

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

**OPEN TO THE PUBLIC**

January 10, 2012  
9:00 a.m.

Alachua City Hall  
Alachua, Florida

1. Call to Order
2. Roll Call
3. Additions, Deletions, or Changes to the Agenda
4. Action Items
4. Approval of Agenda
5. Items Recommended on Consent
  - MS Page 1 – Approval of November Financial Report
6. Approval of Recommended Consent Items
7. Approval of Minutes – December 13, 2011 Governing Board Meeting and Workshop Minutes
8. Items of General Interest for Information/Cooperating Agencies and Organizations
  - A. Chairman Introductions
  - B. Presentation of Hydrologic Conditions by Megan Wetherington, Senior Professional Engineer
  - C. Cooperating Agencies and Organizations
  - D. Public Comment

Page

**DEPARTMENT OF MISSION SUPPORT**  
**Melanie Roberts, Director**

Action Items

MS Page 1

9. Approval of November Financial Report – **Recommended Consent**

- MS Page 5 10. Resolution 2012-01 Authorizing the Conveyance of 712 acres ± in the District's Sandlin Bay Tract, Columbia County, Florida, to the United States Government, United States Department of Agriculture Forest Service
- MS Page 13 11. Resolution 2012-02, Authorizing the Sale of the 45-acre ± Bay Creek South Surplus Land Tract to Phil and Ruby Eunice
- MS Page 21 12. Lease Amendment with the Department of Environmental Protection for Stephen Foster Folk Culture Center State Park
- MS Page 28 13. Authorization to Enter into Contracts with Qualified Firms for GIS Consulting Services
- MS Page 30 14. Florida Forever Work Plan and Strategic Plan
- Informational Item
- MS Page 31 15. Activity Report, Mission Support
- MS Page 32 16. Activity Report, Real Estate

**DEPARTMENT OF WATER SUPPLY AND RESOURCE  
MANAGEMENT  
Jon Dinges, Director**

Action Items

- WSRM Page 1 17. Purchase of Telemetry for 200 Existing Agricultural Water Use Monitors
- WSRM Page 3 18. Approval of Scope of Work and Authorization to Enter into an Agreement with the National Research Council's Water Science and Technology Board (NRC) for an Amount Not to Exceed \$187,500
- WSRM Page 5 19. Approval of Water Use Permit Application Number 2-11-00044, Lee Cemetery, Dixie County
- WSRM Page 17 20. Environmental Resource Permit Application Number 07-0288M, Josephine Recreational Project, Columbia County Regarding Lake City Management, LLC, CE10-0026
- WSRM Page 20 21. Denial of Environmental Resource Permit Application ERP06-0509 and Initiation of Enforcement Action

- WSRM Page 27 22. Authorization to Initiate Enforcement Proceedings, Jacob Hake, CE11-0005, Bradford County
- WSRM Page 29 23. Authorization to Proceed with an Administrative Complaint Regarding Scott McNulty, CE10-0045, Levy County
- WSRM Page 30 24. Authorization for the Executive Director to Enter Into an Agreement with the Federal Emergency Management Agency (FEMA) to Administer Risk MAP (Mapping, Assessment and Planning) for Fiscal Year (FY) 2011
- WSRM Page 31 25. Contract Extensions with Selected Firms for Implementation of the FEMA Risk MAP Program within the Mapping Activity Statement (MAS) for FEMA Fiscal Year 2011
- WSRM Page 33 26. Amendment of URS Contract (06/07-273) for Flood Insurance Rate Map Modernization, Levy County Additional Tasks

Informational Items

27. Water Supply and Resource Management Activity Reports
- WSRM Page 34 A. Water Supply
- WSRM Page 36 B. Water Resource Monitoring
- WSRM Page 37 C. Regulatory
- WSRM Page 41 D. Suwannee River Partnership
- WSRM Page 43 E. Land Management
- WSRM Page 45 F. Water Resource Projects Program
- WSRM Page 48 G. Compliance

**GOVERNING BOARD LEGAL COUNSEL**

**Tom Reeves**

Informational Items

- LC Page 1 28. Governing Board Counsel Monthly Report (to be provided prior to Governing Board meeting)

**EXECUTIVE OFFICE**

**David Still, Executive Director**

Action Items

- EO Page 1 29. Approval of a Work Order in the Matter of Jeffrey and Linda Hill v. Suwannee River Water Management District

Informational Items

30. Executive Director's Report

EO Page 2

31. Executive Office Activity Report

32. Announcements

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

January 10, 2012	9:00 a.m.	Board Meeting Alachua Tour of SFWMD
February 14, 2012	9:00 a.m.	Board Meeting Workshop
March 13, 2012	9:00 a.m.	Board Meeting Workshop
April 10, 2012	9:00 a.m.	Board Meeting Workshop

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

33. Adjournment

The entire meeting of the Governing Board is a public hearing and will be governed accordingly. The Governing Board may take action on any item listed on the agenda. The Governing Board may make changes to the printed agenda only for good cause shown as determined by the Chairman and stated for the record. 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. Public attendance and participation at the District Governing Board Meetings are encouraged.

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., Wednesday  
December 13, 2011

District Headquarters  
9225 CR 49  
Live Oak, Florida 32060

Governing Board:

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

Staff:

<b>Position</b>	<b>Name</b>	<b>Present</b>	<b>Not Present</b>
Executive Director	David Still	X	
Assistant Executive Director	Charlie Houder	X	
Governmental Affairs Director	Steve Minnis	X	
Department Director, Mission Support	Melanie Roberts	X	
Department Director, Water Supply & Resource Management	Jon Dinges	X	
Senior Professional Engineer	Megan Wetherington	X	
GB Coordinator – Paralegal	Linda Welch	X	

Guests:

Tim Sagul, SRWMD  
 Cindy Johnson, SRWMD  
 Kevin Wright, SRWMD  
 Hugh Thomas, SRWMD  
 Bob Heeke, SRWMD  
 Tilda Musgrove, SRWMD  
 Patrick Webster, SRWMD  
 Vanessa Fultz, SRWMD  
 Carlos Herd, SRWMD  
 Terry Demott, SRWMD  
 Brian Kauffman, SRWMD  
 Paul Buchanan, SRWMD  
 Glenn Horvath, SRWMD  
 Robin Lamm, SRWMD  
 Joel Love, SRWMD  
 Renate and Barney Cannon, Chieffland  
 Jeffrey Hill, El Rancho No Tengo, Lake City  
 Craig Varn, Manson Law Group, Tampa  
 Commissioner Gary Hardacre, Alachua City Commission, Alachua  
 Staci Braswell, Florida Farm Bureau, Gainesville  
 Jennifer Springfield, Springfield Law, P.A., Gainesville  
 Warren Zwanka, St. Johns River Water Management District, Palatka  
 Ward Frisina, Flatwoods Forestry, Inc., Lake City  
 Scott Johns, Florida Fish & Wildlife Conservation Commission (FWC), Lake City  
 Rolando Garcia, Florida Fish & Wildlife Conservation Commission, Lake City  
 Matt Chopp, Florida Fish & Wildlife Conservation Commission, Lake City

Ron St. John, Piedmont Dairy North, Trenton  
Jan Henderson, Piedmont Dairy North, Trenton  
Merrilee Malwitz-Jipson, Our Santa Fe River, Fort White  
Randy Ware, River Road Realty, Branford  
Anthony Clark, Gainesville Sun, Gainesville  
Mark Clark, Ph.D., Florida Institute of Food and Agricultural Sciences, Gainesville  
Peter Butt, High Springs  
Paul Still, Bradford Soil & Water Conservation District, Starke  
Mark and Annette Long, Save Our Suwannee, Chiefland  
Bo Hancock, Live Oak  
Steve Gladdin, Trenton

The meeting was called to order at 9:00 a.m.

The roll was called and a quorum noted.

Agenda Item No. 3 - Additions, Deletions, or Changes to the Agenda.

Executive Office

**Addition:**

- Approval of a Work Order in the Matter of Jeffrey and Linda Hill v. Suwannee River Water Management District

Agenda Item No. 4 – Approval of Agenda.

MR. DAVIS MADE A MOTION TO ACCEPT THE AGENDA AS READ. THE MOTION WAS SECONDED BY MR. ALEXANDER. THE MOTION PASSED UNANIMOUSLY WITH GOVERNING BOARD MEMBERS ALEXANDER, BROWN, COLE, CURTIS, DAVIS, MEECE, QUINCEY, AND WILLIAMS VOTING IN FAVOR.

Agenda Item No. 5 – Consent Agenda.

- Agenda Item 9 - Approval of the October Financial Report

Agenda Item No. 6 – Approval of Recommended Consent Items.

MR. DAVIS MADE A MOTION TO ACCEPT THE CONSENT AGENDA ITEMS. THE MOTION WAS SECONDED BY MR. ALEXANDER. THE MOTION PASSED UNANIMOUSLY WITH GOVERNING BOARD MEMBERS ALEXANDER, BROWN, COLE, CURTIS, DAVIS, MEECE, QUINCEY, AND WILLIAMS VOTING IN FAVOR.

Agenda Item No. 7 – Approval of Minutes.

MR. DAVIS MADE A MOTION TO ACCEPT THE NOVEMBER 9, 2011 GOVERNING BOARD MEETING AND WORKSHOP MINUTES. THE MOTION WAS SECONDED BY MR. ALEXANDER. THE MOTION PASSED UNANIMOUSLY WITH GOVERNING BOARD MEMBERS ALEXANDER, BROWN, COLE, CURTIS, DAVIS, MEECE, QUINCEY, AND WILLIAMS VOTING IN FAVOR.

