

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

**OPEN TO THE PUBLIC**

February 9, 2016  
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 Minutes – January 12, 2016 Governing Board Meeting and Workshop Minutes
  - Agenda Item 9 - Approval of December 2015 Financial Report
  - Agenda Item 15 - Approval of a Modification of Water Use Permit Number 2-079-221184-3 for a 10-Year Permit Extension with a 0.4258 mgd Decrease in Allocation, Authorizing 0.5163 mgd of Groundwater for Agricultural Use at the Mary L. Johnson Trust Project, Madison County
  - Agenda Item 16 - Request for Authorization to Execute an Amended Memorandum of Understanding (MOU) with the Florida Department of Environmental Protection (DEP) Concerning Applications for Projects Involving the Construction and Operation of Artificial Recharge Facilities in the District
  - Agenda Item 17 - Request for Authorization to Publish Notice of Rule Development and Notice of Proposed Rule to Amend Rule 40B-1.106, Florida Administrative Code ( F.A.C.); and File Rule and any Changes with the Department of State if no Objections are Received
  - Agenda Item 18 - Request for Authorization to Publish Notice of Proposed Rule to Repeal Rules 40B-5.0011 and 40B-5.0091, Florida Administrative Code (F.A.C.); and File Rule and any Changes with the Department of State if no Objections are Received
  - Agenda Item 19 - Release of Claims for Cutting and Removal of Timber on the Martin Marietta Materials, Inc. Conservation Easement, Taylor County
6. Approval of Minutes – January 12, 2016 Governing Board Meeting and Workshop Minutes - **Recommend Consent**
7. Items of General Interest for Information/Cooperating Agencies and Organizations
  - A. Presentation of Hydrologic Conditions by Tom Mirti, Director, Division of Water Resources
  - B. Cooperating Agencies and Organizations

**GOVERNING BOARD LEGAL COUNSEL**  
**Tom Reeves**

8. Update of Legal Activities

**DIVISION OF ADMINISTRATION AND OPERATIONS**  
**Dave Dickens, Director**

- AO Page 1 9. Approval of December 2015 Financial Report - **Recommend Consent**
- AO Page 14 10. Authorization to Execute a Contract for the Sale of Timber with M.A. Rigoni, Inc. for the Mattair Springs #4 Timber Sale
- AO Page 17 11. Land and Facilities Operations Activity Summary Report
- AO Page 18 12. Acquisition and Disposition Report

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

13. Water Conservation Grant Update
- WS Page 1 14. Groundwater Awareness Week Proclamation

**DIVISION OF WATER RESOURCES**  
**Tom Mirti, Director**

No Items

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

- RM Page 1 15. Approval of a Modification of Water Use Permit Number 2-079-221184-3 for a 10-Year Permit Extension with a 0.4258 mgd Decrease in Allocation, Authorizing 0.5163 mgd of Groundwater for Agricultural Use at the Mary L. Johnson Trust Project, Madison County – **Recommend Consent**
- RM Page 10 16. Request for Authorization to Execute an Amended Memorandum of Understanding (MOU) with the Florida Department of Environmental Protection (DEP) Concerning Applications for Projects Involving the Construction and Operation of Artificial Recharge Facilities in the District – **Recommend Consent**
- RM Page 13 17. Request for Authorization to Publish Notice of Rule Development and Notice of Proposed Rule to Amend Rule 40B-1.106, Florida Administrative Code (F.A.C.); and File Rule and any Changes with the Department of State if no Objections are Received – **Recommend Consent**
- RM Page 16 18. Request for Authorization to Publish Notice of Proposed Rule to Repeal Rules 40B-5.0011 and 40B-5.0091, Florida Administrative Code (F.A.C.); and File Rule and any Changes with the Department of State if no Objections are Received – **Recommend Consent**

- RM Page 19      19. Release of Claims for Cutting and Removal of Timber on the Martin Marietta Materials, Inc. Conservation Easement, Taylor County – **Recommend Consent**
- RM Page 21      20. Permitting Summary Report
- RM Page 25      21. Enforcement Status Report

**EXECUTIVE OFFICE**  
**Noah Valenstein., Executive Director**

- 22. Projects Update
- EO Page 1      23. **Public Hearing** and Acceptance of Strategic Plan for Fiscal Year 2017-2021
- EO Page 2      24. **Public Hearing** and Acceptance of Florida Forever Work Plan 2016 Annual Update
- EO Page 3      25. Approval to Enter into Contract for the February 2016 Florida Department of Environmental Protection Springs Agricultural Cost-Share Program
- EO Page 5      26. North Florida Regional Water Supply Partnership Stakeholder Committee Update
- EO Page 13     27. District’s Weekly Activity Reports
- 28. Announcements

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

March 8, 2016	9:00 a.m.	Board Meeting District Headquarters Workshop Lands Committee Meeting
---------------	-----------	---

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

- 29. 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.

Definitions:

•"Lobbies" is defined as seeking to influence a district policy or procurement decision or an attempt to obtain the goodwill of a district official or employee. (112.3261(1)(b), Florida Statutes [F.S.]

•"Lobbyist" is a person who is employed and receives payment, or who contracts for economic consideration, for the purpose of lobbying, or a person who is principally employed for governmental affairs by another person or governmental entity to lobby on behalf of that other person or governmental entity. (112.3215(1)(h), F.S.)

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 9, 2016  
Following Governing Board Meeting

- No Workshop

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 12, 2016

District Headquarters  
Live Oak, Florida

Governing Board:

<b>Seat</b>	<b>Name</b>	<b>Office</b>	<b>Present</b>	<b>Not Present</b>
Aucilla Basin	Bradley Williams			X
Coastal River Basin	Richard Schwab		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	Sec./Treas.	X	
At Large	Virginia Sanchez		X	
At Large	Gary Jones		X	
At Large	Vacant			

Governing Board General Counsel

<b>Name</b>	<b>Firm</b>	<b>Present</b>	<b>Not Present</b>
George T. Reeves	Davis, Schnitker, Reeves & Browning, P.A.		X
Fred Reeves	Davis, Schnitker, Reeves & Browning, P.A.	X	

Staff:

<b>Position</b>	<b>Name</b>	<b>Present</b>	<b>Not Present</b>
Executive Director	Noah Valenstein	X	
Gov. Affairs / Communications Director	Steve Minnis	X	
Administration & Operations Division Director	Dave Dickens	X	
Water Supply Division Director	Carlos D. Herd, P.G.	X	
Water Resources Division Interim Director	Tom Mirti	X	
Resource Mgmt. Division Director	Tim Sagul	X	
GB & HR Coordinator	Lisa Cheshire	X	

**Guests:**

Robert Baker	Edith Karcher
Rhonda Long	Lucinda Merritt, Ichetucknee Alliance
Terry Phelan	Laverne Hodge
Jean Wosner, Circle Pine Farm	Deborah McClelland
Mary Pergande	Joanie Williams
Julie Rutledge	John Rutledge
Charles Trowbridge	Jim Tatum, Our Santa Fe River
Norman Biegner, Briar Patch Homeowners Association	Merrilee Malwitz-Jipson, Our Santa Fe River
Michael Baker	Bryan McDonald, Water & Air Research
Charles Fellows., Water & Air Research	Doug Strom, Water & Air Research
David Evans, Water & Air Research	Jennifer Adams, FDEP
Georgia Schmitz	Brad Dicks, Florida Farm Bureau

Jasmine Hagan  
Charmaine Nero, WCJB 20  
Frank Offerle  
Toni Collins, Levy County Historical Society  
Linda Clemens, FDEP  
Dale Williams, Columbia County  
Cliff Starling, FDACS  
Mary Diaz, SRWMD  
John Good, SRWMD  
Ryan Miller, SRWMD  
Darlene Saindon, SRWMD  
Abby Johnson, SRWMD  
Warren Zwanka, SRWMD  
Robin Lamm, SRWMD  
Bill McKinstry, SRWMD

Timothy Riley, Hopping, Green & Sams  
Paul Still, Resident & BSWCD  
Mandy Offerle  
Steve Gladin  
Jeff Hill  
Ray Hodge, Southeast Milk  
Officer Creech, FFWCC  
Justin Garland, SRWMD  
Brian Kauffman, SRWMD  
Pat Webster, SRWMD  
Keith Rowell, SRWMD  
Bob Heeke, SRWMD  
Glenn Horvath, SRWMD  
Tyler Jordan, SRWMD  
Carly Muir, SRWMD

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

- Division of Resource Management – Agenda Item 16 - Approval of Florida Department of Transportation Mitigation Plan 2016 - 2020
- Division of Resource Management – Agenda Item 17 - Authorization to Publish Notice of Rule Development and Notice of Proposed Rule to Amend Rules 40B-5.0011 and 40B-5.0091, Florida Administrative Code (F.A.C.), and File Rules and any Changes with the Department of State if no Objections are Received **(added to Consent Agenda)**
- Division of Resource Management – Agenda Item 18 - Request for Authorization to Publish Notice of Rule Development and Notice of Proposed Rule to Amend Rule 40B-21.221, Florida Administrative Code (F.A.C.), and File Rule and any Changes with the Department of State if no Objections are Received **(added to Consent Agenda)**

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

Agenda Item No. 4 – Public Comment.

- Merrilee Malwitz-Jipson, Our Santa Fe River, Moratorium on Water Use Permits over 100,000 gallons or more, thanked the Board for the 47 Bridge Land Swap on the current agenda and Chicken Farm concerns.
- Jean Wosner – Chicken Farm concerns. Presented photos to the Board.
- Laverne Hodge - Chicken Farm concerns.
- Lucinda Alliance, Ichetucknee Alliance - Chicken Farm concerns and moratorium on Water Use Permits over 100,000 gallons or more.
- John Rutledge - Chicken Farm concerns.
- Mary Pergande - Chicken Farm concerns including water quality and water policy concerns.
- Deborah McClelland - Chicken Farm concerns.
- Jim Tatum, Out Santa Fe River - Chicken Farm concerns.

- Charles Trowbridge – Chicken Farm concerns.
- Norman Biegner, Briar Patch Homeowners Association – Chicken Farm concerns.
- Steve Gladin – Chicken Farm concerns and review of state regulations.
- Paul Still, Resident - Administrative Hearings process concerns, Board attorney concerns and costs associated with the Lower Santa Fe river MFL process.
- Paul Still, BSCWC – Flooding concerns in Bradford County on District property. DuPont property concerns.

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

- Agenda Item 6 - Approval of Minutes – December 8, 2015, Governing Board Meeting Workshop Minutes
- Agenda Item 8 - Approval of November 2015 Financial Report
- Agenda Item 17 - Authorization to Publish Notice of Rule Development and Notice of Proposed Rule to Amend Rules 40B-5.0011 and 40B-5.0091, Florida Administrative Code (F.A.C.), and File Rules and any Changes with the Department of State if no Objections are Received - **Updated**
- Agenda Item 18 - Request for Authorization to Publish Notice of Rule Development and Notice of Proposed Rule to Amend Rule 40B-21.221, Florida Administrative Code (F.A.C.), and File Rule and any Changes with the Department of State if no Objections are Received - **Updated**

MR. SCHWAB 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, JOHNS, JONES, SANCHEZ, SCHWAB, AND QUINCEY.)

Agenda Item No. 6 – Approval of Minutes.

- December 8, 2015 Governing Board Meeting and Workshop Minutes.

THE DECEMBER 8, 2015 GOVERNING BOARD MEETING AND WORKSHOP MINUTES WERE APPROVED WITH THE CONSENT ITEMS.

Chair Quincey addressed the Lukens Tract property concerns and the District's interest in possible purchase of the property.

Toni Collins, Levy County Historical Society, Levy County Historical Society, provided comments to the Board.

Mandy Offerle, Cedar Key, thanked the Board for open communications regarding the Lukens Tract property.

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

- Tom Mirti gave a presentation of hydrologic conditions of the District.
- Cooperating Agencies and Organizations – Commissioner Ron Williams, Columbia County Board of County Commissioners, thanked the Board for their assistance with the Cannon Creek project and continued support and open communications with Columbia County.
- Service Awards: Brian Kauffman for 20 years of service and Steve Minnis for 10 years of service.

**GOVERNING BOARD LEGAL COUNSEL**

Fred Reeves updated the Board on the Thomason v. SRWMD and Paul Still v. SRWMD Administrative Hearings.

**DIVISION OF ADMINISTRATION AND OPERATIONS**

Agenda Item No. 8 – Approval of November 2015 Financial Report. Approved on Consent.

Agenda Item No. 9 – Authorization to Execute a Contract with Live Oak Management Group for Parking Lot Repair and Repaving Services at District Headquarters. Dave Dickens, Director, Administration and Operations, presented staff recommendation to authorize the Executive Director to execute a Contract with Live Oak Management Group for Parking Lot Repair and Repaving Services at District Headquarters.

MR. JONES MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO EXECUTE A CONTRACT WITH LIVE OAK MANAGEMENT GROUP FOR PARKING LOT REPAIR AND REPAVING SERVICES AT DISTRICT HEADQUARTERS. THE MOTION WAS SECONDED BY MRS. SANCHEZ. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, JOHNS, JONES, SANCHEZ, SCHWAB, AND QUINCEY.)

Agenda Item No. 10 – Authorization for the Executive Director to enter into a contract with Florida Fish and Wildlife Commission to receive Grant Funds and Approval of Resolution 2016-01 to Amend the Fiscal Year 2016 Budget with Amendment No. 3 to include Unanticipated Revenues and Expenditures. Mr. Dickens presented staff recommendation to authorize the Executive Director to enter into a contract with the Florida Fish and Wildlife Conservation Commission (FFWCC) to receive grant funds in the amount of \$20,000 and approve Resolution 2016-01 to amend the Fiscal Year 2016 Budget from \$45,274,670 to \$45,294,670 with Amendment No. 3 to include unanticipated revenues and expenditures from FFWCC.

MR. JONES MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO ENTER INTO A CONTRACT WITH THE FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION TO RECEIVE GRANT FUNDS IN THE AMOUNT OF \$20,000 AND APPROVE RESOLUTION 2016-01 TO AMEND THE FISCAL YEAR 2016 BUDGET FROM \$45,274,670 TO \$45,294,670 WITH AMENDMENT NO. 3 TO INCLUDE UNANTICIPATED REVENUES AND EXPENDITURES FROM FFWCC. THE MOTION WAS SECONDED BY MR. ALEXANDER. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, JOHNS, JONES, SANCHEZ, SCHWAB, AND QUINCEY.)

Agenda Item No. 11 – Approval of Resolution Number 2016-02 Authorizing the Exchange of Real Properties to include 0.81 acres ± of the District's 47 Bridge Tract and 2.38 acres ± of the District's Shingle Landing Tract with Property owned by Gilchrist County. Mr. Dickens presented staff recommendation to approve and execute Resolution 2016-02 authorizing the Exchange of land owned by the Suwannee River Water Management District to the Board of County Commissioners of Gilchrist County, Florida and Authorize the Chair and Secretary of the Governing Board, the Executive Director of the District, the Governing Board Attorney and all other officers and Employees of the District to do all things necessary to close and complete the conveyance.

MR. SCHWAB MADE A MOTION TO APPROVE AND EXECUTE RESOLUTION 2016-02 AUTHORIZING THE EXCHANGE OF LAND OWNED BY THE SUWANNEE RIVER WATER MANAGEMENT DISTRICT TO THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA AND AUTHORIZE THE CHAIR AND SECRETARY OF THE GOVERNING BOARD, THE EXECUTIVE DIRECTOR OF THE DISTRICT, THE GOVERNING BOARD ATTORNEY AND ALL OTHER OFFICERS AND EMPLOYEES OF THE DISTRICT TO DO ALL THINGS NECESSARY TO CLOSE AND COMPLETE THE CONVEYANCE. THE MOTION WAS SECONDED BY MR. ALEXANDER. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, JOHNS, JONES, SANCHEZ, SCHWAB, AND QUINCEY.)

Agenda Item No. 12 - Land and Facilities Operations Activity Summary. The Land and Facilities Operations Activity Summary was provided as an informational item in the Board materials.

Agenda Item No. 13 - Land Acquisition and Disposition Activity Report. The Land Acquisition and Disposition Activity Report was provided as an informational item in the Board materials.

#### **DIVISION OF WATER SUPPLY**

Agenda Item No. 14 - Initiation of Rule Development for Chapters 40B-8.071 and 40B-8.081, Florida Administrative Code for Minimum Flows and Levels for the Aucilla/Wacissa and Econfina Rivers and Associated Priority Springs. John Good, Chief Professional Engineer, presented staff recommendation to authorize initiation of rule development for Chapters 40B-8.071 and 40B-8.081, Florida Administrative Code, for Minimum Flows and Levels for the Aucilla/Wacissa and Econfina Rivers and associated Priority Springs.

MRS. JOHNS MADE A MOTION TO AUTHORIZE THE INITIATION OF RULE DEVELOPMENT FOR CHAPTERS 40B-8.071 AND 40B-8.081, FLORIDA ADMINISTRATIVE CODE, FOR MINIMUM FLOWS AND LEVELS FOR THE AUCILLA/WACISSA AND ECONFINA RIVERS AND ASSOCIATED PRIORITY SPRINGS. THE MOTION WAS SECONDED BY MR. ALEXANDER. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, JOHNS, JONES, SANCHEZ, SCHWAB, AND QUINCEY.)

Agenda Item No. 15 - Approval to Enter into Contract for the January 2016 Florida Department of Environmental Protection Springs Agricultural Cost-Share Program. Glen Horvath, Ag/Special Advisory Director, presented staff recommendation to authorize the Executive Director to enter into contract with two applicants for the January 2016 Florida Department of Environmental Protection Springs Agricultural Cost-Share Program in the amount of \$81,500.

