

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

GoTo Webinar Link: <https://attendee.gotowebinar.com/register/8627868171694943583>

Public Comment Form Link: www.MySuwanneeRiver.com/Comments

Open to Public

February 14, 2023
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 No. 6 - January 2023 Board Meeting and Workshops Minutes
 - Agenda Item No. 12 - December 2022 Financial Report
 - Agenda Item No. 19 - 2023-2027 Strategic Plan Acceptance
 - Agenda Item No. 26 - Task Work Assignment 20/21-067.002 with Dewberry Engineers, Inc.
 - Agenda Item No. 27 - Task Work Assignment 20/21-070.004 with Atkins North America, Inc.
 - Agenda Item No. 28 - Task Work Assignment 20/21-066.004 with AECOM, Inc.
 - Agenda Item No. 29 - Task Work Assignment 20/21-066.005 with AECOM, Inc.

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6. January 2023 Governing Board Meeting and Workshops Minutes -
Recommend Consent
7. Items of General Interest for Information/Cooperating Agencies and Organizations
 - A. Hydrologic Conditions Report
 - B. Cooperating Agencies and Organizations
 - C. Service Recognition – Kristin Thompson (Five Years)

GOVERNING BOARD LEGAL COUNSEL
Tom Reeves

8. Update on Legal Activities

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 an 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.

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

GoTo Webinar Link: <https://attendee.gotowebinar.com/register/7352177397155049558>

Public Comment Form Link: www.MySuwanneeRiver.com/Comments

Open to Public

Note: A digital recording system was used to record these proceedings and is on file in the permanent files of the District. A copy of the 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.

January 10, 2023
9:00 a.m.

District Headquarters
Live Oak, Florida

Agenda Item No. 1 – Call to Order. The meeting was called to order at 9:00 a.m.

Agenda Item No. 2 – Roll Call

Governing Board

Seat	Name	Office	Present	Not Present
Aucilla Basin	Vacant		-	-
Coastal River Basin	Richard Schwab	Vice Chair*	X	
Lower Suwannee Basin	Larry K. Thompson		X	
Santa Fe & Wacc. Basins	William Lloyd		X	
Upper Suwannee Basin	Larry Sessions		X	
At Large	Virginia H. Johns	Chair		X
At Large	Charles Keith	Sec./Treas.	X	
At Large	Harry Smith		X	
At Large	Vacant		-	-

*Richard Schwab served as Chair for this Board Meeting.

Governing Board Legal Counsel

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

Leadership Team

Position	Name	Present	Not Present
Executive Director	Hugh Thomas	X	
Deputy Executive Director	Tim Alexander	X	
Deputy Executive Director	Amy Brown	X	
Executive Office & Board Coordinator	Robin Lamm	X	

Agenda Item No. 3 - Announcement of any Amendments to the Agenda by the Chair: None

Chair Schwab Comment:

Now we will move to Item 4 Public Comment. Before we open the floor for those in the audience or online, I want to acknowledge the public comments received by the Bradford Soil and Water Conservation District Board that were received last week regarding the 2023 Florida Forever Plan, 2022 Annual Update, and 2023 FDOT Mitigation Plan. Staff have reviewed, responded to the comments, and sent the responses. Copies of the comments and responses are posted on the District website as well.

Agenda Item No. 4 - Public Comment:

- Andi Christman, Alachua County – Support of Agenda Item Number 24, approval of Springs Projects being presented to Board.
- David Brotherton - Concerns regarding safety on Lake Hancock in Columbia County.
- Nancy Turner, Woodborough Subdivision North – Subdivision concerns
- Paul Still – Requested removal of Agenda Item Number 11, Denial of Still Conservation Easement, Bradford County, from the Board agenda.

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

- Agenda Item No. 6 - December 2022 Board Meeting, Workshops, and Lands Committee Meeting Minutes
- Agenda Item No. 10 – Florida Department of Transportation Temporary Construction Easement, Jefferson County
- Agenda Item No. 11 - Still Conservation Easement Denial, Bradford County
- Agenda Item No. 12 - Hart Springs Estates (Lots 7 & 8) Denial of Fee Acquisition, Gilchrist County
- Agenda Item No. 13 - November 2022 Financial Report
- Agenda Item No. 16 - Florida Department of Transportation 2023-2027 Mitigation Plan
- ~~Agenda Item No. 25 - Amendment to Contract 21/22-040 with Alliance Dairies, LLP, Levy and Gilchrist Counties~~
- Agenda Item No. 26 - Task Work Assignment with Atkins North America, Inc.
- Agenda Item No. 27 - Task Work Assignment with Dewberry Engineers, Inc.
- Agenda Item No. 28 - Task Work Assignment with WSP Global, Inc.
- Agenda Item No. 29 - Amendment to Interagency Joint Funding Agreement with the United States Geological Survey

MOTION WAS MADE BY KEITH, SECONDED BY SMITH TO APPROVE THE CONSENT AGENDA WITH THE REMOVAL OF AGENDA ITEM NUMBER 25, AMENDMENT TO CONTRACT 21/22-040 WITH ALLIANCE DAIRIES, LLP, LEVY AND GILCHRIST COUNTIES FROM THIS VOTE. MOTION CARRIED UNANIMOUSLY.

Agenda Item No. 25 - Amendment to Contract 21/22-040 with Alliance Dairies, LLP, Levy and Gilchrist Counties

Mr. Lloyd announced a conflict of interest and abstained from voting on Agenda Item Number 25, Amendment to Contract 21/22-040 With Alliance Dairies, LLP, Levy and Gilchrist counties. The conflict of interest form was completed and signed by Mr. Lloyd for this item. This form is hereby made part of these minutes and is filed in the permanent Governing Board Meeting minutes files of the District.

MOTION WAS MADE BY THOMPSON, SECONDED BY KEITH TO APPROVE AGENDA ITEM NUMBER 25, AMENDMENT TO CONTRACT 21/22-040 WITH ALLIANCE DAIRIES, LLP, LEVY AND GILCHRIST COUNTIES. MOTION CARRIED WITH THE EXCEPTION OF LLOYD.

Agenda Item No.6 -- December 2022 Governing Board Meeting, Workshops, and Lands Committee Meeting Minutes. Approved on Consent.

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

A. Robbie McKinney, Hydrologic Program Manager, gave a presentation of hydrologic conditions of the District.

B. Cooperating Agencies and Organizations. Mr. Thomas recognized Columbia County and Alachua County to the Board regarding Agenda Item Number 24.
Chair Schwab moved Agenda Item Number 24 to this section of the agenda.

Agenda Item No. 24 – Agreements with the Florida Department of Environmental Protection and Local Cooperative Entities to Receive Springs Grant Funds. Leroy Marshall, Chief Professional Engineer, Office of Agriculture and Environmental Projects, presented this item to the Board.

Stacie Greco, Alachua County Environmental Protection, provided comments to the Board.

Mr. Lloyd announced a conflict of interest and abstained from voting on this agenda item. The conflict of interest form was completed and signed by Mr. Lloyd. This form is hereby made part of these minutes and is filed in the permanent Governing Board Meeting minutes files of the District.

MOTION WAS MADE BY THOMPSON, SECONDED BY SMITH TO APPROVE THE ITEM. MOTION CARRIED WITH THE EXCEPTION OF LLOYD.

GOVERNING BOARD LEGAL COUNSEL

Agenda Item No. 8 – Legal Activities Update. Tom Reeves, Board Legal Counsel, updated the Board on the following:

- Hill Court Case
- Florida Springs Council Case

BUSINESS AND COMMUNITY SERVICES

Administration

Agenda Item No. 9 – Land Acquisition and Disposition Activity Report. This report was provided as an informational item in the Board materials.

Agenda Item No. 10 – Florida Department of Transportation Temporary Construction Easement, Jefferson County. Approved on Consent

Agenda Item No. 11 – Still Conservation Easement Denial, Bradford County. Approved on Consent.

Agenda Item No. 12 – Hart Springs Estates (Lots 7 & 8) Denial of Fee Acquisition, Gilchrist County. Approved on Consent.

Finance

Agenda Item No. 13 – November 2022 Financial Report. Approved on Consent.

Resource Management

Agenda Item No. 14 – Permitting Summary Report. This report was provided as an informational item in the Board materials.

Warren Zwanka, Director, Resource Management Division, updated the Board on upcoming rulemaking activities.

Agenda Item No. 15 – Woodborough North Subdivision Update. Mr. Zwanka provided an update to the Board.

The following attendees provided comments to the Board:

- Terri Rasmussen, Woodborough North Subdivision
- Nancy Turner, Woodborough North Subdivision

Agenda Item No. 16 – Florida Department of Transportation 2023-2027 Mitigation Plan. Approved on Consent.

OUTREACH AND OPERATIONS

Communications and Outreach

Agenda Item No. 17 – 2022 Annual Work Plan. Katelyn Potter, Director, Outreach and Operations Division, provided an update to the Board.

Agenda Item No. 18 – Acceptance of the 2023 Florida Forever Work Plan. Mrs. Potter presented this item to the Board.

MOTION WAS MADE BY LLOYD, SECONDED BY SMITH TO APPROVE THE ITEM. MOTION CARRIED UNANIMOUSLY.

Agenda Item No. 19 – 2023-2027 Strategic Plan Update. Mrs. Potter provided the update to the Board.

Land Management

Agenda Item No. 20 - District Land Management & Twin River State Forest (TRSF) Activity Summary. This summary was provided as an informational item in the Board materials.

Agenda Item No. 21 – 2022 Land Management Annual Report. Bill McKinstry, Chief, Office of Land Management, provided the update to the Board.

Hydrologic Data Services

Agenda Item No. 22 – Agricultural Water Use Monitoring Report. This report was provided as an informational item in the Board materials.

WATER RESOURCES

Agenda Item No. 23 – Water Resources Division Updates. Amy Brown, Deputy Executive Director, provided updates to the Board.

Agriculture and Environmental Projects

Agenda Item No. 24 – Agreements with the Florida Department of Environmental Protection and Local Cooperative Entities to Receive Springs Grant Funds. This item was moved to follow Agenda Item Number 7 on Board Agenda.

Agenda Item No. 25 – Amendment to Contract 21/22-040 with Alliance Dairies, LLP, Levy and Gilchrist Counties. This item was removed from the Consent Agenda and voted on separately after the Consent Items.

Agenda Item No. 26 – Task Work Assignment with Atkins North America, Inc. Approved on Consent.

Agenda Item No. 27 – Task Work Assignment with Dewberry Engineers, Inc. Approved on Consent.

Agenda Item No. 28 – Task Work Assignment with WSP Global, Inc. Approved on Consent.

Water Resources

Agenda Item No. 29 – Amendment to Interagency Joint Funding Agreement with the United States Geological Survey. Approved on Consent.

EXECUTIVE OFFICE

Agenda Item No. 30 - Announcements. Mr. Thomas updated the Board on District activities.

Agenda Item No. 31 - Governing Board Comments. Chair Schwab thanked the staff for all of the hard work at the District.

Agenda Item No. 32 - Adjournment. Meeting adjourned at 11:07 a.m.

Chair

ATTEST:

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT
GOVERNING BOARD WORKSHOPS**

Workshop began at 11:07 a.m.

Alachua County Projects Overview with Alachua Environmental Protection Department

Stacie Greco, Alachua County Environmental Protection Department, provided a powerpoint presentation on projects and water conservation efforts in Alachua County.

Environmental Resource Permitting Stormwater Rule Change Analysis

Ashley Stefanik, Chief, Office of ERP and Environmental Compliance, provided a powerpoint presentation on the results of the stormwater rule evaluation that was recently completed regarding the design storms section of the rule. Mr. Zwanka updated the Board on the upcoming rulemaking process with the rule updates.

Workshop adjourned at 12:05 p.m.

SUWANNEE RIVER WATER MANAGEMENT DISTRICT

MEMORANDUM

TO: Governing Board
FROM: Stephen Schroeder, Chief, Office of Administration
THRU: Tim Alexander, Deputy Executive Director, Business and Community Services
DATE: February 3, 2023
RE: Land Acquisition and Disposition Activity Report

Attached for your information is the Land Acquisition and Disposition Activity Report.