Agenda Item No. 8 - Items of General Interest for Information/Cooperating Agencies and Organizations.

- A. Chairman Introductions
- B. Megan Wetherington gave a presentation of hydrologic conditions of the District.
- C. Cooperating Agencies and Organizations
  - 1. Mark Clark, Ph.D., University of Florida, Institute of Food and Agricultural Sciences, gave a presentation regarding denitrification to ameliorate groundwater nitrate loads to headwater stream.
  - 2. Rolando Garcia, FWC, gave a presentation regarding wildlife management area partnerships between FWC and the District.
- D. Public Comment
  - 1. Paul Still addressed the Governing Board regarding the groundwater model. Jon Dinges replied and addressed the groundwater model charter and processes for steering and technical committee meetings.
  - 2. Annette Long addressed the Governing Board regarding protection of public waters from harm and significant harm.

**DEPARTMENT OF MISSION SUPPORT**

Agenda Item No. 9 – Approval of October Financial Report. Approved on consent.

Agenda Item No. 10 – Helms/Chitty Bend West Inholding Parcel. Terry Demott, Program Leader, presented the staff recommendation for Governing Board authorization to commence detailed assessment and negotiations for the fee purchase of the 98-acre ± Helms/Chitty Bend West Inholding Parcel on the Withlacoochee River in Madison County, as shown in the Board materials.

MR. MEECE MADE A MOTION TO COMMENCE DETAILED ASSESSMENT AND NEGOTIATIONS FOR THE FEE PURCHASE OF THE 98-ACRE ± HELMS/CHITTY BEND WEST INHOLDING PARCEL ON THE WITHLACOOCHEE RIVER IN



MADISON COUNTY. THE MOTION WAS SECONDED BY MR. ALEXANDER. THE MOTION PASSED WITH GOVERNING BOARD MEMBERS ALEXANDER, COLE, MEECE, QUINCEY, AND WILLIAMS VOTING IN FAVOR AND BROWN AND DAVIS VOTING AGAINST.

Agenda Item No. 11 – Easement to Progress Energy. Mr. Demott presented the staff recommendation for Governing Board approval and execution of a right-of-way easement granted to Progress Energy on District lands at the Jasper Well Field site in Hamilton County, as shown in the Board materials.

MR. DAVIS MADE A MOTION TO APPROVE AND EXECUTE A RIGHT-OF-WAY EASEMENT GRANTED TO PROGRESS ENERGY ON DISTRICT LANDS AT THE JASPER WELL FIELD SITE IN HAMILTON COUNTY. THE MOTION WAS SECONDED BY MR. MEECE. THE MOTION PASSED UNANIMOUSLY WITH GOVERNING BOARD MEMBERS ALEXANDER, BROWN, COLE, CURTIS, DAVIS, MEECE, QUINCEY, AND WILLIAMS VOTING IN FAVOR.

Agenda Item No. 12 – Outstanding Oil, Gas and Mineral Rights on Layman Law Firm/Walker Spring Conservation Easement. Mr. Demott presented the staff recommendation for Governing Board acceptance of a 50% oil, gas, and mineral rights outstanding and authorization to proceed with purchase of the Walker Spring Conservation Easement from the Layman Law Firm, Christopher and Christine Layman, as shown in the Board materials.

MR. DAVIS MADE A MOTION TO ACCEPT A 50% OIL, GAS, AND MINERAL RIGHTS OUTSTANDING AND AUTHORIZED STAFF TO PROCEED WITH PURCHASE OF THE WALKER SPRING CONSERVATION EASEMENT FROM THE LAYMAN LAW FIRM, CHRISTOPHER AND CHRISTINE LAYMAN. THE MOTION WAS SECONDED BY MR. MEECE. THE MOTION PASSED UNANIMOUSLY WITH GOVERNING BOARD MEMBERS ALEXANDER, BROWN, COLE, CURTIS, DAVIS, MEECE, QUINCEY, AND WILLIAMS VOTING IN FAVOR.

Agenda Item No. 13 – Contract with the U.S. Geological Survey for LiDAR Data and Quality Control Services. Glenn Horvath, Program Leader, presented the staff recommendation for Governing Board authorization for the Executive Director to enter into a contract with the USGS for an amount not to exceed \$225,000 to provide Light Detection and Ranging (LiDAR) data in Bradford County and other selected flood risk areas, as shown in the Board materials.

MR. DAVIS MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO ENTER INTO A CONTRACT WITH THE USGS FOR AN AMOUNT NOT TO EXCEED \$225,000 TO PROVIDE LIDAR DATA IN BRADFORD COUNTY AND OTHER SELECTED FLOOD RISK AREAS. THE MOTION WAS SECONDED BY DR. COLE. THE MOTION PASSED UNANIMOUSLY WITH GOVERNING BOARD MEMBERS ALEXANDER, BROWN, COLE, CURTIS, DAVIS, MEECE, QUINCEY, AND WILLIAMS VOTING IN FAVOR.

Paul Buchanan and Glenn Horvath gave a brief presentation regarding LiDAR data.

Agenda Item No. 14 – Activity Report, Mission Support. The Activity Report for the Department of Mission Support was provided as an informational item in the Board materials.

Agenda Item No. 15 – Activity Report, Real Estate. The Activity Report for Real Estate was provided as an informational item in the Board materials.

## **DEPARTMENT OF WATER SUPPLY AND RESOURCE MANAGEMENT**

Agenda Item No. 16 – Renewal of Cattle Grazing Lease with Neal and Virginia McCall. Robert Heeke, Program Leader, presented the staff recommendation for Governing Board authorization for the Executive Director to execute an amended license with Neal and Virginia McCall to graze cattle on a portion of the Steinhatchee Springs Tract for a fee of \$40 per cow for an estimated 50 cows per year, as shown in the Board materials.

MR. DAVIS MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO EXECUTE AN AMENDED LICENSE WITH NEAL AND VIRGINIA MCCALL TO GRAZE CATTLE ON A PORTION OF THE STEINHATCHEE SPRINGS TRACT FOR A FEE OF \$40 PER COW FOR AN ESTIMATED 50 COWS PER YEAR. THE MOTION WAS SECONDED BY MR. ALEXANDER. THE MOTION PASSED UNANIMOUSLY WITH GOVERNING BOARD MEMBERS ALEXANDER, BROWN, COLE, CURTIS, DAVIS, MEECE, QUINCEY, AND WILLIAMS VOTING IN FAVOR.

Agenda Item No. 17 – Renewal of Contract 10/11-132 with Flatwoods Forestry for Forest Inventory Services. Mr. Heeke presented the staff recommendation for Governing Board authorization for the Executive Director to execute an amendment to Contract 10/11-132 with Flatwoods Forestry for an amount not to exceed \$18,500 for FY 2012, as shown in the Board materials.

MR. ALEXANDER MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO EXECUTE AN AMENDMENT TO CONTRACT 10/11-132 WITH FLATWOODS FORESTRY FOR AN AMOUNT NOT TO EXCEED \$18,500 FOR FY 2012. THE MOTION WAS SECONDED BY MR. DAVIS. THE MOTION FAILED WITH GOVERNING BOARD MEMBER ALEXANDER VOTING IN FAVOR AND BROWN, COLE, DAVIS, MEECE, QUINCEY, AND WILLIAMS VOTING AGAINST.

Agenda Item No. 18 – Amendment to Contract Number 11/12-003 with Perpetual Contracting, Inc., to Conduct Water Quality Improvements on District Lands. Tim Sagul, Program Leader, presented the staff recommendation for Governing Board authorization for the Executive Director to amend contract number 11/12-003 with Perpetual Contracting, Inc., to conduct water quality improvements on District lands using compensatory water quality mitigation funds from the Florida Department of Transportation (FDOT), amending the contract not to exceed amount from \$200,000 to \$236,300, as shown in the Board materials.

MR. DAVIS MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO AMEND CONTRACT NUMBER 11/12-003 WITH PERPETUAL CONTRACTING, INC., TO CONDUCT WATER QUALITY IMPROVEMENTS ON DISTRICT LANDS USING COMPENSATORY WATER QUALITY MITIGATION FUNDS FROM THE FDOT, AMENDING THE CONTRACT NOT TO EXCEED AMOUNT FROM \$200,000 TO \$236,300. THE MOTION WAS SECONDED BY MR. ALEXANDER. THE MOTION PASSED UNANIMOUSLY WITH GOVERNING BOARD MEMBERS ALEXANDER, BROWN, COLE, CURTIS, DAVIS, MEECE, QUINCEY, AND WILLIAMS VOTING IN FAVOR.

Agenda Item No. 19 – Approval of Water Use Permit Application Number 2-11-00016M, Coggins Acres, Madison County. Mr. Sagul presented the staff recommendation for Governing Board approval of a modification to Water Use Permit number 2-11-00016, with seventeen standard conditions and seven special limiting conditions to Coggins Acres, LLC, in Madison County, as shown in the Board materials.

MR. DAVIS MADE A MOTION TO APPROVE A MODIFICATION TO WATER USE PERMIT NUMBER 2-11-00016, WITH SEVENTEEN STANDARD CONDITIONS AND SEVEN SPECIAL LIMITING CONDITIONS TO COGGINS ACRES, LLC, IN MADISON COUNTY. THE MOTION WAS SECONDED BY MR. MEECE. THE MOTION PASSED UNANIMOUSLY WITH GOVERNING BOARD MEMBERS ALEXANDER, BROWN, COLE, CURTIS, DAVIS, MEECE, QUINCEY, AND WILLIAMS VOTING IN FAVOR.

