within twelve months from the date of approval shall expire.

Executive Director

Effective Date

MEMORANDUM

TO: Governing Board

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

DATE: January 23, 2014

RE: Appointment of Terry Baker to the North Florida Regional Water Supply Partnership Stakeholder Advisory Committee to Replace Stanley W. Posey, PCS Phosphate – White Springs

RECOMMENDATION

Staff recommends the Governing Board appoint Terry Baker to the North Florida Regional Water Supply Partnership Stakeholder Advisory Committee to replace Stanley W. Posey, PCS Phosphate – White Springs.

BACKGROUND

In May 2012, the Governing Board appointed six members to serve on the 12-member Stakeholder Advisory Committee. St. Johns River Water Management District appointed the other six members.

Stanley W. Posey, PCS Phosphate-White Springs, has served in representation of industrial/mining water uses for Suwannee River Water Management District. Recently, staff has become aware that Mr. Posey can no longer serve on the Committee. Mr. Posey has recommended to staff that Mr. Terry Baker, of PCS Phosphate, replace him on the Stakeholder Advisory Committee.

/rl

MEMORANDUM

TO: Governing Board
FROM: Ann B. Shortelle, Ph.D., Executive Director
DATE: January 28, 2014
RE: Acceptance of the 2013 Consolidated District Annual Report

RECOMMENDATION

Staff recommends the Governing Board accept the 2013 Consolidated District Annual Report.

BACKGROUND

Section 373.036(7), Florida Statutes, requires the water management districts to prepare and submit a consolidated water management district annual report to the Governor, President of the Senate, Speaker of the House, all legislative committees with substantive or fiscal jurisdiction over the districts, and the department.

The consolidated annual report contains the following elements:

- Annual Work Plan/Strategic Plan.
- Minimum Flows and Levels annual priority list and schedule.
- Annual 5-year capital improvement plan.
- Alternative water supplies annual report.
- Florida Forever Water Management District Work Plan.
- Mitigation donation annual report.

The District does not have an approved regional water supply plan. Therefore, the final annual 5-year water resource development work program is not required to be a part of the report.

The draft 2013 Consolidated District Annual Report will be available on the front page of the District's website.

/sm

MEMORANDUM

TO: Governing Board

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

DATE: January 31, 2014

RE: Acceptance of Partial Assignment of Cooperative Agreement with the Department of Environmental Protection for the Bradford Timberlands, LLC, Acquisition, 340 acres ±, in Bradford County

RECOMMENDATION

Staff recommends that the Governing Board accept the Partial Assignment of Cooperative Agreement with the Department of Environmental Protection (Department) to obtain funds to acquire the Bradford Timberlands, LLC, tract, 340 acres ±, in Bradford County.

BACKGROUND

The Governing Board approved Resolution 2014-02 at the January 14, 2014, Governing Board meeting to authorize the purchase the Bradford Timberlands, LLC tract.

The Bradford Timberlands, LLC tract, being in the vicinity of Camp Blanding, is eligible for acquisition funds through the National Guard Bureau as defined in the Cooperative Agreement between the National Guard Bureau and the Department.

The proposed Partial Assignment of Cooperative Agreement assigns to the District the Department's duties and responsibilities under the provisions of the Cooperative Agreement related to the acquisition of the Bradford Timberlands, LLC, tract, and to receive acquisition funds from the National Guard Bureau.

The Cooperative Agreement between the National Guard Bureau and the Department contains a provision (Section 719) that the property be transferred to the United States if requested by the Secretary of the Army in the future.

A copy of the draft Partial Assignment of Cooperative Agreement with its attachments follows this memorandum. Department staff is currently reviewing the draft Agreement and District staff will provide an updated Agreement prior to the February 11, 2014, Governing Board meeting.

JD/rl

PARTIAL ASSIGNMENT OF COOPERATIVE AGREEMENT

For good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the State of Florida Department of Environmental Protection, whose address is 3900 Commonwealth Blvd., M.S. 115, Tallahassee, Florida 32399-3000, referred to as “Assignor”, hereby transfers and assigns to the SUWANNEE RIVER WATER MANAGEMENT DISTRICT, whose address is 9225 County Road 49, Live Oak, Florida 32060, referred to as “Assignee”, all of its right, title and interest in that certain Cooperative Agreement No. W9133L-09-2-3072 dated June 26, 2009, modified on May 13, 2010, March 3, 2011, December 19, 2011, January 7, 2013, September 28, 2013 and December 4, 2013 by and between Assignor and the National Guard Bureau, a copy of which Cooperative Agreement is attached hereto as Exhibit "A" and by this reference made a part hereof (the "Cooperative Agreement"), and assigns and delegates to the Assignee all of the Assignor’s rights and duties under the terms and conditions of the Cooperative Agreement, as limited herein. The scope of this Partial Assignment of Cooperative Agreement is to assign and delegate only those rights and duties of Assignor that would relate to the acquisition of the property owned by Bradford Timberlands, LLC, which is a parcel of land included in the approved Army Compatible Use Buffer area and identified as Exhibit “B”, if such acquisition were undertaken by Assignor. Subject to terms and conditions hereof the Assignor hereby remises, releases and quit claims unto Assignee and its successors and assigns forever, all of the right, title and interest it would have had in and to the acquisition of such lands under the provisions of the Cooperative Agreement. Should the property owned by Bradford Timberlands, LLC be acquired, the Assignee shall take title to such property in the Assignee’s own name.

Assignor hereby authorizes and empowers Assignee, upon the performance by Assignee

of all of Assignor's duties and responsibilities under the provisions of the Cooperative Agreement that would be related to the acquisition of the property owned by Bradford Timberlands, LLC, to demand and receive from the National Guard Bureau the funds covenanted to be given in the Cooperative Agreement hereby assigned in the same manner and with the same effect as Assignor could have done had this Partial Assignment not been made.

This Partial Assignment of Cooperative Agreement is made without recourse by Assignee or National Guard Bureau against the Assignor.

Signatures begin on next page

DRAFT

ASSIGNOR

WITNESSES AS TO ASSIGNOR

_____	STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION
_____	By: _____
	Its: Director of the Division of State Lands
LEGAL REVIEW _____	Date Executed: _____

Acceptance by Assignee follows on next page

DRAFT

ACCEPTANCE BY ASSIGNEE

Assignee hereby accepts the above Partial Assignment of Cooperative Agreement and agrees to perform all obligations to be performed by Assignor under the Cooperative Agreement with respect to the Bradford Timberlands, LLC acquisition, according to the terms and conditions therein stated.

ASSIGNEE

WITNESSES AS TO ASSIGNEE

SUWANNEE RIVER WATER
MANAGEMENT DISTRICT

By:
Name: _____
Title: _____

Date Executed: _____

APPROVED AS TO FORM:

Governing Board Counsel
Suwannee River Water Management District

Consent to Assignment follows on next page

CONSENT TO ASSIGNMENT

National Guard Bureau, by and through its undersigned authority, hereby consents to and joins in the Partial Assignment of Cooperative Agreement on the terms and conditions stated herein.

NATIONAL GUARD BUREAU

Witnesses to National Guard Bureau

By: _____

Printed Name: _____

As: _____

Dated Executed: _____

DRAFT

November 2013

COOPERATIVE AGREEMENT MODIFICATION

AGREEMENT NO. W9133L-09-2-3072	Page 1 of 1
MODIFICATION NO. 06 ISSUED BY: NATIONAL GUARD BUREAU	ISSUED TO: STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

A. This modification is issued pursuant to Authority: 31 U.S.C Section 6301-6308 & Article VII, Section 703 of Cooperative Agreement W9133L-09-2-3072.

B. This modification reflects Administrative changes. The following Sections supersede the previous sections of W9133L-09-2-3072. The underlined indicates the revised text.

Section 701. Term of Agreement.
Unless sooner terminated by its terms or extended for project completion, this CA shall terminate on September 30, 2018.

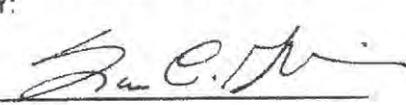
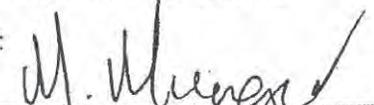
C. Other
Per Article IV, Section 4019c) the maximum funding limitation for FY13 of cooperative agreement, W9133L-09-2-3072, is hereby increased by the following:

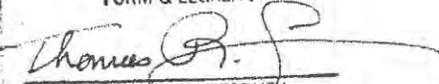
Office of the Secretary of Defense (OSD Readiness and Environmental Protection Integration (REPI) program funding: \$2,800,000.00
OSD/REPI accounting line: 097 20142014 01001101 A183Y_04WH56VENQ 3230 W9133L-09-02-3072 021001

The funds will be used for additional parcels indentified in the approved ACUB Project Area.

Except as provided herein, all terms and conditions of the Cooperative Agreement, as heretofore changed, remain unchanged in full force and effect.

IN WITNESS WHEREOF, the parties by there authorized representatives; execute this Cooperative Agreement Modification.

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION BY:  Director 12/4/13 Date	NATIONAL GUARD BUREAU BY:  LTC Michaele Munger, NGB-OPR-PM (Army National Guard Directorate, Environmental Programs Division) 12/4/13 Date
--	---

APPROVED AS TO FORM & LEGALITY

DEPT. ATTORNEY
12/2/13

W9133L-09-2-3072

Modification 06

Exhibit A

September 2013

COOPERATIVE AGREEMENT MODIFICATION

AGREEMENT NO. W9133L-09-2-3072	Page 1 of 1
MODIFICATION NO. 05 ISSUED BY: NATIONAL GUARD BUREAU	ISSUED TO: STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

A. This modification is issued pursuant to Authority: 31 U.S.C Section 6301-6308 & Article VII, Section 703 of Cooperative Agreement W9133L-09-2-3072.

B. This modification reflects Administrative changes. The following Sections supersede the previous sections of W9133L-09-2-3072. The underlined indicates the revised text.

Section 701. Term of Agreement.
Unless sooner terminated by its terms or extended for project completion, this CA shall terminate on September 30, 2017.

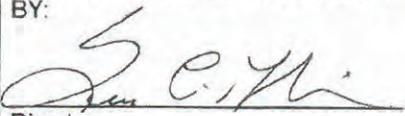
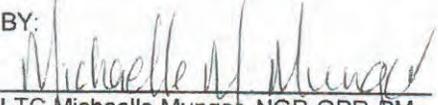
C. Other
Per Article IV, Section 401 (c) the maximum funding limitation for FY13 of cooperative agreement, W9133L-09-2-3072, is hereby increased by the following:

Army National Guard (ARNG) Army Compatible Use Buffer (ACUB) funding: \$ 2,000,000.00
ARNG/ACUB accounting line: 021 20132013 2065 181050 A183Y 131G56VENQ 3230 W9133L-09-02-3072 021001

The funds will be used for additional parcels indentified in the approved ACUB Project Area.

Except as provided herein, all terms and conditions of the Cooperative Agreement, as heretofore changed, remain unchanged in full force and effect.

IN WITNESS WHEREOF, the parties by there authorized representatives; execute this Cooperative Agreement Modification.