SS/tm
Attachments

LAND ACQUISITION AND DISPOSITION ACTIVITY REPORT

Property Offers							
Owner	Tract	Acres	County	Submittal Date	Asking Price	Acquisition Type	Comments
Approved for Detailed Assessment							
Owner	Project Name	Acres	County	Submittal Date	Asking Price	Acquisition Type	Comments
Camp and Abel	Camp and Abel	266	Hamilton	09.23.20	\$948,000	Fee	Approved for detailed assessment and negotiations 12.8.20. Property being tasked to NFLT for negotiation and assessment. Transaction will be processed in house and not contracted. ESA Phase 1 ordered. Appraisal ordered. Delayed completion due to flooding. ESA Phase 1 site visit scheduled 5.18. 2022. ESA report received and reported no concerns. Appraisal pending. Appraisal received. Offer being extended to offeror.
Pfleiger	Riverbend Estates	1.1	Dixie	03.20.20	\$11,000/Possible exchange	Fee	Staff recommendation to proceed with detailed assessment and negotiations. Approved by LC on 6.9.20. Approved by GB on 7.14.20. In discussions with Offeror to exchange for Timber River parcel in Madison County. Offeror has tentatively agreed to exchange. Draft contract submitted to Counsel for review on 3.3.21. Awaiting additional guidance from Counsel regarding appraisals. Contract revised and submitted to Pflieger. Staff will order an ESA Phase 1 and appraisal of the Riverbend property; Pflieger will order an appraisal on the District land in Timber River. Signed contract received from Pflieger to be submitted for GB Chair signature. Satisfactory Phase 1 ESA was received. Appraisal in process. Final exchange approved by LC 1.11.22. . Approved by GB 2.8.22. Will proceed to closing. Pending Closing. Closing in process.
Florida Department of Transportation	Quail Heights	40.63	Columbia		\$651,105	Fee	Staff review on 8.8.19 recommended purchase in partnership with FDOT. Approved by LC on 2.11.20. Approved by GB 3.10.20. Submitted for Springs Grant funding but not obtained for FY 20. Property acquired by FDOT on 9.10.20. LC approved contribution to acquisition costs 11.10.20. GB approved on consent agenda 12.8.20. FDOT contract completed. Resolution for acquisition on GB agenda 5.11.21 and was approved. Final revisions and resolution of all contingencies complete and satisfied. Funds will be distributed to FDOT before 6.1.21. Agreement with FDOT executed. Funds referred after due diligence. Staff is working on obtaining appropriate surveys and negotiating agreement with Columbia County. Interlocal agreement being drafted with Columbia County. Survey received from Columbia County. Determining next steps for completion of transaction. Staff met with County representatives 9.13.22 - MOA should be completed by 10.1.22. Still awaiting MOA from County.
Lasky	Lasky	351.74	Gilchrist	11.2020	\$855,000	Fee	Approved for detailed assessment and negotiation by GB 4.13.21. Phase 1 ESA report received. No issues noted. Appraisal complete. Negotiations underway with owner. Offer submitted to owner 1.18.22. Potential agreed price of \$770,000 subject to GB approval. Resolution on Agenda for 4.12.22. Approved by GB. Seller is clearing up title issues to get contract completed. Seller has received title report. Working on clearing title. Title issue resolved. Contract being prepared. Contract pending legal review and approval. Sellers title agent completing title search. Closing to occur before 9.30.22. Closing delayed due to Sellers not providing all required information to closing agent. Awaiting legal documentation of authority to sell from Offerors. Anticipate closing prior to 10.31.22 Status remains unchanged 11.14.22
Rayonier	Lake Sampson (Rayonier)	30+/-	Bradford	District Initiated	TBD	Fee	Submitted to LC on 5.11.21 to be funded through FDEP grant; acquisition if AWS project related. Approved by LC. On GB Agenda for 6.8.21 and was approved. TWA opened with NFLT for negotiations with Rayonier. Negotiations continuing. Negotiations have not been fruitful. Will likely terminate in September 2022. Contract terminated. Awaiting final activity report from NFLT.
Bierman	Luken's tract exchange	1 acre	Levy	8.2021	Exchange	Fee for Fee	10.12.21 LC approved staff moving forward with exchange negotiations. LC recommendation approved by GB 11.11.21. Survey completed for 1 acre parcel District will receive. Exchange agreement being reviewed by District's legal counsel. Revised Agreement being reviewed by Bierman. New 1 acre tract has been created with Property Appraiser and Deed recorded to facilitate trade. Legal description of District land being verified. Contract pending final review and signature.
Waldo Tree Farm, LLC	Waldo Tree Farm	38 +/-	Alachua	5.10.22	TBD based on appraisal	Fee	8.9.22 Lands Committee authorized staff to expend not more than \$5,000 to acquire an appraisal and negotiate a price with the sellers. Recommended acquisition price to be presented to Lands Committee when available for further approval and recommendations to the Governing Board. Quotes pending for appraisal. Appraisal pending. Anticipated completion in February 2023.

Proposed for Surplus

Tract	Acres	County	Acquired Date	Funding	Appraisal Date	Price	Comments
None pending.							

Authorized for Surplus

Tract	Acres	County	Acquired Date	Funding	Appraisal Date	Price	Comments
Forest Woodlands	11	Gilchrist	10.11.1996	Save Our Rivers	TBD	To be determined by appraisal.	Staff recommended for surplus. Approved by Lands Committee (LC) on 10.10.19. Approved by Governing Board (GB) 11.12.19. Will be offered to adjacent property owners.
Santa Fe Oasis	1	Gilchrist	4.28.1998	Save Our Rivers	TBD	TBD by appraisal update.	Approved by LC on 4.14.20. Approved by GB 5.12.20. Offered for sale to adjacent owners, two offers received. Approved by LC 8.11.20 to accept highest offer. Withdrawn from GB on 9.8.20. Being resubmitted to LC for its 9.21.20 meeting for staff recommendation to reject all offers and offer for sale to the general public. GB approved LC recommendation on 10.13.20. All bids rejected and property will be offered for sale to the general public. Staff is trying to obtain a review appraisal to reconcile disparate appraisals received and determine minimum price for bids. Awaiting legal guidance on establishing minimum price for public notice of intent to sell.
Suwannee Run Shores	1.175	Dixie	12.30.1997	Save Our Rivers	TBD	To be determined by appraisal.	Staff recommended for surplus. Approved by LC 7.9.19. Approved by GB 8.13.19. Adjacent Property owners notified, responses/bids with appraisals due 4.15.20. No responses received, will be posted on website and offer for sale to general public.
Three Rivers Estates	1	Columbia	12.30.1997	Save Our Rivers	N/A	TBD by appraisal update.	Staff recommended for surplus. Approved by LC 7.9.19. Approved by GB 8.8.19. Adjacent Property owners notified, responses/bids with appraisals due 4.15.20. Two offers received, highest offer approved by LC 6.9.20. On GB agenda for 7.14.20 and approved. Contract being drafted.
Turtle Spring Surplus Tract	32	Lafayette	5.13.2015	Florida Forever	5.24.2015	TBD by appraisal update.	Suspended until further review. Attempting to verify final surplus status/approval by GB.
Newberry Wellfield	58.66	Alachua	1.11.2000	P-2000	N/A	\$0	3.9.21 LC recommended surplus and conveyance to the City of Newberry with specified conditions. Approved by GB 4.13.21. Conveyance documents being drafted for legal review. Conveyance on hold pending resolution of issues relating to timber operations by the District. Timber operations underway. Once complete, transaction will be closed.

SUWANNEE RIVER WATER MANAGEMENT DISTRICT

MEMORANDUM

TO: Governing Board
FROM: Pam Shaw, Chief, Office of Finance
THRU: Tim Alexander, Deputy Executive Director, Business and Community Services
DATE: February 3, 2023
RE: December 2022 Financial Report

RECOMMENDATION

Approve the December 2022 Financial Report and confirm the expenditures of the District.

BACKGROUND

Section 373.553(1), Florida Statutes (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, F.S., the Governing Board of the Suwannee River Water Management District has directed staff to prepare a financial report as attached.

PS/tm
Attachments

**Suwannee River Water Management District
Cash Report
December 2022**

Financial Institution/Account	Monthly Interest	Interest Rate %	Closing Balance
First Federal Permit Fee	\$0.00		\$22,279.00
First Federal Accounts Payable	\$0.00		\$35,000.00
First Federal EFT Disbursements	\$0.00		\$0.00
First Federal Depository	\$1,222.99	0.05%	\$2,338,660.52
Special Purpose Investment Account (SPIA)*	<u>\$45,385.38</u>	1.36%	<u>\$41,393,400.76</u>
TOTAL	<u><u>\$46,608.37</u></u>		<u><u>\$43,789,340.28</u></u>

*SPIA is part of the Treasury Investment Pool administered by Florida Department of Financial Services.

**Suwannee River Water Management District
Statement of Sources and Uses of Funds
For the Month ending December 31, 2022
(Unaudited)**

	Current Budget	Actuals Through 12/31/2022	Variance (Under)/Over Budget	Actuals As A % of Budget
Sources				
Ad Valorem Property Taxes	\$ 6,525,588	\$ 5,026,084	\$ (1,499,504)	77.0%
Intergovernmental Revenues	\$ 52,029,453	\$ 650,043	\$ (51,379,410)	1.2%
Interest on Invested Funds	\$ 130,000	\$ 128,593	\$ (1,407)	98.9%
License and Permit Fees	\$ 163,000	\$ 70,643	\$ (92,357)	43.3%
Other	\$ 1,086,480	\$ 862,528	\$ (223,952)	79.4%
Fund Balance ¹	\$ 11,358,880	\$ 277,502	\$ (11,081,378)	2.4%
Total Sources	\$ 71,293,401	\$ 7,015,393	\$ (64,278,008)	9.8%

	Current Budget	Expenditures	Encumbrances ²	Available Budget	%Expended	%Obligated ³
Uses						
Water Resources Planning and Monitoring	\$ 12,179,535	\$ 952,616	\$ 6,954,190	\$ 4,272,729	8%	65%
Acquisition, Restoration and Public Works	\$ 48,736,400	\$ 2,886,212	\$ 23,426,737	\$ 22,423,452	6%	54%
Operation and Maintenance of Lands and Works	\$ 6,283,343	\$ 606,008	\$ 2,050,189	\$ 3,627,146	10%	42%
Regulation	\$ 2,040,044	\$ 323,728	\$ 60,755	\$ 1,655,561	16%	19%
Outreach	\$ 216,027	\$ 46,354	\$ -	\$ 169,673	21%	21%
Management and Administration	\$ 1,838,052	\$ 384,150	\$ 140,652	\$ 1,313,250	21%	29%
Total Uses	\$ 71,293,401	\$ 5,199,068	\$ 32,632,523	\$ 33,461,811	7%	53%

¹ Actual Fund Balance used is recorded at the end of the fiscal year. This amount represents Fund Balance used for the Agricultural and RIVER Cost-Share, Regional Water Resource Development, and Project Effectiveness Metrics Programs.

² Encumbrances represent unexpended balances of open purchase orders, contracts, and task work assignments.

³ Represents the sum of expenditures and encumbrances as a percentage of the available budget.

This financial statement is prepared as of December 31, 2022 and covers the interim period since the most recent audited financial statements.

SUWANNEE RIVER WATER MANAGEMENT DISTRICT
STATEMENT OF ACTIVITY - REVENUE AND EXPENSE ROLLUP (UNAUDITED)
FOR 12/31/2022

	Y-T-D ACTUAL	ENCUMBRANCE	ANNUAL BUDGET
<u>Report Recap -</u>			
REVENUES			
DISTRICT REVENUES	6,087,848	0	7,905,068
LOCAL REVENUES	0	0	0
STATE REVENUES	464,700	0	33,901,473
FEDERAL REVENUES	185,343	0	18,127,980
FUND BALANCE UTILIZATION	277,502	0	11,358,880
TOTAL REVENUES	7,015,393	0	71,293,401
EXPENDITURES			
SALARIES AND BENEFITS	1,438,094	0	7,483,656
CONTRACTUAL SERVICES	2,101,817	14,041,336	21,716,230
OPERATING EXPENDITURES	438,840	185,553	2,277,800
OPERATING CAPITAL OUTLAY	6,763	0	283,044
FIXED CAPITAL OUTLAY	0	8,396	4,766,000
INTERAGENCY EXPENDITURES	1,213,554	18,397,238	34,766,671
TOTAL EXPENDITURES	5,199,068	32,632,523	71,293,401
EXCESS REVENUES OVER (UNDER) EXPENDITURES	1,816,325	(32,632,523)	0
<u>General Fund -</u>			
REVENUES			
DISTRICT REVENUES	5,195,275	0	5,645,906
LOCAL REVENUES	0	0	0
STATE REVENUES	0	0	2,740,000
FEDERAL REVENUES	0	0	0
FUND BALANCE UTILIZATION	0	0	2,018,723
TOTAL REVENUES	5,195,275	0	10,404,629
EXPENDITURES			
SALARIES AND BENEFITS	1,085,244	0	5,635,346
CONTRACTUAL SERVICES	134,841	752,418	2,378,602
OPERATING EXPENDITURES	264,839	82,300	1,429,573
OPERATING CAPITAL OUTLAY	5,943	0	170,608
FIXED CAPITAL OUTLAY	0	0	0
INTERAGENCY EXPENDITURES	0	444,880	790,500
TOTAL EXPENDITURES	1,490,867	1,279,598	10,404,629
EXCESS REVENUES OVER (UNDER) EXPENDITURES	3,704,408	(1,279,598)	0
<u>Land Management Operations -</u>			
REVENUES			
DISTRICT REVENUES	862,514	0	2,259,162
LOCAL REVENUES	0	0	0
STATE REVENUES	0	0	2,291,119
FEDERAL REVENUES	0	0	40,000
FUND BALANCE UTILIZATION	0	0	1,988,062
TOTAL REVENUES	862,514	0	6,578,343
EXPENDITURES			
SALARIES AND BENEFITS	205,468	0	959,447
CONTRACTUAL SERVICES	226,678	1,690,015	3,089,398
OPERATING EXPENDITURES	173,189	103,253	776,227
OPERATING CAPITAL OUTLAY	820	0	112,436
FIXED CAPITAL OUTLAY	0	8,396	766,000
INTERAGENCY EXPENDITURES	0	250,500	874,835
TOTAL EXPENDITURES	606,155	2,052,164	6,578,343
EXCESS REVENUES OVER (UNDER) EXPENDITURES	256,359	(2,052,164)	0

SUWANNEE RIVER WATER MANAGEMENT DISTRICT

MEMORANDUM

TO: Governing Board

FROM: Pam Shaw, Chief Financial Officer, Office of Finance

THRU: Tim Alexander, Deputy Executive Director, Business and Community Services

DATE: January 24, 2023

RE: Governing Board Directive 23-0001, Education Reimbursement Program

RECOMMENDATION

Approve Governing Board Directive Number 23-0001 for the Education Reimbursement Program.