Agenda Item No. 20 – Approval of Water Use Permit Application Number 2-11-00040, Loncala Dairies, Gilchrist County. Mr. Sagul presented the staff recommendation for Governing Board approval of Water Use Permit number 2-11-00040, with seventeen standard conditions and eight special limiting conditions to Alliance Grazing Group in Gilchrist County, as shown in the Board materials.

MR. DAVIS MADE A MOTION TO APPROVE WATER USE PERMIT NUMBER 2-11-00040, WITH SEVENTEEN STANDARD CONDITIONS AND EIGHT SPECIAL LIMITING CONDITIONS TO ALLIANCE GRAZING GROUP IN GILCHRIST COUNTY. THE MOTION WAS SECONDED BY MR. ALEXANDER. THE MOTION PASSED UNANIMOUSLY WITH GOVERNING BOARD MEMBERS ALEXANDER, BROWN, COLE, CURTIS, DAVIS, MEECE, QUINCEY, AND WILLIAMS VOTING IN FAVOR.

The following individuals from the public addressed the Board regarding this agenda item: Peter Butt, Steve Gladden, and Mark Long.

Agenda Item No. 21 – Approval of Water Use Permit Application Number 2-11-00041, Piedmont Farms Dairy, Gilchrist County. Mr. Sagul presented the staff recommendation for Governing Board approval of Water Use Permit number 2-11-00041, with seventeen standard conditions and seven special limiting conditions to Piedmont Farms, Inc., in Gilchrist County, as shown in the Board materials.

MR. DAVIS MADE A MOTION TO APPROVE WATER USE PERMIT NUMBER 2-11-00041, WITH SEVENTEEN STANDARD CONDITIONS AND SEVEN SPECIAL LIMITING CONDITIONS TO PIEDMONT FARMS, INC., IN GILCHRIST COUNTY. THE MOTION WAS SECONDED BY MR. ALEXANDER. THE MOTION PASSED UNANIMOUSLY WITH GOVERNING BOARD MEMBERS ALEXANDER, BROWN, COLE, CURTIS, DAVIS, MEECE, QUINCEY, AND WILLIAMS VOTING IN FAVOR.

Agenda Item No. 22 – Approval of Water Use Permit Application Number 2-97-00005M2, William Douberly Farm, Levy and Gilchrist Counties. Mr. Sagul presented the staff recommendation for Governing Board approval for a modification to Water Use Permit number 2-97-00005M2, with seventeen standard conditions and six special limiting conditions to William Douberly Farm in Levy and Gilchrist Counties, as shown in the Board materials.

MR. DAVIS MADE A MOTION TO APPROVE A MODIFICATION TO WATER USE PERMIT NUMBER 2-97-00005M2, WITH SEVENTEEN STANDARD CONDITIONS

AND SIX SPECIAL LIMITING CONDITIONS TO WILLIAM DOUBERLY FARM IN LEVY AND GILCHRIST COUNTIES. THE MOTION WAS SECONDED BY MR. BROWN. THE MOTION PASSED UNANIMOUSLY WITH GOVERNING BOARD MEMBERS ALEXANDER, BROWN, COLE, CURTIS, DAVIS, MEECE, QUINCEY, AND WILLIAMS VOTING IN FAVOR.

Agenda Item No. 23 – Authorization for the Executive Director to File Administrative Complaint Regarding Rodney O. Tompkins Trustee, Rodney Tompkins, CE11-0001, Gilchrist County. Mr. Sagul presented the staff recommendation for Governing Board authorization for the Executive Director to file an Administrative Complaint regarding Rodney O. Tompkins, Trustee, for use of water without a permit in Gilchrist County, as shown in the Board materials.

MR. DAVIS MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO FILE AN ADMINISTRATIVE COMPLAINT REGARDING RODNEY O. TOMPKINS, TRUSTEE, FOR USE OF WATER WITHOUT A PERMIT IN GILCHRIST COUNTY. THE MOTION WAS SECONDED BY MR. MEECE. THE MOTION PASSED WITH GOVERNING BOARD MEMBERS ALEXANDER, BROWN, COLE, CURTIS, DAVIS, MEECE, AND QUINCEY VOTING IN FAVOR AND WILLIAMS VOTING AGAINST.

Agenda Item No. 24 – Environmental Resource Permit Application Number 07-0288M, Josephine Recreational Project, Columbia County, Regarding Lake City Management, LLC, CE10-0026. Mr. Sagul requested to defer this item.

MR. DAVIS MADE A MOTION TO DEFER ACTION ON REVOCATION OF GENERAL ENVIRONMENTAL RESOURCE PERMIT NUMBER 07-0288M ISSUED TO LAKE CITY DEVELOPMENT, LLC, FOR JOSEPHINE RECREATIONAL PROJECT, COLUMBIA COUNTY, UNTIL THE JANUARY 2012 MEETING. THE MOTION WAS SECONDED BY DR. COLE. THE MOTION PASSED UNANIMOUSLY WITH GOVERNING BOARD MEMBERS ALEXANDER, BROWN, COLE, CURTIS, DAVIS, MEECE, QUINCEY, AND WILLIAMS VOTING IN FAVOR.

Agenda Item No. 25 - Activity Reports. The Water Supply, Water Resource Monitoring, Regulatory, Suwannee River Partnership, Compliance Report, and Land Management Activity Reports were provided as informational items in the Board materials.

## **GOVERNING BOARD LEGAL COUNSEL**

Agenda Item No. 26 – Governing Board Counsel Monthly Report.  
Mr. George “Tom” Reeves addressed the Board regarding this item.

## **EXECUTIVE OFFICE**

Agenda Item No. 27 – Interim Personnel Measures.

Mr. David Still presented the staff recommendation that the Governing Board approve a freeze on salary increases and the addition of new positions pending a review of the District’s funding capacity and staffing plan in association with the FY 2013 budget, as shown in the Board materials.

MR. DAVIS MADE A MOTION TO APPROVE A FREEZE ON SALARY INCREASES AND THE ADDITION OF NEW POSITIONS PENDING A REVIEW OF THE DISTRICT’S FUNDING CAPACITY AND STAFFING PLAN IN ASSOCIATION WITH THE FY 2013 BUDGET. THE MOTION WAS SECONDED BY DR. COLE. THE MOTION PASSED UNANIMOUSLY WITH GOVERNING BOARD MEMBERS ALEXANDER, BROWN, COLE, CURTIS, DAVIS, MEECE, QUINCEY, AND WILLIAMS VOTING IN FAVOR.

Supplemental Agenda Item – Approval of a Work Order in the Matter of Jeffrey and Linda Hill v. Suwannee River Water Management District. Mr. Still presented the staff recommendation for Governing Board approval of a work order for legal expenditures in the matter of Jeffrey and Linda Hill versus District for an amount not to exceed \$9,500.

MR. MEECE MADE A MOTION TO APPROVE A WORK ORDER FOR LEGAL EXPENDITURES IN THE MATTER OF JEFFREY AND LINDA HILL VERSUS DISTRICT FOR AN AMOUNT NOT TO EXCEED \$9,500. THE MOTION WAS SECONDED BY MR. DAVIS. THE MOTION PASSED WITH GOVERNING BOARD MEMBERS ALEXANDER, BROWN, COLE, CURTIS, DAVIS, MEECE, AND QUINCEY VOTING IN FAVOR AND WILLIAMS VOTING AGAINST.

Agenda Item No. 28 - Executive Director's Report.  
None.

Agenda Item No. 29 - Executive Office Activity Report. The Executive Office Activity Report was provided as an informational item in the Board materials.

Agenda Item No. 30 – Legal Services Report. The Legal Services Report was provided as an informational item in the Board materials.

The meeting adjourned at 12:19 p.m.

\_\_\_\_\_  
Chairman

ATTEST:

\_\_\_\_\_

SUWANNEE RIVER WATER MANAGEMENT DISTRICT  
MINUTES OF  
GOVERNING BOARD WORKSHOP

Note: Recordings have been used to record these proceedings and are 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.

12:55 p.m., Tuesday  
December 13, 2011

District Headquarters  
9225 CR 49  
Live Oak, Florida

Governing Board:

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



Staff:

<b>Position</b>	<b>Name</b>	<b>Present</b>	<b>Not Present</b>
Executive Director	David Still	X	
Assistant Executive Director	Charlie Houder	X	
Governmental Affairs Director	Steve Minnis	X	
Department Director, Mission Support	Melanie Roberts	X	
Department Director, Water Supply & Resource Management	Jon Dinges	X	
Senior Professional Engineer	Megan Wetherington	X	
GB Coordinator – Paralegal	Linda Welch	X	

Guests:

James Link, SRWMD  
Kevin Wright, SRWMD  
David Jenness, SRWMD  
Tim Sagul, SRWMD  
Bob Heeke, SRWMD  
Terry Demott, SRWMD  
Brian Kauffman, SRWMD  
Vanessa Fultz, SRWMD  
Cindy Johnson, SRWMD  
Glenn Horvath, SRWMD  
Renate and Barney Cannon, Chiefland  
Steve Gladdin, Trenton  
Merrilee Malwitz-Jipson, Our Santa Fe River, Fort White  
Jennifer Springfield, Springfield Law, P.A., Gainesville  
Paul Still, Bradford Soil & Water Conservation District, Starke

James Link gave a presentation on Federal Emergency Management Agency's (FEMA) RiskMAP and the ongoing business that the District has with FEMA.