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION BY:  Director 9/25/13 Date	NATIONAL GUARD BUREAU BY:  LTC Michaelle Munger, NGB-OPR-PM (Army National Guard Directorate, Environmental Programs Division) 9/25/13 Date
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APPROVED AS TO FORM & LEGALITY


W9133L-09-2-3072

Modification 05

December 2012

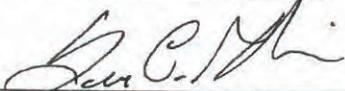
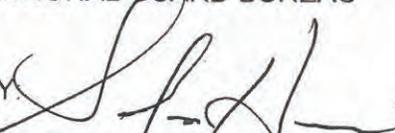
COOPERATIVE AGREEMENT MODIFICATION

AGREEMENT NO. W9133L-09-2-3072	Page 1 of 1
MODIFICATION NO. 04 ISSUED BY NATIONAL GUARD BUREAU	ISSUED TO: STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

A. This modification is issued pursuant to Authority: 31 U.S.C Section 6301-6308 & Article VII, Section 703 of Cooperative Agreement W9133L-09-2-3072. *
B. Per Article IV, Section 401(c) the maximum funding limitation of cooperative agreement, W9133L-09-2-3072, is hereby increased by an additional \$500,000.00 of funds from the Office Secretary of Defense (OSD) Readiness and Environmental Protection Initiative (REPI) program in Fiscal Year 13.
Accounting line: 097 20132013 01001101 A183Y_04WH56VENQ 3230 W9133L-09-02-3072 021001
The funds will be used for parcels outlined in the Fiscal Year 13 REPI request unless otherwise agreed to in writing and included in the approved ACUB proposal and as updated by any biennial reviews.

Except as provided herein, all terms and conditions of the Cooperative Agreement, as heretofore changed, remain unchanged in full force and effect.

IN WITNESS WHEREOF, the parties by there authorized representatives; execute this Cooperative Agreement Modification.

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION	NATIONAL GUARD BUREAU
BY: 	BY: 
Director	MAJ Samuel Harris, NGB-OPR-PM
Date 12/20/12	Date 7 JAN 2013
APPROVED AS TO FORM AND LEGALITY	
DEC 20 2012	

BY: MICHAEL D. MORELLY
(DEP ATTORNEY)



W9133L-09-2-3072

Modification 04

November 2011

COOPERATIVE AGREEMENT MODIFICATION

AGREEMENT NO. W9133L-09-2-3072 MODIFICATION NO. 03 ISSUED BY NATIONAL GUARD BUREAU	Page 1 of 1 ISSUED TO: STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION
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A. This modification is issued pursuant to <u>Authority: 31 U.S.C Section 6301-6308 & Article VII, Section 703 of Cooperative Agreement W9133L-09-2-3072.</u>
B. Per Article IV, Section 401(c) the maximum funding limitation of cooperative agreement, W9133L-09-2-3072, is hereby increased by an additional \$1,500,000.00 of funds from the Office Secretary of Defense (OSD) Readiness and Environmental Protection Initiative (REPI) program in Fiscal Year 12. Accounting line: 097 20122012 01001101 A183Y 04WH56VENQ 3230 W9133L-09-02-3072 021001 Funds will be utilized for additional parcels included in the approved Army Compatible Use Buffer area.

Except as provided herein, all terms and conditions of the Cooperative Agreement, as heretofore changed, remain unchanged in full force and effect.

IN WITNESS WHEREOF, the parties by there authorized representatives; execute this Cooperative Agreement Modification.

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION BY: <u><i>ch Sell</i></u> Director Date: <u>12/7/11</u>	NATIONAL GUARD BUREAU BY: <u><i>Gregg L. Hadlock</i></u> LTC Gregg L. Hadlock Chief ARNG-ILE-R Date: <u>19 DEC 2011</u>
APPROVED AS TO FORM AND LEGALITY DEC 6 2011 <u><i>Michael D. Morelly</i></u> BY: MICHAEL D. MORELLY (DEP ATTORNEY)	

W9133L-09-02-3072

Modification 3

Exhibit A

March 2011

COOPERATIVE AGREEMENT MODIFICATION

AGREEMENT NO. W9133L-09-2-3072	Page 1 of 1
MODIFICATION NO. 02 ISSUED BY NATIONAL GUARD BUREAU	ISSUED TO: STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

A. This modification is issued pursuant to Authority: 31 U.S.C Section 6301-6308 & Article VII, Section 703 of Cooperative Agreement W9133L-09-2-3072.
B. The total dollar amount of this cooperative agreement, W9133L-09-2-3072, is hereby amended as follows: Maximum Federal Funding Limitation is increased an additional \$2,000,000.00 in Fiscal Year 2011. Accounting line: 97 1 0100 1101 181050 04WH56.00000 3230 W9133L-09-2-3072 W39LAA 9EAA37 044205 Funds will be utilized for additional parcels included in the approved Army Compatible Use Buffer area.

Except as provided herein, all terms and conditions of the Cooperative Agreement, as heretofore changed, remain unchanged in full force and effect.

IN WITNESS WHEREOF, the parties by there authorized representatives; execute this Cooperative Agreement Modification.

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION BY: <u><i>Michael Long</i></u> Assistant Director Date <u>3-1-11</u>	NATIONAL GUARD BUREAU BY: <u><i>Alisa Dickson</i></u> Alisa Dickson, NGB-OPR-PM ARNG-ILE Natural & Cultural Team Leader Date <u>3 Mar 2011</u>
APPROVED AS TO FORM AND LEGALITY MAR 1 2011	

BY: MICHAEL D. MORELLY (DEP ATTORNEY)

W9133L-09-2-3072

Modification 2

April 2010

COOPERATIVE AGREEMENT MODIFICATION

AGREEMENT NO. W9133L-09-2-3072 MODIFICATION NO. 01 ISSUED BY NATIONAL GUARD BUREAU	Page 1 of 1 ISSUED TO: STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION
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A. This modification is issued pursuant to <u>Authority: 31 U.S.C Section 6301-6308 & Article VII, Section 703 of Cooperative Agreement W9133L-09-2-3072.</u>
B. The total dollar amount of this cooperative agreement, W9133L-09-2-3072, is hereby increased to an additional \$1,000,000.00 in Fiscal Year 10. Accounting line: 97 0 0100 1101 181050 04WH56.00000 3230 W9133L-09-02-3072 W39LAA 9EAA37 044205 Funds will be utilized for additional parcels included in the approved Army Compatible Use Buffer area.

Except as provided herein, all terms and conditions of the Cooperative Agreement, as heretofore changed, remain unchanged in full force and effect.

IN WITNESS WHEREOF, the parties by there authorized representatives; execute this Cooperative Agreement Modification.

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION BY: <u><i>[Signature]</i></u> Director Date <u>5/13/10</u>	NATIONAL GUARD BUREAU BY: <u><i>[Signature]</i></u> NGB-OPR-PM NGB Environmental Programs Division Date <u>23 April 10</u>
APPROVED AS TO FORM AND LEGALITY	

MAY 13 2010

WCR

BY: WILLIAM C. ROBINSON, JR.
W9133L-09-2-3072

Modification 1

Exhibit A

**SPECIAL MILITARY PROJECT COOPERATIVE AGREEMENT
STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION**

AGREEMENT NO. W9133L-09-2-3072

PAGE 1 OF 32 PAGES

ISSUED BY: NATIONAL GUARD BUREAU

ISSUED TO: STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

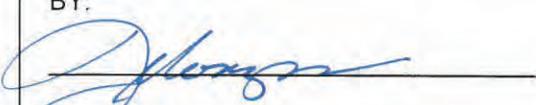
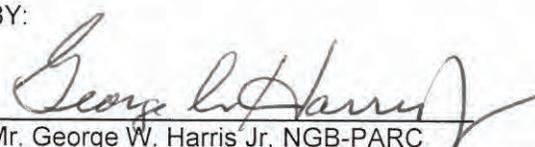
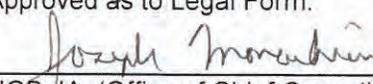
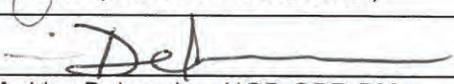
TABLE OF CONTENTS

ARTICLE	DESCRIPTION	PAGES	ARTICLE	DESCRIPTION	PAGES
I	SCOPE, PURPOSE AND AUTHORITY	2	VII	GENERAL PROVISIONS	4
II	OBLIGATIONS OF THE PARTIES	1	VIII	APPLICABLE LAWS AND REGULATIONS	2
III	COSTS	1	IX	PROCUREMENT	1
IV	FUNDING LIMITATIONS	1	X	PROPERTY	1
V	PAYMENT	1	XI	LEGAL AUTHORITY	1
VI	DEFINITIONS	1	XII	TERMINATION, ENFORCEMENT, CLAIMS, DISPUTES RESOLUTION AND APPEALS	2
				ATTACHMENTS	4

EXECUTION

By executing this Special Military Project Cooperative Agreement, the parties agree to the terms and conditions contained herein, including attachments.

IN WITNESS WHEREOF, the parties by their authorized representatives, execute this Special Military Project Cooperative Agreement.

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION BY:  Date <u>4/26/09</u>	NATIONAL GUARD BUREAU BY:  Mr. George W. Harris Jr, NGB-PARC (Principal Assistant Responsible for Contracting) Date <u>25 June 2009</u>
<p align="center">APPROVED AS TO FORM AND LEGALITY</p> <p align="center">JUN 26 2009</p>	Approved as to Legal Form:  NGB-JA (Office of Chief Council)
<p align="center">BY: SANDRA STOCKWELL (DEP ATTORNEY)</p>	 Ms Lisa Delmonico, NGB-OPR-PM (NGB Environmental Programs Division)

ACKNOWLEDGED:


DOUGLAS BURNETT
 Major General, FLANG
 The Adjutant General

ARTICLE I - SCOPE, PURPOSE AND AUTHORITY

Section 101. General.

a. The National Guard Bureau (NGB) and the State of Florida Department of Environmental Protection (FDEP) have entered into this Cooperative Agreement (CA) to establish the terms and conditions applicable to the contribution of Federal funds to assist FDEP's acquisition of long-term interests in or title to parcels of land in the vicinity of, or ecologically related to Camp Blanding, Florida in accordance with Title 10 U.S.C. Chapter 159 Section 2684a as amended by Section 2822 of the National Defense Authorization Act (NDAA) for Fiscal Year 2006 and as amended by Section 2825 of the NDAA for Fiscal Year 2008.

b. This CA with attachments includes all terms and conditions related to NGB's contribution of funds for the above stated purpose. Attachments (A. Parcels to be Pursued by FDEP; B. PARTNER Contributions; C. Request of Advance/Reimbursement; and D. Annual Report Template) are an integral part of this CA.

Section 102. Scope.

The scope of this CA includes all activities enumerated in this agreement and the attachments.

Section 103. Performance Specifications.

Specifications for the performance of these activities are contained within the scope of this CA are contained in Article VII and the attachments.

Section 104. Authority.

a. NGB authority: US Code, Title 10, Section 2684a, as amended by Section 2822 of the NDAA for Fiscal Year 2006 and Section 2825 of NDAA for Fiscal Year 2008, authorizes the Secretary of the Army to enter into agreements with State or Local governments or private conservation organizations to address the use or development of real property in the vicinity of a military installation. Such agreements are for the purposes of (a) limiting any development or use of the property that would be incompatible with the mission of the installation; or (b) preserving habitat on the property that is compatible with environmental requirements and that may eliminate or relieve environmental restrictions that would restrict, impede or interfere with military training, testing, or operations on the installation.

Exhibit A

Section 105. Office of Primary Responsibility.

The NGB Office of Primary Responsibility (NGB-OPR-PM) for this agreement is the NGB Environmental Division (NGB-ARE-C), Army National Guard Readiness Center, 111 South George Mason Drive, Arlington, VA 22204-1382.

ARTICLE II - OBLIGATIONS OF THE PARTIES

Section 201. Obligations of the PARTNER (Grantee)

a. The FDEP shall exercise its best efforts to supervise, manage, operate and/or maintain all activities or projects within the scope of this CA according to sound, efficient, commercial practice and the terms, conditions, and specifications of this CA.

b. The FDEP shall, contingent on an annual appropriation by the Florida Legislature for the purpose and the rank annually assigned to the lands on Attachment A, and further subject to the funding of the appropriation through the issuance of Florida Forever Revenue Bonds by the State of Florida or other funding as provided by the Florida Legislature, obligate sufficient funds to pay its share of the costs of this CA, should FDEP choose to acquire any of the lands on Attachment A.

c. The FDEP's obligations under the provisions of this CA are contingent upon the NGB funding of this CA; provided, however, that NGB's failure to provide funds for an acquisition of lands by FDEP in the vicinity of or ecologically related to Camp Blanding, Florida, shall not prohibit FDEP from proceeding with such acquisitions independent of NGB and the terms of this CA.

d. The FDEP shall be responsible for management of the land or interest in the land acquired and held by the FDEP through this CA.