BACKGROUND

The District recognizes that knowledge and skill is vital to staff's performance in achieving the District's mission. Staff is encouraged to gain knowledge and skill sets in their areas of District responsibility. The District acknowledges that in order to gain this knowledge, there are times when staff need college-level training. This is accomplished through an Education Reimbursement Program which is a practice common to all five water management districts and the State of Florida.

The District currently has an Education Reimbursement Program that was approved by the Governing Board on April 10, 2012. Governing Board Directive Number (GBD)12-0001 provided guidelines to establish a new education reimbursement program for District employees. The District developed written procedures to implement the program in accordance with these guidelines. The procedures are contained in the District's Procedure Manual.

Changes have been made to the procedures which need to be reflected in the directive. Staff requests Governing Board approval to update the Education Reimbursement Directive as follows:

- Add professional certifications to the reimbursement program.
- Add eligibility requirements that an employee must have successfully completed the six-month introductory period of employment.
- Change the annual reimbursement limit from \$3,500 to an amount not to exceed the exclusion from income level as defined in the current §127 of the Internal Revenue Code.
- Change the employee reimbursement rates from Florida public college and university rates to funds paid out of pocket and/or that will not be reimbursed through other contributors such as scholarship or grant programs.

District programs are contingent on availability of funding. At any time, the District Governing Board may suspend this directive. This directive supersedes GBD12-0001.

PS/tm
Attachments

SUWANNEE RIVER WATER MANAGEMENT DISTRICT

GOVERNING BOARD DIRECTIVE

Policy Number: ~~GBD23-000XX-XXX~~

Date Approved: February 14, 2023

Subject: Education Reimbursement Program

Approval: _____
Virginia Johns, Chair

Charles Keith, Secretary/Treasurer

1.0 Reference to Prior Policy

[This directive supersedes GBD12-0001.1 approved April 10, 2012.](#)

2.0 Purpose and Intent

To establish guidelines and procedures for the implementation of a [postsecondarycollege](#) education [and professional certification](#) reimbursement program for District employees.

3.0 Definitions

- a) [Postsecondary education Associate degree - the equivalent of the first 60 semester hours of college study education level following high school. Includes universities and colleges, as well as trade and vocational schools that culminates with a diploma, certification or academic degree.](#)
- b) Education reimbursement -payment in dollars and cents to an employee for expenses incurred for [college](#)-coursework.
- c) Expenses - tuition, fees, lab fees and books.
- e)d) [Graduate studies – line of study where a student has received a bachelor's degree and is seeking a master or doctorate degree.](#)
- d) ~~Graduate studies – line of study where a student has received a bachelor's degree and is seeking a master or doctorate degree.~~
- e) Procedures Manual - set of detailed instructions for staff to follow in performing their tasks, executing their responsibilities, and conducting business for the District.
- e)f) [Undergraduate – line of study where a student has not received a bachelor's degree.](#)
- f) ~~Undergraduate – line of study where a student has not received a bachelor's degree.~~

4.0 Elements of Directive

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

1. All approvals for pParticipation in the Education Reimbursement program must be approved by the Executive Director prior to any reimbursement. prior to enrollment in any college class.
2. The detailed processes, including proper documentation, for staff to follow for implementation and participation in this program will be included in the District's Procedures Manual.
- ~~3. College-level e~~Education courses shall be taken at an institution that is accredited by a nationally recognized association.
- ~~4. To be eligible, an employee must have successfully completed the six-month introductory period of employment and must be employed in a regular Board-authorized position at the time of the enrollment and employed continuously through the end of the course.~~
- ~~3. College-level education courses are available to employees upon their first day of employment.~~
5. All education reimbursement activities will occur on an employee's own time. They must not interfere with the employee's normal work.
6. An employee may be reimbursed up to \$3,500 per year for college level education expenses. Calendar year education reimbursement may not exceed the exclusion from income level as defined in the current §127 of the Internal Revenue Code.
7. An employee has a lifetime benefit of \$35,000 under this program.
8. An employee may only request reimbursement for funds paid out of pocket and/or that will not be reimbursed through other contributors such as scholarship or grant programs. Reimbursement of tuition hourly rates shall

~~not exceed local Florida public community college and university rates. Tuition hourly rates shall be based on the closest college or university in proximity to District that offers that degree. Until an Associate degree is earned, the highest rate of tuition per the closest local public community college will be used. After an Associate degree is achieved, the highest rate per the closest local public university offering the requested degree will be used.~~

9. — An employee must achieve a grade of "C" or above in undergraduate studies to be eligible for reimbursement.

~~10.9.~~ An employee must achieve a grade of "B" or above in graduate studies to be eligible for reimbursement.

~~11.10.~~ Reimbursement in full will be made to employee upon submission of proper documentation as detailed in the District's Procedures Manual and proper approval by Department Director.

~~12.11.~~ This program is contingent on available funding. The Governing Board of the Suwannee River Water Management District may suspend this program at any time.

SUWANNEE RIVER WATER MANAGEMENT DISTRICT

GOVERNING BOARD DIRECTIVE

Directive Number: GBD23-0001
Date Approved: February 14, 2023
Directive Title: Education Reimbursement Program
Approvals:



Virginia Johns, Governing Board Chair

Charles Keith, Secretary/Treasurer

1.0 Reference to Prior Policy

This directive supersedes GBD12-0001.

2.0 Purpose and Intent

The purpose of this Directive is to update guidelines and procedures for the postsecondary education and professional certification reimbursement program for District employees.

3.0 Definitions

- a) Postsecondary education - education level following high school. Includes universities and colleges, as well as trade and vocational schools that culminates with a diploma, certification, or academic degree.
- b) Education reimbursement - payment in dollars and cents to an employee for expenses incurred for coursework.
- c) Expenses - tuition, fees, lab fees, and books.
- d) Graduate studies – line of study where a student has received a bachelor's degree and is seeking a master or doctorate degree.
- e) Procedures Manual - set of detailed instructions for staff to follow in performing their tasks, executing their responsibilities, and conducting business for the District.
- f) Undergraduate – line of study where a student has not received bachelor's degree.

4.0 Elements of Policy

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

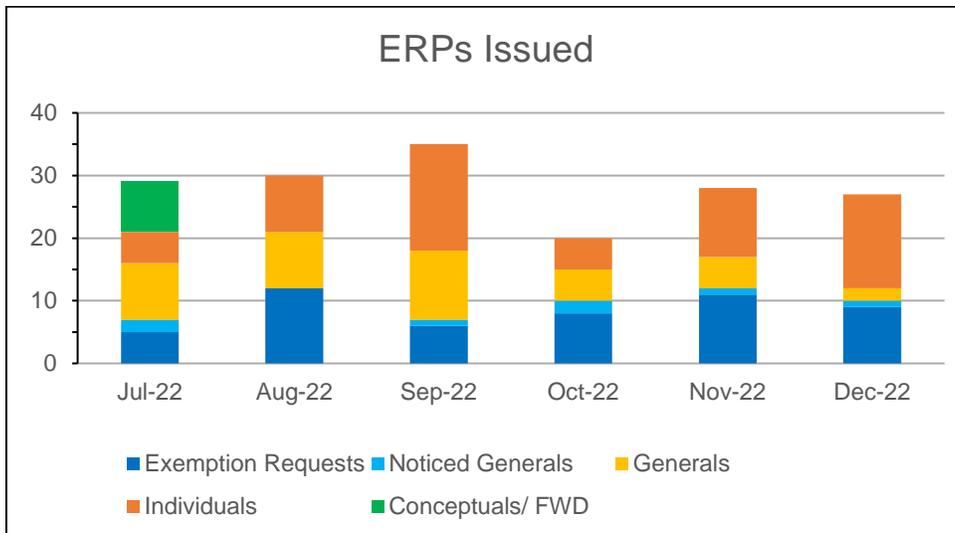
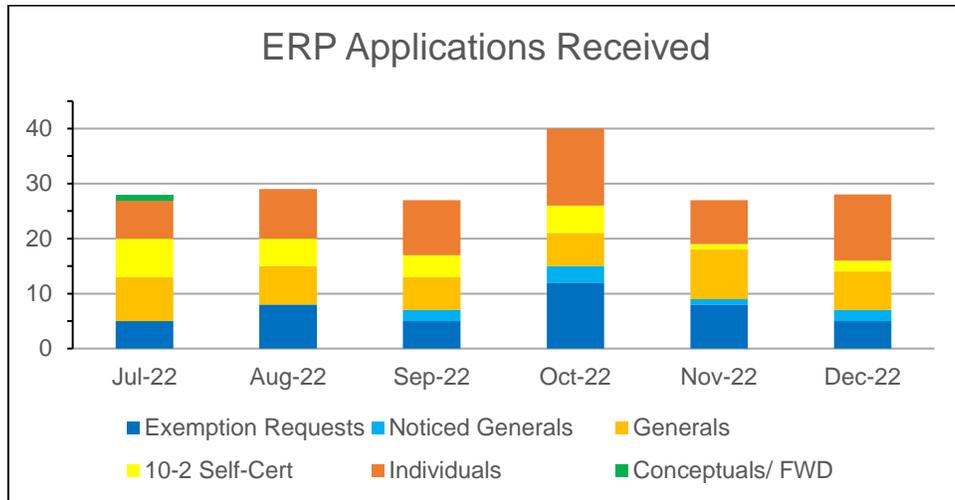
- a) Participation in the Education Reimbursement program must be approved by the Executive Director prior to any reimbursement.