MR. SCHWAB MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO ENTER INTO CONTRACT WITH TWO APPLICANTS FOR THE JANUARY 2016 FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION SPRINGS AGRICULTURAL COST-SHARE PROGRAM IN THE AMOUNT OF \$81,500. THE MOTION WAS SECONDED BY MRS. SANCHEZ. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, JOHNS, JONES, SANCHEZ, SCHWAB, AND QUINCEY.)

## **DIVISION OF WATER RESOURCES**

Presentation on Continuous Water Quality Monitoring Data at District Springs. Darlene Saindon-Valez gave a power point presentation to the Board regarding Continuous Water Quality Monitoring at District Springs.

## **DIVISION OF RESOURCE MANAGEMENT**

Agenda Item No. 16 - Approval of Florida Department of Transportation Mitigation Plan 2016-2020 - Updated. Pat Webster, Senior Engineer, presented staff recommendation to the Governing Board to approve the Florida Department of Transportation (DOT) Mitigation Plan 2016-2020.

MR. SCHWAB MADE A MOTION TO APPROVE THE FLORIDA DEPARTMENT OF TRANSPORTATION (DOT) MITIGATION PLAN 2016-2020. THE MOTION WAS SECONDED BY MRS. SANCHEZ. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, JOHNS, JONES, SANCHEZ, SCHWAB, AND QUINCEY.)

Agenda Item No. 17 - Authorization to Publish Notice of Rule Development and Notice of Proposed Rule to Amend Rules 40B-5.0011 and 40B-5.0091, Florida Administrative Code (F.A.C.), and File Rules and any Changes with the Department of State if no Objections are Received. Approved on Consent.

Agenda Item No. 18 – Request for Authorization to Publish Notice of Rule Development and Notice of Proposed Rule to Amend Rule 40B-21.221, Florida Administrative Code (F.A.C.), and File Rule and any Changes with the Department of State if no Objections are Received. Approved on Consent.

Agenda Item No. 19 – Permitting Summary Report. The Permitting Summary Report was provided as an informational item in the Board materials.

Agenda Item No. 20 – Enforcement Status Report. The Enforcement Status Report was provided as an informational item in the Board materials.

## **EXECUTIVE OFFICE**

Agenda Item No. 21 – North Florida Regional Water Supply Partnership Stakeholder Advisory Committee Update. A North Florida Regional Water Supply Partnership Stakeholder Advisory Committee update was provided as an informational item in the Board materials.

Agenda Item No. 22 - District's Weekly Activity Reports. The District's Weekly Activity Reports were provided as an informational item in the Board materials.

Agenda Item No. 32 - Announcements

Agenda Item No. 33 - Adjournment

Meeting adjourned at 12:08 p.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.

December 8, 2015  
 Following Board Meeting

District Headquarters  
 Live Oak, FL

Governing Board:

<b>Seat</b>	<b>Name</b>	<b>Office</b>	<b>Present</b>	<b>Not Present</b>
Aucilla Basin	Bradley Williams			X
Coastal River Basin	Richard Schwab		X	
Lower Suwannee River Basin	Don Quincey, Jr.	Chair	X	
Santa Fe/Wacc. Basins	Kevin W. Brown			X
Upper Suwannee River Basin	Alphonas Alexander	Vice Chair	X	
At Large	Virginia H. Johns	Sec/Treasurer	X	
At Large	Virginia Sanchez		X	
At Large	Gary Jones		X	
At Large	Vacant			

Governing Board General Counsel

<b>Name</b>	<b>Firm</b>	<b>Present</b>	<b>Not Present</b>
George T. Reeves	Davis, Schnitker, Reeves & Browning, P.A.		X
Fred Reeves	Davis, Schnitker, Reeves & Browning, P.A.	X	

Staff:

<b>Position</b>	<b>Name</b>	<b>Present</b>	<b>Not Present</b>
Executive Director	Noah Valenstein	X	
Gov. Affairs / Communications Director	Steve Minnis	X	
Administration & Operations Division Director	Dave Dickens	X	
Water Supply Division Director	Carlos D. Herd, P.G.	X	
Water Resources Division Interim Director	Tom Mirti	X	
Resource Mgmt. Division Director	Tim Sagul	X	
GB & HR Coordinator	Lisa Cheshire	X	

**Guests:**

Steve Gladin	Paul Still
Jennifer Adams, FDEP	Linda Clemens, FDEP
Jean Wosner, Circle Pine Farm	Merrilee Malwitz-Jipson, Our Santa Fe River
Glenn Horvath, SRWMD	Keith Rowell, SRWMD
Mary Diaz, SRWMD	Darlene Saindon, SRWMD
Abby Johnson, SRWMD	Tilda Musgrove, SRWMD
Brian Kauffman, SRWMD	Carly Muir, SRWMD

The Board Workshop began at 12:38 p.m.

Florida Forever Work Plan Update

Noah Valenstein presented the 2016 Florida Forever Work Plan update. The update accentuated the District's strategies to implement water resource development and restoration projects as well as strategies to acquire and manage land interests to achieve the District's water resource objectives with Florida Forever funding as the mechanism to achieve these goals.

Five Year Strategic Plan

Abby Johnson presented the annual look ahead at the five year strategic priorities of the District. An overview was given of the accomplishments achieved under the leadership of the Governing Board, and the commitment to project implementation by staff. Examples included projects and programs from each strategic priority area as well as projects on the horizon that promote the District's core mission.

The workshop adjourned at 1:05 p.m.

The Lands Committee Meeting was cancelled due to no quorum present.

The Human Resource Committee Meeting began at 1:10 p.m. and ended at 1:58 p.m.

The Human Resource Committee materials and recording is located with the January Governing Board materials and recording.

---

Chair

ATTEST:

---

MEMORANDUM

TO: Governing Board

FROM: Dave Dickens, Division Director, Administration and Operations

DATE: January 31, 2016

RE: Approval of December 2015 Financial Report

RECOMMENDATION

**Staff recommends the Governing Board approve the December 2015 Financial Report and confirm the expenditures of the District.**

BACKGROUND

Subsection 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/pf  
Attachments

**Suwannee River Water Management District  
Cash Report  
December 2015**

<b>ACCOUNT</b>	<b>Monthly Interest</b>	<b>Interest Rate %</b>	<b>Closing Balance</b>
Bank of America Permit Fee	-	-	\$242,704.21
First Federal Permit Fee	\$4.87	0.30%	\$19,121.59
First Federal Depository	\$1,607.97	0.48%	\$3,791,891.37
SPIA	\$40,061.67	1.04%	\$45,488,291.72
TOTAL	\$41,674.51		\$49,542,008.89

**Suwannee River Water Management District  
Statement of Sources and Uses of Funds  
For the Month ending December 31, 2015  
(Unaudited)**

	<b>Current Budget</b>	<b>Actuals Through 12/31/2015</b>	<b>Variance (Under)/Over Budget</b>	<b>Actuals As A % of Budget</b>
<b>Sources</b>				
Ad Valorem Property Taxes	\$5,580,000	\$ 4,001,934	\$ (1,578,066)	72%
Intergovernmental Revenues	\$22,023,352	5,139,369	(16,883,983)	23%
Interest on Invested Funds	\$300,000	154,450	(145,550)	51%
License and Permit Fees	\$135,000	41,248	(93,752)	31%
Other	\$405,600	422,377	16,777	104%
Fund Balance	\$16,830,718	435,049	(16,395,670)	3%
<b>Total Sources</b>	<b>\$45,274,670</b>	<b>\$ 10,194,426</b>	<b>\$ (35,080,244)</b>	<b>23%</b>

	<b>Current Budget</b>	<b>Expenditures</b>	<b>Encumbrances <sup>1</sup></b>	<b>Available Budget</b>	<b>%Expended</b>	<b>%Obligated <sup>2</sup></b>
<b>Uses</b>						
Water Resources Planning and Monitoring	\$9,766,226	\$ 1,295,376	\$ 106,722	\$ 8,364,128	13%	14%
Acquisition, Restoration and Public Works	\$29,824,383	5,311,558	10,175	24,502,651	18%	18%
Operation and Maintenance of Lands and Works	\$2,613,661	413,398	146	2,200,117	16%	16%
Regulation	\$1,319,102	220,908	76,349	1,021,845	17%	23%
Outreach	\$245,482	52,675	-	192,808	21%	21%
Management and Administration	\$1,505,816	338,446	24,954	1,142,415	22%	24%
<b>Total Uses</b>	<b>\$45,274,670</b>	<b>\$ 7,632,360</b>	<b>\$ 218,346</b>	<b>\$ 37,423,964</b>	<b>17%</b>	<b>17%</b>

<sup>1</sup> Encumbrances represent unexpended balances of open purchase orders and contracts.

<sup>2</sup> Represents the sum of expenditures and encumbrances as a percentage of the available budget.

This financial statement is prepared as of Decemer 31, 2015 and covers the interim period since the most recent audited financial statements.

**STATEMENT OF ACTIVITY - REVENUE AND EXPENSE DETAIL (UNAUDITED)**  
December 31, 2015

Recap of All Funds	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	10,194,426.43	0.00	45,274,670.00
<b>EXPENSES</b>			
TOTAL SALARIES AND BENEFITS	1,042,653.42	0.00	5,882,926.00
TOTAL OTHER PERSONAL SERVICES	3,188,600.88	6,024.98	26,269,994.00
TOTAL OPERATING EXPENSES	190,912.38	76,816.96	1,778,303.00
TOTAL CAPITAL OUTLAY	100,076.92	125,622.08	251,750.00
TOTAL FIXED CAPITAL OUTLAY	2,519,167.00	0.00	3,247,967.00
TOTAL INTERAGENCY EXPENSES	590,949.63	10,174.95	7,843,730.00
TOTAL RESERVES	0.00	0.00	0.00
TOTAL EXPENSES	<u>7,632,360.23</u>	<u>218,638.97</u>	<u>45,274,670.00</u>
EXCESS REVENUES OVER (UNDER) EXPENDITURES	<u>2,562,066.20</u>	<u>(218,638.97)</u>	<u>0.00</u>
NET CHANGE IN FUND BALANCE	435,048.92		

Fund 01: General Fund	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	1,049,153.54	0.00	11,252,278.47
<b>EXPENSES</b>			
TOTAL SALARIES AND BENEFITS	606,745.87	0.00	3,577,840.00
TOTAL OTHER PERSONAL SERVICES	382,442.09	5,997.33	3,673,562.00
TOTAL OPERATING EXPENSES	177,769.08	81,256.16	1,261,744.00
TOTAL CAPITAL OUTLAY	100,076.92	50,629.08	161,000.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	200,000.00
TOTAL INTERAGENCY EXPENSES	175,896.50	0.00	695,691.00
TOTAL RESERVES	0.00	0.00	0.00
TOTAL EXPENSES	<u>1,442,930.46</u>	<u>137,882.57</u>	<u>9,569,837.00</u>
EXCESS REVENUES OVER (UNDER) EXPENDITURES	<u>(393,776.92)</u>	<u>(137,882.57)</u>	<u>1,682,441.47</u>

*\*Beginning of Fiscal Year; Revenues budgeted*

Fund 04: Ichetucknee Springs	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	262,393.85	0.00	3,955,946.00
<b>EXPENSES</b>			
TOTAL SALARIES AND BENEFITS	0.00	0.00	0.00
TOTAL OTHER PERSONAL SERVICES	262,393.85	0.00	4,733,889.00
TOTAL OPERATING EXPENSES	0.00	0.00	0.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY EXPENSES	0.00	0.00	0.00
TOTAL RESERVES	0.00	0.00	0.00
TOTAL EXPENSES	<u>262,393.85</u>	<u>0.00</u>	<u>4,733,889.00</u>
EXCESS REVENUES OVER (UNDER) EXPENDITURES	<u>0.00</u>	<u>0.00</u>	<u>(777,943.00)</u>

**STATEMENT OF ACTIVITY - REVENUE AND EXPENSE DETAIL (UNAUDITED)**  
December 31, 2015

Fund 05: Middle Suwannee	<u>ACTUAL</u>	<u>ENCUM.</u>	<u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	69,506.10	0.00	915,309.00
<b>EXPENSES</b>			
TOTAL SALARIES AND BENEFITS	0.00	0.00	0.00
TOTAL OTHER PERSONAL SERVICES	69,506.10	0.00	996,000.00
TOTAL OPERATING EXPENSES	7,030.78	0.00	0.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY EXPENSES	0.00	0.00	0.00
TOTAL RESERVES	0.00	0.00	0.00
TOTAL EXPENSES	<u>76,536.88</u>	<u>0.00</u>	<u>996,000.00</u>
<b>EXCESS REVENUES OVER (UNDER) EXPENDITURES</b>	<u>(7,030.78)</u>	<u>0.00</u>	<u>(80,691.00)</u>
<i>*Operating Expenses to be covered by General Fund</i>			
<b>Fund 06: Springs Appropriation 2014-15</b>	<u>ACTUAL</u>	<u>ENCUM.</u>	<u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	2,024,781.44	0.00	10,129,374.00
<b>EXPENSES</b>			
TOTAL SALARIES AND BENEFITS	3,852.75	0.00	71,374.00
TOTAL OTHER PERSONAL SERVICES	1,924,181.44	0.00	7,288,000.00
TOTAL OPERATING EXPENSES	0.00	0.00	0.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY EXPENSES	20,600.00	0.00	2,770,000.00
TOTAL RESERVES	0.00	0.00	0.00
TOTAL EXPENSES	<u>1,948,634.19</u>	<u>0.00</u>	<u>10,129,374.00</u>
<b>EXCESS REVENUES OVER (UNDER) EXPENDITURES</b>	<u>76,147.25</u>	<u>0.00</u>	<u>0.00</u>
<b>Fund 07: Local Revenue</b>	<u>ACTUAL</u>	<u>ENCUM.</u>	<u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	84,000.00	0.00	105,600.00
<b>EXPENSES</b>			
TOTAL SALARIES AND BENEFITS	0.00	0.00	0.00
TOTAL OTHER PERSONAL SERVICES	0.00	0.00	0.00
TOTAL OPERATING EXPENSES	0.00	0.00	0.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY EXPENSES	0.00	0.00	105,600.00
TOTAL RESERVES	0.00	0.00	0.00
TOTAL EXPENSES	<u>0.00</u>	<u>0.00</u>	<u>105,600.00</u>
<b>EXCESS REVENUES OVER (UNDER) EXPENDITURES</b>	<u>84,000.00</u>	<u>0.00</u>	<u>0.00</u>

**STATEMENT OF ACTIVITY - REVENUE AND EXPENSE DETAIL (UNAUDITED)**  
**December 31, 2015**

Fund 08: WMLTF / Springs	<u>ACTUAL</u>	<u>ENCUM.</u>	<u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	103,148.97	0.00	1,131,490.53
<b>EXPENSES</b>			
TOTAL SALARIES AND BENEFITS	103,100.73	0.00	465,124.00
TOTAL OTHER PERSONAL SERVICES	123,793.96	0.00	1,519,510.00
TOTAL OPERATING EXPENSES	310.23	0.00	20,600.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY EXPENSES	156,750.00	10,174.95	345,000.00
TOTAL RESERVES	0.00	0.00	0.00
TOTAL EXPENSES	<u>383,954.92</u>	<u>10,174.95</u>	<u>2,350,234.00</u>
<b>EXCESS REVENUES OVER (UNDER) EXPENDITURES</b>	<u><b>(280,805.95)</b></u>	<u><b>(10,174.95)</b></u>	<u><b>(1,218,743.47)</b></u>

*\*Excess to be covered by DEP Reimbursement Grant / Reserves*

Fund 10: Florida Forever & P-2000	<u>ACTUAL</u>	<u>ENCUM.</u>	<u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	33,881.83	0.00	3,016,826.00
<b>EXPENSES</b>			
TOTAL SALARIES AND BENEFITS	1,020.59	0.00	41,826.00
TOTAL OTHER PERSONAL SERVICES	24,878.00	0.00	2,275,000.00
TOTAL OPERATING EXPENSES	0.00	0.00	0.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	700,000.00
TOTAL INTERAGENCY EXPENSES	0.00	0.00	0.00
TOTAL RESERVES	0.00	0.00	0.00
TOTAL EXPENSES	<u>25,898.59</u>	<u>0.00</u>	<u>3,016,826.00</u>
<b>EXCESS REVENUES OVER (UNDER) EXPENDITURES</b>	<u><b>7,983.24</b></u>	<u><b>0.00</b></u>	<u><b>0.00</b></u>

Fund 11: FEMA FY 2009	<u>ACTUAL</u>	<u>ENCUM.</u>	<u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	0.00	0.00	5,000.00
<b>EXPENSES</b>			
TOTAL SALARIES AND BENEFITS	0.00	0.00	0.00
TOTAL OTHER PERSONAL SERVICES	0.00	0.00	5,000.00
TOTAL OPERATING EXPENSES	0.00	0.00	0.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY EXPENSES	0.00	0.00	0.00
TOTAL RESERVES	0.00	0.00	0.00
TOTAL EXPENSES	<u>0.00</u>	<u>0.00</u>	<u>5,000.00</u>
<b>EXCESS REVENUES OVER (UNDER) EXPENDITURES</b>	<u><b>0.00</b></u>	<u><b>0.00</b></u>	<u><b>0.00</b></u>

**STATEMENT OF ACTIVITY - REVENUE AND EXPENSE DETAIL (UNAUDITED)**  
December 31, 2015

Fund 12: DOT ETDM	<u>ACTUAL</u>	<u>ENCUM.</u>	<u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	132.30	0.00	1,000.00
<b>EXPENSES</b>			
TOTAL SALARIES AND BENEFITS	0.00	0.00	1,000.00
TOTAL OTHER PERSONAL SERVICES	0.00	0.00	0.00
TOTAL OPERATING EXPENSES	0.00	0.00	0.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY EXPENSES	0.00	0.00	0.00
TOTAL RESERVES	0.00	0.00	0.00
TOTAL EXPENSES	<u>0.00</u>	<u>0.00</u>	<u>1,000.00</u>
<b>EXCESS REVENUES OVER (UNDER) EXPENDITURES</b>	<u><u>132.30</u></u>	<u><u>0.00</u></u>	<u><u>0.00</u></u>