Section 202. Obligations of NGB.

a. The NGB shall share in acquisition costs of the property to which this CA applies, as set forth in Section 401. NGB shall reimburse or advance funds to the FDEP for the allowable acquisition costs as defined in Section 721 incurred in performance of this CA according to its terms and conditions for reimbursement or advance.

b. Whenever the terms of this CA provide for approval by NGB, the approval will not be unreasonably withheld. Any request for approval shall be considered and acted upon by the NGB in a timely fashion.

c. The obligations of NGB are subject to the availability of Federal funds for the CA.

d. In accordance with OMB Circular 102, NGB-ARE-C shall reconcile continuing awards at least annually and evaluate program performance. Financial reports will be submitted on an annual basis via the report template in Attachment D.

Section 203. Obligations of Both Parties

a. The FDEP shall deliver to the Chief, National Guard Bureau an accounting of funding and disbursements under the CA for each fiscal year of the agreement by 31 Oct annually. The accounting shall include the property where military funds were expended and include the items outlined in Attachment D. The NGB, Florida Army National Guard (FLARNG), and the FDEP share in the responsibilities for an accurate and timely annual funding closeout of this agreement in accordance with the annual report template (Attachment D)

b. Within 90 days after the end of the Federal fiscal year, or upon termination or closeout of this CA, whichever is earlier, FDEP and NGB-OPR-PM shall prepare a final accounting of all funding and disbursements under the agreement for the fiscal year (1 Oct-30 Sep).

c. Funds not expended for parcels outlined in Attachment A are to either be returned if already dispersed or if not disbursed will be un-obligated.

d. NGB-ARE-C, in conjunction with NGB-PARC, shall close out funding for the Agreement, IAW Chapter 10, NGR 5-1 for a specific fiscal year when it has been determined that all applicable administrative and financial actions have been completed.

ARTICLE III - COSTS

Section 301. General.

NGB shall advance or reimburse FDEP for the allowable costs of performance of this agreement.

Section 302. Estimated Cost

a. The total estimated costs of this agreement are specified in Section 401.

b. Whenever any item of cost for the performance of this CA is identified to be funded in part by FDEP contributions and in part by NGB contributions, as listed in Section IV of this agreement, NGB shall be obligated to advance or reimburse FDEP only for its percentage share of the total costs that would otherwise be allowable under this agreement.

Section 303. Cost Sharing.

a. The NGB shall determine the appropriate portion of the acquisition costs to be borne by the United States in the sharing of acquisition costs of real property or an interest in real property within the Northeast Florida Timberlands and Watershed Reserve Florida Forever Project, under paragraph (d)(1)(B) of 10 US Code Section 2684a.

b. The portion of acquisition costs borne by the United States in the sharing of acquisition costs of real property, under paragraph (d)(1)(B) may not exceed an amount equal to the fair market value, at the date of acquisition, of any property or interest to be transferred to the United States upon the request of the NGB under paragraph (d)(4) of 10 US Code Section 2684a.

c. The contribution of an entity or entities to the acquisition costs of real property or an interest in real property within the Northeast Florida Timberlands and Watershed Reserve Florida Forever Project, under paragraph (d)(1)(B) of 10 US Code Section 2684a may include, with the approval of the NGB, the following or any combination of the following:

(1) The provision of funds, including funds received by such entity or entities from a Federal agency outside the Department of Defense or a State or local government in connection with a Federal, State or local program.

(2) The provision of in-kind services, including services related to the acquisition or maintenance of such real property or interest in real property.

(3) The exchange or donation of real property or any interest in real property within the project area.

d. The minimum contribution from FDEP for the Fiscal Year 2009 is listed in Section IV, Minimum FDEP Funding. FDEP's contribution to the acquisition of lands in the project area acquired with NGB funds will be in-kind services of negotiating, contracting for and managing the sale; obtaining, reviewing and analyzing the due diligence products. In addition, FDEP has acquired or will acquire on its own behalf other lands within the project area that will constitute cost share by the FDEP whether or not military funds were contributed to the acquisition.

Section 304. Allowability of Costs

Except as otherwise stated in this Article or elsewhere in the CA, the allowability of costs incurred by FDEP in performance of this CA shall be determined according to 2 CFR Part 225

ARTICLE IV - FUNDING LIMITATIONS

Section 401. Funding Limitation

a. Funding - The total estimated Federal costs for this Agreement for this FY are :

Maximum Federal Funding Limitation (FY 09)	\$450,000.00
Minimum FDEP Funding	\$112,500.00
Total:	\$562,500.00

Accounting line for funds (OSD REPI) is:

97 9 0100 1101 181050 04WH53.23000 3230 VENN W9133L-09-02-3072 6ELF37 044205

Accounting line for funds (NGB) is:

Accounting line for funds (Army) is:

b. Maximum Funding Limitation is the total amount of Federal funds obligated, or immediately available for obligation, as the Federal Government's share under this agreement.

c. Within its discretion, NGB may unilaterally increase the maximum funding limitation reflected in this section at any time.

d. FDEP shall have no obligation to incur costs which exceed NGB's share of the maximum funding limitation of this Section. FDEP's minimum funding will be met by in-kind services in accordance with the DoDGARS 33.24 and items outlined in Attachment C. In addition, FDEP has acquired or will acquire on its own behalf other lands within the project area that will constitute cost share by the FDEP whether or not military funds were contributed to the acquisition.

Section 402. Funding Sources.

Funds for this agreement are either from the Office Secretary of Defense's (OSD) Readiness and Environmental Protection Initiative (REPI) program based upon the FLARNG's application for such funds or from the NGB based upon the FLARNG's submission in the Status Tool for the Environment (STEP). Only those parcels identified in the REPI request can be funded with OSD REPI funds unless otherwise documented and approved in a memorandum via the NGB-OPR-PM to OSD within the same fiscal year. Only those parcels identified in Attachment A may be pursued utilizing NGB funds.

Section 403. Limitation on the Availability of Funds for FDEP's Obligation.

Funds provided by NGB under this CA for any Federal Fiscal Year are available for obligation (as the term "obligation" is defined in 32 CFR 33.3) by the FDEP only as long as the FDEP initiates action during the Fiscal Year to accomplish real estate transactions for parcels listed in the applicable Attachment A. "Initiates action" as the phrase is used herein shall mean and refer to the inclusion of the property on an acquisition list and any one of the following: preparing appraisal mapping for the property, having the property appraised, or initiating negotiations with the owner for the sale of the property or easement as applicable. NGB understands that FDEP's ability to initiate action under the provisions of this section 403 may be constrained by failure to obtain a legislative appropriation for the purpose, failure of the property on Attachment A to be ranked high enough to receive such funding as may be appropriated, or failure of the State of Florida to issue Florida Forever Revenue Bonds or the Florida Legislature to provide other funding. As a result of the foregoing, nothing in this section 403 shall be construed to compel FDEP to initiate action during the Fiscal Year to expend NGB's funds.

ARTICLE V- PAYMENTS

Section 501. Payment by Advance

a. NGB may reimburse the FDEP in advance. The advance payment shall be made according to the procedures established by the Defense Finance and Accounting Service and the NGB Army Comptroller Division. NGB acknowledges that the property interests subject to this CA, if successfully negotiated for acquisition by FDEP, cannot be acquired under the provisions of this CA until the acquisition funds are received from NGB and the NGB-OPR-PM has authorized their disbursement by signing concurrence on the request for advance/reimbursement of funds form (Attachment C). If NGB's funds are not received by FDEP or the closing agent sufficiently in advance of closing to allow the funds to clear the bank for disbursement then NGB understands FDEP may proceed to acquire the property without participation by NGB, and that FDEP has no mechanism to later accept funds from NGB and reimburse the state account from which FDEP withdrew purchase funds.

b. Funds shall be deposited into an escrow account or similar state account indicating the source and purpose of the funds pursuant to State Accounting and Budgetary Procedures Law. Any interest earned in escrow must be applied to the project.

c. The FDEP agrees to minimize the time elapsing between the transfer of funds from the U.S. Treasury and the disbursement by the FDEP.

d. The funds provided by this advance payment arrangement are to be used solely by the FDEP for the items of allowable acquisition costs incurred in the performance of this CA as defined in Section 721.

e. Appropriate payment documents, such as vouchers, options, or closing statements, for actual expenditures shall be submitted to the NGB Environmental Programs Division (NGB-ARE-C) during the period for which advanced payments have been made. The documents shall be reconciled with the advanced payments that were previously made and shall be applied to the liquidation of those advanced payments outstanding.

f. The FDEP shall make records and accounts pertaining to this CA available for inspection by auditors and other authorized Federal government officials as required; provided, however, that FDEP shall not be required to make available records that are confidential under the provisions of Florida law, including, but not limited to, sellers' social security numbers.

Section 502. Direct Federal Payment of PARTNER Obligations.

In no event, shall the NGB make direct payment to a FDEP contractor, FDEP employee, contractor employee, or FDEP vendor for any costs incurred by the FDEP under this CA.

ARTICLE VI - DEFINITIONS

Section 601. Chief, National Guard Bureau.

The Chief, National Guard Bureau means the head of the National Guard Bureau or his designee.

Section 602. Fiscal Year.

Fiscal Year (FY) means the Federal Funding Year that begins on October 1 and ends on September 30.

Section 603. State of Florida Department of Environmental Protection (FDEP)

The State of Florida Department of Environmental Protection (FDEP) is the executive branch agency of the State of Florida primarily responsible for administering the State's land and water conservation program known as "Florida Forever".

Section 604. NGB-OPR-PM.

A Federal employee (AGR or Civilian) at the A-Staff, G-Staff or J-Staff level, appointed by their respective Commander/Director/Division Chief, to be the program manager for a Military Cooperative Agreement, Military Construction Cooperative Agreement, Cooperative Agreement Appendix or Special Military Project Agreement.

Section 605. NGR 5-1.

The National Guard Bureau regulation dealing with Grants and Cooperative Agreements.

Section 606. National Guard Bureau.

The National Guard Bureau (NGB) is a Joint Bureau of the Department of the Army and the Department of the Air Force, headed by a chief who is the advisor to the Army Chief of Staff and the Air Force Chief of Staff on National Guard matters. The National Guard Bureau is the channel of communication between the departments concerned and the several States, Territories, Puerto Rico, and the District of Columbia, on all matters pertaining to the National Guard, the Army National Guard of the United States, and the Air National Guard of the United States.

Section 607. Florida Army National Guard.

The Florida Army National Guard (FLARNG) is the organized militia of the State of Florida, active and inactive that: is a land force; is trained, and has its officers appointed, under the sixteenth clause of section 8, article I of the Constitution; is organized, armed, and equipped wholly or partly at Federal expense; and is federally recognized (32 USC section 101).

Section 608. Eligible Entity

As used in this Agreement and as defined in 10 USC Section 2684a (b), an "eligible entity" is a State or political subdivision of a State or a private entity that has as its stated principal organizational purpose or goal the conservation, restoration, or preservation of land and natural resources, or a similar purpose or goal, as determined by the Secretary concerned.

ARTICLE VII - GENERAL PROVISIONS

Section 701. Term of Agreement.

Unless sooner terminated by its terms or extended for project completion, this CA shall terminate on 30 September 2014.

Section 702. Primary Benefit.

This CA is intended for the primary benefit of NGB, the Florida Army National Guard (FLARNG), and the FDEP, and is not intended to create any other beneficiaries.

Section 703. Modification.

This CA may be modified only by a written instrument signed by the parties hereto.

Section 704. Successors and Assigns.