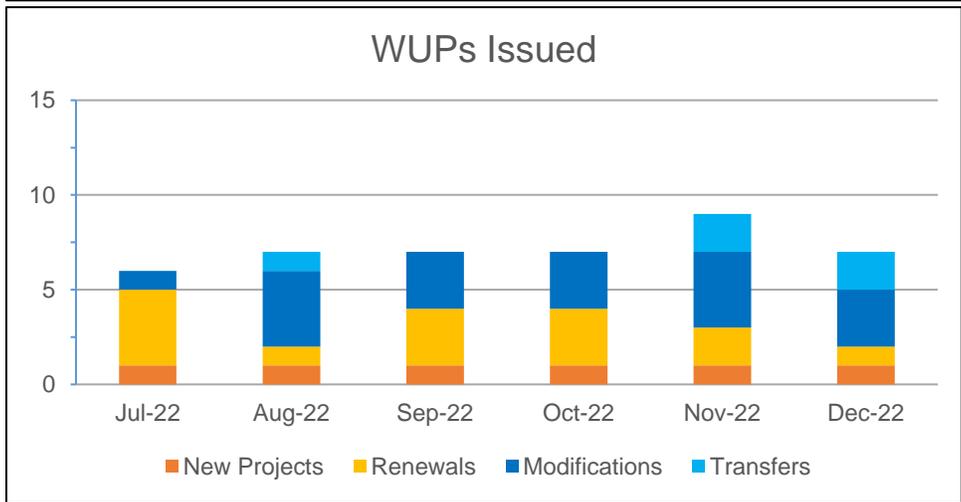
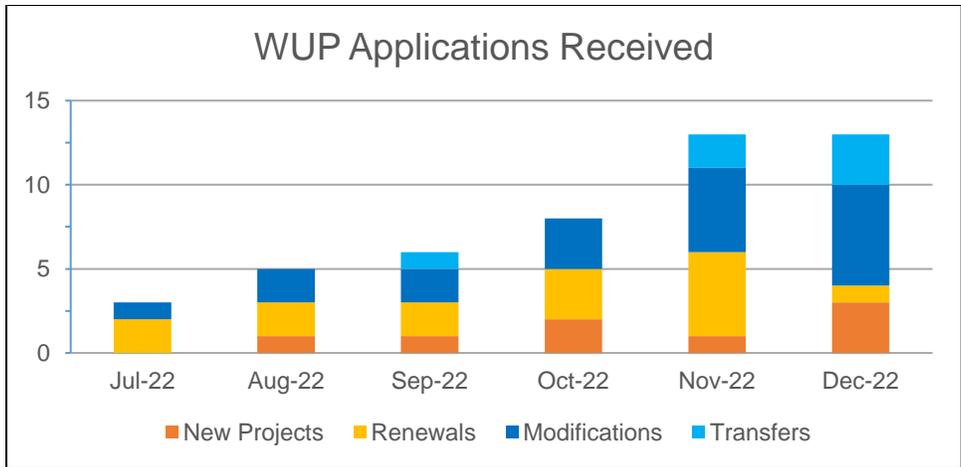
- b) The detailed processes, including proper documentation, for staff to follow for implementation and participation in this program will be included in the District's Procedures Manual.
- c) Education courses shall be taken at an institution that is accredited by a nationally recognized association.
- d) To be eligible, an employee must have successfully completed the six-month introductory period of employment and must be employed in a regular Board-authorized position at the time of the enrollment and employed continuously through the end of the course.
- e) All education reimbursement activities will occur on an employee's own time. They must not interfere with the employee's normal work.
- f) Calendar year education reimbursement may not exceed the exclusion from income level as defined in the current §127 of the Internal Revenue Code.
- g) An employee has a lifetime benefit of \$35,000 under this program.
- h) An employee may only request reimbursement for funds paid out of pocket and/or that will not be reimbursed through other contributors such as scholarship or grant programs.
- i) An employee must achieve a grade of "C" or above in undergraduate studies to be eligible for reimbursement.
- j) An employee must achieve a grade of "B" or above in graduate studies to be eligible for reimbursement.
- k) Reimbursement in full will be made to employee upon submission of proper documentation as detailed in the District's Procedures Manual and proper approval.
- l) This program is contingent on available funding. The Governing Board of the Suwannee River Water Management District may suspend this program at any time.

SUWANNEE RIVER WATER MANAGEMENT DISTRICT

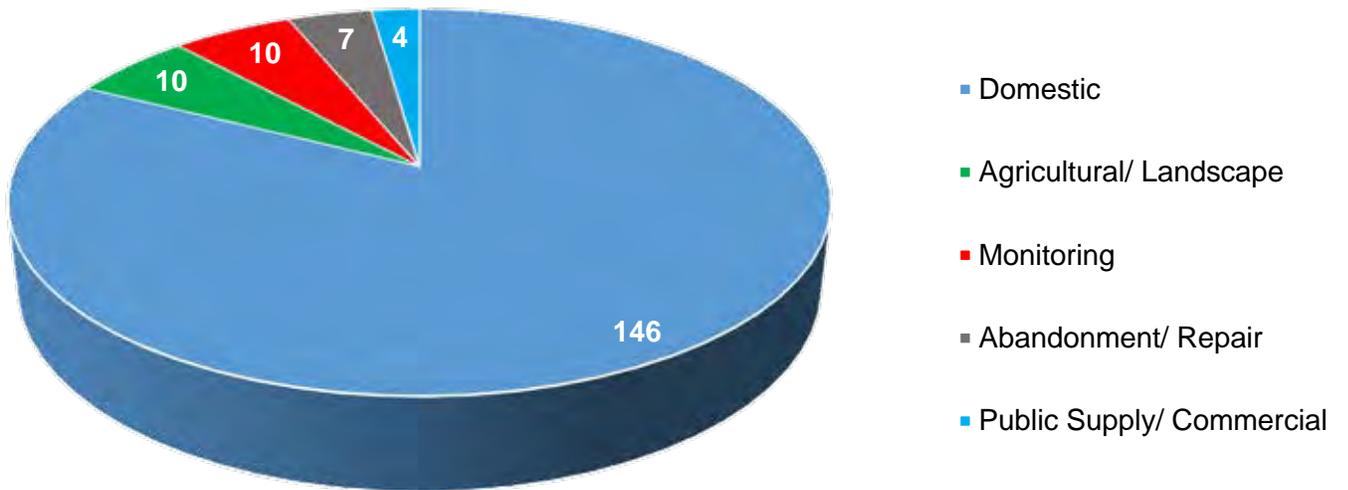
MEMORANDUM

TO: Governing Board
FROM: Warren Zwanka, Director, Division of Resource Management
THRU: Tim Alexander, Deputy Executive Director, Business and Community Services
DATE: February 3, 2023
RE: Permitting Summary Report





Water Well Permits Issued - December 2022



40B-8.121 Lake Santa Fe MFL

GB Authorized Rulemaking	11/8/2022
Notice of Rule Development	1/9/2023
Public Workshop	12/16/2021
Notice of Proposed Rule	
Notice of Correction/ Change	
File with DOS	
Effective Date	

40B-8.121 Lake Hampton MFL

GB Authorized Rulemaking	1/11/2022
Notice of Rule Development	1/9/2023
Public Workshop	1/26/2022
Notice of Proposed Rule	
Notice of Correction/ Change	
File with DOS	
Effective Date	

40B-3.037 Water Well Contractor Licensing

GB Authorized Rulemaking	12/13/2022
Notice of Rule Development	
Public Workshop	
Notice of Proposed Rule	
Notice of Correction/ Change	
File with DOS	
Effective Date	

40B-3.504 Location

GB Authorized Rulemaking	12/13/2022
Notice of Rule Development	
Public Workshop	
Notice of Proposed Rule	
Notice of Correction/ Change	
File with DOS	
Effective Date	

40B-3.517 Grouting and Sealing

GB Authorized Rulemaking	12/13/2022
Notice of Rule Development	
Public Workshop	
Notice of Proposed Rule	
Notice of Correction/ Change	
File with DOS	
Effective Date	

40B-3.902 Form and Instructions

GB Authorized Rulemaking	12/13/2022
Notice of Rule Development	
Public Workshop	
Notice of Proposed Rule	
Notice of Correction/ Change	
File with DOS	
Repealed	

40B-4.1010 Policy and Purpose

GB Authorized Rulemaking	4/12/2022
Notice of Rule Development	12/15/2022
Public Workshop	
Notice of Proposed Rule	12/29/2022
Notice of Correction/ Change	
File with DOS	
Effective Date	

40B-4.1040 Permits Required

GB Authorized Rulemaking	4/12/2022
Notice of Rule Development	12/15/2022
Public Workshop	
Notice of Proposed Rule	12/29/2022
Notice of Correction/ Change	
File with DOS	
Effective Date	

40B-4.1070 Minimum O&M Standards

GB Authorized Rulemaking	4/12/2022
Notice of Rule Development	12/15/2022
Public Workshop	
Notice of Proposed Rule	12/29/2022
Notice of Correction/ Change	
File with DOS	
Effective Date	

40B-400.091 ERP Stormwater (AH Vol. II)

GB Authorized Rulemaking	5/10/2022
Notice of Rule Development	
Public Workshop	1/10/2023
Notice of Proposed Rule	
Notice of Correction/ Change	
File with DOS	
Effective Date	

ERP/ WUP Compliance Agreements:

None to report

SUWANNEE RIVER WATER MANAGEMENT DISTRICT

MEMORANDUM

TO: Governing Board

FROM: Warren Zwanka, Director, Division of Resource Management

THRU: Tim Alexander, Deputy Executive Director, Business and Community Services

DATE: February 3, 2023

RE: Amend Rule 40B-400.091, Florida Administrative Code Stormwater Quality Criteria in Environmental Resource Permit Applicant's Handbook Volume II

RECOMMENDATION

Authorize staff to publish a Notice of Proposed Rule to amend the Environmental Resource Permit Applicant's Handbook Volume II, incorporated by reference in rule 40B-400.091, Florida Administrative Code, to implement statewide FDEP stormwater rulemaking as set forth in Section 5 of Chapter 150, Laws of Florida.

BACKGROUND

Subsection 373.4131(6), Florida Statutes (F.S.), requires the Florida Department of Environmental Protection (FDEP) and all water management districts to initiate rulemaking by January 1, 2021, to update stormwater design and operation regulations. Specifically, to develop stormwater design and operation regulations that consider and address low-impact design best management practices and design criteria to improve stormwater discharge nutrient removal; and measures for consistent application of the net improvement performance standard to ensure significant pollutant load reductions to a waterbody. The Notice of Rule Development for this rulemaking was approved by the Board and published in December 2020.

Several FDEP/ water management district coordination meetings have been held from 2021 to present, and the FDEP is prepared to proceed with its proposed amendments to Chapter 62-330, Florida Administrative Code (F.A.C.) and their Environmental Resource Permit (ERP) Applicant's Handbook Volume I, viewable at the first link below. All water management districts will coordinate adoption of these rules by publishing Notices of Proposed Rule for their corresponding ERP Applicant's Handbook Volume II changes, viewable at the second link below. For the Suwannee River Water Management District, amendments largely include removal of rule language specific to stormwater quality requirements so that FDEP's rules will apply statewide once FDEP completes their rulemaking.

An online rule workshop was held on January 26, 2023, to discuss these amendments, and the regulatory costs of the new rules will be addressed in the FDEP's rulemaking. This authorization includes publishing a Notice of Proposed Rule and filing the proposed rule and any changes that do not change the intent of the rulemaking with the Florida Department of State if no objections are received. It also includes authorizing the Executive Director to certify that violations of the rule are not minor violations pursuant to section 120.695, F.S.

Link – [FDEP Stormwater Rulemaking Workshops](#)

Link – [SRWMD Draft Rules for Review](#)

WZ/tm

SUWANNEE RIVER WATER MANAGEMENT DISTRICT

MEMORANDUM

TO: Governing Board

FROM: Warren Zwanka, Director, Division of Resource Management

THRU: Tim Alexander, Deputy Executive Director, Business and Community Services

DATE: January 27, 2023

RE: Amend Rule 40B-400.091, Florida Administrative Code Design Storm Criteria in Environmental Resource Permit Applicant's Handbook Volume II

RECOMMENDATION

Authorize staff to amend the Environmental Resource Permit Applicant's Handbook Volume II, incorporated by reference in rule 40B-400.091, Florida Administrative Code, to eliminate design storm criteria contained in Sections 3.2 and 3.3.

BACKGROUND

Upon requests from the regulated public, a Governing Board workshop to compare and contrast District stormwater system design rules with other water management districts was held on April 12, 2022. As a result of the workshop, the Board requested further information regarding stormwater system design changes incorporating the removal of the 100-year/ 3-day, 7-day, and 10-day design storms, and applying a normal groundwater level versus the seasonal high to stormwater pond design. Staff engaged with Eutaw Utilities, Inc. to redesign three previously permitted closed-basin projects using the new criteria and presented the results of their evaluation at the January 10, 2023, Governing Board workshop.

Based on Eutaw's engineering evaluation of three typical projects, staff determined that redesigns showed minimal (up to 21%) discharge volume changes on average when eliminating the top three design storms, and that a rule amendment eliminating these design storms would not result in additional regulatory cost. Staff also determined that the redesigns showed significant variability (-7% to 70%) in discharge volumes when transitioning from seasonal high to normal groundwater levels, and that further engineering and economic evaluations would be needed to assess potential regulatory costs.

Staff was authorized to proceed with this rulemaking at the May 2022 Governing Board meeting, however, staff is seeking the Board's concurrence with staff's determinations from the engineering evaluation and approval of the specific amendments shown in Attachment A before proceeding. These rule amendments reduce regulatory burdens and, therefore, a Statement of Estimated Regulatory Cost will not be necessary to proceed with the elimination of the top three design storms from stormwater system design.