Glenn Horvath and David Jenness gave an overview and demonstration of the new water use permitting database.

Terry Demott presented the Florida Forever Work Plan 2012 Annual Update.

David Still discussed preliminary plans for the January 2012 Governing Board meeting and workshop, which includes a tour of South Florida Water Management District.

The Governing Board discussed matters with David Still.

Workshop adjourned at 2:01 p.m.

Suwannee River Water Management District

Governing Board Materials

## Mission Support

The following materials have been reviewed and approved for distribution to the Governing Board and the public.

Director of Mission Support

Assistant Executive Director

Executive Director

MEMORANDUM

TO: Governing Board  
FROM: Melanie Roberts, Director of Mission Support  
DATE: December 20, 2011  
RE: Approval of November 2011 Financial Report

RECOMMENDATION

**Staff recommends that the Governing Board approve the November 2011 Financial Report and confirm the expenditures of the District.**

BACKGROUND

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

<b>Non-Operating Budget</b>	
Acquisition	\$7,207,820
Future Contractual	\$7,304,408
R. O. Ranch Reserves	\$3,810,000
Land Management Reserves	\$5,000,000
Operating Reserves	\$2,760,000
<b>Total</b>	<b>\$26,082,228</b>
<b>Operating Budget</b>	<b>\$21,307,361</b>
<b>Total FY 2012 Budget</b>	<b>\$47,389,589</b>
<b>Total FY 2012 Expenditures</b>	<b>\$1,172,806</b>
<b>Percent of Operating Budget</b>	<b>6%</b>

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.

MONTHLY STATUS OF FY 2011/2012 BUDGET EXPENDITURES BY DEPARTMENT  
THROUGH 11/30/11

Water Supply & Resource Management

Description	Budgeted	Expenditures to		Balance
		Date	% Expenditures Used	
516 Salaries & Benefits	\$3,183,888	\$437,030	14%	\$2,746,858
540 Other Personal Services	148,000	11,813	8%	136,187
580 Legal Services	153,200	4,036	3%	149,164
586 Contractual Services	17,750,747	166,229	1%	17,584,518
590 Pmt. in Lieu of Taxes	365,000	0	0%	365,000
605 Printing & Binding	13,400	252	2%	13,148
606 Publication of Notices	16,600	182	1%	16,418
621 Meetings	4,700	0	0%	4,700
622 Registrations & Training	35,850	3,385	9%	32,465
626 Travel Expenses	32,500	643	2%	31,857
627 Utilities	10,000	69	1%	9,931
631 Equipment Maintenance	9,400	314	3%	9,086
690 Other Contractual Services	8,400	0	0%	8,400
701 Field Supplies	714,900	21,950	3%	692,950
703 Computer Supplies	5,350	0	0%	5,350
705 Maps & Aerials	1,500	0	0%	1,500
706 Books & Documents	3,200	47	1%	3,153
715 Photographic Supplies	1,850	0	0%	1,850
740 Office Support Equipment	5,100	0	0%	5,100
790 Other Commodities	2,400	0	0%	2,400
801 Computer Software	8,700	0	0%	8,700
802 Equipment Rental	5,750	1,008	18%	4,742
809 Fees & Permits	16,000	1	0%	15,999
903 Office Equipment	3,000	0	0%	3,000
905 Mobile Equipment	24,000	0	0%	24,000
906 Computer Equipment	8,000	0	0%	8,000
907 Lab & Field Equipment	31,000	0	0%	31,000
930 Interagency Expenditures	1,444,300	13,270	1%	1,431,030
960 Reserves	8,810,000	0	0%	8,810,000
<b>TOTAL</b>	<b>\$32,816,735</b>	<b>\$660,229</b>	<b>2%</b>	<b>\$32,156,506</b>

MONTHLY STATUS OF FY 2011/2012 BUDGET EXPENDITURES BY DEPARTMENT  
THROUGH 11/30/11

Executive Office

Description	Budgeted	Expenditures to		Balance
		Date	% Expenditures Used	
516 Salaries & Benefits	\$489,133	\$73,846	15%	\$415,287
580 Legal Services	55,000	212	0%	54,788
586 Contractual Services	28,000	745	3%	27,255
605 Printing & Binding	1,000	0	0%	1,000
621 Meetings	500	0	0%	500
622 Registrations & Training	6,525	405	6%	6,120
626 Travel Expenses	27,750	3,009	11%	24,741
650 Promotions	13,500	513	4%	12,987
706 Books & Documents	2,000	305	15%	1,695
715 Photographic Supplies	350	120	34%	230
930 Interagency Expenditures	5,000	0	0%	5,000
960 Reserves	2,760,000	0	0%	2,760,000
<b>TOTAL</b>	<b>\$3,388,758</b>	<b>\$79,155</b>	<b>2%</b>	<b>\$3,309,603</b>

MONTHLY STATUS OF FY 2011/2012 BUDGET EXPENDITURES BY DEPARTMENT  
THROUGH 11/30/11

Mission Support

Description	Budgeted	Expenditures to		Balance
		Date	% Expenditures Used	
516 Salaries & Benefits	\$1,863,076	\$253,018	14%	\$1,610,058
564 Property Appraiser	210,000	35,492	17%	174,508
579 Tax Collector	125,000	-2,916	-2%	127,916
580 Legal Services	46,800	2,976	6%	43,824
585 Audit Services	35,000	0	0%	35,000
586 Contractual Services	605,500	23,528	4%	581,972
605 Printing & Binding	25,500	38	0%	25,462
606 Publication of Notices	15,000	181	1%	14,819
607 Postage	25,000	303	1%	24,697
621 Meetings	1,000	0	0%	1,000
622 Registrations & Training	38,000	3,213	8%	34,787
626 Travel Expenses	24,000	1,079	4%	22,921
627 Utilities	70,000	4,517	6%	65,483
628 Communications	150,000	12,138	8%	137,862
629 Facilities Maintenance	75,000	5,603	7%	69,397
630 Vehicle Maintenance	75,000	10,176	14%	64,824
631 Equipment Maintenance	27,000	2,390	9%	24,610
690 Other Contractual Services	2,500	0	0%	2,500
701 Field Supplies	10,000	303	3%	9,697
702 Office Supplies	41,000	3,664	9%	37,336
703 Computer Supplies	26,000	4,194	16%	21,806
704 Fuel & Lubricants	70,000	4,469	6%	65,531
705 Maps & Aerials	2,000	0	0%	2,000
706 Books & Documents	7,600	154	2%	7,446
740 Office Support Equipment	6,000	0	0%	6,000
790 Other Commodities	3,000	0	0%	3,000
801 Computer Software	86,800	5	0%	86,795
802 Equipment Rental	50,000	6,499	13%	43,501
804 Workers Comp. Insurance	25,000	13,106	52%	11,894
805 Property & Casualty Insurance	60,000	49,117	82%	10,883
809 Fees & Permits	500	175	35%	325
903 Office Equipment	17,000	0	0%	17,000
906 Computer Equipment	110,000	0	0%	110,000
907 Lab & Field Equipment	25,000	0	0%	25,000
920 Land Acquisition	7,207,820	0	0%	7,207,820
930 Interagency Expenditures	23,000	0	0%	23,000
<b>TOTAL</b>	<b>\$11,184,096</b>	<b>\$433,422</b>	<b>4%</b>	<b>\$10,750,674</b>
<b>DISTRICT TOTAL</b>	<b>\$47,389,589</b>	<b>\$1,172,806</b>	<b>2%</b>	<b>\$46,216,783</b>

## MEMORANDUM

TO: Governing Board  
FROM: Terry E. Demott, Senior Land Resource Coordinator  
DATE: December 22, 2011  
RE: Approval and Execution of Resolution 2012-01 Authorizing the Conveyance of 712 acres ± in the District's Sandlin Bay Tract, Columbia County, Florida, to the United States Government, United States Department of Agriculture Forest Service

### RECOMMENDATION

**Subject to public comment that may be received, staff recommends approval and execution of Resolution 2012-01 allowing the conveyance of 712 acres ± in the District's Sandlin Bay Tract, Columbia County, Florida, to the United States Government, United States Department of Agriculture Forest Service, National Forests in Florida (USDA FS).**

### BACKGROUND

Section 373.056(4), Florida Statutes, allows the conveyance of District lands to other units of government including the United States Government. In accordance with this Section, the Governing Board is being asked to convey 712 acres ± to the USDA FS.

Since August 2000, the District has purchased 15,800 acres in Sandlin Bay. A Memorandum of Understanding (MOU) was executed between the District and USDA FS for interim management and the intent to sell 6,600 acres of the property to USDA FS. After an extension of the MOU, the initial 6,600 acres was conveyed. Another 6,434 acres have subsequently been deeded to the USDA FS.

Funds for all the conveyances to USDA FS were from the U.S. Government and the White Springs Agricultural Chemicals, Inc. (also known as PCS Phosphate) Mitigation funds. The District was assigned fiduciary responsibilities of these mitigation funds. A fund was established by the District in 2002 and currently has a balance of \$604,259. Upon Governing Board approval of the above conveyance, \$498,092 will be transferred from these mitigation funds to Preservation 2000 Funds for future acquisitions, leaving a balance of \$106,167 in mitigation funds.