Fund 13: WMLTF / Operations, Land Acquisition & Management	<u>Y-T-D ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	8,303.08	0.00	3,464,909.00
<b>EXPENSES</b>			
TOTAL SALARIES AND BENEFITS	135,529.81	0.00	728,648.00
TOTAL OTHER PERSONAL SERVICES	153,943.65	0.00	974,000.00
TOTAL OPERATING EXPENSES	1,954.21	(4,439.20)	423,209.00
TOTAL CAPITAL OUTLAY	0.00	0.00	15,000.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY EXPENSES	0.00	0.00	235,500.00
TOTAL RESERVES	0.00	0.00	0.00
TOTAL EXPENSES	<u>291,427.67</u>	<u>(4,439.20)</u>	<u>2,376,357.00</u>
<b>EXCESS REVENUES OVER (UNDER) EXPENDITURES</b>	<u><u>(283,124.59)</u></u>	<u><u>4,439.20</u></u>	<u><u>1,088,552.00</u></u>

*\*Excess to be covered by Carryover from FY 2015/Reserves*

Fund 15: ERP & Wetlands	<u>ACTUAL</u>	<u>ENCUM.</u>	<u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	18,297.80	0.00	518,000.00
<b>EXPENSES</b>			
TOTAL SALARIES AND BENEFITS	123,394.33	0.00	564,906.00
TOTAL OTHER PERSONAL SERVICES	16,306.57	27.65	58,000.00
TOTAL OPERATING EXPENSES	2,565.21	0.00	49,000.00
TOTAL CAPITAL OUTLAY	0.00	74,993.00	75,750.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY EXPENSES	0.00	0.00	19,000.00
TOTAL RESERVES	0.00	0.00	0.00
TOTAL EXPENSES	<u>142,266.11</u>	<u>75,020.65</u>	<u>766,656.00</u>
<b>EXCESS REVENUES OVER (UNDER) EXPENDITURES</b>	<u><u>(123,968.31)</u></u>	<u><u>(75,020.65)</u></u>	<u><u>(248,656.00)</u></u>

*\*Excess to be covered by State Appropriation and Reserves*

**STATEMENT OF ACTIVITY - REVENUE AND EXPENSE DETAIL (UNAUDITED)**  
December 31, 2015

Fund 16: Water Well Permitting	<u>ACTUAL</u>	<u>ENCUM.</u>	<u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	17,172.19	0.00	35,000.00
<b>EXPENSES</b>			
TOTAL SALARIES AND BENEFITS	17,179.82	0.00	113,402.00
TOTAL OTHER PERSONAL SERVICES	0.00	0.00	14,500.00
TOTAL OPERATING EXPENSES	130.00	0.00	4,500.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY EXPENSES	0.00	0.00	0.00
TOTAL RESERVES	0.00	0.00	0.00
TOTAL EXPENSES	<u>17,309.82</u>	<u>0.00</u>	<u>132,402.00</u>
EXCESS REVENUES OVER (UNDER) EXPENDITURES	<u>(137.63)</u>	<u>0.00</u>	<u>(97,402.00)</u>

*\*Excess to be covered by Reserves*

Fund 17: Water Use Permitting	<u>ACTUAL</u>	<u>ENCUM.</u>	<u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	5,945.00	0.00	35,000.00
<b>EXPENSES</b>			
TOTAL SALARIES AND BENEFITS	47,218.91	0.00	297,808.00
TOTAL OTHER PERSONAL SERVICES	399.75	0.00	25,500.00
TOTAL OPERATING EXPENSES	1,108.87	0.00	19,250.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY EXPENSES	0.00	0.00	0.00
TOTAL RESERVES	0.00	0.00	0.00
TOTAL EXPENSES	<u>48,727.53</u>	<u>0.00</u>	<u>342,558.00</u>
EXCESS REVENUES OVER (UNDER) EXPENDITURES	<u>(42,782.53)</u>	<u>0.00</u>	<u>(307,558.00)</u>

*\*Excess to be covered by Reserves*

Fund 19: DOT Mitigation	<u>Y-T-D ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	2,984,678.19	0.00	4,070,998.00
<b>EXPENSES</b>			
TOTAL SALARIES AND BENEFITS	4,610.61	0.00	20,998.00
TOTAL OTHER PERSONAL SERVICES	1,892.50	0.00	1,702,033.00
TOTAL OPERATING EXPENSES	44.00	0.00	0.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	2,519,167.00	0.00	2,347,967.00
TOTAL INTERAGENCY EXPENSES	0.00	0.00	0.00
TOTAL RESERVES	0.00	0.00	0.00
TOTAL EXPENSES	<u>2,525,714.11</u>	<u>0.00</u>	<u>4,070,998.00</u>
EXCESS REVENUES OVER (UNDER) EXPENDITURES	<u>458,964.08</u>	<u>0.00</u>	<u>0.00</u>

**STATEMENT OF ACTIVITY - REVENUE AND EXPENSE DETAIL (UNAUDITED)**  
December 31, 2015

Fund 29: SRP	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	4,392.68	0.00	175,000.00
<b>EXPENSES</b>			
TOTAL SALARIES AND BENEFITS	0.00	0.00	0.00
TOTAL OTHER PERSONAL SERVICES	0.00	0.00	0.00
TOTAL OPERATING EXPENSES	0.00	0.00	0.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY EXPENSES	0.00	0.00	175,000.00
TOTAL RESERVES	0.00	0.00	0.00
TOTAL EXPENSES	0.00	0.00	175,000.00
<b>EXCESS REVENUES OVER (UNDER) EXPENDITURES</b>	4,392.68	0.00	0.00
Fund 33: PCS Mitigation	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	344.37	0.00	0.00
<b>EXPENSES</b>			
TOTAL SALARIES AND BENEFITS	0.00	0.00	0.00
TOTAL OTHER PERSONAL SERVICES	0.00	0.00	0.00
TOTAL OPERATING EXPENSES	0.00	0.00	0.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY EXPENSES	0.00	0.00	0.00
TOTAL RESERVES	0.00	0.00	0.00
TOTAL EXPENSES	0.00	0.00	0.00
<b>EXCESS REVENUES OVER (UNDER) EXPENDITURES</b>	344.37	0.00	0.00
Fund 45: FEMA FY 2010	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	0.00	0.00	5,000.00
<b>EXPENSES</b>			
TOTAL SALARIES AND BENEFITS	0.00	0.00	0.00
TOTAL OTHER PERSONAL SERVICES	0.00	0.00	5,000.00
TOTAL OPERATING EXPENSES	0.00	0.00	0.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY EXPENSES	0.00	0.00	0.00
TOTAL RESERVES	0.00	0.00	0.00
TOTAL EXPENSES	0.00	0.00	5,000.00
<b>EXCESS REVENUES OVER (UNDER) EXPENDITURES</b>	0.00	0.00	0.00

**STATEMENT OF ACTIVITY - REVENUE AND EXPENSE DETAIL (UNAUDITED)**  
December 31, 2015

Fund 48: FEMA FY 2011	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	54,834.00	0.00	250,000.00
<b>EXPENSES</b>			
TOTAL SALARIES AND BENEFITS	0.00	0.00	0.00
TOTAL OTHER PERSONAL SERVICES	54,834.00	0.00	250,000.00
TOTAL OPERATING EXPENSES	0.00	0.00	0.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY EXPENSES	0.00	0.00	0.00
TOTAL RESERVES	0.00	0.00	0.00
TOTAL EXPENSES	54,834.00	0.00	250,000.00
<b>EXCESS REVENUES OVER (UNDER) EXPENDITURES</b>	0.00	0.00	0.00
Fund 51: District Ag Cost Share	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	1,302,644.80	0.00	1,300,000.00
<b>EXPENSES</b>			
TOTAL SALARIES AND BENEFITS	0.00	0.00	0.00
TOTAL OTHER PERSONAL SERVICES	7,432.52	0.00	1,300,000.00
TOTAL OPERATING EXPENSES	0.00	0.00	0.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY EXPENSES	0.00	0.00	40,000.00
TOTAL RESERVES	0.00	0.00	0.00
TOTAL EXPENSES	7,432.52	0.00	1,340,000.00
<b>EXCESS REVENUES OVER (UNDER) EXPENDITURES</b>	1,295,212.28	0.00	(40,000.00)
Fund 52: DACS	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	115.65	0.00	250,000.00
<b>EXPENSES</b>			
TOTAL SALARIES AND BENEFITS	0.00	0.00	0.00
TOTAL OTHER PERSONAL SERVICES	0.00	0.00	250,000.00
TOTAL OPERATING EXPENSES	0.00	0.00	0.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY EXPENSES	0.00	0.00	0.00
TOTAL RESERVES	0.00	0.00	0.00
TOTAL EXPENSES	0.00	0.00	250,000.00
<b>EXCESS REVENUES OVER (UNDER) EXPENDITURES</b>	115.65	0.00	0.00

**STATEMENT OF ACTIVITY - REVENUE AND EXPENSE DETAIL (UNAUDITED)**  
December 31, 2015

Fund 53: District River Cost Share	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	2,011,094.87	0.00	2,007,500.00
<b>EXPENSES</b>			
TOTAL SALARIES AND BENEFITS	0.00	0.00	0.00
TOTAL OTHER PERSONAL SERVICES	6,990.68	0.00	0.00
TOTAL OPERATING EXPENSES	0.00	0.00	0.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY EXPENSES	237,703.13	0.00	2,007,500.00
TOTAL RESERVES	0.00	0.00	0.00
TOTAL EXPENSES	<u>244,693.81</u>	<u>0.00</u>	<u>2,007,500.00</u>
EXCESS REVENUES OVER (UNDER) EXPENDITURES	<u>1,766,401.06</u>	<u>0.00</u>	<u>0.00</u>
Fund 54: FEMA FY 2012	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	97,312.27	0.00	150,000.00
<b>EXPENSES</b>			
TOTAL SALARIES AND BENEFITS	0.00	0.00	0.00
TOTAL OTHER PERSONAL SERVICES	97,312.27	0.00	150,000.00
TOTAL OPERATING EXPENSES	0.00	0.00	0.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY EXPENSES	0.00	0.00	0.00
TOTAL RESERVES	0.00	0.00	0.00
TOTAL EXPENSES	<u>97,312.27</u>	<u>0.00</u>	<u>150,000.00</u>
EXCESS REVENUES OVER (UNDER) EXPENDITURES	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>
Fund 55: FEMA FY 2013	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
TOTAL REVENUES	62,293.50	0.00	150,000.00
<b>EXPENSES</b>			
TOTAL SALARIES AND BENEFITS	0.00	0.00	0.00
TOTAL OTHER PERSONAL SERVICES	62,293.50	0.00	150,000.00
TOTAL OPERATING EXPENSES	0.00	0.00	0.00
TOTAL CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL FIXED CAPITAL OUTLAY	0.00	0.00	0.00
TOTAL INTERAGENCY EXPENSES	0.00	0.00	0.00
TOTAL RESERVES	0.00	0.00	0.00
TOTAL EXPENSES	<u>62,293.50</u>	<u>0.00</u>	<u>150,000.00</u>
EXCESS REVENUES OVER (UNDER) EXPENDITURES	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>

**STATEMENT OF ACTIVITY - REVENUE AND EXPENSE DETAIL (UNAUDITED)**  
**December 31, 2015**

Fund 56: FEMA Grants	<u>Y-T-D</u> <u>ACTUAL</u>	<u>ENCUM.</u>	<u>ANNUAL</u> <u>BUDGET</u>
<b>REVENUES</b>			
<b>TOTAL REVENUES</b>	0.00	0.00	450,000.00
<b>EXPENSES</b>			
<b>TOTAL SALARIES AND BENEFITS</b>	0.00	0.00	0.00
<b>TOTAL OTHER PERSONAL SERVICES</b>	0.00	0.00	450,000.00
<b>TOTAL OPERATING EXPENSES</b>	0.00	0.00	0.00
<b>TOTAL CAPITAL OUTLAY</b>	0.00	0.00	0.00
<b>TOTAL FIXED CAPITAL OUTLAY</b>	0.00	0.00	0.00
<b>TOTAL INTERAGENCY EXPENSES</b>	0.00	0.00	0.00
<b>TOTAL RESERVES</b>	0.00	0.00	0.00
<b>TOTAL EXPENSES</b>	0.00	0.00	450,000.00
<b>EXCESS REVENUES OVER (UNDER) EXPENDITURES</b>	0.00	0.00	0.00
<b>Fund 60: Reimbursable Grants</b>	<u>ACTUAL</u>	<u>ENCUM.</u>	<u>BUDGET</u>
<b>REVENUES</b>			
60-0431-0-2300-06-02-000-0000 FFWC - Edwards Bottomlands	0.00	0.00	250,000.00
60-0433-0-1103-02-00-000-0000 NFW Fdn Revenue (Oil Spill Response Grant)	0.00	0.00	200,000.00
60-0439-0-2400-05-01-000-0000 DOT Mitigation Revenue - Union County LAP CR 229	0.00	0.00	950,743.00
60-0439-0-2400-05-02-000-0000 DOT Mitigation Revenue - Union County LAP CR 241	0.00	0.00	499,696.00
<b>TOTAL REVENUES</b>	0.00	0.00	1,900,439.00
<b>EXPENSES</b>			
<b>TOTAL SALARIES AND BENEFITS</b>	0.00	0.00	0.00
<b>OTHER PERSONAL SERVICES</b>			
60-2586-0-1103-02-00-000-0000 Contr. Svcs - SWIM/Oil Spill Response	0.00	0.00	200,000.00
60-2586-0-2300-06-02-000-0000 Contr. Svcs - DOT Mitigation - Edwards Bottomlands (FWC Funds)	0.00	0.00	250,000.00
<b>TOTAL OTHER PERSONAL SERVICES</b>	0.00	0.00	450,000.00
<b>TOTAL OPERATING EXPENSES</b>	0.00	0.00	0.00
<b>TOTAL FIXED CAPITAL OUTLAY</b>	0.00	0.00	0.00
<b>INTERAGENCY EXPENDITURES</b>			
60-6930-0-2400-05-01-000-0000 Interag Expend - Union County LAP - CR 229	0.00	0.00	950,743.00
60-6930-0-2400-05-02-000-0000 Interag Expend - Union County LAP - CR 241	0.00	0.00	499,696.00
<b>TOTAL INTERAGENCY EXPENSES EXPENSES</b>	0.00	0.00	1,450,439.00
<b>TOTAL RESERVES</b>	0.00	0.00	0.00
<b>TOTAL EXPENSES</b>	0.00	0.00	1,900,439.00
<b>EXCESS REVENUES OVER (UNDER) EXPENDITURES</b>	0.00	0.00	0.00

MEMORANDUM

TO: Governing Board  
FROM: Dave Dickens, Division Director, Administration and Operations  
DATE: January 31, 2016  
RE: Authorization to Execute a Contract for the Sale of Timber with M.A. Rigoni, Inc. for the Mattair Springs #4 Timber Sale

RECOMMENDATION

**Staff recommends the Governing Board Authorize the Executive Director to Execute a Contract for the Sale of Timber with M.A. Rigoni, Inc. for the Mattair Springs #4 Timber Sale.**

BACKGROUND

On December 18, 2015 the District issued an Invitation to Bid (15/16-008AO) for timber located on 196 acres of the Mattair Springs Tract in Suwannee County. The timber offered for sale includes 31 year old planted slash pine; 28 year old planted longleaf pine; some natural pine and hardwoods. The harvest plan of the sale is to reduce the density of the pines to approximately 50-60 sq. ft. of basal area per acre in the longleaf pine. The slash pine will be a reduction to 10-15 trees per acre. Loblolly pine and sand pine will be removed from the natural stands. Hardwood pulpwood and chips will be sold. This area will connect with other areas of restored longleaf pine forest. Reduction of pine density will also improve habitat by allowing more sunlight penetration to the forest floor, enhancing production of grasses.

The bids for the sale were received on January 15, 2016. Bids were received from the following companies:

Bidder	City	Bid Calculation Revenue
M.A. Rigoni, Inc.	Perry	\$97,799.16
John A. Cruce Jr. Inc.	Perry	\$94,268.00

The total revenue estimates are based on the advertised volumes of pine topwood and pulpwood and pine chip-n-saw. M.A. Rigoni's bid was \$15.08/ton for topwood, \$16.68/ton for pulpwood, \$23.08/ton for chip-n-saw, \$30.07/ton for sawtimber, \$4.67/ton for hardwood pulpwood and \$0.25/ton chips. Since the sale block contains a diversity of timber and harvest specifications, the sale was marked and cruised before the bid.

RGH/pf

## MEMORANDUM

TO: Governing Board  
FROM: Dave Dickens, Division Director, Administration and Operations  
DATE: January 31, 2016  
SUBJECT: Land and Facilities Operations Activity Summary

William Irby and Tyler Futch installed new gates on the Turtle Springs Tract and replaced gates on the Nature Coast Tract.

Contractor completed maintenance of roads in the Northwest Region on December 18, 2015. In January 2016 a contractor will be used to install a new culvert on Steinhatchee Springs Tract and complete road maintenance on Withlacoochee Quail Farms Tract.

Staff meet with representatives of the former Foley Timber and Lands Company to discuss repair needs for activities the company completed on the Steinhatchee Springs Tract.

Bill McKinstry attended the Florida Fish and Wildlife Conservation Commission's Wildlife Best Management Practices workshop in Perry, Florida. on December 16, 2016.

Staff meet with Florida Fish and Wildlife Conservation Commission staff to review and update hunting brochures.

The US Forest Service and Florida Trail Association completed the Swift Creek Bridge on the Swift Creek tract eliminating a five-mile detour/road walk on the Florida National Scenic Trail.