This CA may not be assigned by a party without the express written consent of the other party. All covenants made under this CA shall bind and inure to the benefit of any successors and assigns of the parties whether or not expressly assumed or acknowledged by such successors or assigns.

Section 705. Entire Agreement.

This CA forms the entire agreement between the parties as to scope and subject matter of this CA. All prior discussions and understandings concerning the scope and subject matter are superseded and incorporated by this CA.

Section 706. Severability.

If any provision of this CA is held judicially invalid, the remainder of the CA shall continue in force and effect to the extent not inconsistent with such holding.

Section 707. Waiver of Breach.

If a party waives enforcement of any provision of this CA upon any event of breach by the other party, the waiver shall not automatically extend to any other or future events of breach.

Section 708. Notices.

Any notice, transmittal, approval, or other official communication made under this CA shall be in writing and shall be delivered by hand, facsimile transmission, or by mail to the other party at the address or facsimile transmission telephone number set forth below or at such other address as may be later designated:

Mr. George W. Harris, Jr., PARC
National Guard Bureau
ATTN: NGB-PARC
1411 Jefferson Davis Highway
Arlington, VA 22202-3231
703-607-0980

Director, Division of State Lands
Florida Department of Environmental Protection
3900 Commonwealth Blvd., Mail Station 115
Tallahassee, Florida 32399-3000
850-245-2669

Section 709. Execution.

This CA may be executed in several counterparts, each of which shall be deemed an original.

Section 710. Conflict of Interest.

The FDEP shall insure that its employees are prohibited from using their positions for a purpose that is or gives the appearance of being motivated by a desire for private gain for themselves or others.

Section 711. Access to and Retention of Records.

The FDEP shall afford any authorized representative of NGB, the Department of Defense, or the Comptroller General access to and the right to examine all records, books, papers, and documents ("Records") that are within the FDEP's custody or control and that relate to its performance under this CA and that are not confidential under the provisions of Florida law. The FDEP shall retain all such records intact in a form, if not original documents, for at least three (3) years following termination of this CA.

Section 712. Change of Circumstances.

Each party shall promptly notify the other party of any legal impediment, change of circumstances, pending litigation, or any other event or condition that may adversely affect the party's ability to carry out any of its obligations under this CA.

Section 713. Liability and Indemnity.

Nothing in this CA shall be construed as an indemnification by one party of the other for liabilities of a party or third persons for property loss or damage or death or personal injury arising out of and during the performance of this CA, or arising from any other action that may arise as a result of this agreement. Any claims or any liabilities for claims for property loss or damage or for death or personal injury by a party or its agents, employees, contractors or assignees or by third persons, arising out of and during the performance of this CA shall be determined according to applicable law.

Section 714. Reports.

In addition to any financial or other reports required by the terms of this CA, NGB will require the FDEP to assist in preparing an annual report to document the contributions of the FDEP toward the acquisition or in the project area, template provided in Attachment D. The NGB may request the FDEP to provide additional information relating to this CA. The FDEP agrees to provide the any additional information within a reasonable time of request and in such detail as may be required and is available to FDEP.

Section 715. Special State Requirements.

Changes to established requirements of this CA made necessary by governing state statutes will be coordinated with NGB Office of the Chief Counsel prior to submission of this CA for approval by NGB. Upon acceptance of the submitted change or alteration by the NGB Office of Chief Counsel, a complete statement of alterations or changes, along with their justification, must be either presented below or attached to this CA and will be considered a part hereof.

Section 716. Confidentiality of Appraisals.

In accordance with Army Regulation 405-10, paragraph 1-7b, sections 259.041(7)(e) and (8)(c), Florida Statutes (2008), and Rule 18-1, Florida Administrative Code, the NGB will maintain the confidentiality of all appraisals, offers and other negotiation matters until the data becomes public. NGB may disclose such confidential information only to the individuals who sign a confidentiality agreement with FDEP.

Section 717. Availability of Public Records

Except as provided in Section 716 above or as may be exempt from public disclosure under the provisions of chapter 119, Florida Statutes, the NGB understands and agrees that all documents, papers, letters, maps and other materials specifically relating to the acquisition of a parcel are public data.

Section 718. Certifications.

FDEP will require as a condition of FDEP recommending the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida approve a purchase instrument, a certification that NGB, if it has been provided with or obtained confidential information, has maintained the confidentiality of the appraisals, offers and counteroffers and other negotiation matters. The certification may be signed by legal counsel for NGB. NGB personnel who have access to the appraisals, offers and counteroffers and other negotiation matters will sign a confidentiality agreement with FDEP.

Section 719. Ownership of Real Estate.

a. Title to land interests acquired with federal funds under this CA shall be subject to 10 U.S. C. Sec. 2684a(d)(4), and shall be held by the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida.

b. If requested by the Secretary of the Army in the future, the FDEP agrees to transfer any portion of the property or interest acquired under this agreement or a lesser interest therein to the United States. Any request from the Secretary of the Army shall be limited to the minimum property or interests necessary to ensure that the property concerned is developed and used in a manner appropriate for purposes of 10 U.S.C. §2684a as outlined in Section 104a.

c. The parties agree and acknowledge that only the parcel or parcels of land severed from the properties acquired in fee simple or less than fee simple with funds provided by NGB under the provisions of this CA shall be deemed "under" the CA, as referred to in title 10, chapter 159, Section 2684a(d)(4). This CA shall not be construed to apply to any real property or interest therein acquired by the PARTNER with other funds whether or not such property is included within the properties listed in Attachment A.

Section 720. Interest to Be Acquired.

a. The real property interest to be acquired may be fee simple absolute or less-than-fee simple; provided, however, that if a less-than-fee interest is to be acquired the parties shall have agreed to the form of the acquisition, the property rights to be acquired and the legal rights and responsibilities to be obtained or assumed.

b. The following shall apply for any fee simple real property interest acquired by the FDEP pursuant to the CA:

1. The deed to the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida shall be recorded in the local land records and shall recite that the land was acquired with assistance from and is subject to rights of the United States Army under the provisions of 10 U.S.C. 2684a(d)(4). Prior to closing, the form of the instrument shall be forwarded to the NGB-OPR-PM and approved by the Army and shall be effective to put prospective transferees on notice of the Army's rights and interests in the property.

c. The following shall apply for any less than fee simple real property interest acquired pursuant to the CA.

1. The FDEP shall ensure that the United States Department of the Army is granted a third party right of enforcement in the conveyance document of the real property interest.

2. Should the FDEP fail to enforce any material term or conditions of said easement, covenant, or other interest in real estate and permit the property to be used or developed in any manner inconsistent with said term or conditions, then the United States through the Secretary of the Army shall have the right to enforce said terms or conditions or request the transfer of an interest in the property sufficient to protect his interest as required by 10 USC 2684a(d)(4).

3. Any assignment or transfer of the FDEP's interest may only be to the United States, a state or local government, or a similar private conservation organization. Said similar private conservation organization must be a qualified organization under Section 170(h) of the Internal Revenue Code of 1986 as amended (or any successor provision) and the applicable regulations there under. The language of such assignment shall require

Exhibit A

the grantee to assume the rights, restrictions, and obligations under the easement, covenant, or other real property interest.

4. The FDEP will ensure that any conservation easement or other less than fee simple real property interest contains a provision stating that the terms and conditions, and restrictions contained in the instrument will be inserted by reference into any subsequent deed or legal instrument by which the grantor divests either fee simple title or a possessory interest in said property.

Section 721. Allowable Acquisition Costs.

a. Fee simple acquisitions:

1. NGB will contribute to the purchase price of the property. NGB may contribute to all valid reimbursable expenses associated with the acquisition such as: legal fees, appraisal and appraisal review fees, closing and recording fees, surveying costs, environmental assessments, and taxes payable.

2. The NGB will not reimburse the FDEP for certain expenses associated with the acquisition including, but not limited to: direct administrative costs, escrows, and indirect expenses.

b. Less than fee simple:

1. NGB may contribute to all valid reimbursable expenses associated with the acquisition such as: purchase price, legal fees, appraisal and appraisal review fees, closing and recording fees, surveying costs, environmental assessments, and taxes payable

2. The NGB will not reimburse the FDEP for certain expenses associated with the acquisition including, but not limited to: easement monitoring, direct administrative costs, escrows, and indirect expenses.

Section 722. Negotiations.

Negotiations with the owner of the Parcel will be conducted by the FDEP or its authorized representative, in a manner intended to assure that the most favorable price and terms are obtained for the NGB, FLARNG and the FDEP.

Section 723. Management and Monitoring of Lands Acquired by PARTNER

The costs of long-term management and easement monitoring are the responsibility of the FDEP, subject to an annual appropriation therefore by the Florida Legislature and funding of the appropriation by the Florida Legislature. Pursuant to 10 USC Section 2684a(d)(1)(B), the US may share only in the cost of acquisitions. The FLARNG shall cooperate in development of the land management plan and/or a species habitat management plan where appropriate and practicable. The parcel shall be managed such that development or use of the land will be compatible with the mission of Camp Blanding and such that natural resources on the parcel are preserved to help eliminate or relieve current or anticipated environmental restrictions that might otherwise restrict, impede, or otherwise interfere, either directly or indirectly, with current or anticipated military training and operations on Camp Blanding.

ARTICLE VIII - REPRESENTATIONS AND CERTIFICATIONS

Section 801. Applicable Law.

This CA is incidental to the implementation of a Federal program. Accordingly, this CA shall be governed by and construed according to Federal law as it may affect the rights, remedies, and obligations of the United States. If FDEP contracts for services or products related to acquisitions under the provisions of this CA that are to be paid for with NGB funds then FDEP shall incorporate into the service or product contracts the provisions of Sections 803 through 807, below. The requirements of this Section 801 shall not be construed to require FDEP to include in the contract to acquire land a portion or all of the purchase price for which will be paid with NGB funds to include the provisions of Sections 803 through 807 in the land purchase agreement.

Section 802. Governing Regulations.

To the extent not inconsistent with the express terms of this Agreement, the provisions of 32 CFR Part 33, Uniform Administrative Requirements for Grants and Cooperative Agreements, and NGR 5-1, National Guard Grants and Cooperative Agreements, apply to this CA.

Section 803. Nondiscrimination.

The Contractor/Vendor agrees that no person shall be denied benefits of, or otherwise be subjected to discrimination in connection with the FDEP's performance under this CA, on the grounds of race, religion, color, national origin, sex, or handicap. Accordingly and to the extent applicable, the FDEP covenants and agrees to comply with the following:

- a. Title VII of the Civil Rights Act of 1964 (42 U.S.C. § 2000d et seq.), and DOD regulations (32 CFR Part 300) issued thereunder;
- b. Executive Order 11246 and Department of Labor regulations issued thereunder (41 CFR Part 60);
- c. Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. § 794) and DOD Regulations issued thereunder (32 CFR Part 56); and,
- d. The Age Discrimination Act of 1975 (42 U.S.C. § 6101 et seq.) and regulations issued thereunder (45 CFR Part 90).

Section 804. Lobbying.

a. The Contractor/Vendor agrees that it will not expend any funds appropriated by Congress to pay any person for influencing or attempting to influence an officer or employee of any agency, or a Member of Congress in connection with any of the following covered Federal actions: the awarding of any Federal contract; the making of any Federal grant; the making of any Federal loan; the entering into of any cooperative agreement; and, the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

b. The Final Rule, New Restrictions on Lobbying, issued by the Office of Management and Budget and the Department of Defense (32 CFR Part 28) to implement the provisions of section 319 of Public Law 101-121 (31 U.S.C. § 1352) is incorporated by reference.