WZ/tm
Attachment

SUWANNEE RIVER WATER MANAGEMENT DISTRICT

ENVIRONMENTAL RESOURCE PERMIT APPLICANT'S HANDBOOK VOLUME II

(DESIGN REQUIREMENTS FOR STORMWATER
TREATMENT AND MANAGEMENT SYSTEMS)

Effective [DATE] ~~August 1, 2013~~

FOR USE WITHIN THE GEOGRAPHIC LIMITS OF THE
SUWANNEE RIVER WATER MANAGEMENT DISTRICT

Volume II is incorporated by reference in 62-330, F.A.C. and 40B-400, F.A.C.



3.2 Design Storms

For projects which serve exclusively agricultural, forest, conservation, or recreational land uses, a design storm with a 10-year, 24-hour rainfall depth with SCS type II distribution falling on average antecedent moisture conditions shall be used.

For projects which serve all other land uses, a design storm with 100-year critical duration rainfall depth with SCS type II distribution falling on average antecedent moisture conditions shall be used.

The District requires specific storm events to be analyzed in order to determine the storm of critical duration. The storm frequency (return period) is the probability that a storm depth would be equaled or exceeded in a given period of time. The relationship between design storm frequency and duration and rainfall distribution data is provided in the Appendix. The applicant shall analyze the 100-year frequency (one percent annual chance) analysis of the 1-, 2-, 4-, 8-, and 24-hour, ~~3-, 7-, and 10-day~~ durations for all stormwater systems.

3.3 Discharge rates and volumes

For projects which fall within a coastal, stream, or open-lake watershed, retention or detention systems may be utilized. For these systems, the post-developed peak discharge rate must not exceed the pre-developed peak discharge rate for any event. The discharge structure of the system shall be designed to provide for the release of water at rates similar to pre-development conditions for storm events up through and including the design storm.

For projects which fall within an internally drained, stream to sink or closed-lake watershed retention systems shall be utilized. For these systems, the post-developed peak discharge rate and volume must not exceed the pre-developed peak discharge rate and volume for any event. The discharge structure of the system shall be designed to provide for the release of water at rates similar to pre-development conditions for storm events up through and including the design storm. The required retention volume is the post-developed runoff volume less the pre-developed runoff volume for the 100-year critical event with a maximum duration of one day ~~10 days~~.

Where multiple off-site discharges are designed to occur and the combined discharges outfall to the same receiving water body, the District will not allow the total post-development peak discharge to exceed the pre-development peak discharge for the combined discharges.

3.3.1 Methodologies for Calculating Discharge

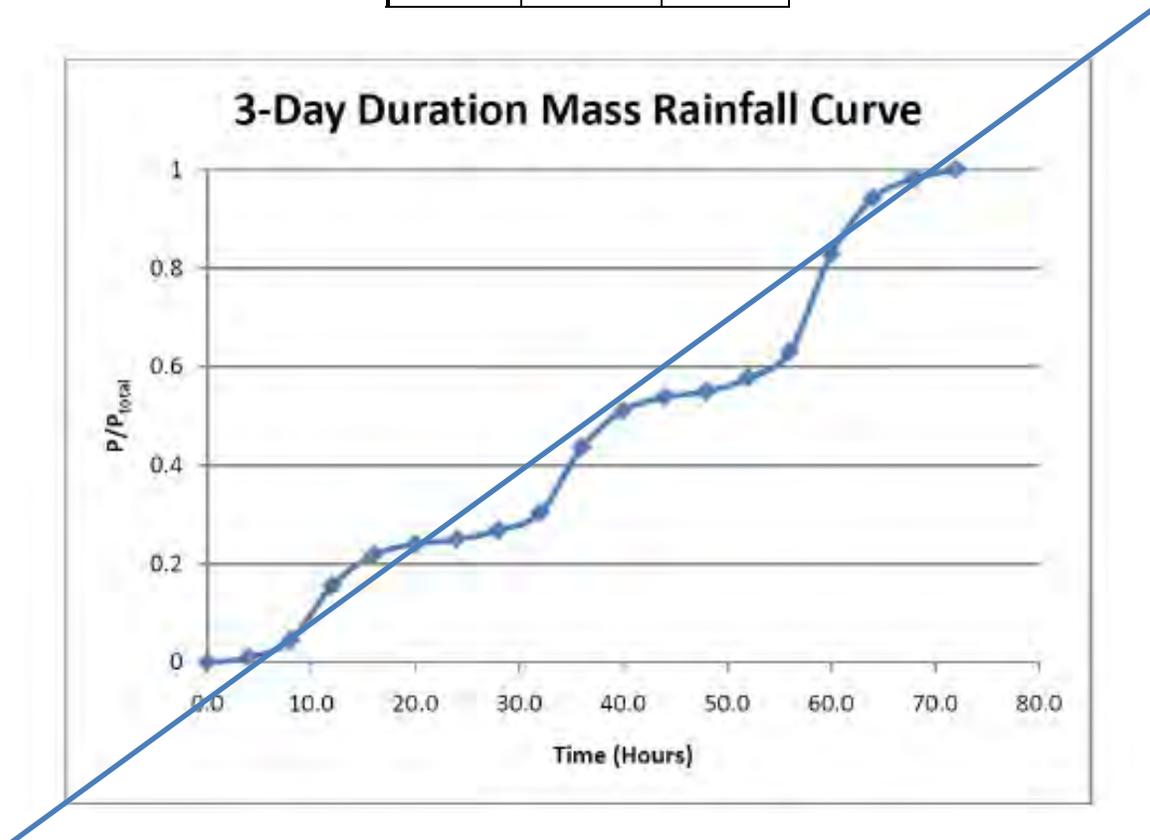
There are several equations available for calculating discharge including, but not limited to, the Rational Method, Natural Resources Conservation Service (NRCS) method, and USGS regression equations.

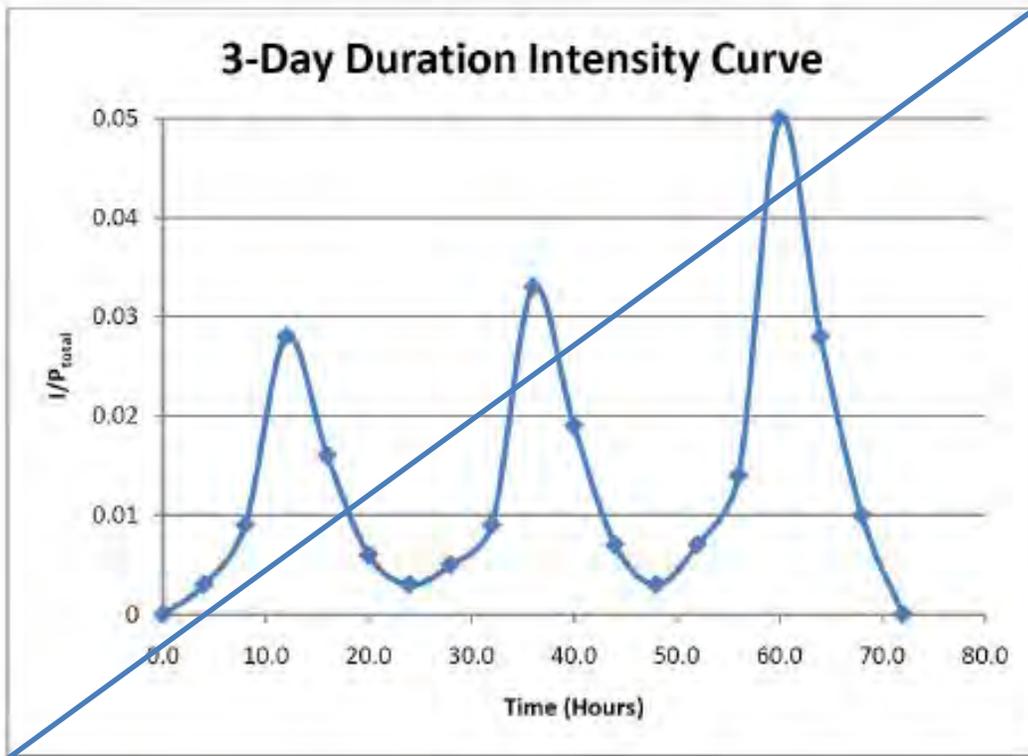
A peak discharge analysis typically consists of generating pre-development and post-development runoff hydrographs, routing the post-development hydrograph through a detention or retention basin, and sizing an overflow structure to control post-development discharges at or below pre-development discharge. Acceptable design techniques also include the use of grassed waterways, and any other storage capability that the particular system may have.

Peak discharge computations shall consider the duration, frequency, and intensity of rainfall, the antecedent moisture conditions, upper soil zone and surface storage, time of concentration, tailwater conditions, changes in land use or land cover, and any other changes in topographic and hydrologic

3-DAY DURATION

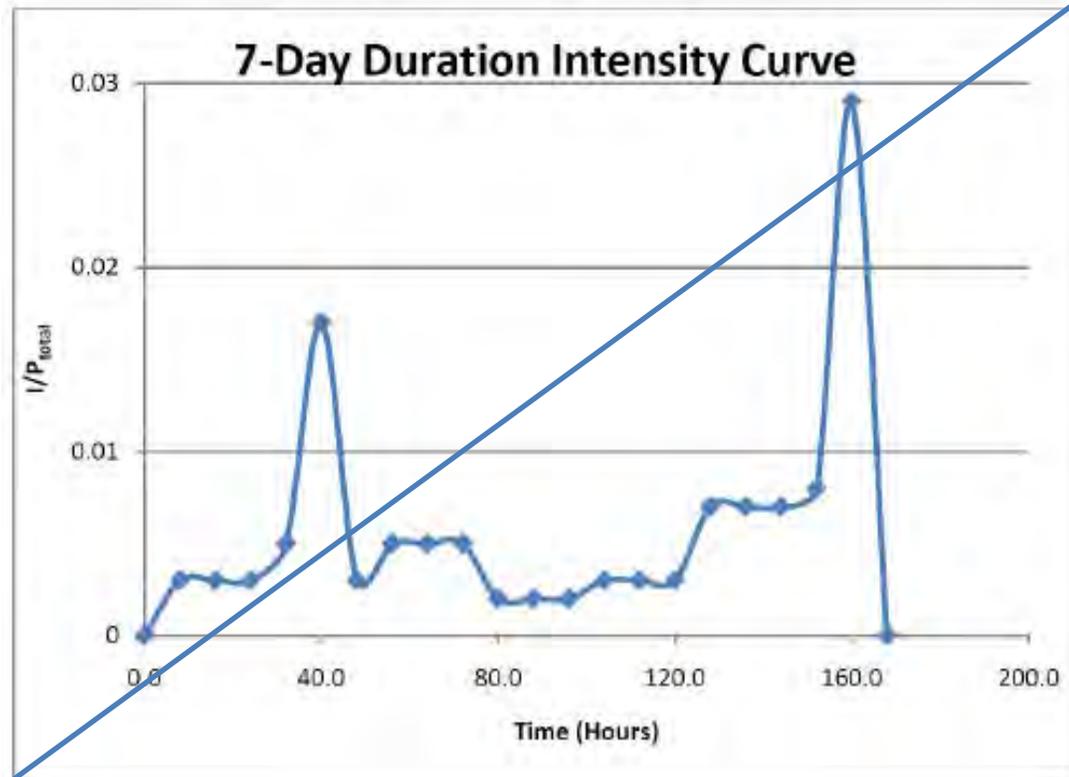
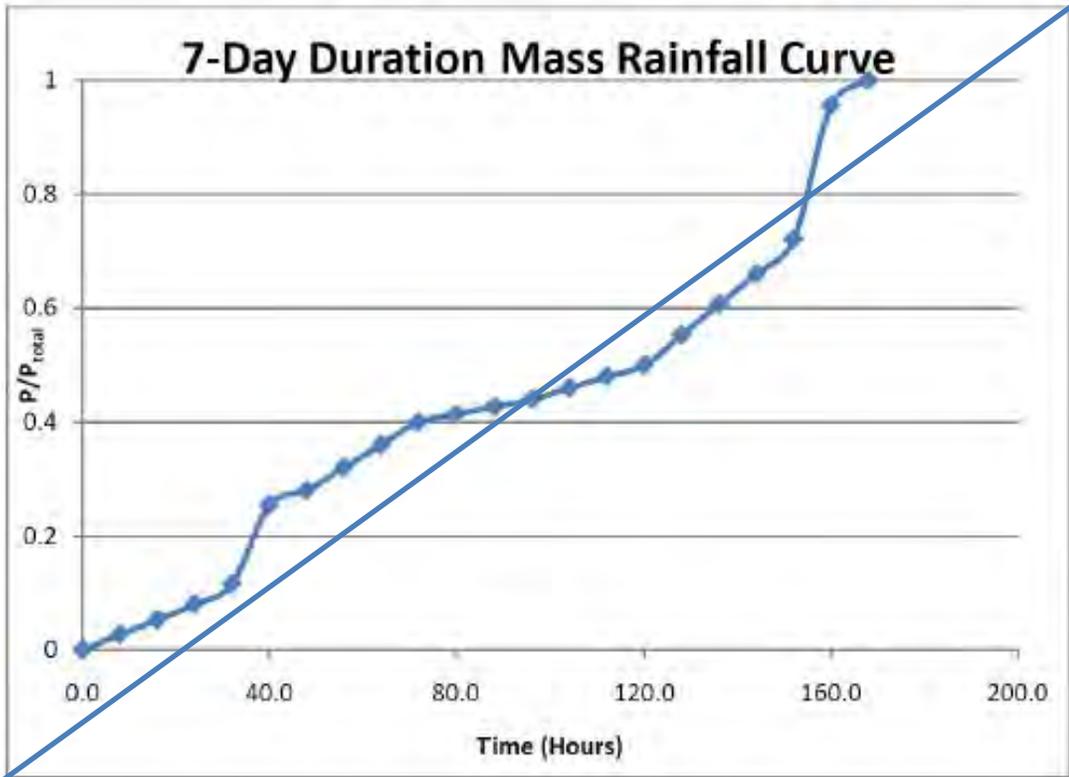
T(hrs)	P/P _{total}	I/P _{total}
0	0	0
4	.010	.003
8	.045	.009
12	.155	.028
16	.218	.016
20	.240	.006
24	.250	.003
28	.268	.005
32	.304	.009
36	.436	.033
40	.511	.019
44	.538	.007
48	.550	.003
52	.577	.007
56	.631	.014
60	.829	.050
64	.942	.028
68	.982	.010
72	1.000	0