**PUBLIC HEARING SUMMARY**  
**SUWANNEE RIVER WATER MANAGEMENT DISTRICT SALE TO UNITED STATES DEPARTMENT OF AGRICULTURE FOREST SERVICE, NATIONAL FORESTS IN FLORIDA**  
**SANDLIN BAY TRACT**  
**JANUARY 10, 2012**

**SELLER:** Suwannee River Water Management District (SRWMD)

**BUYER:** United States Department of Agriculture Forest Service, National Forests in Florida (USDA FS)

**AREA:** 712 acres ± of the 15,800-acre tract

**LOCATION:** Columbia County

**PROGRAMMATIC CONTEXT:**

- This parcel was purchased by the SRWMD in order to protect portions of Pinhook Swamp and Sandlin Bay, wetland systems that feed to the Suwannee River. It was specifically identified as a potential acquisition to mitigate for alternative reclamation standards under mining permits for PCS Phosphate, also known as White Springs Agricultural Chemicals Inc. It was the intention of the Governing Board at the time of acquisition to convey the property to the USDA FS as funds became available from either mitigation or federal sources.
- USDA FS identifies this tract in their Pinhook Swamp Purchase Unit, which lies between the Okefenokee National Wildlife Refuge and the main body of the Osceola National Forest.

**INTEREST TO BE CONVEYED:** SRWMD acquired a fee-simple interest by statutory warranty deed. Fee-simple deed to the 712 acres ± will be conveyed to the USDA FS.

**TITLE ISSUES:** No title issues

**PRICE:** \$700 per acre for approximately \$498,092. This is the price per acre determined from current appraisals.

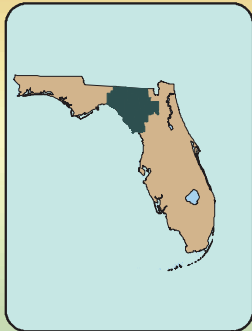
**ACCESS:** Access to the subject property is via county maintained Little Suwannee Road (a.k.a. Benton Tower Road), east of and intersecting US 441. A network of interior, private roads provides access throughout the site.

**CLOSING COSTS:** USDA FS will pay all closing costs.

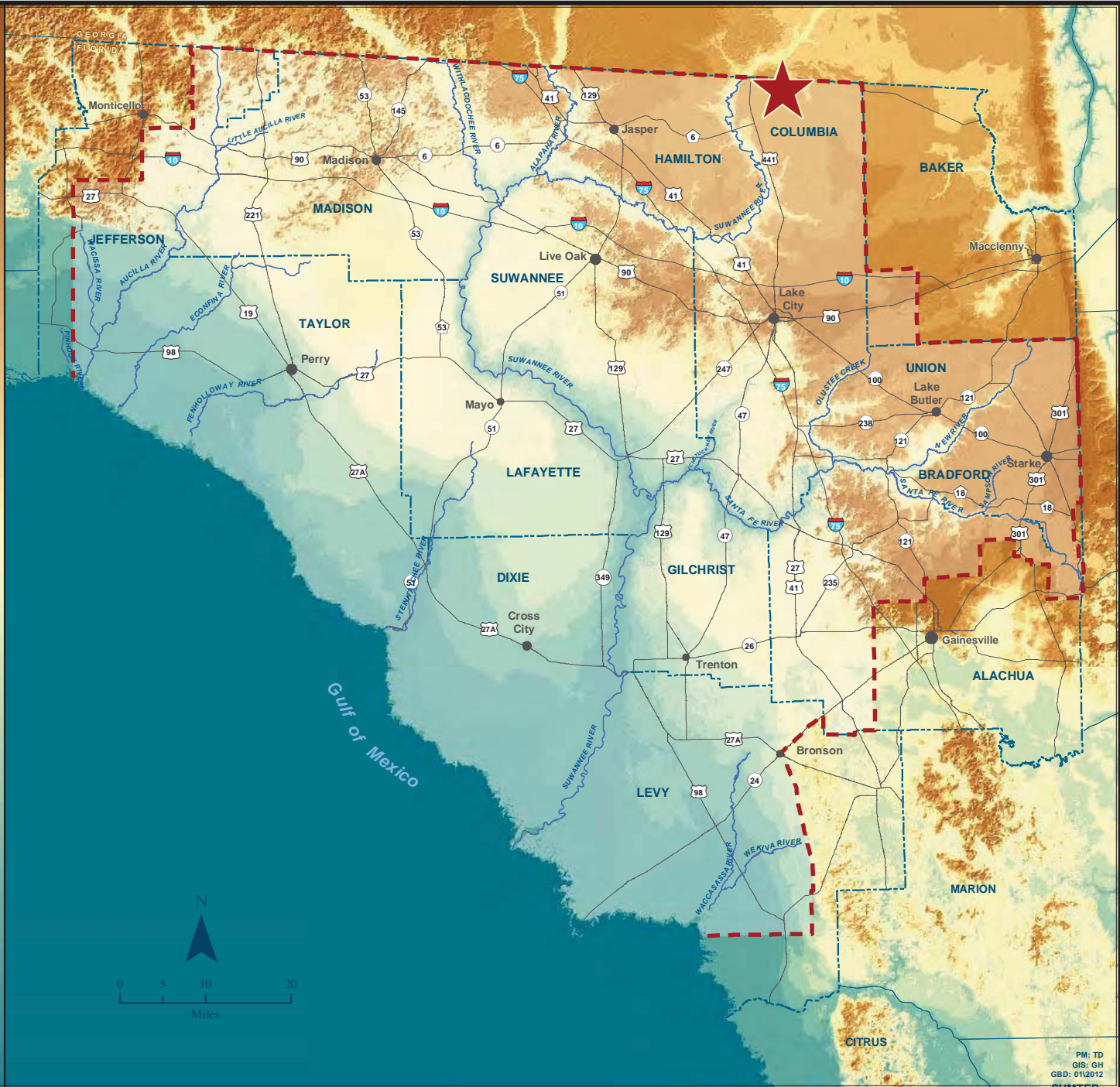
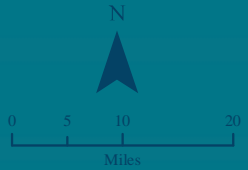
USDA FS File #008-498

# SRWMD Sandlin Bay Conveyance to USDA FS Columbia County, FL

 SRWMD Boundary  
 Project Location



NOTE: This map was created by the Suwannee River Water Management District (SRWMD), Department of Land Acquisition and Management (LA&M), 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 public records request regardless of the use or application. SRWMD does not guarantee the accuracy, or suitability for any use of this data, and no warranty is expressed or implied. In no event will the SRWMD, its staff, or the contributing agencies be liable for any direct, indirect, special, consequential or other damages, including loss of profit, arising from the use of this data, even if the District has been advised of the possibility of such damages. Users of this data should therefore do so at their own risk. For more information please contact the SRWMD at 1-386-362-1001.



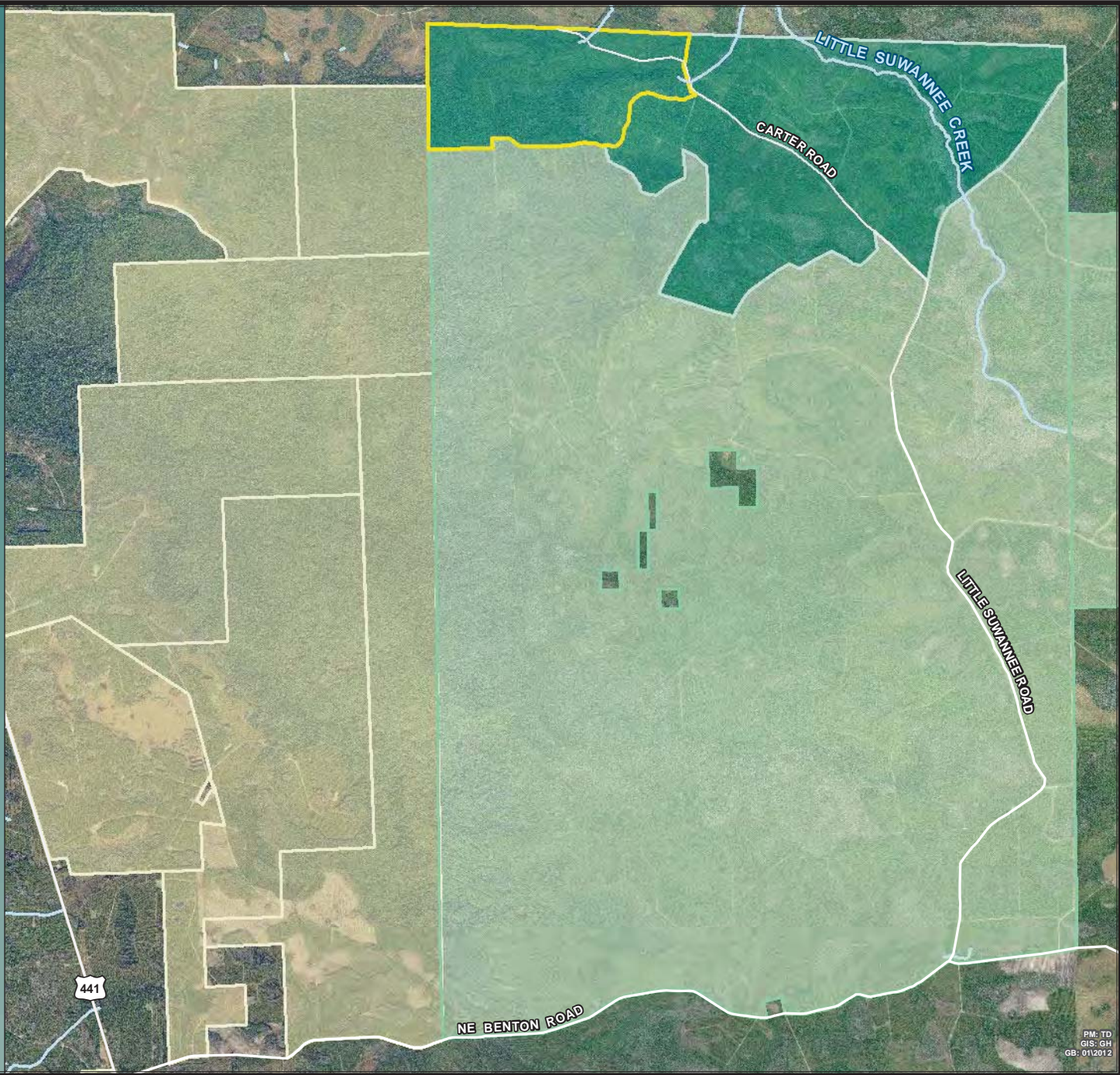
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 GIS: GH  
 GBD: 01/2012