The North Central Florida Regional Planning Council and the Original Florida Tourism Task Force reprinted the SRWT Paddling Guide. The District funded a portion of the first publication published in 2007.

Contractors are mowing and trimming secondary roads on District lands.

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

/pf

**LAND AND FACILITIES OPERATIONS**

**Prescribed Fire**

**Summary Table FY 2016**

	<b>2016 Target Acres</b>	<b>Acres Complete</b>
SRWMD	11,000	6,211
FFS TRSF	2,000	0
<b>TOTAL</b>	<b>13,000</b>	<b>6,389</b>

Contractors conducting prescribed burns on Suwannee River Water Management District (District) lands this year include B&B Dugger (B&B), Natural Resource Planning Services (NRPS) and Wildland Fire Services (WFS). Also included in this report are the acres the Florida Forest Service burns on Twin Rivers State Forest (FFS TRSF). When available, the Florida Forest Service (FFS COOP) will also provide a crew to burn additional acres on both District tracts and Twin Rivers State Forest.

**FY 2016 Activity Table (12/12 - 1/11)**

<b>TRACT</b>	<b>COUNTY</b>	<b>B&amp;B</b>	<b>NRPS</b>	<b>WFS</b>	<b>FFS COOP</b>	<b>FFS TRSF</b>	<b>Total Acres</b>	<b>Total Wildfire Acres</b>
<b>Cabbage Grove</b>	<b>Taylor</b>	489					489	
<b>Mount Gilead</b>	<b>Taylor</b>	147					147	
<b>Bay Creek</b>	<b>Columbia</b>		328				328	
<b>Ellaville</b>	<b>Madison</b>					178		
<i>Sub-total for Period</i>		636	328	0	0	178	1,142	0.00
<i>Previous Acres Burned</i>		0	158	4,543	546	0		
<b>Total Acres</b>		<b>636</b>	<b>486</b>	<b>4,543</b>	<b>546</b>	<b>178</b>	<b>6,389</b>	

## Timber Sales

- Steinhatchee Springs #13 preharvest meeting was held on October 19, 2015 and harvesting started on November 5, 2015. The sale is 90% complete with operations stopped due to wet soil conditions.
- Steinhatchee Springs #14 preharvest meeting was held on September 29, 2015 and harvesting started on December 4, 2015. The sale is 40% complete with operations stopped due to wet soil conditions.
- Steinhatchee Springs #15 contract was executed and preharvest meeting was held on December 29, 2015. Harvesting was not started due to saturated soil conditions.
- Steinhatchee Springs #16 contract was executed and preharvest meeting was held on January 11, 2016. Harvesting was not started due to saturated soil conditions.
- Staff is monitoring the harvest by Plum Creek of reserved timber on the Lake City Wellfield Tract.

Tract	Contract	Acres	Tons Harvested	Revenue	Status	Contract End Date
Mill Creek North #4	14/15-049	211	11,216	\$261,766.24	Harvest Complete	December 22, 2015
Devils Hammock #1	14/15-182	51	1,023	\$8,537.56	Harvest Complete	December 25, 2015
Cabbage Grove #1	14/15-196	189	7,839	\$186,755.84	Harvest Complete	August 31, 2016
Steinhatchee Springs #13	14/15-198	241	8,644	\$148,710.00	Harvest Underway	August 30, 2016
Steinhatchee Springs #14	14/15-197	172	5,025	\$98,218.35	Harvest Underway	August 31, 2016
Steinhatchee Springs #15	15/16-045	196			Preharvest meeting conducted	December 30, 2016
Steinhatchee Springs #16	15/16-046	422			Preharvest meeting conducted	December 30, 2016

## Conservation Easement Monitoring

- Drummond Pond, LLC - Drummond Pond Easement in Levy County: The inspection is complete and report has been sent to the owner.
- Data has been provided to staff to review activities on the Plum Creek Gainesville Wellfield, Hancock Forest Management Levy County I and II and Bascom Southern California Swamp easements.
- Harvesting review has been requested by the owners of the Aucilla Land Partners easement in Madison County.

MEMORANDUM

TO: Governing Board  
 FROM: Dave Dickens, Division Director, Administration and Operations  
 DATE: January 31, 2015  
 RE: Land Acquisition and Disposition Activity Report

**Approved for Detailed Assessment**

Owner	Project Name	Acres	County	Comments
Michael and Freda Shaw	Shaw Conservation Easement Exchange	1,099	Lafayette	Negotiations are in progress.
Rock Bluff Spring Co., LLC	Rock Bluff Springs	173	Gilchrist	Appraisals are complete.
SRWMD	Sandlin Bay Sale/Exchange to U.S. Forest Service	2,023	Columbia	Governing Board Accepted USFS offer to purchase 623 acre fee tract 10/13/2015.
BTG Pactual MoDOT Tract	Camp Blanding Buffers BTG Pactual	630+/-	Bradford	Detailed assessment to begin upon receipt of executed CDA from BTG Pactual.
Jerry Coker, etal	Lumber Camp Springs	37 +/-	Gilchrist	Detailed Assessment Approved 11/12/2015 by Governing Board.
Ware Forest, LLC	Ware Forest	160 +/-	Jefferson	Detailed Assessment Approved 12/08/2015 by Governing Board.

**Authorized for Surplus**

Tract	Acres	County	Acquired Date	Funding Source	Appraisal Date	Listing Date	Price	Comments
Alligator Lake	43	Columbia	8/10/2001	P2000				Governing Board approved conveyance on 8/13/2013 contingent upon the inter-local agreement with Columbia County.
Falmouth North (8 lots)	6	Suwannee	04/1998	WMLTF	8/27/2010	11/18/10	Fee entire tract \$34,930	Listing agreement expired, but available for sale.
Timber River	1	Madison	03/1998	WMLTF	8/5/2010; Updated 7/30/2014	11/18/10	Fee entire tract \$6,950	Listing agreement expired, but available for sale.

**Authorized for Surplus (continued)**

<b>Tract</b>	<b>Acres</b>	<b>County</b>	<b>Acquired Date</b>	<b>Funding Source</b>	<b>Appraisal Date</b>	<b>Listing Date</b>	<b>Price</b>	<b>Comments</b>
Turtle Spring Surplus Tract	32	Lafayette	5/13/2015	Florida Forever	5/24/2015	N/A	To be determined	Appraisal is complete. Staff to add to Surplus Lands webpage.
Branford Bend	50	Lafayette	6/30/2004	Florida Forever Bonds	To be ordered	N/A	To be determined	Governing Board approved surplus on 8/11/2015.
RO Ranch West	570	Lafayette	7/27/2006	Florida Forever Bonds	To be ordered	N/A	To be determined	Governing Board approved surplus on 8/11/2015.

/kr

## MEMORANDUM

TO: Governing Board  
FROM: Carlos Herd, P.G., Division Director, Water Supply  
DATE: January 25, 2016  
RE: Groundwater Awareness Week Proclamation

### RECOMMENDATION

## **Staff recommends the Governing Board declare March 6-12, 2016, as Groundwater Awareness Week.**

### BACKGROUND

For the past 17 years, the National Groundwater Association (NGWA) has celebrated National Groundwater Awareness Week. Groundwater awareness has grown into a national movement as more and more national, state and local promotional partners each year help to raise public awareness about groundwater and water well stewardship. NGWA applauds these and other organizations across the country and world that recognize the importance of groundwater in meeting human and environmental needs.

This designation provides an opportunity to increase public awareness about the importance of groundwater protection and conservation. It also encourages citizens to develop life-long habits that will help conserve and protect our aquifers now and in the future.

Therefore, staff recommends the Governing Board adopt a proclamation designating the week of March 6-12, 2016, as Groundwater Awareness Week.

CH/dd

# Proclamation

## Suwannee River Water Management District Live Oak, Florida

**WHEREAS**, greater than 95 percent of all available fresh water in the world is in the form of groundwater; and

**WHEREAS**, groundwater is essential to the health and well-being of humanity and the environment; and

**WHEREAS**, the United States uses 79.6 billion gallons per day of fresh groundwater for drinking water, irrigation, livestock, manufacturing, mining, thermoelectric power and other purposes; and

**WHEREAS**, clean, safe and sustainable groundwater resources are vital to North Florida's residents, visitors, economy, and environment; and

**WHEREAS**, droughts, development, and population growth serve as reminders that Florida's groundwater resources are finite and fragile; and

**WHEREAS**, the US Geological Survey estimates that about 30 percent of the US streamflow is from groundwater, higher in some areas and lower in others; and

**WHEREAS**, all major streams in the Suwannee River Water Management District flows underground and then re-emerges as streamflow; and

**WHEREAS**, Suwannee River Water Management District estimates that more than 70 percent of the Suwannee River streamflow is from groundwater; and

**WHEREAS**, sustainable water supply is a Suwannee River Water Management District strategic priority; and

**WHEREAS**, permanent, year-round water conservation measures are in effect throughout the District; and

**WHEREAS**, every business, industry, school, resident and visitor can help by protecting and conserving groundwater and thus promote a healthy economy and community,

**NOW THEREFORE**, the Governing Board of the Suwannee River Water Management District hereby proclaims March 6-12, 2016, as Groundwater Awareness Week. The Suwannee River Water Management District is calling upon each resident, visitor and business to help protect our precious groundwater resource by preventing its contamination and becoming more aware of the need to conserve water.

**PASSED AND ADOPTED THIS 9th DAY OF FEBRUARY, 2016 A.D.**

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

---

**MEMBERS OF THE BOARD:**

**DON QUINCEY, CHAIR  
ALPHONAS ALEXANDER, VICE-CHAIR  
VIRGINIA H. JOHNS, SECRETARY/TREASURER  
KEVIN W. BROWN  
GARY JONES  
VIRGINIA SANCHEZ  
RICHARD SCHWAB  
BRADLEY WILLIAMS**

**ATTEST:**

---

## MEMORANDUM

TO: Governing Board

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

DATE: January 29, 2016

RE: Approval of a Modification of Water Use Permit Number 2-079-221184-3 for a 10-Year Permit Extension with a 0.4258 mgd Decrease in Allocation, Authorizing 0.5163 mgd of Groundwater for Agricultural Use at the Mary L. Johnson Trust Project, Madison County

### RECOMMENDATION

**Staff recommends the Governing Board approve Water Use Permit number 2-079-221184-3 with seventeen standard conditions and five special limiting conditions, to Jacob Johnson and Warren Young, in Madison County.**

### BACKGROUND

This is a modification of an existing agricultural water use to receive a 10-year extension for voluntary implementation of water use reporting. Approximately 362 acres of peanuts/ carrots, peanuts/ rye, or corn/ rye are irrigated using groundwater from four wells through five center pivots. The supplemental irrigation requirements were determined using the GIS-Based Water Resources and Agricultural Permitting and Planning System (GWRAPPS) for carrots, peanuts, and rye; and the District's WUPAR model for corn. This review resulted in a 0.4258 mgd decrease in allocation from the previous sequence, from 0.9421 mgd to 0.5163 mgd in 1-in-10 year drought conditions.

All wells will be monitored using electrical consumption or telemetry. There are no lower quality water sources currently available for use, and no reports of interference or observed harm to water resources associated with previous withdrawals at this project. The project area is not located within a Water Resource Caution Area.

Staff has determined that project will not contribute to a violation of MFLs adopted in Chapters 62-42 and 40B-8, Florida Administrative Code (F.A.C.). The application is complete and satisfies the conditions for issuance in Chapter 40B-2, F.A.C.

/tm

WATER USE TECHNICAL STAFF REPORT  
15-Jan-2016  
APPLICATION #: 2-079-221184-3

**Owner:** Jacob Johnson  
Mary L. Johnson Trust  
437 NE Fraleigh Dr.  
Madison, FL 32340  
(850) 973-2455

Warren Young  
3361 NE Clover Ave  
Lee, FL 32059-4101  
(850) 973-6462

**Applicant:** Jacob Johnson  
Mary L. Johnson Trust  
437 NE Fraleigh Dr.  
Madison, FL 32340  
(850) 973-2455

Warren Young  
3361 NE Clover Ave  
Lee, FL 32059-4101  
(850) 973-6462

**Agent:** Brooks Garland  
PO Box 10  
Lee, FL 32059  
(850) 971-5515

**Compliance Contact:** Jacob Johnson  
Mary L. Johnson Trust  
437 NE Fraleigh Dr.  
Madison, FL 32340  
(850) 973-2455

**Project Name:** Mary L. Johnson Trust  
**County:** Madison

**Located in WRCA:** No  
**Objectors:** No

**Authorization Statement:**  
The permittee is authorized to withdraw a maximum of 0.5163 mgd of groundwater for supplemental irrigation of peanuts/ carrots. or a maximum of 0.4872 mgd of groundwater for supplemental irrigation of peanuts/ rye, or a maximum of 0.4497 mgd of groundwater for supplemental irrigation of corn/ rye.

**Recommendation:** Approval  
**Reviewers:** Tim Sagul; Stefani Leavitt; Warren Zwanka

**WATER USE SUMMARY:**

<b>Allocation Summary</b>		
<b>Average Daily Rate (Million Gallons Per Day)</b>	<b>Freeze Protection (Million Gallons Per Year)</b>	<b>New Water to Average Daily Rate (Million Gallons Per Day)</b>
0.5163	0.0000	-0.4258

**Recommended Permit Duration and Compliance Reporting:** 10-year permit extension, to expire September 20, 3035

**USE STATUS:** This is a modification of an existing agricultural use to update crop rotations and add automated monitoring of groundwater withdrawals to receive a ten year extension.

**PROJECT DESCRIPTION:**

This project is located approximately five miles northeast of Madison along CR-254, in Madison County and consists of 513 controlled and 362 irrigated acres. Groundwater from four wells is used to irrigate either 362 acres of watermelons through drip irrigation or 362 acres of peanuts through five center pivots.

The permittee has elected to provide electrical consumption and SRWMD telemetry to comply with the water use reporting requirements of special condition 18.

**WATER USE CALCULATIONS:**

The District's WUPAR irrigation model was used to determine the 15.61 inches/ year supplemental irrigation requirement for corn grown from March 1 to August 25.

The GIS-Based Water Resources and Agricultural Permitting and Planning system (GWRAPPS) was used to determine the following supplemental irrigation requirements:  
Peanuts grown from April 15 to November 25: 17.00 inches/ year  
Carrots grown from December 1 to February 15: 2.17 inches/ year  
Rye grown from December 1 to February 15: 1.09 inches/ year

**PERMIT APPLICATION REVIEW:**

Section 373.223, Florida Statutes (F.S.), and Section 40B-2.301, Florida Administrative Code (F.A.C.), require an applicant to establish that the proposed use of water:

- (a) is a reasonable-beneficial use;
- (b) will not interfere with any presently existing legal use of water; and,
- (c) is consistent with the public interest.

In addition, the above requirements are detailed further in the District's Water Use Permitting Applicant's Handbook ("A.H."). District staff has reviewed the water use permit application pursuant to the above-described requirements and have determined that the application meets the conditions for issuance of this permit. Highlights of the staff review are provided below.

**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) F.A.C.

**Will this use interfere with any presently existing legal use of water?**  
**[ref. 40B-2.301(1)(b)]**

No. No reports of interference resulting from the previous water use have been received by District staff, therefore, interference with existing legal uses as a result of the continued water use is not expected.

**Will this use be consistent with the public interest?**  
**[ref. 40B-2.301(1)(c)]**

Yes. Use of water for agricultural purposes is consistent with the public interest.

**Will this use be in such a quantity that is necessary for economic and efficient use?**  
**[ref. 40B-2.301(2)(a)]**

Yes. Water use consistent with the aforementioned supplemental irrigation models is economic and efficient. The permittee will implement the following water conservation measures: using new pivot systems and performing efficiency tests on those systems at least every five years to maintain a distribution uniformity of 80% or greater, delivering water mainly through buried pipe to reduce damage potential, utilizing soil moisture probes for irrigation scheduling, employing operational pump shutdown safety to prevent pump operation in the event of an irrigation system malfunction, and planting cover crops in the winter.

**Will the source of the water be suitable for the consumptive use?**  
**[ref. 40B-2.301(2)(c)]**

Yes. Staff determined the Upper Floridan aquifer is suitable for the consumptive use.

**Will the source of the water be capable of producing the requested amount?**  
**[ref. 40B-2.301(2)(d)]**

Yes. Staff determined the Upper Floridan aquifer is capable of producing the requested amounts.

**Except when the use is for human food preparation and direct human consumption, is the lowest quality water source that is suitable for the purpose and is technically, environmentally, and economically feasible being utilized?**  
**[ref. 40B-2.301(2)(e)]**

Yes. The lowest quality water source that is suitable for the purpose and that is technically, environmentally, and economically feasible is being utilized.

**Will the use harm existing offsite land uses as a result of hydrologic alterations?**  
**[ref. 40B-2.301(2)(f)]**

No. The use is not expected to harm offsite land uses.

**Will the use cause harm to the water resources of the area that include water quality impacts to the water source resulting from the withdrawal or diversion, water quality impacts from dewatering discharge to receiving waters, saline water intrusion or harmful upconing, hydrologic alterations to natural systems, including wetlands or other surface waters, or other harmful hydrologic alterations to the water resources of the area?**

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

No. There are no wetland systems proximate to project withdrawal points. Additionally, the withdrawal points were modeled and showed a maximum simulated Upper Floridan aquifer drawdown of less than 0.5 feet at the project boundary. Therefore, staff determined that the continued use is not expected to cause any harm to natural systems or water resources for the duration of the permit.

**Is the use in accordance with any minimum flow or level and implementation strategy established pursuant to Sections 373.042 and 373.0421, F.S.?**

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

Yes. The proposed withdrawals will not contribute to a violation of MFLs adopted in Chapters 62-42 and 40B-8, F.A.C.

**Will the project use water reserved pursuant to subsection 373.223(4), F.S.?**

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

No. The project will not use water reserved by the Governing Board pursuant to subsection 373.223(4), F.S.