Section 805. Drug-Free Work Place.

a. The Contractor/Vendor agrees that it will comply with the provisions of the Drug-Free Work Place Act of 1988 (Public Law 100-690, Title V, Subtitle D; 41 U.S.C. § 701 et seq.) and maintain a drug-free workplace.

b. The Final Rule, Government-Wide Requirements for Drug-Free Workplace (Grants), issued by the Office of Management and Budget and the Department of Defense (32 CFR Part 28, Subpart f) to implement the provisions of the Drug-Free Work Place Act of 1988 is incorporated by reference and the FDEP covenants and agrees to comply with all the provisions thereof, including any amendments to the Final Rule that may hereafter be issued.

Section 806. Equal Employment Opportunity.

The Contractor/Vendor agrees to comply with Executive Order 11246 of September 24, 1965 entitled "Equal Employment Opportunity," as amended by Department of Labor regulations (41 CFR Chapter 60).

Section 807. Copeland "Anti-Kickback" Act.

The Contractor/Vendor agrees that it will comply with the Copeland "Anti-Kickback" Act (18 U.S.C. 874) as supplemented in Department of Labor regulations (29 CFR Part 3). As applied to this CA, the Copeland "Anti-Kickback" Act makes it unlawful to induce, by force, intimidation, threat or procuring dismissal from employment, or otherwise, any person employed in the construction or repair of public buildings or public works, financed in whole or in part by the United States, to give up any part of the compensation to which that person is entitled under a contract of employment.

Section 808. Exceptions to Provisions of Article VIII.

The above provisions in Article VIII do not apply to land transactions. They apply only to any other contracts written as a result of this agreement, which are funded with these federal funds.

Exhibit A

ARTICLE IX PROCUREMENT (RESERVED)

ARTICLE X- PROPERTY (RESERVED)

ARTICLE XI - LEGAL AUTHORITY

Section 1101. Legal Authority.

a. Neither the FDEP nor NGB is under any existing or foreseeable legal disability that would prevent or hinder it from fulfilling the terms and conditions of this CA. The parties shall promptly notify each other of any legal impediment that arises during the term of this CA that may prevent or hinder its fulfillment of its obligations under this CA.

b. NGB authority: The NGB enters into this CA pursuant to the provisions of Title 10 U.S.C., Chapter 159, Section 2684a and any subsequent amendments and 31 USC Section 6305. By Delegation of Authority dated August 14, 2006, the Secretary of the Army delegated this authority to the Assistant Secretary of the Army (Acquisition, Logistics and Technology). By Delegation of Authority dated September 13, 2006, the Assistant Secretary of the Army (Acquisition, Logistics and Technology) re-delegated this authority to the Chief, National Guard Bureau. By Delegation of Authority dated September 28, 2006, the Chief of the National Guard Bureau re-delegated this authority to the Principal Assistant Responsible for Contracting, National Guard Bureau (NGB-PARC). All of these delegations expire on July 1, 2009, unless sooner rescinded in writing. All of these delegations remain in effect.

c.. FDEP authority: Section 259.04, Florida Statutes, authorizes the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida to enter into contracts with the government of the United States providing for or relating to the conservation or protection of certain lands in accomplishing the purposes of chapter 259. The purpose of chapter 259 is to acquire lands and interests in lands to protect Florida's groundwater, surface waters and springs from pressure due to population growth and economic expansion, to provide high-quality outdoor recreational opportunities, trails and open space for urban Florida, to preserve Florida's unique ecosystems, to support a broad range of outdoor recreational opportunities to promote an appreciation for Florida's natural assets and improve the quality of life. Fla. Stat. s. 259.105 (2008). Pursuant to the provisions of section 253.002(1), Florida Statutes, the Department of Environmental Protection performs all staff duties and functions related to the acquisition, administration and disposition of state lands, title to which is or will be vested in the Board of Trustees of the Internal Improvement Trust Fund. The authority to execute multi-party agreements that do not contemplate compensation other than to the real property seller has been delegated to the Bureau of Land Acquisition within the Department's Division of State Lands by delegation from the Board of Trustees by action on February 4, 1992 and reaffirmed on February 16, 2005, through the Secretary of the Department to the Division.

ARTICLE XII - TERMINATION, ENFORCEMENT, CLAIMS, DISPUTES RESOLUTION AND APPEALS

Section 1201. Termination.

This CA may be terminated by either party according to the terms and conditions of 32 CFR § 33.44.

Section 1202. Enforcement.

NGB may take such actions to enforce the terms of this CA as may be provided for in and under the terms of 32 CFR § 33.43.

Section 1203. Claims, Disputes Resolution and Appeals.

a. Any claim made by the FDEP arising out of this CA shall be presented in writing to the Grants Officer (NGB-PARC). The claim shall include: the amount of monetary relief claimed or the nature of other relief requested; the basis for relief; and, the documents or other evidence pertinent to the claim.

b. Claims shall be made within 60 days after the basis of the claim is known or should have been known, whichever is earlier. It is the FDEP's duty to include in its claim all information needed to demonstrate its timeliness.

c. Upon receipt of a claim, the Grants Officer shall provide a written decision denying or sustaining the claim, in whole or part, which decision shall include the reason for the action, within 60 days of the receipt of a claim. The determination shall be final unless appealed by the FDEP pursuant to the provisions of this section.

d. Alternative Dispute Resolution (ADR).

1. Policy. It is NGB policy to try to resolve all issues concerning cooperative agreements at the Grants Officer's level. Grant Officers are encouraged to use ADR procedures to the maximum extent practicable.

2. Procedures. If FDEP decides to appeal a Grants Officer's decision, the Grants Officer shall encourage the FDEP to enter into ADR procedures. The ADR procedures to be used shall be agreed to at the time the parties determine to employ them.

e. Appeals.

1. Grant Appeal Authority. The CNGB shall designate a Grants Appeal Authority at the time of receipt of appeal.

2. Right of Appeal. The FDEP has the right to appeal a Grants Officer's decision to the Grant Appeal Authority.

3. Appeal Procedures.

(a) Notice of appeal. The FDEP may appeal a decision of the Grants Officer within 90 days of receiving that decision, by filing a written notice of appeal to the Grant Appeal Authority and to the Grants Officer.

(b) Appeal file. Within 30 days of receiving the notice of appeal, the Grants Officer shall forward to the Grant Appeal Authority and the FDEP the appeal file, which shall include copies of all documents relevant to the appeal.

(c) Decision. Any fact-finding or hearing shall be conducted using procedures that the Grant Appeal Authority deems appropriate.

f. Nothing in this section 1103 is intended to limit FDEP's right to any remedy available to it at law or in equity.

Exhibit A

Attachment A: Parcels to be Pursued by the FDEP

A parcel or parcels valued at such amount as contributed by NGB via the Cooperative Agreement and subsequent modifications towards a Florida Forever approved project within the Camp Blanding Army Compatible Use Buffer project area.

Whether a parcel or parcels is sufficiently in the vicinity of Camp Blanding shall be determined by NGB.

The parties agree and acknowledge that only the parcel or parcels of land severed from the properties listed above and acquired with funds provided by NGB under the provisions of this CA shall be deemed "under" the CA, as referred to in title 10, chapter 159, s. 2684a(d)(3). This CA shall not be construed to apply to any real property acquired by the state of Florida with Florida's Florida Forever bond funds whether or not such property is included within the properties listed above.

Exhibit A

Attachment B: Partner Contributions

FDEP's contribution to the acquisition of lands acquired with NGB funds in the project area acquired will be in-kind services in accordance with DoDGARS 33.24 and include negotiating, contracting for and managing the sale; obtaining, reviewing and analyzing the due diligence products. In addition, FDEP has acquired or will acquire on its own behalf other lands within the Camp Blanding Army Compatible Use Buffer (ACUB) project area that contribute towards match requirements.

Attachment C: Request for Advance/Reimbursement

[Organization Name]

[date]

MEMORANDUM FOR NGB-ARE-C (Attn: Lisa Delmonico) ARNG Readiness Center, 111 S. George Mason Dr, Arlington, VA 22204

SUBJECT: Cooperative Agreement #[include modification number(s) as applicable]

1. Description of Action: [Description of Action]

2. Parcel Description:

Name

Acreage

Relationship to installation

Purpose/desired outcome

Closing date

Nature of interest to be acquired

Appraised value

Amount of funds requested from NGB

Partner(s) Cost share including in-kind services

3. Payment Information:

Payee's Name

Address

Federal Tax Identification Number

EFT Routing Number

Account number

Cage Code

4. Costs: [Document all costs to the extent possible regardless of whether or not requesting reimbursement]

Itemized Parcel Costs					
Activity / Tasks	Parcel [Inset Name]				
	Military Funding	Partner Funding	Other Funding #1 (Specify)	Other Funding #2 (Specify)	
Pre Acquisition Cost	\$0	\$0	\$0	\$0	\$0
Attorney's Fees? (Legal Review, Development of Easement, etc.)	\$0	\$0	\$0	\$0	\$0
Appraisal	\$0	\$0	\$0	\$0	\$0
Boundary Survey	\$0	\$0	\$0	\$0	\$0
Biological Survey	\$0	\$0	\$0	\$0	\$0
Baseline Condition Survey	\$0	\$0	\$0	\$0	\$0
Geological Survey	\$0	\$0	\$0	\$0	\$0
Due Diligence (Phase 1 Environmental Assessment)	\$0	\$0	\$0	\$0	\$0
Travel (Mileage, Tolls, Hotel)	N/A	\$0	\$0	\$0	\$0
Title Examination	\$0	\$0	\$0	\$0	\$0
Final Search	\$0	\$0	\$0	\$0	\$0
Abstract Confirmation	\$0	\$0	\$0	\$0	\$0
Staff Hours	N/A	\$0	\$0	\$0	\$0
Acquisition Cost					
Purchase Price / Sales Price of Interest	\$0	\$0	\$0	\$0	\$0
Endowment for Management and Enforcement	N/A	\$0	\$0	\$0	\$0
Recordation					
Closing Fee	\$0	\$0	\$0	\$0	\$0
Title Insurance	\$0	\$0	\$0	\$0	\$0
Recording Fee	\$0	\$0	\$0	\$0	\$0
Taxes	\$0	\$0	\$0	\$0	\$0
Settlement / Closing Costs					
Title Search	\$0	\$0	\$0	\$0	\$0
Bank Fees	\$0	\$0	\$0	\$0	\$0
Natural Resource Management					

Exhibit A

5. Funding Source: [Document value and source of resources considered part of the ACUB effort. Include additional description as appropriate]

Parcel Name	Acreage	Military	Partner (Out of Pocket)	Other (Name Source)	Other (Name Source)	Total

Source	Funds to Date
Army	
DoD	
Partner	
Other (Name Source)	
Other (Name Source)	
Total	

6. A copy of the draft deed is attached for review.

7. [Organization Name] point of contact for this action is [name/phone number/e-mail].

FOR [Organization Name]:

[SIGNATURE BLOCK]

[CF:]
[Installation point of contact name / address]

Concurrence:

NGB-OPR-PM
Environmental Programs Division

Exhibit A
Installation Annual ACUB Report
Template

Attachment D: Template Annual Report
DRAFT DUE TO NGB 15 Oct annually
FINAL DUE TO NGB 31 Oct annually

INSTALLATION
Army Compatible Use Buffer Report Annual Report
Reporting Period [dd Month yyyy] through [dd Month yyyy]
Action Officer NAME / NUMBER / EMAIL

Proposal Information		Installation(s)¹		
		Title (If Applicable)²		
		Proposal Approval Date³		
		Amendment Date⁴		
Cooperative Agreement Information	Cooperative Agreement 1⁵	Signatories⁶		
		Effective Date⁷		
	Cooperative Agreement 2	Signatories		
		Effective Date		
	Cooperative Agreement #	Signatories		
		Effective Date		

¹ **Installation(s):** The installation(s) and any satellite or support facilities included as part of the ACUB proposal.

² **Title (If Applicable):** The title of the initiative.

³ **Proposal Approval Date:** Date ACUB proposal was approved as indicated by the date stamp on the ACSIM approval memo.

⁴ **Amendment Date:** Date any modifications are officially approved by the approving official.