**SRWMD Sandlin Bay  
Conveyance to  
USDA FS  
Columbia County  
Florida**

-  Conveyance Tract
-  SRWMD Fee Lands
-  Osceola National Forest
-  Pinhook Swamp CE (Held by State)
-  Streams & Creeks









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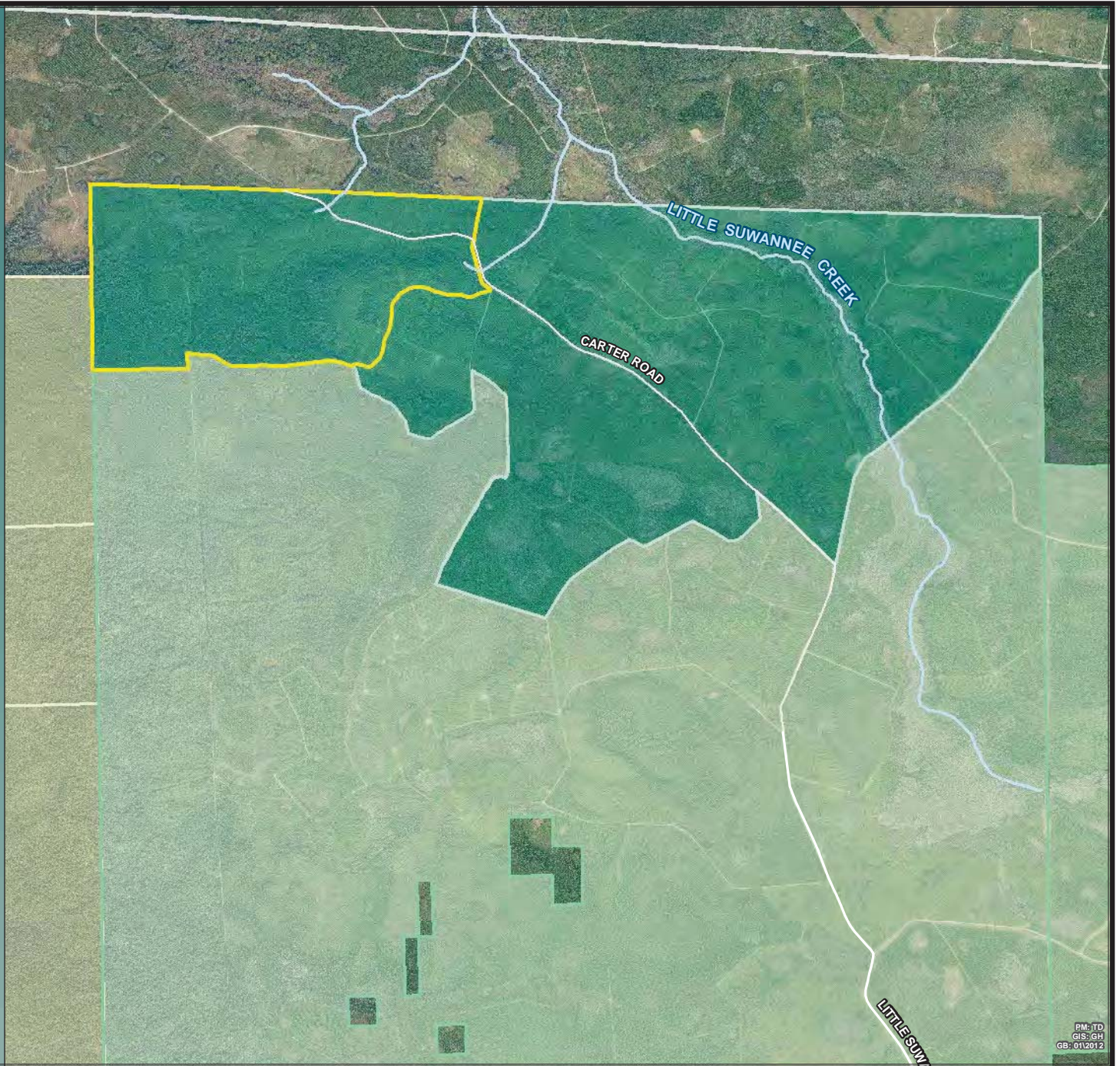
PM: TD  
GIS: GH  
GB: 01/2012

# SRWMD Sandlin Bay Conveyance to USDA FS Columbia County Florida

-  Conveyance Tract
-  SRWMD Fee Lands
-  Osceola National Forest
-  Pinhook Swamp CE  
(Held by State)
-  Streams & Creeks
-  Florida/Georgia  
State Line



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PM: TD  
GIS: GH  
GB: 01/2012

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT**

**RESOLUTION NO. 2012-01**

**RESOLUTION APPROVING THE CONVEYANCE OF SANDLIN BAY PROPERTY OWNED BY SUWANNEE RIVER WATER MANAGEMENT DISTRICT TO UNITED STATES DEPARTMENT OF AGRICULTURE FOREST SERVICE, NATIONAL FORESTS IN FLORIDA, AUTHORIZING THE CHAIRMAN AND SECRETARY TO EXECUTE CLOSING DOCUMENTS, AND THE TRANSFER OF FUNDS FROM WHITE SPRINGS AGRICULTURAL CHEMICALS, INC., CONTRIBUTION ACCOUNT**

**WHEREAS**, the Suwannee River Water Management District (SRWMD) purchased approximately 15,800 acres +/- in Columbia County (Sandlin Bay) with the recommendation that the United States Department of Agriculture Forest Service (USDA FS) would be a participating partner; and

**WHEREAS**, the Florida Department of Environmental Protection (FDEP) approved the purchase of SRWMD property in Sandlin Bay with White Springs Agricultural Chemicals, Inc., (WSA) contribution account funds; and

**WHEREAS**, Chapter 373.056(4), Florida Statutes, authorizes any water management district to convey or lease to other agencies or the United States Government and its agencies land owned by the district and not required for its purposes; and

**WHEREAS**, the Governing Board of SRWMD has determined that this tract of land is not required for its purpose; and

**WHEREAS**, the USDA FS has agreed to accept and manage approximately 712 acres in this conveyance to protect water resources.

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

- (1) Transfer of funds from the White Springs Agricultural Chemical Contribution Account is authorized for reimbursement of this sale.
- (2) Conveyance of approximately 712 acres to the United States Department of Agriculture Forest Service, National Forests in Florida is authorized.

**PASSED AND ADOPTED THIS 10<sup>th</sup> DAY OF JANUARY, 2012 A.D.**

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

---

**MEMBERS OF THE BOARD:**

**DON QUINCEY, CHAIRMAN  
ALPHONAS ALEXANDER, VICE CHAIRMAN  
RAY CURTIS, SECRETARY/TREASURER  
KEVIN W. BROWN  
GEORGE M. COLE  
HEATH DAVIS  
CARL E. MEECE  
GUY N. WILLIAMS**

**ATTEST:**

---

**SRWMD Conveyance to USDA FS**  
**Legal Description: (O-990K)**

A tract of land in Sections 15, 16 and 22 of Township 02 North, Range 17 East, Columbia County Florida, as shown on a plat titled, "Sketch of Description, Sections 15, 16, & 22, Township 2 North, Range 17 East, Columbia County, Florida". Said plat prepared by Delta Professional Land Services, LLC, dated March 29, 2011 which is attached hereto and made a part hereof and more particularly described as follows:

All that part of Section 15 being that part of Government Lot 2 lying west of a line located 30 feet westerly of a parallel to the centerline of a no named road: and all of Government Lots 3 and 4; and all that part of SW 1/4 lying west & north of a line located 30 feet westerly & northerly of and parallel to the centerline of Snake Road; and all that part of the SE 1/4 lying north of a line located 30 feet northerly of and parallel to the centerline of Snake Road and lying west of a line located 30 feet westerly of and parallel to the centerline of Carter Road.

And

All that part of Section 16 lying west of a line located 30 feet westerly of and parallel to the centerline of Stiles Road and 30 feet northerly of and parallel to the centerline of Snake Road, which is the northerly boundary of USA Tract O-9901.

And

All that part of Section 22 lying north of a line located 30 feet northerly of and parallel to the centerline of Snake Road.

The above described parcel contains an accrued acreage of 711.56 acres, more or less.