**WITHDRAWAL POINT INFORMATION:**

**Site Name:** Mary L. Johnson Trust

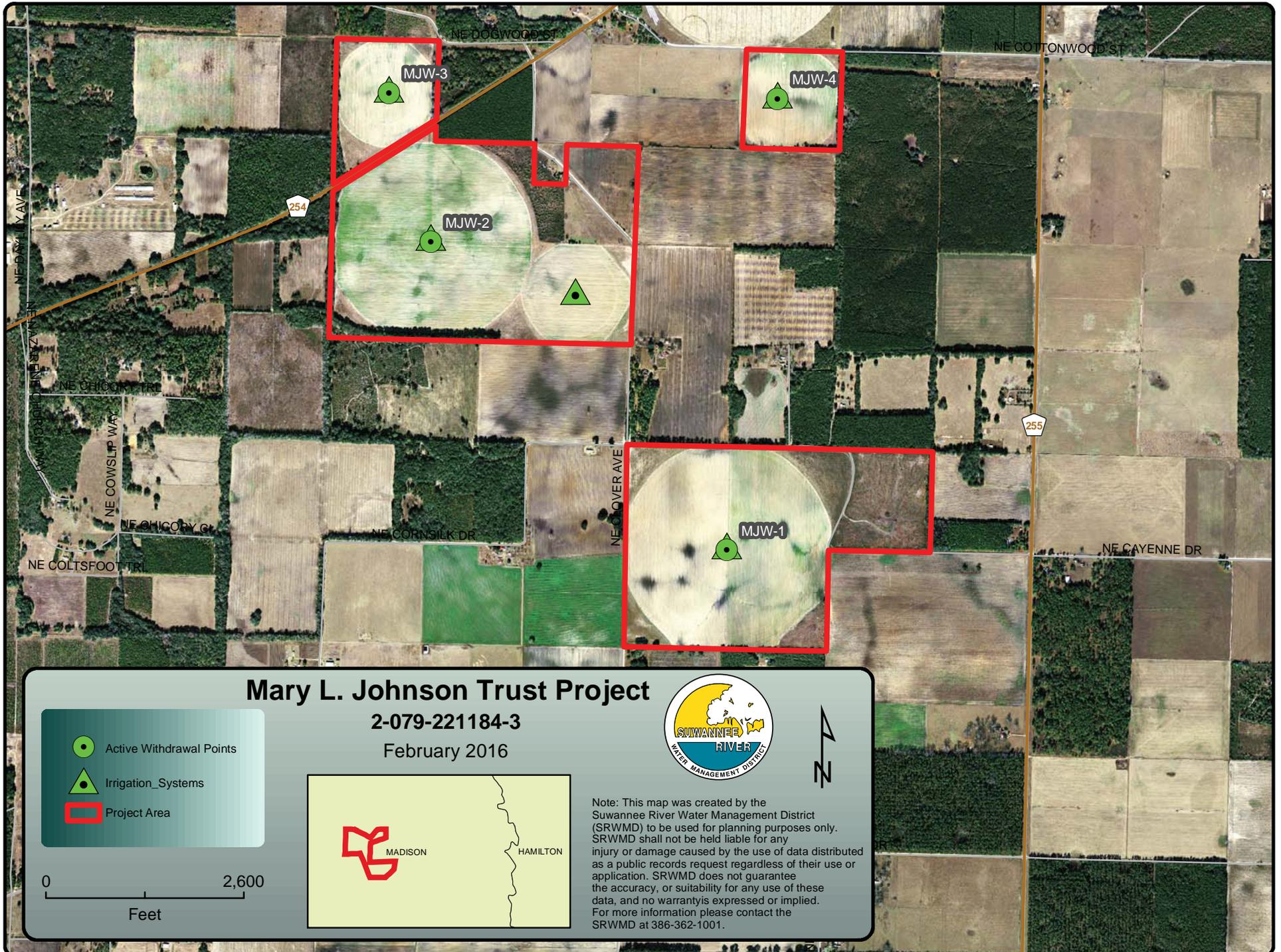
<b>Wells Detail</b>						
<b>District ID</b>	<b>Station Name</b>	<b>Casing Diameter (inches)</b>	<b>Capacity (GPM)</b>	<b>Source Name</b>	<b>Status</b>	<b>Use Type</b>
118816	MJW-2	12	1000	Groundwater	Active	Agricultural
119196	MJW-4	8	400	Groundwater	Active	Agricultural
119968	MJW-3	8	400	Groundwater	Active	Agricultural
120716	MJW-1	12	1000	Groundwater	Active	Agricultural

## Conditions

1. All water uses authorized by this permit shall be implemented as conditioned by this permit, including any documents incorporated by reference in a permit condition. The District may revoke this permit, in whole or in part, or take enforcement action, pursuant to sections 373.136 or 373.243, F.S., unless a permit modification has been obtained. The permittee shall immediately notify the District in writing of any previously submitted information that is later discovered to be inaccurate.
2. This permit does not convey to the permittee any property rights or privileges other than those specified herein, nor relieve the permittee from complying with any applicable local government, state, or federal law, rule, or ordinance.
3. The permittee shall notify the District in writing within 30 days of any sale, transfer, or conveyance of ownership or any other loss of permitted legal control of the Project and / or related facilities from which the permitted water use is made. Where the permittee's control of the land subject to the permit was demonstrated through a lease, the permittee must either submit documentation showing that it continues to have legal control or transfer control of the permitted system / project to the new landowner or new lessee. All transfers of ownership are subject to the requirements of section 40B-2.351, F.A.C. Alternatively, the permittee may surrender the water use permit to the District, thereby relinquishing the right to conduct any activities under the permit.
4. Nothing in this permit should be construed to limit the authority of the District to declare a water shortage and issue orders pursuant to chapter 373, F.S. In the event of a declared water shortage, the permittee must adhere to the water shortage restrictions, as specified by the District. The permittee is advised that during a water shortage, reports shall be submitted as required by District rule or order.
5. With advance notice to the permittee, District staff with proper identification shall have permission to enter, inspect, observe, collect samples, and take measurements of permitted facilities to determine compliance with the permit conditions and permitted plans and specifications. The permittee shall either accompany District staff onto the property or make provision for access onto the property.
6. A permittee may seek modification of any term of an unexpired permit. The permittee is advised that section 373.239, F.S., and section 40B-2.331, F.A.C., are applicable to permit modifications.
7. This permit shall expire on **9/20/2035**. The permittee must submit the appropriate application form incorporated by reference in subsection 40B-2.402(8)(a), F.A.C., and the required fee to the District pursuant to section 40B-2.361, F.A.C., up to one year prior to this expiration date in order to continue the use of water.

8. Use classification is **Agricultural**.
9. Source classification is **Groundwater**.
10. The permitted water withdrawal facilities consist of the stations in the Withdrawal Point Information table(s).
11. The 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.
12. The 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.
13. The 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.
14. If any condition of the permit is violated, the permittee shall be subject to enforcement action pursuant to chapter 373, F.S.
15. The 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 **(2-079-221184-3)**.
17. The District reserves the right to open this permit, following notice to the permittee, to include a permit condition prohibiting withdrawals for resource protection.
18. 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.

19. 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.
20. 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.
21. Following the effective date of the re-evaluated Minimum Flows and Levels adopted pursuant to Rule 62-42.300(1)(e), F.A.C., this permit is subject to modification during the term of the permit, upon reasonable notice by the District to the permittee, to achieve compliance with any approved MFL recovery or prevention strategy for the Lower Santa Fe River, Ichetucknee River, and Associated Priority Springs. Nothing herein shall be construed to alter the District's authority to modify a permit under circumstances not addressed in this condition.
22. The permittee is authorized to withdraw a maximum of 0.5163 mgd of groundwater for supplemental irrigation of peanuts/ carrots. or a maximum of 0.4872 mgd of groundwater for supplemental irrigation of peanuts/ rye, or a maximum of 0.4497 mgd of groundwater for supplemental irrigation of corn/ rye. Daily allocations are calculated on an average annual basis and the maximum allocation is only authorized in 1-in-10 year drought conditions.



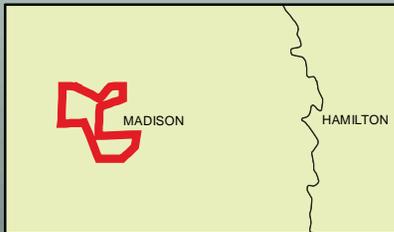
# Mary L. Johnson Trust Project

2-079-221184-3

February 2016



-  Active Withdrawal Points
-  Irrigation\_Systems
-  Project Area



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



## MEMORANDUM

TO: Governing Board

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

DATE: January 29, 2016

RE: Request for Authorization to Execute an Amended Memorandum of Understanding (MOU) with the Florida Department of Environmental Protection (DEP) Concerning Applications for Projects Involving the Construction and Operation of Artificial Recharge Facilities in the District

### RECOMMENDATION

**Staff recommends the Governing Board execute an Amended MOU with the DEP that designates DEP as the permitting authority for projects involving the construction and operation of artificial recharge facilities in the District**

### BACKGROUND

Section 373.106, Florida Statutes, requires an applicant to obtain the Governing Board's permission prior to the construction of artificial recharge projects within the Suwannee River Water Management District (District), and confers the exclusive authority to process and issue permits for these projects to the District. The DEP also has an established and efficient process for the review and issuance of artificial recharge project permits, pursuant to Chapter 62-528, Florida Administrative Code (F.A.C.). This dual-agency permit review and issuance was addressed in a Memorandum of Understanding MOU on September 16, 1982, which provided guidelines for co-review, establishment of a technical advisory committee, and agency notifications.

As directed in Executive Order 11-211, the District is eliminating this duplicative permitting process to reduce regulatory burdens on the public and businesses by executing an amended MOU (contained in Attachment A). This amended MOU designates DEP as the single permitting authority for the review and issuance of artificial recharge projects in the District. Execution of this amended MOU also provides for the repeal of the remaining rules contained in Chapter 40B-5, F.A.C. (Permitting of Artificial Recharge Projects – Cooperative Review of Underground Injection Control Projects).

/tm  
Attachment

INTERAGENCY AGREEMENT BETWEEN  
SUWANNEE RIVER WATER MANAGEMENT DISTRICT  
AND  
FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION  
CONCERNING  
APPLICATIONS FOR PROJECTS INVOLVING THE CONSTRUCTION  
AND OPERATION OF UNDERGROUND INJECTION OF WATER FACILITIES

THIS INTERAGENCY AGREEMENT (this "Agreement"), by and between SUWANNEE RIVER WATER MANAGEMENT DISTRICT, (the "SRWMD") and FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, f/k/a the Florida Department of Environmental Regulation, (the "Department") (the SRWMD and the Department may be referred to collectively as the "Parties"), is entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

WITNESSETH:

WHEREAS, the Parties entered into an Interagency Agreement on September 16, 1982, a copy of which is attached hereto as Exhibit "A", (the "Original Interagency Agreement"); and,

WHEREAS, the Original Interagency Agreement concerned public drinking water well applications, applications for projects involving the construction and operation of artificial recharge facilities, and applications for projects utilizing land disposal of treated wastewaters; and,

WHEREAS, the Parties wish to terminate the Original Interagency Agreement and replace it with this Agreement; and,

WHEREAS, Section 373.106(1), Florida Statutes (2015), requires that "[n]o construction may be begun on a project involving artificial recharge or the intentional introduction of water into any underground formation except as permitted in chapter 377, without the written permission of the governing board of any water management district within which the construction will take place. Such application shall contain the detailed plans and specifications for the construction of the project;" and,

WHEREAS, Section 373.106(2), Florida Statutes (2015), provides each water management district with the exclusive authority to process and issue permits involving artificial recharge or the intentional introduction of water into any underground formation, except permits required by the Department pursuant to 42 U.S.C. s. 300h (the Underground Injection Control Program); and,

WHEREAS, the Department regulates artificial recharge projects and projects relating to the intentional introduction of water into underground formations under its State Underground

Injection Control (UIC) Program in Chapter 62-528, Florida Administrative Code, and does not delegate that authority to SRWMD by this Agreement;

WHEREAS, the Parties wish to minimize duplication of effort and permitting requirements by providing that only the Department will review those applications and approve those permits which are covered by Chapter 62-528, Florida Administrative Code.

THEREFORE, THE PARTIES AGREE TO THE FOLLOWING:

- A) The above recitals are incorporated herein by reference as an integral part hereof.
- B) The Original Interagency Agreement is hereby terminated in its entirety.
- C) The following shall apply to all projects for which written permission is required pursuant to Section 373.106(1), Florida Statutes, and which fall within the geographic boundaries of SRWMD:
  - 1. The Department shall continue to be responsible for reviewing all applications under Chapter 62-528, Florida Administrative Code.
  - 2. The Department's approval of a permit under Chapter 62-528, Florida Administrative Code, shall also be considered written permission by the SRWMD Governing Board under Section 373.106, Florida Statutes.
- D) This Agreement shall take effect upon execution by both of the Parties and SRWMD's adoption of a rule amendment that incorporates this Agreement by reference.

SUWANNEE RIVER WATER MANAGEMENT DISTRICT

By: \_\_\_\_\_ Date: \_\_\_\_\_  
Noah Valenstein  
Executive Director

FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

By: \_\_\_\_\_ Date: \_\_\_\_\_  
Jonathan P. Steverson  
Secretary

MEMORANDUM

TO: Governing Board

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

DATE: January 29, 2016

RE: Request for Authorization to Publish Notice of Rule Development and Notice of Proposed Rule to Amend Rule 40B-1.106, Florida Administrative Code ( F.A.C.); and File Rule and any Changes with the Department of State if no Objections are Received

RECOMMENDATION

**Staff recommends the Governing Board authorize staff to:**

- 1. Publish a Notice of Rule Development to amend Rule 40B-1.106, F.A.C.;**
- 2. Publish a Notice of Proposed Rule for Rule 40B-1.106, F.A.C.; and**
- 3. File the proposed rule amendment and any recommended changes with the Department of State if no objections are received.**

BACKGROUND

The Suwannee River Water Management District (District) and the Florida Department of Environmental Protection (DEP) are streamlining the process for permitting artificial recharge projects by removing duplicative permit requirements. Section 373.106, F.S., requires an applicant to obtain the District's Governing Board's permission prior to the construction of artificial recharge projects within the district, and confers the exclusive authority to process and issue permits for these projects to the District. The DEP has an established and efficient process for the review and issuance of artificial recharge project permits. This duplicative regulation is in conflict with Executive Order 11-211 and was eliminated through the amendment of the Memorandum of Understanding (MOU) between the District and DEP contained in Agenda Item 21.

This memo serves to obtain Governing Board approval to commence rulemaking to amend Rule 40B-1.106, F.A.C., to incorporate by reference the revised SRWMD-DEP MOU for the Review and Issuance of Artificial Recharge Projects in the District. The draft Notice of Rule Development is contained in Attachment A.

/tm  
Attachment

## ATTACHMENT A

### Notice of Rule Development

#### WATER MANAGEMENT DISTRICTS

#### Suwannee River Water Management District

RULE NO.: RULE TITLE:

40B-1.106 Interagency Agreements.

PURPOSE AND EFFECT: The Suwannee River Water Management District (District) gives notice that it is initiating rulemaking to amend Rule 40B-1.106 for the purpose of incorporating by reference a revised agreement between Suwannee River Water Management District and the Florida Department of Environmental Protection concerning applications for projects involving the construction and operation of artificial recharge facilities. The effects will be to eliminate duplicative regulation, reduce unnecessary regulatory burdens, and achieve other streamlining benefits for the regulated public.

SUMMARY: Rule amendment to incorporate revised agreement by reference – 40B-1.106, F.A.C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION: The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The District has completed for the Governor's Office of Fiscal Accountability and Regulatory Reform (OFARR) the "Is a SERC Required?" form and prepared a summary of the proposed rule amendment, which are both available upon request. Based on the completed "Is a SERC Required?" form and summary and the analysis performed by the District, the proposed rule amendment is not expected to require legislative ratification pursuant to subsection 120.541(3), F.S.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: [373.044](#), [373.046](#), [373.083](#), [373.113 FS](#).

LAW IMPLEMENTED: [373.016](#), [373.046](#), [373.083](#), [373.103 FS](#).

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Warren Zwanka, Senior Hydrogeologist, Suwannee River Water Management District, 9225 CR 49, Live Oak, Florida 32060, (386)362-1001 or 1(800)226-1066 (FL only)

THE FULL TEXT OF THE PROPOSED RULE IS:

#### **40B-1.106 Interagency Agreements.**

(1) In order to eliminate duplicative permitting, to provide for consolidation of data collection, and to coordinate water-related programs, the District, as needed, enters into agreements with other agencies exercising powers that affect water resources of the State.

(2) The District has entered into the following agreements or memorandums of understanding which are on file with the District and which are hereby incorporated:

(a) By Agreement Number 15/16-## dated [DATE], the District and Florida Department of Environmental Protection entered into an agreement concerning applications for projects involving the construction and operation of artificial recharge facilities. ~~By Agreement Number 82/83-1 dated September 16, 1982, the District and the Florida Department of Environmental Regulation entered into an agreement in regards to public drinking water applications, applications for projects involving the construction and operation of artificial recharge facilities, and applications for projects utilizing land disposal of treated wastewaters.~~

(b) By Agreement Number 90/91-94 dated June 27, 1991, Florida Water Management Districts and the Florida

Public Service Commission entered into an agreement which establishes the policies and procedures to be followed regarding the separate and distinct responsibilities of each agency.

(c) By Agreement Number 91/92-84 dated June 18, 1992, the District, the Florida Department of Environmental Regulation, and the Florida Department of Health and Rehabilitative Services entered into an agreement regarding the implementation of permitting requirements for Chapter 62-524, F.A.C., New Potable Water Well Permitting in Delineated Areas.