⁵ **Cooperative Agreement #:** Number the cooperative agreements in the order in which they were awarded.

⁶ **Signatories:** Organizations the signatories represent including the partner organization(s) and the acquisition activity. Current authorized acquisition activities include the National Guard Bureau, US Army Medical Research Acquisition Activity (USAMRAA), and Research Development and Engineering Command (RDECOM).

⁷ **Effective Date:** Execution date for the cooperative agreement / date at which the cooperative agreement is official as indicated by date of final signature.

Exhibit A
Installation Annual ACUB Report
Template

Description of Partnership (Describe Each Partnership Separately):

- Cooperative Agreement:
 - Partner mission:
- Mutual goals and objectives:

- Cooperative Agreement:
- Partner mission:

- Mutual goals and objectives:

Past Action Monitoring:

Past Fiscal Year Actions:

Parcel Name:

- Closing Date:
- Parcel Size:
- Cost Break Out:
 - Please Consider
 - Army
 - ACSIM
 - USAEC
 - Installation
 - DoD (OSD REPI)
 - Partner
 - Partner's own funds
 - Third party funds leveraged by the partner
 - Grants
 - Landowner donations
 - Other resources the partner used / harnessed
 - Other (Please explain)
 - Landowner charitable donations
 - Other government agencies
 - Description of Parcel and Past, Present, and Future Use:
 - Military Purpose Being Served:
 - Partner Purpose Being Served:
 - Interest Being Acquired:
 - Please Consider
 - Type of interest
 - Fee simple purchase of title
 - Easement
 - Restrictions
 - Land management requirements if applicable
 - Other
 - Lease
 - PDR / TDR
 - Who will hold the interest in the long term and near term if applicable
 - Area covered if less than entire property
 - *Statement about management and enforcement requirements*

Exhibit A
Installation Annual ACUB Report
Template

Parcel Name:

- Closing Date:
- Parcel Size:
- Cost Break Out:
- Description of Parcel and Past, Present, and Future Use:
- Military Purpose Being Served:
- Partner Purpose Being Served:
- Interest Being Acquired:

Parcel Name:

- Closing Date:
- Parcel Size:
- Cost Break Out:
- Description of Parcel and Past, Present, and Future Use:
- Military Purpose Being Served:
- Partner Purpose Being Served:
- Interest Being Acquired:

Parcel Name:

- Closing Date:
- Parcel Size:
- Cost Break Out:
- Description of Parcel and Past, Present, and Future Use:
- Military Purpose Being Served:
- Partner Purpose Being Served:
- Interest Being Acquired:

Near Term Targets (Actions Planned for the Current and Subsequent Fiscal Year):

- Parcel name
 - Expected closing date
 - Parcel size
 - Expected cost break out
 - Army
 - ACSIM
 - USAEC
 - Installation
 - DoD (OSD REPI)
 - Partner
 - Partner's own funds
 - Third party funds leveraged by the partner
 - Grants
 - Landowner donations
 - Other resources the partner used / harnessed
 - Other (Please explain)
 - Landowner charitable donations
 - Other government agencies
 - Statement about past, present, and future land use and ownership
 - Statement about military purpose being served, encroachment benefit
 - Statement about partner purpose being served
 - Statement about interest being acquired
 - Type of interest
 - Fee simple purchase of title

Exhibit A
Installation Annual ACUB Report
Template

- Easement
 - Restrictions
 - Land management requirements if applicable
- Other
 - Lease
 - PDR / TDR
 - Who will hold the interest in the long term and near term if applicable
 - Area covered if less than entire property
 - Statement about management and enforcement requirements

Long Term Targets:

- Targets
- Opportunities
- Out-year requirements

ACUB Map:

- Installation
 - Boundary
 - Training assets worth noting
 - Areas with encroachment / training restrictions worth noting
 - Other features worth noting
 - Flight corridors
 - Noise contours
 - Wetlands
 - T&E Habitat
- ACUB parcels
 - Protected
 - Targeted
- ACUB area of consideration (ACUB focus area)
- Other protected areas
 - National, state, and local public open space
 - Private reserves, easements, or other protected lands
- Developed areas that preclude ACUB

Installation Annual ACUB Report
Template

Exhibit A

Funding Obligation History:

Funding Obligation Table		
Fiscal Year of Obligation	Amount of Obligation	Source
2008		
2009		
2010		
2011		
2012		
Total Military Obligation to Date		

Itemized Parcel Costs					
Parcel Alpha					
Activity / Tasks	Military Funding	Partner Funding	Other Funding #1 (Grant)	Other Funding #2 (Landowner Donation)	
Pre Acquisition Cost					
Attorney's Fees? (Legal Review, Development of Easement, etc.)					
Appraisal					
Boundary Survey					
Biological Survey					
Baseline Condition Survey					
Geological Survey					
Due Diligence (Phase 1 Environmental Assessment)					
Travel (Mileage, Tolls, Hotel)	N/A				
Title Examination					
Final Search					
Abstract Confirmation					
Staff Hours	N/A				
Acquisition Cost					
Purchase Price / Sales Price of Interest					
Fee simple					
Easement					
Endowment for Management and Enforcement	N/A				
Recordation					
Closing Fee					
Title Insurance					
Recording Fee					
Taxes					
Settlement / Closing Costs					
Title Search					
Bank Fees					
Natural Resource Management					

Land Management Actions / Tasks (Performed)	N/A			
Land Management Actions / Tasks (Contracted)	N/A			
Land Management Services (Severable Services vs. Non Severable)	N/A			
Natural Resource Studies	N/A			
Natural Resource Management Plans	N/A			
Supplies	N/A			
Facilities (establishment, operations, maintenance)	N/A			
Future Management	N/A			
CA / Easement Monitoring and Enforcement				
Baseline Condition Survey	N/A			
Scheduled Monitoring Visit	N/A			
Monitoring Report	N/A			
Legal Services (In the Event of Violation)	N/A			
Personnel and Other Costs				
Labor	N/A			
Tasks (Performed by Cooperator)	N/A			
Tasks (Contracted Products, Services, and Fees)				
Travel	N/A			
Meals	N/A			
Supplies	N/A			
Overhead	N/A			
Miscellaneous				
Landowner Meetings and Meals	N/A			
Interest on Loans	N/A			
Outreach	N/A			
Pre-Agreement Costs	N/A			
Insert Additional Costs as Necessary	N/A			
Sub Total				
Total				

Itemized Costs Not Parcel Specific:

	Itemized Costs
	Not Parcel Specific

Activity / Tasks	Military	Partner	Other Funding #1 (name)	Other Funding #2 (name)
Cooperative Agreement				
Attorney's Fees (Legal Review, Development of Agreement, etc.)				
Personnel Time	N/A			
Communications (Phone / Internet / FedEx)				
Auditing				
Personnel and Other "Indirect Costs"				
Labor	N/A			
Tasks (Performed by Cooperator)	N/A			
Tasks (Contracted Products, Services, and Fees)	N/A			
Travel	N/A			
Meals	N/A			
Supplies	N/A			
Overhead	N/A			
Miscellaneous				
Landowner Meetings and Meals	N/A			
Outreach	N/A			
Pre-Agreement Costs	N/A			
Insert Additional Costs as Necessary				
Sub Total				
Total				

Exhibit B

LEGAL DESCRIPTION

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

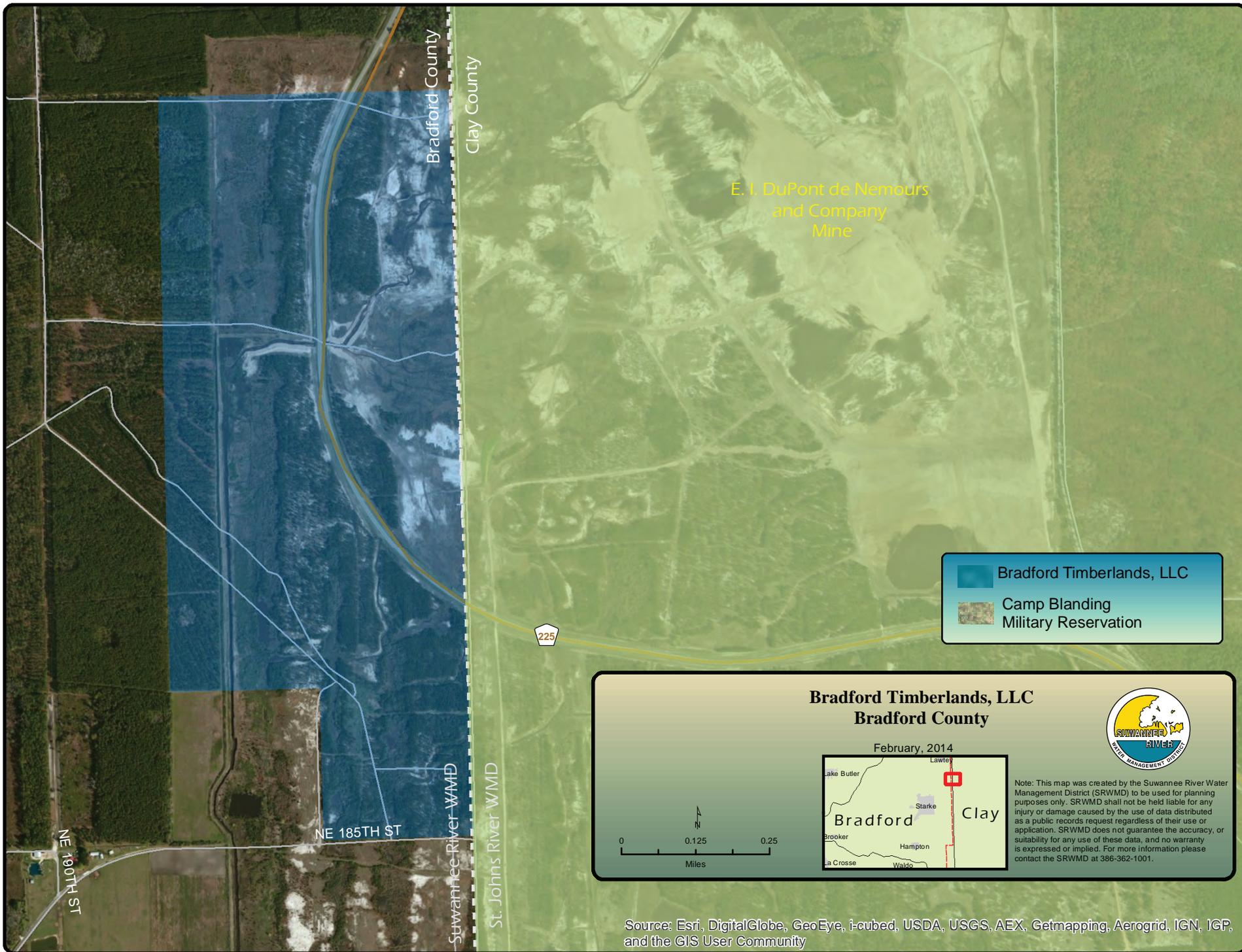
Township 6 South, Range 22 East

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)



MEMORANDUM

TO: Governing Board

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

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

DATE: January 24, 2014

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

January 27, 2014, Stakeholder Advisory Committee (SAC) Meeting:

This SAC meeting was dedicated to discuss committee members comments and rank recommendations regarding the Lower Santa Fe and Ichetucknee Rivers and Priority Springs Recovery Strategy. The SAC discussed each members recommendations prior to ranking each recommendation. Attached are the SAC member consensus recommendation statements for the Draft Recovery Strategy for the Lower Santa Fe Basin.

Consensus recommendations to the Districts and DEP required a 75 percent or greater level of support. Any SAC member may provide a minority report pursuant to the procedures adopted by the SAC. The second attachment includes all of the NFRWSP SAC consensus decisions and recommendations to the SRWMD, SJRWMD and DEP, to date.

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.