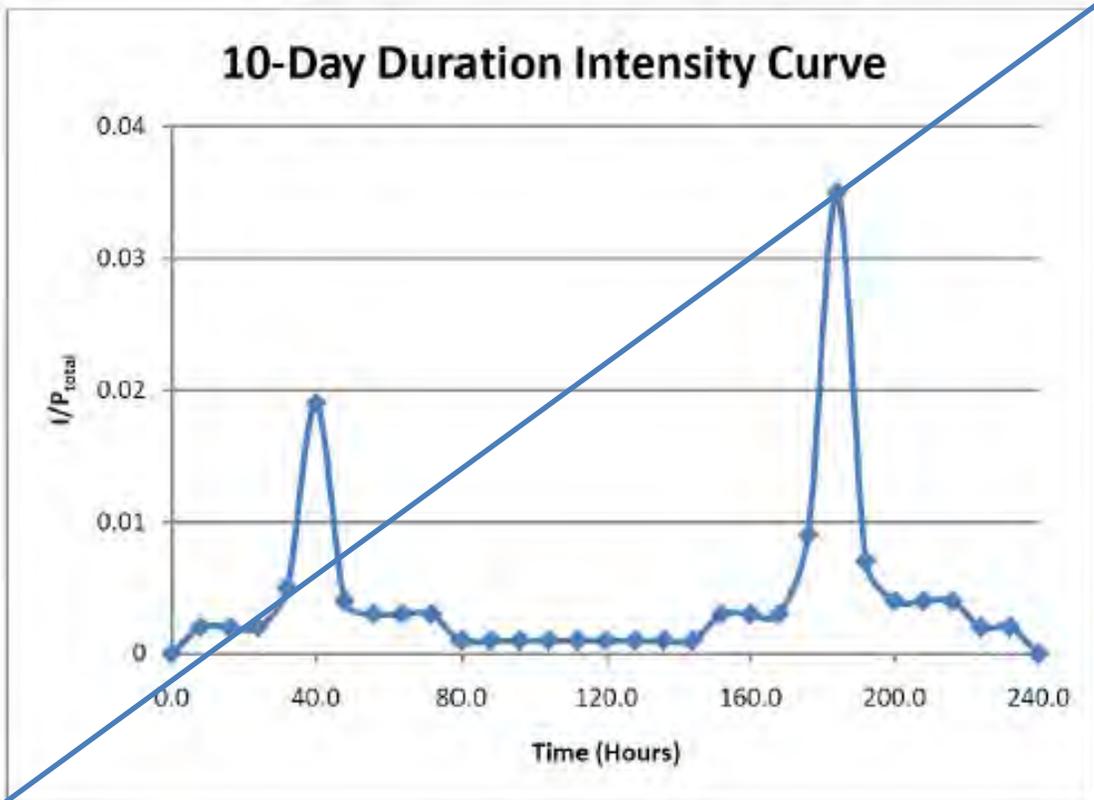
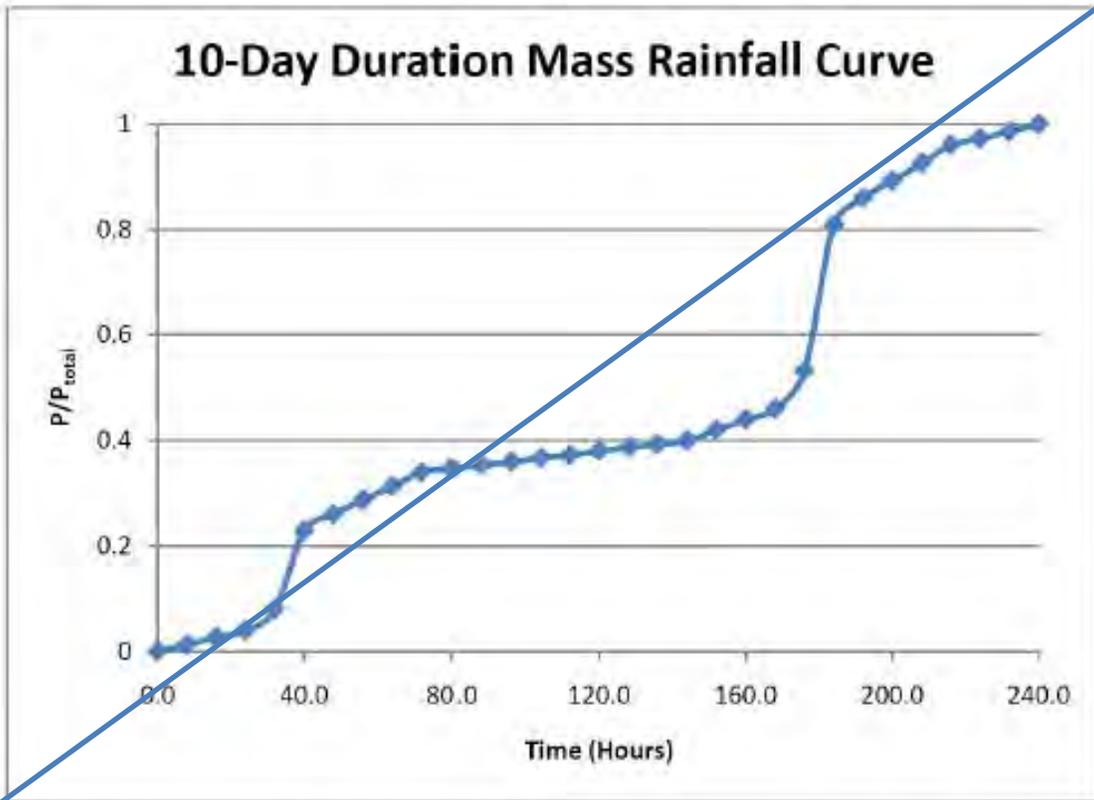
7-DAY DURATION

T(hrs)	P/Ptotal	1/Ptotal
0	0	0
8	.027	.003
16	.053	.003
24	.080	.003
32	.116	.005
40	.254	.017
48	.280	.003
56	.320	.005
64	.360	.005
72	.400	.005
80	.413	.002
88	.427	.002
96	.440	.002
104	.460	.003
112	.480	.003
120	.500	.003
128	.553	.007
136	.607	.007
144	.660	.007
152	.721	.008
160	.956	.029
168	1.000	0



10-DAY DURATION

T(hrs)	P/Ptotal	I/Ptotal
0	0	0
8	.013	.002
16	.027	.002
24	.040	.002
32	.080	.005
40	.229	.019
48	.260	.004
56	.287	.003
64	.313	.003
72	.340	.003
80	.347	.001
88	.353	.001
96	.360	.001
104	.367	.001
112	.373	.001
120	.380	.001
128	.387	.001
136	.393	.001
144	.400	.001
152	.420	.003
160	.440	.003
168	.460	.003
176	.532	.009
184	.808	.035
192	.860	.007
200	.893	.004
208	.926	.004
216	.960	.004
224	.973	.002
232	.986	.002
240	1.000	0



~~NAME OF PERSON ORIGINATING PROPOSED RULE: Tim Sagul, Director, Resource Management, Suwannee River Water Management District, 9225 County Road 49, Live Oak, Florida 32060, (386)362-1001.~~

~~NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Governing Board of the Suwannee River Water Management District.~~

~~DATE PROPOSED RULE APPROVED: November 15, 2012.~~

~~DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW:~~

SUWANNEE RIVER WATER MANAGEMENT DISTRICT

MEMORANDUM

TO: Governing Board

FROM: Warren Zwanka, Director, Division of Resource Management

THRU: Tim Alexander, Deputy Executive Director, Business and Community Services

DATE: January 27, 2023

RE: Repeal Rule 40B-1.1010, Florida Administrative Code

RECOMMENDATION

Authorize staff to repeal rule 40B-1.1010, Florida Administrative Code (Point of Entry into Proceedings).

BACKGROUND

Rule 40B-1.1010, Florida Administrative Code (F.A.C.) addresses the point of entry for persons who may be substantially affected by agency decisions. The rule went into effect on April 8, 2015, containing procedural rules that differ from the Uniform Rules in place for implementing Chapter 120, Florida Statutes (F.S.), specifically rule 28-106.111, F.A.C. Enacting rules containing exceptions to the Uniform Rules requires authorization from the Governor's Administration Commission as set forth in paragraph 120.54(5)(a), F.S. This process was not followed during the 2015 rule development and the error was identified as an invalid exercise of delegated legislative authority in a section 120.56, F.S. rule challenge by Seven Springs Water Company under Division of Administrative Hearings case number 22-003908RX.

To correct the above error, staff is requesting authorization to proceed with the repeal of rule 40B-1.1010, F.A.C. The authorization includes publishing a Notice of Rule Development for the repeal, publishing the Notice of Proposed Rule, and filing the proposed rule repeal shown in Attachment A with the Department of State if no objections are received. A new point of entry into proceedings rule will be developed as set forth in section 120.54, F.S. under its own Chapter at a later date. Until then, rule 28-106.111, F.A.C. will be the applicable rule for persons who may be substantially affected by District decisions to enter into proceedings.

WZ/tm
Attachment

ATTACHMENT A

40B-1.1010 Point of Entry into Proceedings.

~~(1) For all District permitting decisions under part II and part IV of chapter 373, F.S., and decision on petitions for formal determination of wetlands or other surface waters, the District shall require an applicant to publish, or inform an applicant that the applicant has the right to publish, written notice of a District decision in a newspaper of general circulation as set forth in Chapter 50, F.S., in the county or counties where the activity is proposed.~~

~~(2)(a) "Written notice" as set forth in rule 28-106.111, F.A.C., means either receipt of actual written notice that the District has taken or intends to take final agency action, or publication of notice that the District has taken or intends to take final agency action. If final agency action materially differs from a written notice of the District's intended action, persons who may be substantially affected shall have an additional 21 days, or for a notice of consolidated intent an additional 14 days, from the date of receipt or publication of notice of such action to request an administrative hearing. Such requests for an administrative hearing shall only address those aspects of the agency action which differ from the proposed agency action.~~

~~(b) Receipt of written notice of a District decision shall be deemed to be the fifth day after the date on which the written notice is deposited in the United States mail if actual notice is mailed, the date that the notice is sent if actual notice is issued by electronic mail, or the date that notice is published if actual notice is not issued to the persons who may be substantially affected. If the date of publication of a notice of District decision precedes the date that actual notice is received, the applicable 21-day or 14-day period in which to request an administrative hearing will be determined from the date that notice of District decision was published.~~

~~(3) When publication is made or notice is issued of a District decision on a permitting matter, the notice shall contain as a minimum:~~

- ~~(a) Name of applicant and a brief description of the proposed activity and its location;~~
- ~~(b) Location of the application and its availability;~~
- ~~(c) Statement of the District's intended action and basis for the issuance or denial except when issuance is a ministerial act;~~
- ~~(d) Scheduled date of Board action, if such action is necessary;~~
- ~~(e) Notification of administrative hearing opportunity or right to judicial review, the procedures which must be followed and applicable time limits; and~~
- ~~(f) Notification of whether mediation under section 120.573, F.S., is available as an alternative remedy.~~

~~(4) When an applicant publishes written notice of a District decision, the applicant shall provide an affidavit of publication to the District within 14 days of publication.~~

~~(5) For notices of agency action on a consolidated application for an environmental resource permit and use of state owned lands concurrently reviewed by the District pursuant to section 373.427, F.S., any petition for an administrative hearing pursuant to sections 120.569 and 120.57, F.S., must be filed within 14 days of receipt of written notice of consolidated intent to issue or deny a permit.~~

Rulemaking Authority 120.54(5), 373.044, 373.113 FS. Law Implemented 120.54(5), 120.60, 253.115, 373.079(4)(a), 373.083(5), 373.216, 373.219, 373.308, 373.309, 373.323, 373.413, 373.4136, 373.414, 373.416, 373.418, 373.421, 373.426, 373.427 FS. History—New 4-8-15, Repealed [DATE].