DESCRIPTION OF A NO-NAME ROAD, lying and being in Government Lot 2, of Section 15, Township 02 North, Range 17 East, Columbia County, Florida and run North 87 degrees 13 minutes 26 seconds West, along the section line a distance of 1920.49 feet to a point on the centerline of a no-named road being the POINT OF BEGINNING; thence from said Point of Beginning, run South 11 degrees 34 minutes 17 seconds West, along the centerline of said road, a distance of 521.61 feet; thence continue along said centerline of said road, South 09 degrees 29 minutes 48 seconds West, a distance of 276.42 feet; thence continue along said centerline of said road, South 12 degrees 35 minutes 11 seconds West, a distance of 177.30 feet; thence continue along said centerline of said road, South 22 degrees 10 minutes 29 seconds West, a distance of 38.15 feet; thence continue along said centerline of said road, South 19 degrees, 16 minutes 03 seconds West, a distance of 81.86 feet to a point on the centerline of Carter Road and the terminus point of said no named road.

## MEMORANDUM

TO: Governing Board  
FROM: Richard Rocco, Real Estate Coordinator  
DATE: December 22, 2011  
RE: Resolution 2012-02, Authorizing Sale of the 45-acre ± Bay Creek South Surplus Land Tract located in Columbia County to Phil and Ruby Eunice

### RECOMMENDATION

**Staff recommends approval and execution of Resolution 2012-02 authorizing the sale of the Bay Creek South Surplus Tract located in Columbia County to Phil and Ruby Eunice.**

### BACKGROUND

In July 2009, the District Governing Board declared the 45-acre Bay Creek South Tract as surplus property and subsequently directed staff to contract with Poole Realty, Inc., to market the property.

Phil and Ruby Eunice of Lake City have offered the District \$2,000 per acre for an estimated total of \$90,000. On December 15, 2011, the Surplus Lands Committee recommended acceptance of the offer contingent upon the District ordering an updated appraisal. The original appraisal from May 2010 was determined to be outdated and not reflective of current market conditions. Staff expects to receive an updated appraisal by December 23, 2011.

Florida Statutes require surplus lands to be sold for not less than appraised value. The Eunice's signed contract is contingent upon Governing Board approval and a contract price greater than or equal to an updated appraised value.

With Governing Board approval and satisfaction of the contingency, District Counsel will prepare deeds and close the conveyance of property to Phil and Ruby Eunice.

gal  
Bay Creek South 008-00500



## **SURPLUS PARCEL ASSESSMENT**

TRACT: Bay Creek South

COUNTY: Columbia

ACREAGE: 45 acres ±

TRACT DESCRIPTION: The Bay Creek South tract is mostly composed of uplands planted with longleaf pine in 2003.

PARENT TRACT: The 303-acre parent tract was purchased in September 2002 and contains frontage on the Suwannee River and associated floodplain and wetlands. This proposal represents approximately 16% of the tract.

ACCESS: The property has frontage along U.S. Highway 441.

CURRENT ZONING: Conservation

INTERESTS TO BE RETAINED: The tract is to be sold without restrictions.

### **RESOURCE REVIEW**

(a) Water Resources:

- Recharge: 0% (0 acres)
- Springs Protection: 0% (0 acres)
- Surface Water Protection: 13% (6 acres)
- 100-year Floodplain: 0% (0 acres)

(b) Management Efficiency:

Public and land management access will remain from Cone Bridge Road. No significant impacts to management operations are anticipated once a new fireline is installed between the tracts.

(c) Public Use: There are no public use sites on this proposed parcel.

(d) Archaeological, Historical: No Records are available on the archaeological history, but the parcel lies within a high probability zone.

- Ecological Records: No Records
- Protected Plants: No Records
- Protected Animals: One Bachmann's Sparrow sighting
- Exotic Plants: No Records
- Natural Communities: Upland Pine Forest 41 acres  
Bay Head 4 acres

(e) Linkage:

This parcel is on the edge of the parent tract. Proposed new acquisitions along the Suwannee River would not be affected by this proposal.

(f) Adverse Impact to Future Management:

Staff recommends specifically notifying potential buyers that the property is adjacent to public lands managed with prescribed fire. This notice should be placed on the deed to notify all future owners.

(g) Marketability:

The property is presumed to be marketable on the open real estate market.

(h) Other Public Land Managers:

Public managers will be notified if the Committee approves the parcel for Governing Board consideration.

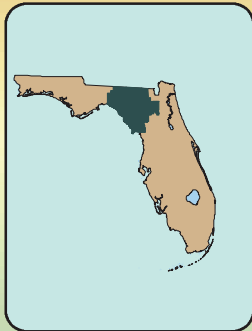
(i) Preservation 2000:

This tract was purchased with Preservation 2000 resale funds and disposition of these lands will comply with the requirements of Section 259.101(6), F.S.

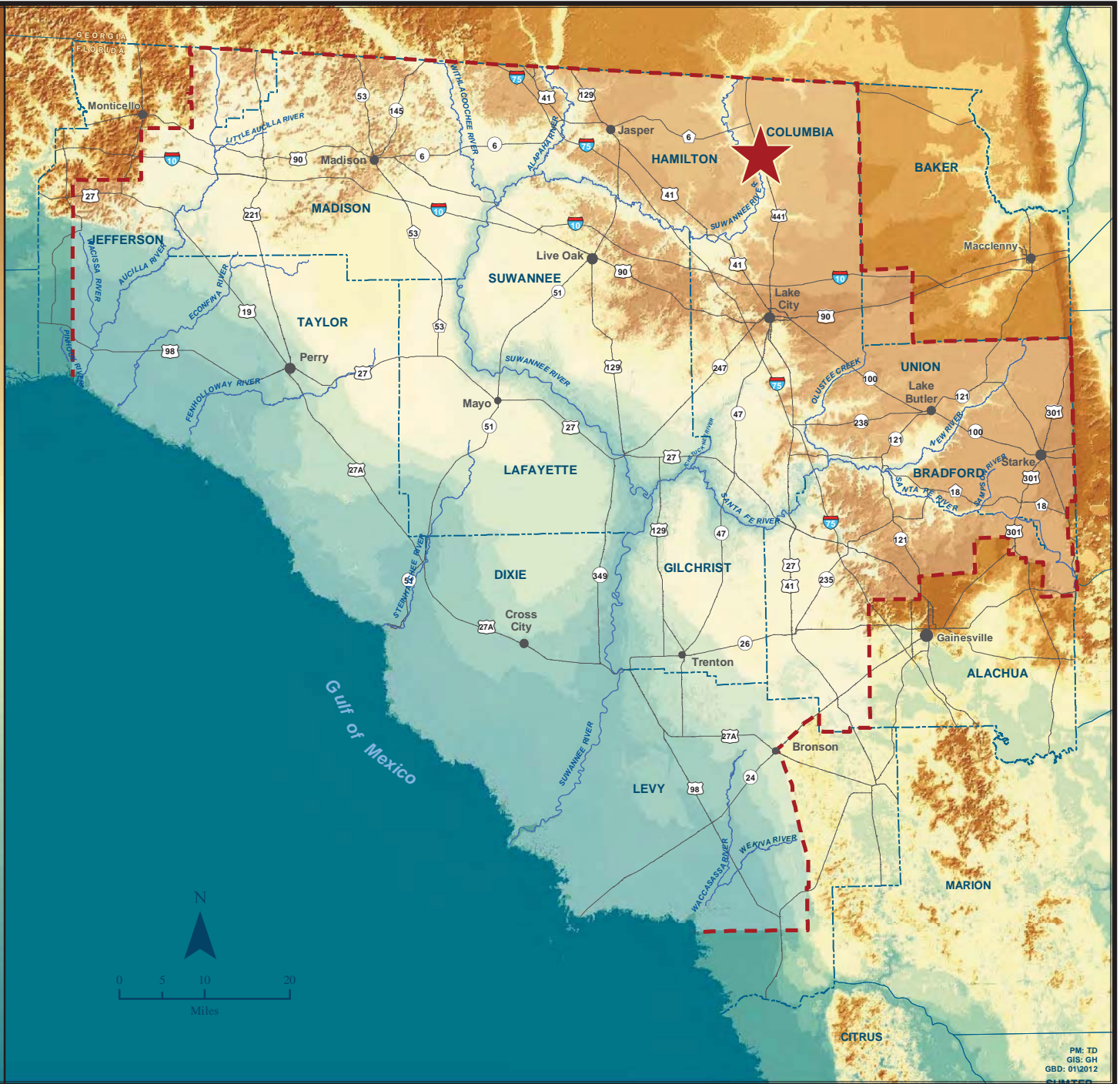
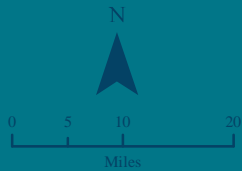
ANALYSIS: The 45 acres of the Bay Creek South parcel is within the parameters in Program Directive 2011-03 to be sold without restrictions.