/ch
Attachment

SAC MEMBER CONSENSUS RECOMMENDATION STATEMENTS DRAFT RECOVERY STRATEGY: LOWER SANTA FE RIVER BASIN

JANUARY 27, 2014

The Process

At the September 2013 SAC Meeting the Committee unanimously adopted the following motion: “The SAC members will identify and rate a series of strategies/options and provide a rating on each Prevention and Recovery (P&R) Strategy. Strategies and/or options with 75% or greater level of support will be considered consensus recommendations to the Districts and DEP (This is a formal rating of individual strategies/options). The SAC may decide to make recommendations regarding the setting of the MFLs in conformance with their adopted consensus-building procedures. Any SAC member may provide a minority report pursuant to the procedures adopted by the SAC.”

At the November 18, 2013 SAC Meeting, members discussed the Draft Recovery Strategy document (11-15-2013) following its presentation at the DEP November 18, 2013 Rule Development Workshop. They agreed to respond to a survey in order to generate a set of proposed draft member recommendations for consideration at the December 16 2013 SAC meeting. At the December 16, 2013 SAC Meeting, members agreed to review the relevant Lower Santa Fe River Basin Recovery Strategy and MFL setting documents and to offer any additional potential recommendations pertaining to the Draft Recovery Strategy for SAC review, evaluation and potential adoption at the January 27, 2014 SAC Meeting. The Members agreed to forward to the facilitators additional and/or revised potential draft recommendation statements for the SAC to consider at its January 27, 2014 meeting. The facilitators compiled all of the SAC member recommendation statements and distributed the updated worksheet prior to the January 27, 2013 meeting.

The Results

On January 27, 2014, the SAC reviewed, rated, and refined as necessary the 42 draft recommendation statements (A-OO) and tested the level of consensus for each among the members. 25 statements were withdrawn by the proponent after discussion, 8 statements failed to secure 75% support, and 11 Recommendation Statements received 75% or more support. Following public comment the consensus statements were unanimously adopted by the SAC for submittal as the SAC’s formal recommendations. These consensus recommendation statements will be presented to FDEP and the Water Management Districts who agreed to return to the SAC to present their final draft and brief the SAC on how its recommendations were considered.

2.0 SUMMARY OF PROPOSED MFLS

1. (D) The criteria for the establishment of MFLs should be summarized briefly in this Section rather than merely making reference to them.

- 2 (E.) There should be discussion in the 2.0 about why flow was used to assess the status of the water body rather than level or some combination of the two.

2.2 PEER REVIEW

3. (H.) Summarize the issues raised and how each of the key issues raised by the Peer Review Panel was addressed/closed out in the Recovery Strategy.

3.0 ASSESSMENT OF REGIONAL HYDROLOGIC INFLUENCE- REGIONAL IMPACTS

4. (J.) The fact that withdrawals in Georgia are having some effect on the water bodies in the region should be acknowledged in the Recovery Strategy.

4.0 RECOVERY STRATEGY GOALS AND APPROACH- RECOVERY GOALS

5. (P.) *Add as a Recovery Goal:* Recovery strategies should not adversely impact-water bodies in the adjacent basins and counties of North Florida. Specifically, the Clay-Putnam Recovery-designated Lakes of the Etoniah Chain and elsewhere.

5.0 RECOVERY STRATEGY COMPONENTS

6. (Q.) The SAC will be given an opportunity to make comments on the final draft Recovery Strategy.

5.2 WATER CONSERVATION COMPONENT

7. (S.) It should be stated that conservation is expected of all users, and that successful conservation practices among some user categories will not allow other user categories to reduce their conservation efforts.
8. (T.) Add a section after intro paragraph entitled “Agriculture Water Use Approach” as follows:
“Agriculture’s approach to water conservation is to minimize water use to what the producer needs to meet product requirements for their operation and to limit producer ground water withdrawals to what their operation provides in recharge such that the aquifer is not impacted. Key strategies being pursued to optimize agriculture water use processes are:
 1. Continuous process improvement through the use of Best Management Practices maintained by FDAC and DEP in conjunction with the industry to assist the producer in minimizing water use for their products.
 2. Equipment technology improvements to improve water use efficiency.
 3. Continuous producer implementation support with MIL labs and Ag Teams from FDAC, WMD and the agriculture industry.
 4. Science based modeling of the water cycle to ensure that for each producer the water use is minimized for the specific land use and withdrawals are aligned to recharge, employing such groups as IFAS and the UF Water Institute in conjunction

with industry, and using weather/eco stations to provide rainfall, ET, and soil moisture data to verify closure.”

NON-AGRICULTURAL WATER CONSERVATION

9. (X.) This section should include a strategy for developing consistent long-term enforcement of the Lawn and Landscape irrigation rule. Land use-management strategies will be addressed as we go from Phase 1 to Phase 2 of the Recovery Strategy.

OTHER SAC RECOMMENDATIONS

10. (OO.) The general permit by rule for less than 100,000 gallons/day should remain in place.
11. (PP.) Identify needs and next steps for gathering “additional information”. As many responses to concerns are “based on best available information” we need to identify critical areas where data is insufficient and commit to expanding research in these areas. Examples should include manatee use of the springs, impacts to the oval pigtoe (as federally endangered species) and other species as identified by FWC and other stakeholders. Needs should be identified as a condition for supporting the proposed MFLs for the lower Santa Fe and Ichetucknee Rivers.

NFRWSP SAC CONSENSUS DECISIONS AND RECOMMENDATIONS TO THE SRWMD, SJRWMD & FDEP

CONSENSUS SAC RECOMMENDATIONS

The following recommendations were unanimously adopted by the SAC and submitted to the Districts:

1. Committee Organizational Policies and Procedures. The SCA unanimously adopted *Organizational Policies and Procedures* for the Committee to utilize to operate and develop consensus recommendations to the SRWMD, SJRWMD and DEP. The Policies include: consensus-building decision-making procedures, meeting process procedures, roles and participation procedures, alternate member policy and absentee member policy. Additional policies may be developed as needed. The policies and procedures are consistent with the Districts' goals regarding developing a regional water supply plan under the Partnership agreement. **August 28, 2012, October 29, 2012 and July 15, 2013**

2. SAC Mission Statement: The SCA unanimously adopted the following Mission Statement: The North Florida Regional Water Supply Partnership Stakeholder Advisory Committee, representing stakeholders in both districts, seeks to build consensus on advice and recommendations for the development of a North Florida regional water supply plan and related Partnership activities. The Committee's efforts will be informed by sound science, and focused on supporting joint actions on water supply and resource issues. **August 28, 2012**

3. SAC Guiding Principles: The SCA unanimously adopted the following Guiding Principles:

1. The Committee will adhere to their charge and purpose as provided by the SJRWMD and the SRWMD.
2. The Committee will strive to achieve consensus on the evaluation and development of substantive advisory recommendations submitted to the SRWMD, SJRWMD and DEP.
3. The Committee will operate under adopted policies and procedures that are clear and concise, and consistently and equitably applied.
4. Committee members will serve as liaisons between the stakeholder groups they have been appointed to represent and the NFRWSP Stakeholder Advisory Committee, and should strive to both inform and seek input on issues the Committee is addressing from those they represent. **August 28, 2012**

4. Regional Water Supply Plan Boundary Area: The North Florida Regional Water Supply Partnership Stakeholder Advisory Committee (NFRWSP SAC) has reviewed and discussed the proposed boundary for the Regional Water Supply Plan that is based on science and the Partnership technical team and steering committee's recommendations. The SAC understands:

1. That the boundary for the groundwater modeling that will be utilized in the water supply plan is much broader than the Regional Water Supply Plan boundary.
2. That each District will engage simultaneously in developing their water supply plans for District areas that are not part of this Regional Water Supply Plan and that the Regional Water Supply Plan will be a chapter in each District's overall water supply plan.

3. That including complete county areas in the plan boundary area makes sense since splitting up counties would produce expensive challenges for data collection and segregation.
4. That if the Regional Water Supply Plan boundary presents unexpected problems during the course of the Regional Water Supply Plan development, the Districts can adjust it consistent with the supporting science and modeling results.

Therefore, the SAC recommends to the Districts that the proposed planning boundary be utilized for the Regional Water Supply Plan. **January 23, 2013**

5. N.E. Florida S.E. Georgia Regional Groundwater Model: The North Florida Regional Water Supply Partnership Stakeholder Advisory Committee supports the Districts' methodology and assumptions including using the selected two-year water use data sets (2001 & 2009) for calibration of the N.E. Florida S.E. Georgia Regional Groundwater Model. In addition, the SAC recommends the following considerations:

1. Where ever possible and available, the Districts should utilize actual water use data; and,
2. The Districts should identify any data gaps and address how these will be handled to ensure calibration of the regional ground water model is based on the best available science and data.

April 22, 2013

6. Public Opportunity To Be Heard Policy: The unanimously SAC adopted an expanded public opportunity to be heard policy. **July 15, 2013**

7. Motion to Continue Committee's Support Structure: The SAC recommends that the Governing Boards of the Suwannee River Water Management District and the St. Johns River Water Management District continue with the Committee's current support structure including the facilitators and the Districts' technical and logistical support team. **September 23, 2013**

8. Process for SAC to Provide Formal Feedback to DEP and the Districts Pertaining to Proposed MFLs and Recovery Strategy for the Lower Santa Fe River Basin. The SAC will participate as a Committee using the following participation strategy: The SAC members will identify and rate a series of strategies/options and provide a rating on each Prevention and Recovery (P&R) Strategy. Strategies and/or options with 75% or greater level of support will be considered consensus recommendations to the Districts and DEP (This is a formal rating of individual strategies/options). The SAC may decide to make recommendations regarding the setting of the MFLs in conformance with their adopted consensus-building procedures. Any SAC member may provide a minority report pursuant to the procedures adopted by the SAC. **September 23, 2013**

9. Lower Santa Fe River Basin MFLs and Recovery Strategy. The SAC unanimously adopted a package of 11 Recommendation Statements (each of which achieved a 75% or higher level of support on separate acceptability rankings) were unanimously adopted (by a vote of 12 – 0 in favor) for submittal to FDEP and the Water Management Districts as the SAC's formal recommendations pertaining to the proposed MFLs and Recovery Strategy for the Lower Santa Fe River Basin. **January 27, 2014**

MEMORANDUM

TO: Governing Board
FROM: Ann B. Shortelle, Ph.D., Executive Director
DATE: January 24, 2014
RE: District's Weekly Activity Reports

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

ABS/rl
Attachments



Weekly Activity Report to Governing Board December 30, 2013 -January 3, 2014

Water Supply

- Ann Shortelle, John Good, Tommy Kiger, Warren Zwanka, and Dale Jenkins participated in a teleconference with staff from DEP to prepare for the Lower Santa Fe River, Ichetucknee River, and Priority Springs MFL rule development hearing.

Resource Management

- Marco Minno, Darlene Saindon, and Warren Zwanka conducted a wetland site visit at the proposed Little Big Fish Farm in Suwannee County as part of the water use permit application review process.

Land Resources

- Charlie Houder, Tommy Kiger, and representatives from AMEC participated in a conference call to discuss the engineering feasibility study for the District to purchase the Rayonier property in Bradford County.

Communications

- Vanessa Fultz distributed a press release about the District's partnership with electrical companies for the agricultural water use monitoring program.
- Vanessa Fultz handled an inquiry from the Columbia County Observer about the District's policy regarding public comment at Governing Board meetings.
- Vanessa Fultz participated in the weekly Press Office conference call with DEP and the other WMDs.