SUWANNEE RIVER WATER MANAGEMENT DISTRICT

MEMORANDUM

TO: Governing Board
FROM: Katelyn Potter, Director, Division of Outreach and Operations
THRU: Hugh Thomas, Executive Director
DATE: January 27, 2023
RE: 2023-2027 Strategic Plan

RECOMMENDATION

Accept the 2023-2027 Strategic Plan.

BACKGROUND

In lieu of the District developing a water management plan and the water management plan annual report pursuant to section 373.036(2), Florida Statutes (F.S.), the District has selected the option to develop a five-year strategic plan pursuant to paragraph 373.036(2)(e), F.S. The strategic plan is included in the District's Consolidated Annual Report due March 1, of each calendar year, for submission to the Governor, the President of the Senate, the Speaker of the House of Representatives, Office of Economic and Demographic Research, and the Department of Environmental Protection, as required by section 373.036(7), F.S.

The District has four areas of responsibility which include: water supply, water quality, natural systems, and flood protection. To meet these responsibilities, the District's Strategic Plan establishes priorities and goals for the next five years and identifies strategies to accomplish these goals. An Annual Work Plan Report is also required as an addendum to the five-year strategic plan, which was brought to the board as an informational item at the December meeting and will be included as part of the Consolidated Annual Report.

The 2023-2027 Strategic Plan can be accessed on the District website and is available for public review and comment public participation is also incorporated in the development of other plans and documents which support the implementation of the strategic plan. To date, no public comments have been provided on this plan.

Specific actions and expenditures are considered and approved separately from, but in support of the plan. Annual updates are made to the plan based on operational needs or policy changes.

Link - [2023-2027 Strategic Plan](#)

KCP/ao

SUWANNEE RIVER WATER MANAGEMENT DISTRICT

MEMORANDUM

TO: Governing Board

FROM: Bill McKinstry, Chief, Office of Land Management

THRU: Katelyn Potter, Director, Division of Outreach and Operations

DATE: January 20, 2023

RE: District Land Management and Twin Rivers State Forest Activity Summary

BACKGROUND

District contractors continue mechanical vegetation management in the Mallory Swamp and Peacock Slough tracts.

District contractors began prescribed fire for FY23 last week.

District staff had a mandatory pre-bid meeting on January 7 for a planned public access and erosion improvement project at recreation sites in the Mt. Gilead and Cabbage Grove tracts.

District staff recorded roads, collected facility data, and updated District-wide spatial files for the newly acquired 2,990-acre Pinehatchee Addition.

The attached report summarizes the status of current District and TRSF activities for the preceding month.

Florida Forest Service (FFS) burned 72 acres on Twin Rivers State Forest. When available, the FFS will provide a crew to burn additional acres on both District tracts and TRSF.

Twin Rivers State Forest completed all seedling survival inventory Dec 1st.

The daylight mowing project on multiple tracts of Twin Rivers State Forest was completed.

A project bid for the mowing contract, funded through the Prescribed Fire Enhancement Project, was awarded on Dec. 21st. Work will commence in January.

Conservation Easement Monitoring: During the report period, no additional conservation easements were inspected by District staff.

Vegetation Management Projects: During the report period, approximately 695 acres of roller chopping and woods mowing was completed on the Mallory Swamp Tract in Lafayette County.

In Fiscal Year 2023, vegetation management work will be conducted for fuel reduction, natural community restoration, and wildfire mitigation purposes.

Vegetation Management (10/01/2022 – 01/18/2023)

2023 ACTIVITY	ACRES	ACRES
	Planned	Complete
Herbicide	180	0
Roller Chop Uplands	400	35
Mallory Swamp Mow/Chop	700	1,188
Woods Mowing	2,000	0

Invasive Plant Monitoring Program: During the report period, infestations at Lake Alto, Seven Bridges and Lake Rowell were monitored/treated by District staff.

Invasive Plant Treatments (11/01/2022 – 01/20/2023)

2023 ACTIVITY	INFESTATIONS	INFESTATIONS
	Planned	Complete
Invasive Plant	145	23

Rare Species Monitoring/Surveying Program: During the report period, no rare species monitoring, or surveying work was completed by staff.

Rare Species Monitoring/Surveying (10/01/2022 – 01/18/2022)

2023 ACTIVITY	LOCATIONS OR TRANSECTS	LOCATIONS OR TRANSECTS
	Planned	Complete
Rare Plant Monitoring	50	0
Gopher Tortoise Tract Surveys	3	0

Wading Bird Rookery Monitoring	6	0
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Prescribed Fire Program: Contractors conducting prescribed burns on District lands include Attack-One Fire Management Services, B&B Dugger Inc., and Wildlands Services Inc. Also, included in this report are the acres the Florida Forest Service (FFS) prescribed burns on Twin Rivers State Forest (TRSF). When available, the FFS will provide a crew to burn additional acres on both District tracts and TRSF. During the report period, District contractors burned 942 acres on various tracts and FFS personnel burned 72 acres on Twin Rivers State Forest.

Prescribed Fire Summary Table (10/1/2022 – 01/18/2022)

	2023 TARGET ACRES	ACRES COMPLETED
SRWMD	7,500	942
FFS TRSF	1,500	72
TOTAL	9,000	0

Timber Sales: As of January 17, 2023, the District has realized *\$948,613.84 for Fiscal Year 2023.

**Estimate for this report only. Official accounting records have not been finalized at this time.*

Timber Sales Recently Completed

SALE NAME	COUNTY	ACRES	HARVEST TYPE	REVENUE
Woods Ferry #6	Suwannee	105	Thinning	70,321.22
Steinhatchee Springs #19	Lafayette	330	Thinning	458,091.07
Steinhatchee Springs #22	Lafayette	298	Thinning	640,449.20
Steinhatchee Springs #20	Lafayette	208	Thinning	308,257.27
Natural Well Branch #3	Taylor	207	Thinning	129,462.40

Open Timber Sales

SALE NAME	COUNTY	ACRES	HARVEST TYPE
Cuba Bay #2	Madison	315	Thinning
Steinhatchee Springs #21	Lafayette	366	Thinning
Seven Bridges #1	Jefferson	224	Thinning
Cabbage Grove #2	Taylor	222	Thinning
Mill Creek South #10	Madison	124	Thinning
Gilchrist Wellfield #1	Gilchrist	100	Thinning and Chipping
Adams Tract #4	Lafayette	90	Thinning and Clearcut
Bell Springs #2	Columbia	43	Thinning and Clearcut
Sandlin Bay #9	Columbia	374	Thinning
Dedan Loop #1	Union	60	Thinning
Devils Hammock #2	Levy	144	Thinning

SUWANNEE RIVER WATER MANAGEMENT DISTRICT

MEMORANDUM

TO: Governing Board

FROM: Alejandro Arteaga Garcia, Senior Data Analyst, Hydrologic Data Services Office

THRU: Katelyn Potter, Director, Outreach and Operations

DATE: January 17, 2023

RE: Agricultural Water Use Monitoring Report

BACKGROUND

In September 2012, the District began a program of water use monitoring for agricultural water use reporting on wells 8 inches in diameter or greater.

As of January 17, 2023, the District is monitoring 1,537 (227.6 MGD) of a total 1,605 active permitted wells (236.1 MGD). The remaining 68 active wells not yet monitored are scheduled for site visits to determine the type of monitoring that will be implemented. An additional 291 proposed wells have yet to be drilled.

The District offers three options for monitoring: electricity provided by the power company, telemetry on diesel systems, and self-reporting. To date, farmer electric agreements from cooperatives are in effect on 772 (143.1 MGD) monitoring points. The District currently employs telemetry on 267 (47.2 MGD) diesel-powered systems. There are currently 6 (0.84 MGD) self-monitored points.

Additionally, there are currently 492 (36.7 MGD) sites for which monitoring is currently not feasible. Staff visit these sites each year to reevaluate the feasibility of monitoring.

The attached figures show the current well status and monitoring type for all wells with water use monitoring conditions (Figure 1), and the status of flow data collection by source within the Districts' agricultural monitoring network (Figure 2).

AG/ao

Agricultural Water Use Stations with Monitoring Conditions

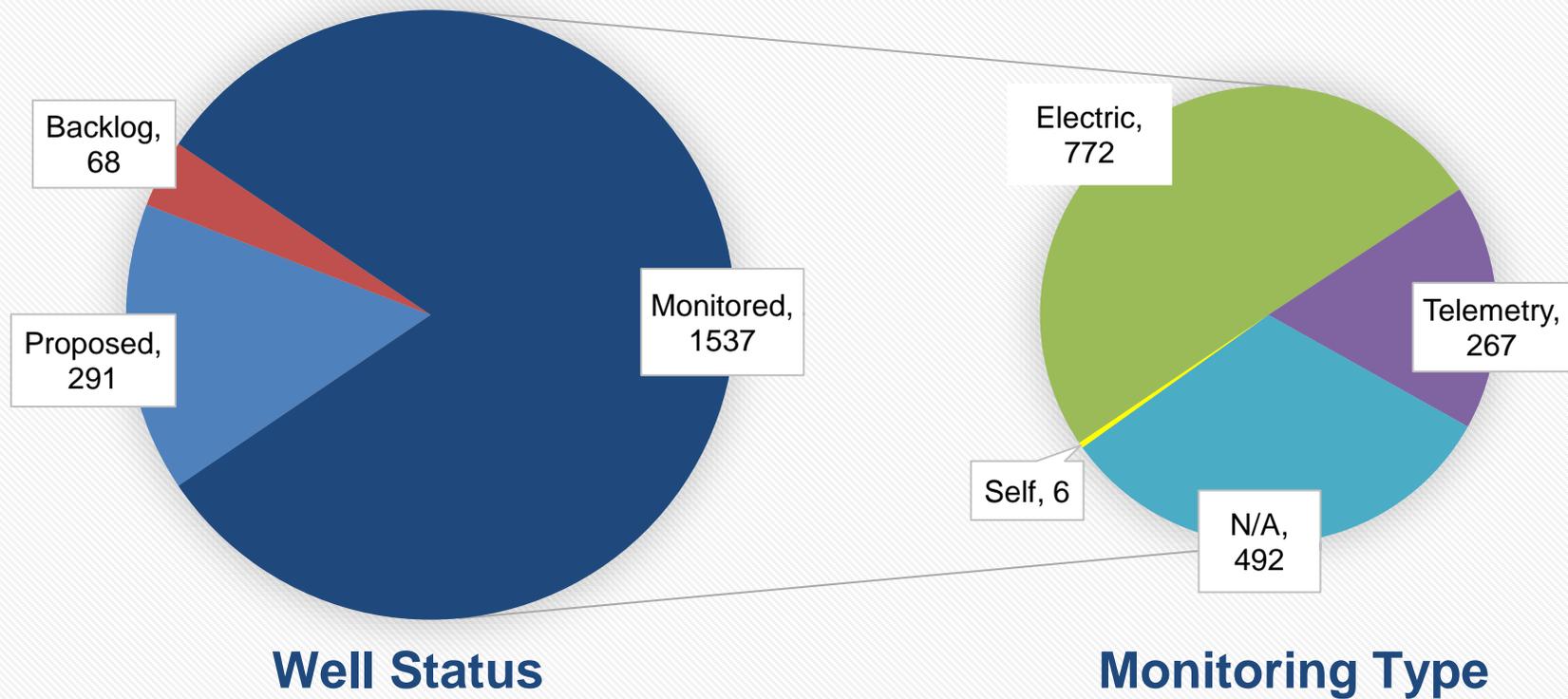
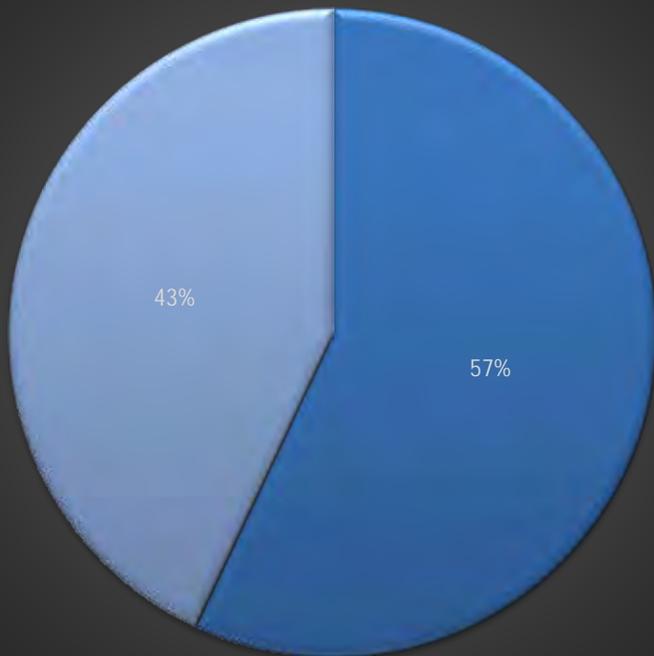


Figure 1. Well status and monitoring type for all wells with water use monitoring conditions as of January 17, 2023.