(3) All District agreements are on file and available for inspection at District Headquarters, 9225 County Road 49, Live Oak, Florida 32060.

*Rulemaking Authority 373.044, 373.046, 373.083, 373.113 FS. Law Implemented 373.016, 373.046, 373.083, 373.103 FS. History—New 9-15-81, Amended 3-14-83, 3-17-88, 12-21-88, 6-17-93, 3-13-94, 10-3-95, 12-3-98, [DATE].*

NAME OF PERSON ORIGINATING PROPOSED RULE: Warren Zwanka, Senior Hydrogeologist

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Suwannee River Water Management District Governing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 9, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR:

## MEMORANDUM

TO: Governing Board

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

DATE: January 29, 2016

RE: Request for Authorization to Publish Notice of Proposed Rule to Repeal Rules 40B-5.0011 and 40B-5.0091, Florida Administrative Code (F.A.C.); and File Rule and any Changes with the Department of State if no Objections are Received

### RECOMMENDATION

**Staff recommends the Governing Board authorize staff to:**

- 1. Publish a Notice of Proposed Rule to repeal Rules 40B-5.0011 and 40B-5.0091, F.A.C.; and**
- 2. File the proposed rule repeals and any recommended changes with the Department of State if no objections are received.**

### BACKGROUND

The Suwannee River Water Management District (District) and the Florida Department of Environmental Protection (DEP) are streamlining the process for permitting artificial recharge projects by removing duplicative permit requirements through the execution of an amended Memorandum of Understanding (MOU). The amended MOU authorizes DEP to act on behalf of the District in executing its Section 373.106, Florida Statutes, responsibility of reviewing and permitting these projects; and provides for the repeal of the remaining rules contained in Chapter 40B-5, F.A.C. (Permitting of Artificial Recharge Projects – Cooperative Review of Underground Injection Control Projects).

This memo serves to obtain Governing Board approval to commence rulemaking to repeal Rules 40B-5.0011 and 40B-5.0091, F.A.C. A Notice of Rule Development is not required for rule repeals, therefore, the draft Notice of Proposed Rule is contained in Attachment A.

/tm  
Attachment

## ATTACHMENT A

### Notice of Proposed Rule

#### WATER MANAGEMENT DISTRICTS

##### Suwannee River Water Management District

RULE NO.: RULE TITLE:

[40B-5.0011](#) Policy and Purpose.

[40B-5.0091](#) Permit Processing.

PURPOSE AND EFFECT: The Suwannee River Water Management District (District) gives notice that it is initiating rulemaking to repeal Rules 40B-5.0011 and 40B-5.0091, F.A.C., for the purpose of removing rules that are duplicative of the provisions contained in Chapter 62-528, F.A.C. The effect will be to reduce unnecessary regulatory burdens and achieve other streamlining benefits for the regulated public.

SUMMARY: Rule repeal – 40B-5.0011 and 40B-5.0091, F.A.C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION: The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The District has completed for the Governor's Office of Fiscal Accountability and Regulatory Reform (OFARR) the "Is a SERC Required?" form and prepared a summary of the proposed rule amendment, which are both available upon request. Based on the completed "Is a SERC Required?" form and summary and the analysis performed by the District, the proposed rule amendment is not expected to require legislative ratification pursuant to subsection 120.541(3), F.S.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: [373.044](#), [373.046](#), [373.106](#), [373.113](#), [373.171 FS](#).

LAW IMPLEMENTED: [373.106](#), [373.126](#), [373.133](#), [373.171 FS](#).

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Warren Zwanka, Senior Hydrogeologist, Suwannee River Water Management District, 9225 CR 49, Live Oak, Florida 32060, (386)362-1001 or 1(800)226-1066 (FL only)

THE FULL TEXT OF THE PROPOSED RULE IS:

#### **40B-5.0011 Policy and Purpose.**

~~The purpose of this chapter is to establish rules governing District activity relative to the requirements of Section 373.106, F.S., which require written permission of the Governing Board prior to the construction of any artificial recharge project. It is the policy of the District to exercise this responsibility through a cooperative review of applications for Underground Injection Control projects pursuant to Chapter 62-28, F.A.C., Rules of the Department of Environmental Regulation. The administrative details of this cooperative process are set forth in the Memorandum of Understanding Between Suwannee River Water Management District and the Department of Environmental Regulation dated September 16, 1982, which is set out in total in paragraph 40B-1.106(2)(a), Chapter 62-28, F.A.C., Rules of the Department of Environmental Protection are made part of this chapter by reference.~~

*Rulemaking Authority 373.044, 373.046, 373.106, 373.113 FS. Law Implemented 373.106 FS. History—New 4-20-78, Amended 4-15-81, 1-31-83, Formerly 16H-5.01, 40B-5.01, 40B-5.011, Repealed [DATE].*

**40B-5.0091 Permit Processing.**

~~(1) The District shall provide a permit application and all necessary forms to the applicant within seven (7) days from the receipt of a written request. An initial meeting may be held in response to the applicant's request to explain the permit process and what is required of the applicant.~~

~~(2) Copies of the permit application and supporting documents will be forwarded by the District to the Department and other agencies for their review and comments.~~

~~(3) The District shall complete action on any permit within sixty (60) days after receipt of the completed application and supporting forms.~~

~~(4) Permit application to the District shall result in one of the following actions:~~

~~(a) Permit is granted as requested.~~

~~(b) Permit is granted not as requested but with certain conditions or restrictions as agreed to by the applicant.~~

~~(c) Permit is not granted.~~

~~(5) In the event the applicant or other affected parties are dissatisfied with the action of the District as described under this section, the applicant receiving notice of rejection may request a hearing by filing a written petition to the District within thirty (30) days of receipt of the notice. The hearing shall be conducted pursuant to Chapter 120, F.S. and Chapter 40B-1, F.A.C.~~

*Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.106, 373.126, 373.133, 373.171 FS. History—New 4-20-78, Amended 4-15-81, Formerly 16H-5.05, 40B-5.05, 40B-5.091, Repealed [DATE].*

NAME OF PERSON ORIGINATING PROPOSED RULE: Warren Zwanka, Senior Hydrogeologist

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Suwannee River Water Management District Governing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 9, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR:

MEMORANDUM

TO: Governing Board

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

DATE: January 29, 2016

RE: Release of Claims for Cutting and Removal of Timber on the Martin Marietta Materials, Inc. Conservation Easement, Taylor County

RECOMMENDATION

**Staff recommends the Governing Board approve the Release of Claims for Cutting and Removal of Timber on the Martin Marietta Materials, Inc. Conservation Easement, Taylor County**

BACKGROUND

In August 2014, the District issued a permit modification (ERP-123-207687-4) to Martin Marietta Materials, Inc. (MM) allowing expansion of the existing mine. As part of the permit, the district accepted a 116-acre conservation easement from MM as part of the wetland mitigation plan.

In March of 2015, MM self-reported to the District that their contractor, St. Joe Timberland Company, of Del., LLC (St. Joe) had overcut approximately 3.7-acres into the conservation easement. Based on their harvest summary and price per ton, MM calculated the value of wood removed from the conservation easement was \$6,047.44. They proposed to double this amount to \$12,094.88 to pay for replanting, if the District so desired.

District staff agreed to this sum and St. Joe has provided a check to the district for this amount. The proposed Release of Claims is attached to this memo.

TS/tm  
Attachment

**RELEASE OF CLAIMS FOR CUTTING AND REMOVAL OF TIMBER**

Definitions

In this release, the following terms shall have the following meanings unless the context clearly requires otherwise:

*DISTRICT* shall mean the SUWANNEE RIVER WATER MANAGEMENT DISTRICT, a special taxing district organized under Chapter 373 of Florida Statutes, whose address is 9225 County Road 49, Live Oak, Florida 32060, and its successors and assigns.

*PAYMENT* shall mean the single payment of the total sum of \$12,094.88, to the DISTRICT.

*RELEASED PARTY OR PARTIES* shall mean collectively both St. Joe Timberland Company of Del., LLC and Martin Marietta Materials, Inc. and their officers, agents, servants, employees, successors, assigns, insurers and all other agencies, bodies, entities, persons, firms, corporations, associations or partnerships associated with them.

*TIMBER CUTTING AND REMOVAL* shall mean the cutting and removal of timber and trees which occurred on or about September 24, 2014, on the real property shown on the map a copy of which is attached hereto as Attachment "A".

Release

KNOW ALL MEN BY THESE PRESENTS, that the DISTRICT, for and in consideration of the PAYMENT, the receipt and sufficiency of which is hereby acknowledged, does hereby completely and fully release and discharge the RELEASED PARTY OR PARTIES, of and from any obligation, liability or responsibility arising out of the TIMBER CUTTING AND REMOVAL. This release shall be construed to release all claims the DISTRICT may have against the RELEASED PARTY OR PARTIES for the TIMBER CUTTING AND REMOVAL including, without limitation, all claims in tort, for conversion, for trespass and for the breach of any conservation easement.

Signed, Sealed and Delivered this \_\_\_\_ day of \_\_\_\_\_ 2016, by the DISTRICT.

GOVERNING BOARD OF THE SUWANNEE RIVER WATER MANAGEMENT DISTRICT

By: \_\_\_\_\_  
Donald Quincey, Jr  
Chair

ATTEST: \_\_\_\_\_  
Virginia H. Johns  
Secretary Treasurer

MEMORANDUM

TO: Governing Board  
 FROM: Tim Sagul, P.E., Division Director, Resource Management  
 DATE: January 29, 2016  
 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 2015 and program totals from January 2012 to December 2015.

December 2015	Exemption Requests	Noticed Generals	Generals	10-2 Self Certifications	Individuals	Conceptuals	Total
Applications received	5	1	6	1	6	1	20
Permits issued	3	1	7	0	4	0	15
Inspections	3	0	4	6	4	0	17
<b>Total permits issued from January 2012 to December 2015</b>	208	169	215	117	150	10	869

The following Individual Environmental Resource Permits were issued by staff, pursuant to 373.079(4)(a), Florida Statutes, in December 2015.

Permit Number	Project Name	County	Issue Date
ERP-121-213027-2	Ichetucknee Road Improvement Project	Suwannee	12/23/2015
ERP-007-213985-1	FDOT Starke Bypass Project	Bradford	12/09/2015
ERP-001-221992-2	Alachua Marketplace	Alachua	12/23/2015
ERP-067-225460-1	105319 Springer Cooks Hammock	Lafayette	12/14/2015

### **Water Use Permitting and Water Well Construction Activities**

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

<b>December 2015</b>	<b>Received</b>		<b>Issued</b>
<b>Water Use Permits</b>	19		18
<b>Water well permits issued: 137</b>			
Abandoned/Destroyed	10	Livestock	0
Agricultural Irrigation	16	Monitor	16
Aquaculture	0	Nursery	1
Climate Control	0	Other	0
Fire Protection	0	Public Supply	4
Garden (Non Commercial)	0	Self-supplied Residential	88
Landscape Irrigation	2	Drainage or Injection	0
Commercial or Industrial	0	Remediation Recovery	0

### **Rulemaking Schedule January 2015**

#### **40B-1**

General and Procedural Rules - Repeal

GB Rule Dev. Auth.	11/12/2015
Notice of Rule Dev.	N/A
GB Proposed Rule Auth.	11/12/2015
Send to JAPC/OFARR	11/10/2015
Notice of Proposed Rule	11/20/2015
Notice of Rule Change	N/A
Mail to DOS	12/29/2015
Effective Date	1/19/2016

#### **40B-3.529**

Permitting of Well Construction - Repeal

GB Rule Dev. Auth.	11/12/2015
Notice of Rule Dev.	N/A
GB Proposed Rule Auth.	11/12/2015
Send to JAPC/OFARR	11/10/2015
Notice of Proposed Rule	11/20/2015
Notice of Rule Change	N/A
Mail to DOS	12/29/2015
Effective Date	1/19/2016

**40B-3 (Amendments)**  
Permitting of Well Construction

GB Rule Dev. Auth.	5/14/2015
Notice of Rule Dev.	5/22/2015
GB Proposed Rule Auth.	5/14/2015
Public Hearing	6/18/2015
Send to JAPC/OFARR (Tentative)	3/1/16
Notice of Proposed Rule	
Notice of Rule Change	
Mail to DOS	
Effective Date	

**40B-4**  
Work of the District Permits

GB Rule Dev. Auth.	12/9/2014
Notice of Rule Dev.	
GB Proposed Rule Auth.	12/9/2014
Send to JAPC/OFARR (Tentative)	
Notice of Proposed Rule	
Notice of Rule Change	
Mail to DOS	
Effective Date	

**40B-5**  
Permitting of Artificial Recharge Projects - Repeal

GB Rule Dev. Auth.	11/12/2015
Notice of Rule Dev.	N/A
GB Proposed Rule Auth.	11/12/2015
Send to JAPC/OFARR	11/10/2015
Notice of Proposed Rule	11/20/2015
Notice of Rule Change	N/A
Mail to DOS	12/29/2015
Effective Date	1/19/2016

**40B-9**  
Water Management  
Lands Acquisition  
Procedures -Repeal

GB Rule Dev. Auth.	11/12/2015
Notice of Rule Dev.	N/A
GB Proposed Rule Auth.	11/12/2015
Send to JAPC/OFARR	11/10/2015
Notice of Proposed Rule	11/20/2015
Notice of Rule Change	N/A
Mail to DOS	12/29/2015
Effective Date	1/19/2016

**40B-21**  
Water Shortage Plan - Repeal

GB Rule Dev. Auth.	11/12/2015
Notice of Rule Dev.	N/A
GB Proposed Rule Auth.	11/12/2015
Send to JAPC/OFARR	11/10/2015
Notice of Proposed Rule	11/20/2015
Notice of Rule Change	N/A
Mail to DOS	12/29/2015
Effective Date	1/19/2016

**40B-400**  
Environmental Resource Permits

GB Rule Dev. Auth.	12/9/2014
Notice of Rule Dev.	
GB Proposed Rule Auth.	12/9/2014
Send to JAPC/OFARR (Tentative)	
Notice of Proposed Rule	
Public Hearing (if necessary)	
Notice of Rule Change	
Mail to DOS	
Effective Date	

**40B-5.0011 and 40B-5.0091 (Amendments)**

Permitting of Artificial Recharge Projects

GB Rule Dev. Auth.(tentative)	1/12/2016
Notice of Rule Dev. (tentative)	1/13/2016
GB Proposed Rule Auth.	1/12/2016
Send to JAPC/OFARR	*
Notice of Proposed Rule	
Notice of Rule Change	
Mail to DOS (tentative)	
Effective Date	

\*Rule amendments will be unnecessary w/ revised SRWMD-FDEP MOU

**40B-21.221 (Amendment)**

Water Shortage Plan

GB Rule Dev. Auth.(tentative)	1/12/2016
Notice of Rule Dev. (tentative)	1/21/2016
GB Proposed Rule Auth.	1/12/2016
Send to JAPC/OFARR	1/14/2016
Notice of Proposed Rule	
Notice of Rule Change	
Mail to DOS (tentative)	
Effective Date	

**MEMORANDUM**

TO: Governing Board

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

DATE: January 15, 2016

RE: Enforcement Status Report

**Matters Staff is attempting to gain compliance without enforcement action**

<b>Respondent</b>	<b>Justin M. Fitzhugh</b>
<b>Enforcement Number / County</b>	<b>CE05-0046 / Columbia</b>
<b>Violation</b>	<b>Non-Functioning Stormwater Management System &amp; Failure to Submit As-Builts</b>
<b>Legal Counsel</b>	<b>Brannon, Brown, Haley &amp; Bullock, P.A.</b>
<b>Date Sent to Legal</b>	<b>July 1, 2010</b>
<b>Target Date</b>	<b>December 31, 2015</b>
<b>Legal Fees to date</b>	<b>\$2,274</b>
<b>Last Update</b>	<b>December 15, 2015</b>

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

Staff inspected the 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. Owner's engineer has contacted District staff and has been working on a corrective plan. Staff reviewed a preliminary application on May 8, 2014. An application is to be submitted by November 1, 2014. An application for a 10-2 certification was received by the DEP website on October 24, 2014. Construction has been delayed due to the possibility of FDOT needing the property for road improvements. The owner has requested construction bids. Upon award of the contract, remediation of the stormwater system will be finished by the end of the year. Staff will monitor construction progress to ensure the pond is constructed and functioning as designed. **FDOT has again notified the owner that they are still contemplating road improvements. Staff will follow up with the owner and FDOT regarding this issue.**

<b>Respondent</b>	<b>Richard Oldham</b>
<b>Enforcement Number / County</b>	<b>CE10-0024 / Bradford</b>
<b>Violation</b>	<b>Unpermitted Pond &amp; Deposition of Spoil Material</b>
<b>Legal Counsel</b>	<b>Davis, Schnitker, Reeves and Browning, P.A.</b>
<b>Date sent to legal</b>	<b>October 13, 2011</b>
<b>Target Date</b>	<b>December 31, 2015</b>
<b>Legal Fees to date</b>	<b>\$5163.75</b>
<b>Last Update</b>	<b>November 3, 2015</b>

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.

A status conference was held on October 6, 2014. The judge granted Oldham and Nicklas time to meet with District staff to discuss the necessary items required to bring the project into compliance. Staff met with Mr. Oldham at the property on October 26, 2014. They discussed the necessary items required to bring the project into compliance. Mr. Oldham is currently trying to get the equipment to remove the fill. **Due to lack of resolution, staff contacted Mr. Oldham and he indicated that the bank has foreclosed on the property. A status conference was held on October 26. The judge gave Mr. Oldham 90 days to bring the project into compliance. Staff will work with counsel and the mortgage company to bring this site into compliance.**

<b>Respondent</b>	<b>Cannon Creek Airpark</b>
<b>Enforcement Number / County</b>	<b>CE05-0031/ Columbia</b>
<b>Violation</b>	<b>Unpermitted Construction</b>
<b>Legal Counsel</b>	<b>Davis, Schnitker, Reeves and Browning, P.A.</b>
<b>Date sent to legal</b>	<b>February 2006</b>
<b>Target Date</b>	<b>Ongoing</b>
<b>Legal Fees to date</b>	<b>\$7,048.50</b>
<b>Last Update</b>	<b>September 29, 2015</b>

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 working with Columbia County on an appropriate resolution.