Weekly Activity Report to Governing Board January 6-10, 2014

Executive/Management

- Ann Shortelle and Steve Minnis met with Chris Bird and Gus Olmos of the Alachua County Environmental Protection Department to discuss the County's Poe Springs project proposal and the MFLs and recovery strategies for the Lower Santa Fe and Ichetucknee Rivers and Priority Springs.
- Ann Shortelle and Steve Minnis separately met with Alachua County Commissioners Pinkoson, Byerly, and Chestnut to discuss MFLs and recovery strategies for the Lower Santa Fe and Ichetucknee Rivers and Priority Springs.
- Ann Shortelle and Steve Minnis met with Alachua County Assistant County Manager Richard Hedrick to discuss MFLs and recovery strategies for the Lower Santa Fe and Ichetucknee Rivers and Priority Springs.
- Ann Shortelle and Steve Minnis met with Russ Blackburn, Teresa Scott, and Andrew Roberts to discuss MFLs and recovery strategies for the Lower Santa Fe and Ichetucknee Rivers and Priority Springs.
- Virginia Johns, Ann Shortelle and Steve Minnis met with Alachua County Commissioner Susan Baird to discuss MFLs and recovery strategies for the Lower Santa Fe and Ichetucknee Rivers and Priority Springs.
- Ann Shortelle and Steve Minnis separately met with Mayor Braddy and Commissioners Hinson-Rawls, Bottcher, Hawkins, Poe, and Chase to discuss MFLs and recovery strategies for the Lower Santa Fe and Ichetucknee Rivers and Priority Springs.
- Ann Shortelle and Jon Dinges participated in the DEP/WMD bi-weekly teleconference.
- Steve Minnis attended the Legislative Interim Committee Week in Tallahassee.

Water Supply

- Staff continues to meet with interested stakeholders to discuss technical aspects of the MFLs and recovery strategies for the Lower Santa Fe and Ichetucknee Rivers and Priority Springs.
- Ann Shortelle, Jon Dinges, Carlos Herd, and John Good met with staff from DEP and SJRWMD to review the MFLs and recovery strategies for the Lower Santa Fe and Ichetucknee Rivers and Priority Springs presentation.
- Jon Dinges and Carlos Herd separately met with Dixie County Commissioner Gene Higginbotham, Jason Sparks, Jacqui Sulek, and James Cornett to discuss MFLs and recovery strategies for the Lower Santa Fe and Ichetucknee Rivers and Priority Springs and other items for the January 27 North Florida Regional Water Supply Partnership Stakeholder Advisory Committee meeting.

Resource Management

- George Cole, Ann Shortelle, Pat Webster, Glenn Horvath, and Marc Minno conducted a site visit at the Wacissa Springs Restoration project in Jefferson County. Jefferson County Commissioner Stephen Walker, County Clerk of Court Kirk Reams, and County Engineer Alan Wise with Pebble-Rish, Inc. were also in attendance.

- Warren Zwanka and Marc Minno, along with staff from SJRWMD participated in a meeting to discuss GRU's RAI response for their water use permit application currently under review by SJRWMD.
- Tim Sagul, Bebe Willis, Glenn Horvath, and Jon Wood met with staff from SJRWMD to discuss the E-Permitting project status.
- Warren Zwanka and Gloria Hancock along with staff from the other WMD's attended the DEP quarterly water well meeting hosted by the Florida Ground Water Association. The focus of the meeting was on groundwater issues related to well construction and potential rule changes to ensure groundwater protection.

Water Resources

- Erich Marzolf attended the Santa Fe River Springs Basin Working Group and gave a presentation on the District' springs projects.
- Erich Marzolf participated in a Coastal Resilience webinar.
- Paul Buchanan delivered LIDAR digital elevation model data of Columbia County to the City of Lake City.

Land Resources

- Charlie Houder, Dave Dickens, and Bob Heeke met with Gilchrist County Manager Bobby Crosby and County Attorney Duke Lang to review the boundaries and access easements associated with the conveyance of 120 acres at Otter Springs to Gilchrist County.
- Charlie Houder attended a meeting with representatives of the Lyme Timber Company in Chiefland. Lyme Timber Company is the new owner of a 46,000 acre tract in Dixie County.
- Bill McKinstry supervised tree planting on the District's Withlacoochee Quail Farm and Cabbage Creek tracts.
- Edwin McCook met with representative from Outward Bound to coordinate river access and camping by their groups on District land.

Administrative Services

- Dave Dickens and Pat Webster met with Gilchrist County Manager Bobby Crosby and Charles Boone from Florida Fill & Grading to discuss potential improvements to Otter Springs.

Communications

- Vanessa Fultz distributed a press release about the District's partnership with Lafayette County to conduct a water quality project through the District's RIVER program.
- Vanessa Fultz participated in the weekly Press Office conference call with DEP and the other WMDs.
- Leroy Marshall participated in a media interview with WUFT concerning the Lantana Road Water Quality Improvement Project.
- Tim Sagul and Vanessa Fultz handled a media call from The Florida Current concerning the Board Workshop agenda item on revoking permits for non-use.

Announcements for Week of January 13, 2014:

- Interim Legislative Committee Week will be held during the week of January 13 in Tallahassee.



Weekly Activity Report to Governing Board January 13-17, 2014

Executive/Management

- Steve Minnis attended the Legislative Interim Committee Week in Tallahassee.
- Steve Minnis and Leroy Marshall participated in the monthly Rural Economic Development Initiative (REDI) meeting.

Water Supply

- Ann Shortelle, Jon Dinges, Carlos Herd, Tommy Kiger, Warren Zwanka, Dale Jenkins, and John Good participated in a conference call with DEP and SJRWMD to discuss the Lower Santa Fe and Ichetucknee Rivers and Priority Springs MFLs rule development workshop on January 22.
- Carlos Herd, Dale Jenkins, Tommy Kiger, and Marc Minno participated in a conference call with SJRWMD to discuss the North Florida Regional Water Supply Plan 2015 tasks and milestones.
- Carlos Herd and Warren Zwanka participated in a conference call with staff from NFWMD to discuss the evaluation of proposed withdrawals on MFLs.
- Carlos Herd and Warren Zwanka participated in a conference call with staff from SJRWMD and DEP to discuss the North Florida Regional Water Supply Partnership Stakeholder Advisory Committee February and March meetings.

Resource Management

- Ann Shortelle, James Link, and Alejandra Rodriguez held a pre-application meeting with representatives of Camp Anderson in Dixie County.
- Tim Sagul, Leroy Marshall, Hugh Thomas, and Erich Marzolf met with staff from the U.S. Army Corps of Engineers to discuss the Corps' ideas for a comprehensive watershed study for the Suwannee River basin.

Ag Team / Suwannee River Partnership

- Hugh Thomas, Kevin Wright, Erich Marzolf, and Brian Brooker met with UF-IFAS and others about water quality pilot project possibilities in the Santa Fe River Basin.

Water Resources

- Erich Marzolf met with George Willson and staff from US Fish and Wildlife Service, US Geological Survey, FWC, and DEP to discuss potential RESTORE Act projects in the Big Bend region and how to best coordinate between Levy, Dixie, Taylor, Jefferson counties and state and federal agencies.
- Bebe Willis assisted Lafayette County Emergency Management by creating a series of road maps.
- Paul Buchanan participated in LIDAR project development and contract negotiations with the USGS.

Land Resources

- Charlie Houder, Tommy Kiger, Pat Webster, Dale Jenkins, and District contractors conducted a site inspection at the Rayonier Property in Bradford County.

Administrative Services

- Dave Dickens and Edwin McCook attended the Florida Trail Association meeting.
- Dave Dickens conducted a safety inspection at Pot Springs.
- Dave Dickens, Marc Minno, Pat Webster, and Glenn Horvath conducted a RIVER project proposals site inspection with Suwannee County Parks and Recreation staff at Charles and Little River Springs.

Communications

- Vanessa Fultz distributed press releases to explain the District's permitting process and water use allocations for last fiscal year and to announce the District's progress on the Ichetucknee Springshed Water Quality Improvement Project.
- Steve Minnis and Vanessa Fultz participated in the weekly Press Office conference call with DEP and the other WMDs.
- Vanessa Fultz handled an inquiry from the Gainesville Sun regarding meetings on the MFLs and recovery strategies for the Lower Santa Fe and Ichetucknee Rivers and Priority Springs.
- Steve Minnis and Vanessa Fultz handled an inquiry from The Florida Current concerning the Board Workshop agenda item on revoking permits for non-use.

Announcements for Week of January 20, 2014:

- DEP will hold a rule development workshop on the Lower Santa Fe and Ichetucknee Rivers and Priority Springs MFLs on January 22.



Weekly Activity Report to Governing Board January 20-24, 2014

Executive/Management

- Ann Shortelle and Jon Dinges participated in the DEP/WMD bi-weekly teleconference.
- Ann Shortelle and Kevin Wright attended the Hamilton County Farm Bureau Legislative dinner.
- Steve Minnis participated in the Office of Policy and Budget/WMD/DEP Legislative conference call.
- Ann Shortelle, Jon Dinges, Steve Minnis, Carlos Herd, and other staff attended a lunch and learn seminar titled "Use of Reclaimed Water for Aquifer Recharge – Water Level and Water Quality Effects," presented by David MacIntyre of Parsons Brinckerhoff.

Water Supply

- Ann Shortelle and Steve Minnis attend a Gainesville City Commission workshop on the Lower Santa Fe and Ichetucknee Rivers and Priority Springs MFLs, SJRWMD's draft Water Supply Plan, and GRU's permit application with presentations provided by SJRWMD, GRU, and DEP.
- Ann Shortelle, Carlos Herd, John Good, Tommy Kiger, and Carree Olshansky attended the DEP rule development workshop on the Lower Santa Fe and Ichetucknee Rivers and Priority Springs MFLs in Alachua County.
- Carlos Herd attended the North Central Florida Regional Planning Council meeting in Lake City.

Resource Management

- Tim Sagul, Jon Wood, Leroy Marshall, and Glenn Horvath participated in the bi-weekly conference call with staff from SJRWMD to discuss the E-Permitting program.
- Mike Fuller participated in the DEP/DOT Working Group meeting via conference call.
- Brian Kauffman attended the Columbia County Local Mitigation Strategy Working Group meeting in Lake City.
- Warren Zwanka participated in a teleconference with staff from DEP and the other WMDs to discuss the CUP economic review required for the CUPCon final rulemaking.
- Pat Webster and Mike Fuller attended a meeting with FDOT to discuss the proposed Alligator Creek Mitigation Bank.
- Tim Sagul attended a meeting with staff from Gainesville Regional Utilities, Alachua County, and developers of Oakmont subdivision to discuss permitting requirements for a potential leaky wetland recharge project.

Ag Team / Suwannee River Partnership

- Hugh Thomas, Carree Olshansky, and Joel Love attended the quarterly Suwannee River Partnership meeting.
- Joel Love attended the Georgia Corn Short Course in Tifton.
- Joel Love attended the Hamilton County corn growers meeting in Jasper.

- Kevin Wright met with UF-IFAS and agricultural consultants regarding possible water quality projects.

Water Resources

- Tara Rodgers and Megan Wetherington installed an automated level sensor on a monitor well at Waters Lake.

Land Resources

- Ann Shortelle, Bob Heeke, and staff from FDACS and the other WMDs participated in a UF Forestry Recharge Project Coordination meeting via conference call.
- Charlie Houser attended Florida Forestry Association's Sustainable Forestry Initiative Partners meeting in Tallahassee.
- Charlie Houser and Bill McKinstry attended the Interdistrict Quarterly Land Managers meeting in Bartow.

Communications

- Vanessa Fultz distributed a press release on the Bradford Timberlands purchase.
- Steve Minnis participated in the weekly Press Office conference call with DEP and the other WMDs.
- Steve Minnis handled a media inquiry from WUFT concerning the Ichetucknee Springshed Water Quality Improvement Project.
- Ann Shortelle participated in an on-camera interview with Gainesville Television News regarding the Bradford Timberlands purchase.

Announcements for Week of January 27, 2014:

- The North Florida Regional Water Supply Partnership Stakeholder Advisory Committee will meet January 27 at 1:00 p.m. at Florida Gateway College in Lake City.
- The Hamilton County Legislative Delegation meeting will be held on January 28 at 5:30 p.m. at the Board of County Commission Chambers.