Flow Data Collection Status



■ Sites with Unique Flow Recorded, 815
■ Sites Needing Flow Information, 615

Flows Recorded by Source

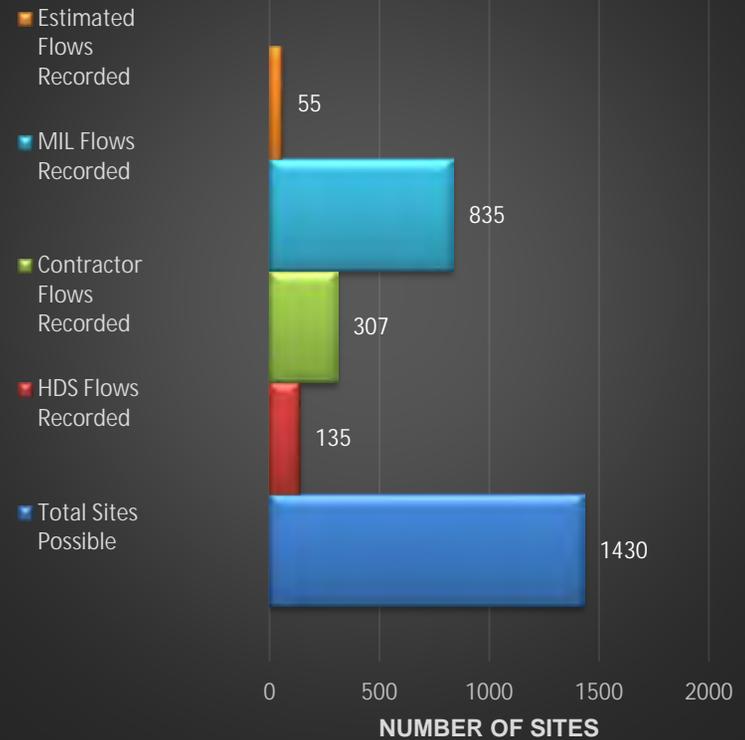


Figure 2. Status of flow data collection by source within the Districts' agricultural monitoring network as of January 17, 2023.

SUWANNEE RIVER WATER MANAGEMENT DISTRICT

MEMORANDUM

TO: Governing Board
FROM: Leroy Marshall, Chief, Office of Agriculture and Environmental Projects
THRU: Amy Brown, Deputy Executive Director, Division of Water Resources
DATE: February 3, 2023
RE: Task Work Assignment 19/20-024.004 with Eutaw Utilities, Inc.

RECOMMENDATION

Authorize the Executive Director to execute a task work assignment for Contract 19/20-024 with Eutaw Utilities, Inc., for an amount not to exceed \$196,181 for the Retention Pond Conversion Investigative Project – Phase II in the Ichetucknee and Santa Fe basins.

BACKGROUND

The District is developing an updated Recovery Strategy for the Lower Santa Fe and Ichetucknee Rivers and Associated Priority Springs in coordination with the Florida Department of Environmental Protection and the St Johns River Water Management District. This strategy will include recharge projects that will contribute to the recovery of the natural system, as well as other project options that focus on conservation and the development of alternative water supplies.

This project phase will locate and provide a high-level determination of whether permitted retention ponds in open basins within the Ichetucknee and Santa Fe basins, when modified to hold and percolate more water for recharge, will have a benefit to minimum flows and minimum water levels for the watershed and/or natural resources. This phase of the project will not involve construction and should be completed within ten months after execution.

Funding for this project is included in the Fiscal Year 2022-23 Final Budget.

LM/tm

SUWANNEE RIVER WATER MANAGEMENT DISTRICT

MEMORANDUM

TO: Governing Board

FROM: Leroy Marshall, Chief, Office of Agriculture and Environmental Projects

THRU: Amy Brown, Deputy Executive Director, Division of Water Resources

DATE: February 3, 2023

RE: Task Work Assignment 20/21-067.002 with Dewberry Engineers, Inc.

RECOMMENDATION

Authorize the Executive Director to execute a task work assignment for Contract 20/21-067 with Dewberry Engineers, Inc., for an amount not to exceed \$1,396,850 for Federal Emergency Management Agency Fiscal Year 2021 Risk Mapping Assessment and Planning Program Product Production Consulting Services

BACKGROUND

The District has been a Cooperative Technical Partner (CTP) with the Federal Emergency Management Agency (FEMA) for over 20 years. As a CTP, the District receives funding annually from FEMA through the Risk Mapping, Assessment and Planning (Risk MAP) Program to hire engineering firms who help local governments update and improve their floodplain maps and help increase the public's flood hazard awareness. In September 2021, the District was awarded a grant in the amount of \$1,904,527 to implement the Fiscal Year (FY 2021) priorities of which \$1,396,850 was allocated to Dewberry Engineers, Inc. (Dewberry) for Product Production Consulting (PPC) services.

In January 2020, the Governing Board approved Dewberry as a qualified engineering firm to provide PPC services for FEMA FY 2019 through FY 2024 Risk Map projects. The primary task of the PPC firm is to develop the hydrology and hydraulic models needed to create or update maps. Firms are selected each fiscal year based on their previous work experience, knowledge of a particular geographical region, and workload. This task work assignment will increase the total amount of the contract from \$431,060 to \$1,827,910.

The CTP program directly supports the District's core mission of reducing flood vulnerability. Firms invoice the District as they complete the work and FEMA reimburses the District by direct deposit within days of submitting the invoices. Funds are included in the FY 2022-23 Final Budget.

LM/tm

SUWANNEE RIVER WATER MANAGEMENT DISTRICT

MEMORANDUM

TO: Governing Board

FROM: Leroy Marshall, Chief, Office of Agriculture and Environmental Projects

THRU: Amy Brown, Deputy Executive Director, Division of Water Resources

DATE: February 3, 2023

RE: Task Work Assignment 20/21-070.004 with Atkins North America, Inc.

RECOMMENDATION

Authorize the Executive Director to execute a task work assignment for Contract 20/21-070.004 with Atkins North America for an amount not to exceed \$703,949 for Federal Emergency Management Agency Fiscal Year 2022 Risk Mapping Assessment and Planning Program Project Management Consulting Services.

BACKGROUND

The District has been a Cooperative Technical Partner (CTP) with the Federal Emergency Management Agency (FEMA) for over 20 years. As a CTP, the District receives funding annually from FEMA through the Risk Mapping, Assessment and Planning (Risk MAP) Program to hire engineering firms who help local governments update and improve their floodplain maps and help increase the public's flood hazard awareness. In September 2022, the District was awarded a grant in the amount of \$1,620,396 to implement the Fiscal Year (FY 2022) priorities of which \$703,949 was allocated to Atkins North America, Inc. (Atkins) for Project Management Consultant (PMC) services.

In January 2020, the Governing Board approved Atkins as a qualified engineering firm to provide PMC services for FEMA FY 2019 through FY 2024 Risk MAP projects. The PMC firm helps the District manage all ongoing FEMA projects and is responsible for staying abreast of FEMA's changing rules and standards. They provide quality assurance and quality control for the data submitted by the product production consultants, coordinate public education and outreach for all FEMA related projects, and maintain the District's Flood Report Website. This task work assignment will increase the total amount of the contract from \$1,823,371 to \$2,527,320.

The CTP program directly supports the District's core mission of reducing flood vulnerability. Firms invoice the District as they complete the work and FEMA reimburses the District by direct deposit within days of submitting the invoices. Funds are included in the FY 2022-2023 Final Budget.

LM/tm

SUWANNEE RIVER WATER MANAGEMENT DISTRICT

MEMORANDUM

TO: Governing Board
FROM: Leroy Marshall, Chief, Office of Agriculture and Environmental Projects
THRU: Amy Brown, Deputy Executive Director, Division of Water Resources
DATE: February 3, 2023
RE: Task Work Assignment 20/21-066.004 with AECOM, Inc.

RECOMMENDATION

Authorize the Executive Director to execute a task work assignment for Contract 20/21-066 with AECOM Inc., for an amount not to exceed \$801,872 for Federal Emergency Management Agency Fiscal Year 2019 Risk Mapping and Planning Product Production Consultant Services.

BACKGROUND

The District has been a Cooperative Technical Partner (CTP) with the Federal Emergency Management Agency (FEMA) for over 20 years. As a CTP, the District receives funding annually from FEMA through the Risk Mapping, Assessment and Planning (Risk MAP) Program to hire engineering firms who help local governments update and improve their floodplain maps and help increase the public's flood hazard awareness. In September 2019, the District was awarded a grant in the amount of \$1,873,150 to implement the Fiscal Year (FY 2019) priorities of which \$801,872 is allocated to AECOM for Product Production Consultant (PPC) services. The CTP program directly supports the District's core mission of reducing flood vulnerability.

In January 2020, the Governing Board approved Dewberry as a qualified engineering firm to provide PPC services for FEMA FY 2019 through FY 2024 Risk Map projects. The primary task of the PPC firm is to develop the hydrology and hydraulic models needed to create or update maps. Firms are selected each fiscal year based on their previous work experience, knowledge of a particular geographical region, and workload. This task work assignment will increase the total amount of the contract from \$1,762,816 to \$2,564,688.

The CTP program directly supports the District's core mission of reducing flood vulnerability. Firms invoice the District as they complete the work and FEMA reimburses the District by direct deposit within days of submitting the invoices. Funds are included in the FY 2022-2023 Final Budget.

LM/tm

SUWANNEE RIVER WATER MANAGEMENT DISTRICT

MEMORANDUM

TO: Governing Board

FROM: Leroy Marshall, Chief, Office of Agriculture and Environmental Projects

THRU: Amy Brown, Deputy Executive Director, Division of Water Resources

DATE: February 3, 2023

RE: Task Work Assignment 20/21-066.005 with AECOM, Inc.

RECOMMENDATION

Authorize the Executive Director to execute a task work assignment for Contract 20/21-066. with AECOM Inc., for an amount not to exceed \$281,434 for Federal Emergency Management Agency Fiscal Year 2022 Risk Mapping and Planning Product Production Consultant Services

BACKGROUND

The District has been a Cooperative Technical Partner (CTP) with the Federal Emergency Management Agency (FEMA) for over 20 years. As a CTP, the District receives funding annually from FEMA through the Risk Mapping, Assessment and Planning (Risk MAP) Program to hire engineering firms who help local governments update and improve their floodplain maps and help increase the public's flood hazard awareness. In September 2022, the District was awarded a grant in the amount of \$1,620,396 to implement the Fiscal Year (FY 2022) priorities of which \$281,434 is allocated to AECOM for Product Production Consultant (PPC) services. The CTP program directly supports the District's core mission of reducing flood vulnerability.

In January 2020, the Governing Board approved Dewberry as a qualified engineering firm to provide PPC services for FEMA FY 2019 through FY 2024 Risk Map projects. The primary task of the PPC firm is to develop the hydrology and hydraulic models needed to create or update maps. Firms are selected each fiscal year based on their previous work experience, knowledge of a particular geographical region, and workload. This task work assignment will increase the total amount of the contract from \$2,564,688 to \$2,846,122.

The CTP program directly supports the District's core mission of reducing flood vulnerability. Firms invoice the District as they complete the work and FEMA reimburses the District by direct deposit within days of submitting the invoices. Funds are included in the FY 2022-2023 Final Budget.

LM/tm