District staff met with Columbia County staff on October 29, 2014 to discuss the path forward, including the possibility of modifying the current ERP permit. **The stormwater issues associated with this project are anticipated to be corrected by the work associated with the Columbia County Ichetucknee Headwaters Stormwater Improvement project that recently received funding from FDEP. Staff will continue to update this report as the process unfolds.**

**Matters the Governing Board has directed staff to take enforcement**

<b>Respondent</b>	<b>Charlie Hicks, Jr.</b>
<b>Enforcement Number / County</b>	<b>CE07-0087 / Madison County</b>
<b>Violation</b>	<b>Unpermitted Construction in Floodway</b>
<b>Legal Counsel</b>	<b>Davis, Schnitker, Reeves and Browning, P.A.</b>
<b>Date sent to legal</b>	<b>October 30, 2008</b>
<b>Target Date</b>	<b>Ongoing</b>
<b>Legal Fees to date</b>	<b>\$25,508.03</b>
<b>Last Update</b>	<b>January 15, 2016</b>

The violation consists of construction of a structure in the floodway, without obtaining a Works of the District permit. The case has been before the 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 in August 2013 for resolution. The District is in the process of levying on Hick's real property. This is done by a Sheriff's sale. The Sheriff has been contacted and the necessary forms have been obtained. The Sheriff's office has set the sale for the week of April 27, 2015. The sale was cancelled and will be reset due to a misunderstanding about whether the District or the mortgage company is to receive the proceeds of the sale. The Madison County **Sheriff's office has rescheduled the sale date for March 1, 2016.**

<b>Respondent</b>	<b>EI Rancho No Tengo, Inc.</b>
<b>Enforcement Number / County</b>	<b>CE05-0017 / Columbia</b>
<b>Violation</b>	<b>Unpermitted Construction</b>
<b>Legal Counsel</b>	<b>Davis, Schnitker, Reeves and Browning, P.A.</b>
<b>Date sent to legal</b>	<b>January 2006</b>
<b>Target Date</b>	<b>Ongoing</b>
<b>Legal Fees to date</b>	<b>\$307,824.93</b>
<b>Last Update:</b>	<b>October 30, 2015</b>

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 El 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 3<sup>rd</sup> 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. Mr. Hill has appealed this matter to the 11<sup>th</sup> Circuit Court of Appeal in Atlanta. The Circuit Court issued an opinion on November 19, 2014 affirming the dismissal of Mr. Hill's bankruptcy case.

At the October 23, 2014 hearing, Judge Parker instructed the District to prepare a proposed Final Summary Judgment. The Final Summary Judgment was accepted by the Court on November 4, 2014. The Judicial Sale is set for December 10, 2014. On November 17, 2014, District counsel received a motion for rehearing sent by Mr. Hill.

At the Chair's direction District staff proposed a possible settlement to Mr. Hill early in the day on December 9, 2014, with instructions to Mr. Hill that he would need to confirm that is was acceptable by the end of the day, otherwise the December 10, 2014 judicial sale of the property would proceed.

Mr. Hill did not return on December 9, 2014. Mr. Hill was contacted by telephone on December 9, 2014, but would not confirm that the proposed settlement was acceptable. Knowing this, the Board voted to approve the proposed settlement and, provided Mr. Hill fully executed the

proposed settlement unchanged and delivered it to the District Office by 9:00 am on December 10, 2015, cancel the judicial sale. Mr. Hill timely delivered an executed settlement agreement to the District Office, but such agreement was substantially modified from the settlement agreement he was offered.

The Judicial sale went forward and the District was the successful high bidder at the sale. Afterwards, Mr. Hill objected to the manner of the sale. At hearing, the court entered an order setting aside the December 10, 2014 sale. Later the court reset the judicial sale for March 25, 2015, at 11:00 am.

Mr. Hill filed an appeal of the District's action to the First District Court of Appeal and a motion for a stay during the appeal. The motion for stay was denied by the trial court.

Additionally, on December 16, 2014, Mr. Hill filed a Motion to Reconsider with the U.S. Bankruptcy Court in Jacksonville. This motion was denied.

Mr. Hill filed his Initial Brief with the First District Court of Appeals on February 19, 2015. The District's filed its Answer Brief with the First District Court of Appeal on February 26, 2015.

On February 27, 2015, the Circuit Court entered an order re-setting the judicial sale for March 25 at 11:00 a.m.

On March 25, 2015 at approximately 10:00 a.m., Mr. Hill filed a Chapter 12 bankruptcy petition. Meanwhile at approximately 11:00 a.m. the Circuit court clerk conducts the judicial sale as ordered. Mr. Hill does not appear. The District is the successful high bidder and the clerk files Certificate of Sale. On March 26, 2015, Mr. Hill files a Notice of Bankruptcy with the Circuit Court. On March 27, 2015, the District filed a Motion for Relief from Stay with the Bankruptcy court. On March 30, 2015, the Bankruptcy Court files an order for hearing on this motion and sets the hearing for April 20, 2015. On April 20, 2015, the motion for relief from the stay was heard by U.S. Bankruptcy Judge Paul M. Glenn. On April 27, 2015 Judge Glenn granted the District's motion but also terminated the bankruptcy stay retroactively to the date Mr. Hill filed his petition. The effect of the retroactive termination of the stay is that the March 25, 2015 clerk's sale is now valid and unaffected by the stay. Further, Judge Glenn ordered that for 180 days after the date of his order, nothing filed by Mr. Hill in the bankruptcy court would create an automatic stay. This means that if there are any more filings in the bankruptcy court, they will not affect or delay the foreclosure case.

On June 30, 2015, the First District Court of Appeals issued its order affirming the actions of the District in foreclosing the lien of its judgments.

On July 17, 2015, the trial court held a hearing on Mr. Hill's objections to the judicial sale.

On July 21, 2015, the court filed its order overruling Mr. Hill's objections and authorizing and directing the clerk to file a certificate of title transferring title to the subject property to the District.

On July 23, 2015, the clerk filed its certificate of title transferring title to the subject property to the District.

On August 3, the District retained an engineer, Del Bottcher, Ph.D. P.E., to give a professional opinion on the proper rate of pumping to “pump down” the impoundment without doing any damage to the “down stream” properties.

On Aug 4, 2015, the District received the opinion from Mr. Bottcher giving his recommended rate of pumping. Thereafter the District began pumping down the impoundment.

On Aug. 25, 2015, Mr. Hill filed a petition for review with the Florida Supreme Court, seeking to have the Florida Supreme Court review the decision of the First District Court of Appeals. On Aug. 26, 2015, the Florida Supreme Court entered its order denying such review. **Pump down of the impoundment is continuing.**

<b>Plaintiff</b>	<b>Jeffrey L. Hill, Sr. and Linda P. Hill</b>
<b>Enforcement Number / County</b>	<b>CE11-0045 / Columbia</b>
<b>Violation</b>	<b>NA</b>
<b>Legal Counsel</b>	<b>SRWMD Insurance Legal Counsel</b>
<b>Date sent to legal</b>	<b>August 2011</b>
<b>Target Date</b>	<b>Ongoing</b>
<b>Legal Fees to date</b>	<b>\$9,608.50 (direct cost). \$50,000.00 (approximate costs incurred to date to the insurance company. The District will only be responsible for a \$10,000 deductible due at the close of the case).</b>
<b>Last Update</b>	<b>September 29, 2015</b>

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 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) occurred on February 6, 2014. Additionally, Mr. Hill filed a complaint in Federal Court on March 24, 2014.

On October 13, 2014, Plaintiffs filed a Notice for Trial, stating that their case is at issue and ready for trial. In response, on October 24, 2014, Defendant filed an Objection to Plaintiffs' Notice for Trial and requested that the Court set a telephonic case management hearing prior to setting the matter for trial. The grounds for Defendant's objection included the fact that Plaintiffs have not provided Defendant with complete and substantive responses to Defendant's requests to produce and interrogatories, and that Defendant needs additional time to conduct discovery, including taking Plaintiffs' depositions.

A hearing on Defendants' motion to compel discovery is currently set for December 16, 2014. Insurance Counsel is currently working with Plaintiffs to resolve this discovery dispute without the need for a hearing. A hearing on Defendant's motion for final summary judgment was held on December 16, 2014. Judge Parker granted the District's motion for final summary judgment, which ends the case in full. Mr. Hill filed a motion for rehearing which was heard on February 12, 2015. Judge Parker's oral ruling allowed Mr. Hill time to provide additional information by February 22, 2015. If the information was not supplied, Judge Parker would enter the order granting the District's summary judgment motion. The information was not supplied, so Insurance Counsel will be requesting entry of the final order. On March 3, Insurance Counsel rechecked the Court's docket and it appears that the Plaintiffs did in fact timely file the required proof, but failed to serve Insurance Counsel with a copy. Judge Parker ruled that Plaintiffs will be given a rehearing on the District's motion for final summary judgment ("MSJ"). The hearing was set for April 14, 2015, but was cancelled after Mr. Hill filed a Notice of Removal with the bankruptcy court on April 13, 2015. On May 4, 2015, insurance counsel filed a motion with the bankruptcy court to remand the Hills' lawsuit back to state court. Also, at the same time, insurance counsel asked the bankruptcy court to award the District its costs and fees associated with having to file the motion to remand.

On July 24, 2015, the Bankruptcy court entered its order granting the District motion to abstain and remanded the case back to the Circuit Court for Columbia County.

**A hearing on the District's motion for summary judgment that was scheduled for October 22, 2015 was rescheduled until December 1, 2015.**

A new “flooding” case has been filed against the District as a result of the pump-down beginning in August. This case is in the preliminary stages.

<b>Respondent</b>	<b>Jeffrey Hill / Haight Ashbury Subdivision</b>
<b>Enforcement Number / County</b>	<b>CE04-0003 / Columbia</b>
<b>Violation</b>	<b>Not Built in Accordance with Permitted Plans</b>
<b>Legal Counsel</b>	<b>Davis, Schnitker, Reeves and Browning, P.A.</b>
<b>Date sent to legal</b>	<b>May 2006</b>
<b>Target Date</b>	<b>November 30, 2015</b>
<b>Legal Fees to date</b>	<b>\$13,209</b>
<b>Last Update</b>	<b>August 28, 2015</b>

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. Staff understands that Columbia County has approved the ILA and it will be returned to the District for signature. Staff met with Columbia County on March 20, 2015 and agreed with the County’s approach to resolving this issue. Columbia County returned the ILA and is ready to move forward. The ILA has been signed and work is set to be completed in 60 to 90 days. **Columbia County has finished the remedial work. Staff will follow up with the County for the as-built certification in order to close out this file.**

<b>Respondent</b>	<b>Jeffrey Hill / Smithfield Estates-Phase 1</b>
<b>Enforcement Number / County</b>	<b>CE04-0025 / Columbia</b>
<b>Violation</b>	<b>Not Built in Accordance with Permitted Plans</b>
<b>Legal Counsel</b>	<b>Davis, Schnitker, Reeves and Browning, P.A.</b>
<b>Date sent to legal</b>	<b>May 2006</b>
<b>Target Date</b>	<b>November 30, 2015</b>
<b>Legal Fees to date</b>	<b>\$13,209</b>
<b>Last Update</b>	<b>August 28, 2015</b>

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

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

Columbia County Attorney, Marlin Feagle, has reviewed the draft interlocal agreement (ILA) and County Manager is still interested in pursuing this approach. The Governing Board approved the ILA, but the Columbia County Commission chose not to pass the agreement. They wish to continue working with the district on a revised agreement. Staff is waiting to hear back from Columbia County staff. Staff understands that Columbia County has approved the ILA and it will be returned to the District for signature. Staff met with Columbia County on March 20, 2015 and agreed with the County's approach to resolving this issue. Columbia County returned the ILA and is ready to move forward. **The ILA has been signed and work is set to be completed in 60 to 90 days.**

MEMORANDUM

TO: Governing Board  
FROM: Abby Johnson, Governmental Affairs and Communications Coordinator  
DATE: January 29, 2016  
RE: **Public Hearing** and Acceptance of Strategic Plan for Fiscal Years 2017-2021

RECOMMENDATION

**Staff recommends the Governing Board conduct a public hearing and accept the Strategic Plan for Fiscal Years 2017-2021.**

BACKGROUND

In accordance with subparagraph 373.036(2)(e)3, Florida Statutes (F.S.), the District is required to hold at least one public meeting for its annual strategic plan development.

In lieu of the District developing a water management plan and the water management plan annual report pursuant to section 373.036(2), F.S., the District has selected the option to develop an annual strategic plan pursuant to subsection 373.036(2)(e), F.S.

The District's Strategic Plan for Fiscal Years 2017-2021 meets the minimum requirements established in subparagraphs 373.036(2)(e)1-4, F.S. In summary, the minimum requirements are:

1. The strategic plan must establish strategic priorities for a future 5-year period.
2. The strategic plan identifies goals, strategies, success indicators, funding sources, deliverables, and milestones.
3. The development of the strategic plan includes a publicly noticed meeting to allow public participation.
4. The strategic plan identifies progress in addressing success indicators, deliverables, and milestones.

The strategic priorities established in the Strategic Plan for Fiscal Years 2017-2021 are Sustainable Water Supply, Water Conservation, Minimum Flows and Levels, Heartland Springs Initiative, Water Management Lands, and Non-Structural Flood Protection.

AJJ/rl

MEMORANDUM

TO: Governing Board

FROM: Abby Johnson, Governmental Affairs and Communications Coordinator

DATE: January 29, 2016

RE: **Public Hearing** and Acceptance of the 2016 Florida Forever Work Plan Update

RECOMMENDATION

**Staff recommends the Governing Board conduct a public hearing and accept the 2016 Florida Forever Work Plan Update.**

BACKGROUND

An annual update of the Florida Forever Work Plan is required by subsection 373.199(7), Florida Statutes. A public hearing regarding the 2015 Florida Forever Work Plan Update is scheduled for the February 9, 2016, Governing Board meeting to provide opportunity for public comment.

The 2016 Florida Forever Work Plan Update summarizes funding and completed projects during the previous year and presents changes and additions for the upcoming five-year planning period. The Florida Forever Work Plan update must be included in the District's Consolidated Annual Report due March 1, 2016, for submission to the Governor, the President of the Senate, the Speaker of the House of Representatives and the Department of Environmental Protection, as required by section 373.036, Florida Statutes.

AJJ/rl

## MEMORANDUM

TO: Governing Board  
FROM: Glenn Horvath, Agriculture and Special Advisory Director, Executive Office  
DATE: January 29, 2016  
RE: Approval to Enter into Contract for the February 2016 Florida Department of Environmental Protection Springs Agricultural Cost-Share Program

### RECOMMENDATION

**Staff recommends the Governing Board authorize the Executive Director to enter into contract with one applicant for the February 2016 Florida Department of Environmental Protection Springs Agricultural Cost-Share Program in the amount of \$19,500.00.**

### BACKGROUND

At the January 2015 Governing Board meeting, the Board accepted \$3,660,000 from the Florida Department of Environmental Protection (DEP) for agricultural water conservation, nursery water conservation, and nutrient management cost-share activities.

The project is with Quincey Cattle Co., Inc., for cost-share of a base station, 2 panel upgrades, 4 remote controls and 2 GPS end gun shutoffs for four center pivot systems. These tools can reduce groundwater use by increasing the management of irrigation events as well as notifying the producer of mechanical malfunctions and system failures. The project meets the intent and scope of the District's agreement with DEP to disperse the funding. The water savings are estimated to reduce irrigated pumpage by approximately 50,000 gallons per day of water at a cost of \$0.11 of public funds per thousand gallons over a 10-year period. The project area is located in Levy County within the proposed Suwannee River Basin Management Action Plan.

The total DEP springs cost-share recommended for Governing Board approval for February 2016 is the maximum cost share of \$19,500. The applicants portion of these items will be \$19,500.00 or 50% of the equipment cost.

Quincey Cattle Co., Inc. is compliant with District permitting and voluntary automated monitoring has been applied to all permits covered by the proposed cost-share.

Exhibit A is a list of the proposed recipient, proposed funding amount, and best management practices. Exhibit B is a breakdown of the items being cost-shared. Exhibit C is the cumulative results for this fiscal year.

The total District cost-share funds contracted out to date for the DEP Springs Agricultural Cost-share Program is \$424,757 for a cost-benefit of \$0.12 of public funds per thousand gallons and 0.06 of public funds per pound of nutrients.

**Exhibit A**

Owner Name	County	Improved Water Conservation	Advanced Nutrient Management	Nursery Water Conservation	Project Description
Quincey Cattle Co., Inc.	Levy	\$19,500	-	-	4 Remote Controls of Irrigation Systems, 2 GPS End Gun Shut-offs, 2 Panel Upgrades, 1 Basestation
	<b>Total Estimated</b>	<b>\$19,500</b>	<b>-</b>	<b>-</b>	<b>\$19,500</b>

**Exhibit B – Itemized List**

Producer	Item	Maximum Cost Share Amount	Quantity	SRWMD Total	Producer Share
Quincey Cattle Co., Inc.	Base Station	\$5,000	1	\$5,000	\$5,000
	Pivot Controls	\$1,500	4	\$6,000	\$6,000
	GPS End Gun Shut-offs	\$1,500	2	\$3,000	\$3,000
	Panel Upgrades	\$2,750	2	\$5,500	\$5,500
					<b>\$19,500</b>

**Exhibit C – Fiscal Year to Date Cumulative Results for the DEP Springs Agricultural Cost-Share Program**

Estimated Groundwater Savings	Estimated Annual Nutrient Reduction	SRWMD Contracted Cost
1.39 MGD	155,000 Pounds	\$424,757

GH/rl

MEMORANDUM

TO: Governing Board

THRU: Carlos D. Herd, P.G., Director, Water Supply

FROM: Noah Valenstein, Executive Director

DATE: January 29, 2016

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

**January 25, 2016 Stakeholder Advisory Committee (SAC) Meeting:**

At this meeting the SAC heard presentations on the following topics:

- Review: SAC reviewed the procedures for submitting Water Supply and Water Resource Development Projects.
- Briefing: North Florida Southeast Georgia Groundwater Flow model update on model calibration, model simulations, and the schedule for transient model work plan.
- Presentation: Water resource assessment methodology summary and SAC Consensus Recommendations.
- Briefing: Agricultural irrigation efficiency cost estimate by FDACS.

Several consensus recommendations were approved by the SAC and are summarized on the attachment to this memo. Other information was presented and discussed at the meeting. This summary is intended as an update to the technical information presented to the SAC as it relates to the joint regional water supply planning process between the St. Johns River Water Management District and Suwannee River Water Management District.

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/dd  
Attachment

## NFRWSP SAC CONSENSUS RECOMMENDATIONS TO THE SRWMD AND THE SJRWMD

### CONSENSUS SAC RECOMMENDATIONS

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

**August 28, 2012, October 29, 2012 and July 15, 2013**

**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**

**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**

**SAC Guiding Principles:** The SAC 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.

**January 23, 2013**

**Regional Water Supply Plan Boundary Area (*RWSP #1*).** 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.

#### **April 22, 2013**

**N.E. Florida S.E. Georgia Regional Groundwater Model (RWSP #6).** 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.

#### **July 15, 2013**

**Public Opportunity To Be Heard Policy.** The unanimously SAC adopted an expanded public opportunity to be heard policy.

#### **September 23, 2013**

**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**

**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 (RWSP #5).** 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.

#### **January 28, 2014**

**Lower Santa Fe River Basin MFLs and Recovery Strategy (RWSP #5).** 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.

#### **February 24, 2014**

**Lower Santa Fe River Basin MFLs and Recovery Strategy (RWSP #5).** The SAC unanimously voted (by a vote of 11 – 0 in favor) to support the revised *Draft Recovery Strategy Lower Santa Fe River Basin—Lower Santa Fe and Ichetucknee Rivers and Priority Springs Minimum Flows and Levels* (dated February 21, 2014) incorporating the SAC's consensus recommendations pertaining to the document. Staff agreed to work with Tom Harper to incorporate item #4 of the SAC's recommendation for "Agricultural Water Use Approach" for inclusion in "Section 5.2 Water Conservation Component."

#### **May 19, 2014**

**SAC Workplan Annual Review and Revision.** The SAC reviewed and unanimously voted (by a vote of 12 – 0 in favor) to update the revised Workplan. The revised Workplan correlated to revisions to the various RWSP tasks.

#### **December 15, 2014**

**Water Demand Projection Methodologies and Values (RWSP #3).** The SAC unanimously voted (by a vote of 12 – 0 in favor) to support the water demand projection methodologies and values for all user groups as presented (except agricultural\*). The SAC's recommendation included support for the projection methodologies and values for:

1. Public Supply;
2. Domestic Self-Supply and Small Public Supply Systems;
3. Landscape/Recreational/Aesthetic Irrigation Self-Supply;
4. Commercial/Industrial/Institutional and Mining/Dewatering Self-Supply; and
5. Thermoelectric Power Generation Self-Supply.

\*The SAC will discuss Agricultural Irrigation Self-Supply at the January 26, 2015 meeting.

#### **February 17, 2015**

**Projection Methodologies and Values for Reclaimed Water (Reuse) (RWSP #3).** The SAC voted 9 –1\* to support the projection methodologies and values presented for Reclaimed Water (Reuse).

\* Jacqui Sulek voted against the motion, citing a preference that there be a 100% beneficial utilization rate change instead of the 75% rate used in the projection methodologies.

#### **April 27, 2015**

**Revised Committee Workplan Schedule.** The SAC voted 9 –1\* to support the revised Regional Water Supply Plan Workplan schedule.

\* Pat Welsh voted against the revised Workplan schedule, citing disagreement with the strategy for developing the NFSEG Model.

**April 27, 2015**

**Water Resource Assessment, Groundwater Quality Methods and Results (RWSP #4).** The SAC voted unanimously (by a vote of 10 – 0 in favor) to support the Water Resource Assessment, Groundwater Quality Methods and Results as presented.

**October 26, 2015**

**Revised Project Workplan and Meeting Schedule.** The SAC voted unanimously (by a vote of 10 – 0 in favor) to approve the revised project Workplan and meeting schedule as presented/posted.

**Water Demand Projections Methodologies and Values for Agricultural Use and Irrigation Efficiency Potential Results (RWSP #3) AND (RWSP #8).** The SAC voted unanimously (by a vote of 10 – 0 in favor) to support the Water Demand Projections Methodologies and Values for Agricultural Use, and the Irrigation Efficiency Potential Results as presented.

**Non-Agricultural Conservation Potential Results and Cost Estimates (RWSP #8).** The SAC voted (9 – 1\* in favor) to support the Non-Agricultural Conservation Potential Results and Cost Estimates as presented.

\*Jacqui Sulek voted against the motion, citing that the conservation potential range values are too low a target, particularly the low range of the values.

**December 7, 2015**

**Public Input During Meetings Process Revision.** The SAC voted unanimously (by a vote of 10 – 0 in favor) to revise the adopted public input during meetings procedures/policy to provide additional public comment opportunities prior to votes on substantive regional water supply task recommendations.

**Workplan for Development of the NFSEG Transient Groundwater Model (RWSP #6).** The SAC voted (9 – 1\* in favor) to recommend that the Districts provide the SAC with a workplan regarding a proposed schedule for the development of the NFSEG transient groundwater model.

\*Gene Higginbotham voted against the motion, citing that the technical team developing the NFSEG model should be left to do their work.

**January 25, 2016**

**NFSEG Transient Groundwater Model Development (RWSP #6).** The SAC voted 8 – 1\* in favor to recommend that the Districts initiate a process to accelerate the development of the transient model focusing on data collection and analysis. The SAC recommends that this be accomplished with a parallel process and team, and with the caveat that this initiative not detract from the effort to develop the steady state model. The goal is to ensure that the transient model is ready for use with the next five-year projected water use data update.

\*Gene Higginbotham voted against the motion, citing that development of the steady state model is the priority.

**Water Resource Assessment Methodology (RWSP #4).** The SAC voted 8 – 1\* in favor to support the water resource assessment method for **addressing water reservation** as presented.

\*Pat Welsh voted against the motion, citing the need to recommend water reservation for additional water bodies.

The SAC voted 8 – 1\* in favor to support the water resource assessment method for **sensitive vegetation assessment** as amended. The SAC supports the methodology, contingent on the NFSEG model accurately predicting the expected results (surficial aquifer level changes), and wants an update regarding the same.

\*Pat Welsh voted against the motion, citing that historical wetlands that no long have wetland vegetation should be designated with having at least a moderate impact in the analysis.

The SAC voted 8 – 1\* in favor to support the water resource assessment method for **assessing status of MFL waterbodies** as presented.

\*Pat Welsh voted against the motion, citing concern that the using the 2010 freeboard metric could provide a shortcut to developing new and inaccurate MFLs based on the metric.

The SAC voted unanimously, 9 - 0 in favor, to support the water resource assessment method for **assessing priority waterbodies** as amended. The SAC supports the methodology, but recommends that the baseline data be based on a “non-impact” ten-year average data set to be selected by the Districts. This would be in lieu of using “no pumping” as the baseline condition. The relevant metrics should be adjusted as needed to conform to the selected baseline conditions.

## NFRWSP SAC KEY AGENDA ITEMS EVALUATED FROM THE PERIOD SEPTEMBER 2014 – JANUARY 2016

### September 22, 2014

- Lower Santa Fe River Basin MFLs Update including rule challenge decision
- Update on Development of SJRWMD Water Supply Plan
- Presentation on Water Resource Development Project Options Feasibility Status
- FDACS Weather Station and Soil Probe Program Briefing
- Stakeholder Perspectives on Conservation and Alternative Water Supply Options Discussion

### October 20, 2014

- Lower Santa Fe River Basin MFLs Rule Development Status Update
- Update on Regional Water Supply Plan Tasks and Review of SAC's Role Regarding the Same
- Water Demand Projections Methodologies Briefing

### December 15, 2014

- Lower Santa Fe River Basin MFLs Rule Development Status Update
- Development of NFSEG Groundwater Model Update
- Water Demand Projections Methodologies and Values for All User Groups Summary
- SAC Consensus Recommendations Regarding Water Demand Projections Methodologies and Values for User Groups Except Agricultural

### February 17, 2015

- Lower Santa Fe River Basin MFLs Rule Development Status Update
- Development of NFSEG Groundwater Model Update
- Briefing on Conservation Potential Estimation and Potential Irrigation Efficiency Methods
- Briefing on Water Resource Assessment, Groundwater Quality Methods and Preliminary Results
- SAC Consensus Recommendations Regarding Water Demand Projections Methodologies and Values for Reclaimed Water
- Status Update on Water Demand Projections Methodologies and Values for Agricultural Use

### April 27, 2015

- FDACS Update on Development of Projection Methodologies and Values for Agricultural Water Use (*RWSP #3*)
- NFSEG Groundwater Model Development Briefing (*RWSP #6*)
- Review and Approval of Revised SAC Workplan and Meeting Schedule
- Overview on Water Resource Assessment, Groundwater Quality Methods and Results and SAC Consensus Recommendation

### **June 29, 2015**

- NFSEG Groundwater Model Development Briefing (*RWSP #6*)
- Current Water Supply Development and/or Water Resource Development Projects Briefing (*RWSP #9 and #10*)
- Update from DACS Regarding Water Demand Projections Methodologies & Values for Agricultural Use (*RWSP #3*)
- Overview on Water Conservation Potential Results (FAWCET) (*RWSP #8*)

### **August 24, 2015**

- NFSEG Groundwater Model Development Briefing (*RWSP #6*)
- Water Demand Projections Methodologies & Values for Agricultural Use Presentation (*RWSP #3*)
- Water Conservation Potential Briefing (alternative methodology, and results) (*RWSP #8*)
- Aquifer Replenishment Project Concept Presentation (*RWSP #9 AND #10*)

### **October 26, 2015**

- Workplan and Meeting Schedule Revisions
- NFSEG Groundwater Model Technical Committee Presentation (*RWSP #6*)
- Information Needed & Cost Estimation Resources for Proposed WSP & WRD Projects Review (*RWSP #9 AND #10*)
- Water Demand Projections Methodologies and Values for Agricultural Use Overview and SAC Consensus Recommendation (*RWSP #3*)
- Irrigation Efficiency Potential Results Overview and SAC Consensus Recommendation (*RWSP #8*)
- Non-Agricultural Conservation Potential Results Overview and SAC Consensus Recommendation (*RWSP #8*)

### **January 25, 2016**

- Workplan and Meeting Schedule Revisions
- Update on RWSP Outreach Initiatives
- Review of Process for Submittal of WSD and WRD Projects (*RWSP #9 AND #10*)
- Calibrated NFSEG Model and NFSEG Model Simulations Briefing (*RWSP #6 AND #7*)
- NFSEG Transient Groundwater Model Development Schedule Report (*RWSP #6*)
- Water Resource Assessment Methodology Summary and SAC Consensus Recommendations (*RWSP #4*)
- Agricultural Irrigation Efficiency Cost Estimate Status Update (*RWSP #8*)

MEMORANDUM

TO: Governing Board  
FROM: Noah Valenstein, Executive Director  
DATE: January 29, 2016  
RE: District's Weekly Activity Reports

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

Please feel free to contact staff prior to the Governing Board meeting if you would like further information.

NV/rl  
Attachments



## Weekly Activity Report to Governing Board for Dec.21 – 31, 2015

### ***Executive/ Management***

- Noah Valenstein attended the Levy County Board of County Commissioners Meeting.

### ***Communications***

- Abby Johnson addressed an inquiry from the Levy County Journal regarding the Lukens Track.
- Abby Johnson addressed an inquiry from the Lake City Reporter regarding the JTC Chicken Farm petition option and permit type.

### ***Announcements for the week of January 11***

- The Governing Board Meeting is scheduled on January 12, 9:00 a.m. followed by a Workshop, the Lands Committee Meeting and the Human Resource Committee Meeting at the District Headquarters.
- The 2016 Legislative Regular Session begins January 12<sup>th</sup>.
- The Suwannee River League of Cities is scheduled for January 14<sup>th</sup> at 6:00 P.M. in the City Of Madison.



## Weekly Activity Report to Governing Board for Jan. 4-10, 2016

### **Executive/ Management**

- Noah Valenstein, Glenn Horvath and Justin Garland meet with representatives of the Florida Nursery, Growers & Landscape Association (FNGLA), IFAS and DACS to discuss partnerships with nurseries to reduce nutrients and water use.
- Noah Valenstein, Steve Minnis, Warren Zwanka and Glenn Horvath met with representatives from Enterprise Florida and "Project Bob" to discuss permitting requirements and water resource issues.

### **Administration and Operations**

- Dave Dickens and Bob Heeke attended the Ecosystem Services Working Group Meeting in Tallahassee for the Interagency Natural Resource Planning Partnership.

### **Resource Management**

- Tim Sagul and Warren Zwanka participated in the CUP anti-drift conference call with staff from DEP and the other WMDs.
- Tim Sagul, Brian Kauffman and Pat Webster met with DOT and our FEMA consultant regarding the Falling Creek study.
- Tim Sagul and Pat Webster met with DOT and FWC to discuss the Edwards bottoms Land project in Bradford County.
- Brian Kauffman met with Lafayette County Commissioner Anthony Adams and County staff to discuss the floodway considerations of elevating the Land Road.
- Mike Fuller participated in a conference call with staff from DEP and the other WMDs regarding the Wetland Cumulative Impact assessments.
- Tommy Kiger participated in the North Florida Partnership Conservation Funding workshop.
- Warren Zwanka and Gloria Hancock participated in a joint meeting with SJRWMD and NFWFMD staff regarding water well permitting issues.
- Tim Sagul and Pat Webster met with representatives from Bradford County and Paul regarding the operation schedule for the Lake Sampson control structure.

### ***Announcements for the week of January 18***

- The District Office will be closed in Monday, January 18<sup>th</sup> in observance of Dr. Martin Luther King's Birthday.



## Weekly Activity Report to Governing Board for Jan. 11-17, 2016

### **Executive/ Management**

- Noah Valenstein attended the Tall Timber Meeting in Tallahassee.
- Noah Valenstein and Abby Johnson attended Suwannee River League Meeting in Madison County.
- Noah Valenstein, with Steve Minnis present, at the request of the Chair addressed the Senate Environmental Preservation and Conservation Committee regarding his confirmation.
- Steve Minnis attended the 2016 Legislative Session in Tallahassee.
- Steve Minnis participated on the REDI conference call.

### ***Water Resources***

- Glenn Horvath and Tom Mirti participated in the Gulf Environmental Benefit Fund Restoration Meeting to coordinate with FWC, DEP, SWFWMD and NFWFMD on National Fish and Wildlife Foundation projects.

### **Communications**

- Noah Valenstein and Abby Johnson met with the Cedar Key News staff regarding the Lukens Tract.

### ***Announcements for the week of January 25***

- The North Florida Regional Water Supply Partnership Stakeholder Advisory Committee Meeting is scheduled for January 25 at Florida Gateway College at 1:00 p.m.
- The Stakeholder Meeting for Upper and Middle Suwannee River MFLs is scheduled for January 26 at the District Headquarters at 7:00 p.m.



## Weekly Activity Report to Governing Board for January 18-24, 2016

### ***Executive/ Management***

- Noah Valenstein and Abby Johnson attended the Columbia County Board of County Commissioners meeting.
- Noah Valenstein and Abby Johnson attended the Charles Springs Restoration project completion celebration.
- Noah Valenstein and Steve Minnis attended Congresswoman Gwen Graham's "The Next Generation of Agriculture" Program in Tallahassee.
- Steve Minnis attended Week 2 of the 2016 Legislative Session in Tallahassee.

### ***Administration and Operation***

- Steve Minnis, Bill McKinstry and Edwin McCook met with Jefferson County Commissioner Stephen Walker and County Clerk Kirk Reams regarding ATV use on District property.

### ***Water Resources***

- Carlos Herd, Jessica Bell, Clay Coarsey, John Good, Robbie McKinney, and Louis Mantini conducted an interagency coordination meeting for the Upper and Middle Suwannee, Steinhatchee, Hampton Rivers and Priority Springs MFLs.

### ***Water Resources***

- Glenn Horvath, Abby Johnson, Justin Garland and Debbie Davidson participated in the CARES preparation meeting with FDCAS, FFB and UF/IFAS at the Suwannee County Extension Center.
- Tom Mirti, Tara Rodgers, Brian Sparks and Darlene Saindon attended the Bi-annual Interdistrict Springs meeting in Gainesville.
- Darlene Saindon and Tara Rodgers attended the quarterly Santa Fe Springs Working Group meeting in High Springs.
- Tom Mirti presented on springs to the Dowling Park Garden Club.
- Henry Richardson met with SJRWMD field staff to transfer a monitoring well in Baker County to SJRWMD.

### ***Communications***

- Abby Johnson addressed an inquiry from the Gainesville Sun regarding the conservation area for the Blues Creek subdivision in Gainesville that was designated in 1988.
- Abby Johnson participated in the bi-weekly communications call with DEP.
- Abby Johnson attended the Local Mitigation Strategy Meeting for Columbia County.

### ***Announcements for the week of February 1***

- None.