# Surplus Land Bay Creek South Columbia County, FL

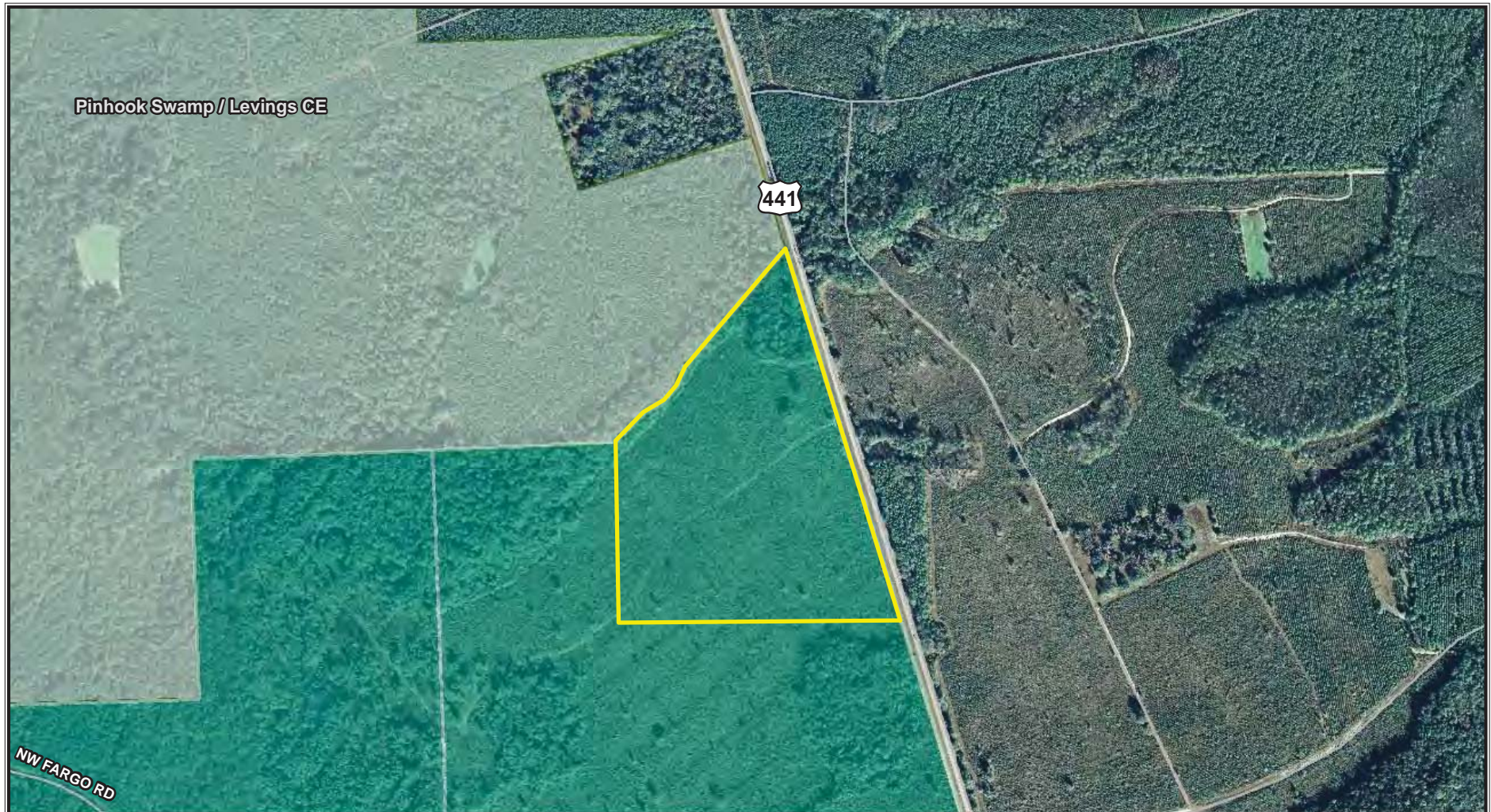
 SRWMD Boundary  
 Project Location



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PM: TD  
GIS: GH  
GBD: 01/2012

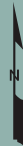
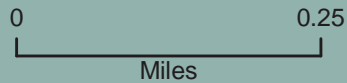


Pinhook Swamp / Levings CE

441

NW FARGO RD

-  Potential Surplus Land
-  SRWMD Lands
-  Fee Ownership  
Other Agencies



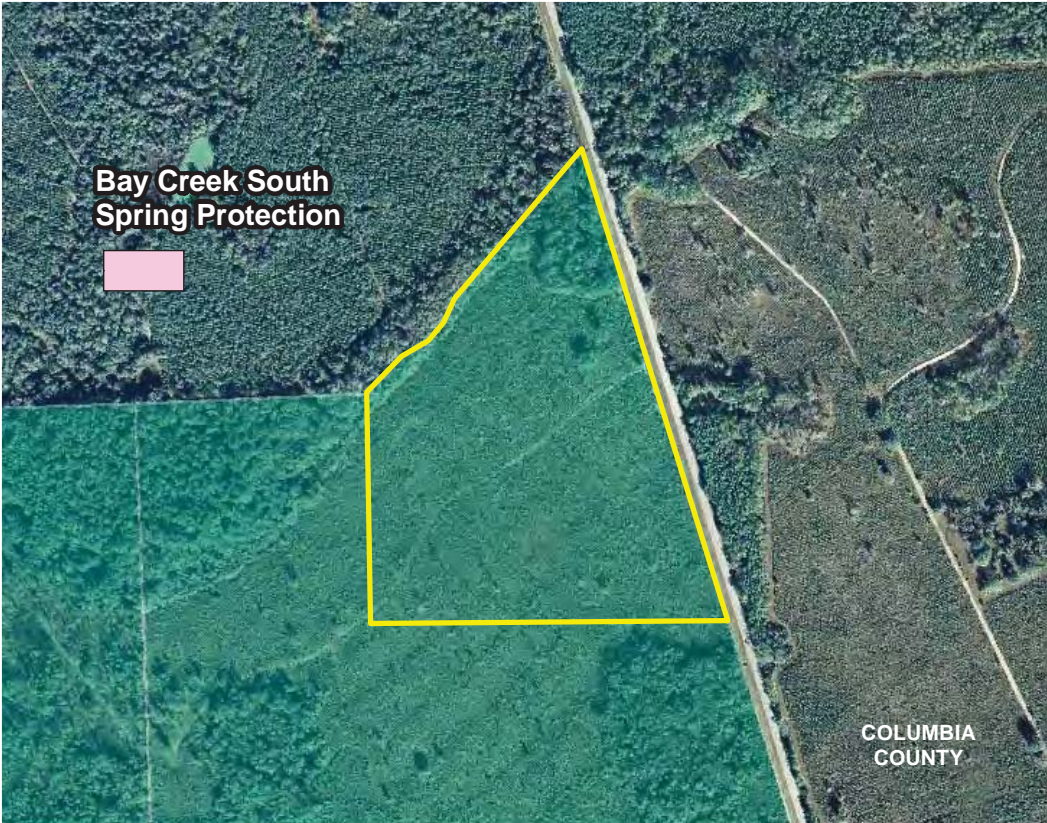
### Surplus Lands Bay Creek South Columbia County, FL



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PM: CH/TD  
GIS: GH  
PD: 6/30/2010

**Bay Creek South  
Spring Protection**



COLUMBIA  
COUNTY

**Bay Creek South  
Floodplain  
Protection**



COLUMBIA  
COUNTY

**Bay Creek South  
Surface Water  
Protection**



COLUMBIA  
COUNTY MS 18

**Bay Creek South  
Aquifer Recharge  
Protection**



COLUMBIA  
COUNTY

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT**

**RESOLUTION NO. 2012-02**

**APPROVING THE SALE OF BAY CREEK SOUTH  
PROPERTY OWNED BY SUWANNEE RIVER WATER  
MANAGEMENT DISTRICT TO PHIL AND RUBY EUNICE**

**WHEREAS**, the Suwannee River Water Management District (SRWMD) declared surplus the 45-acre ± Bay Creek South property in Columbia County in July 2009; and

**WHEREAS**, Phil and Ruby Eunice have offered the SRWMD a price of \$2,000 per acre for the Bay Creek South property; and

**WHEREAS**, Chapter 373.089(1), Florida Statutes, authorizes any water management district to surplus and sell lands for a selling price no less than appraised value; and

**WHEREAS**, this tract of land will be reappraised within 120 days prior to the sale, and the selling price will be greater than or equal to the appraised value; and

**WHEREAS**, a notice of intent of the proposed sale of this tract of land has been published in a newspaper in Columbia County once each week for three consecutive weeks; and

**WHEREAS**, the Governing Board of the Suwannee River Water Management District has designated this tract of land as surplus and has determined it is no longer needed for conservation purposes; and

**WHEREAS**, Phil and Ruby Eunice have agreed to purchase this property by March 1, 2012.

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

- (1) This 45-acre Bay Creek South parcel is no longer needed for conservation purposes.
- (2) Sale of this property is authorized to Phil and Ruby Eunice, for a price of \$2,000 per acre for a total of approximately \$90,000.
- (3) Proceeds from the sale of this property will be used for future purchase of property with greater water resource values.

**PASSED AND ADOPTED THIS 10<sup>th</sup> DAY OF JANUARY, 2012 A.D.**

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

---

**MEMBERS OF THE BOARD:**

**DON QUINCEY, CHAIRMAN  
ALPHONAS ALEXANDER, VICE CHAIRMAN  
RAY CURTIS, SECRETARY/TREASURER  
KEVIN W. BROWN  
GEORGE M. COLE  
HEATH DAVIS  
CARL E. MEECE  
GUY N. WILLIAMS**

**ATTEST:**

---

MEMORANDUM

TO: Governing Board

FROM: Terry E. Demott, Senior Land Resource Coordinator

DATE: December 22, 2011

RE: Lease Amendment with the Department of Environmental Protection for Stephen Foster Folk Culture Center State Park

RECOMMENDATION

**Staff recommends approval and execution of a lease amendment to add 1.88 acres of property to the lease with Florida Department of Environmental Protection (FDEP) for the Stephen Foster Folk Culture Center State Park.**

BACKGROUND

In April 1989 a lease agreement gave management responsibility of the 641-acre Carter-Camp Tract to the Florida Department of Natural Resources, which is now the Florida Department of Environmental Protection (FDEP). FDEP has requested an additional 1.88-acre parcel that is believed to have been unintentionally excluded from the original lease.

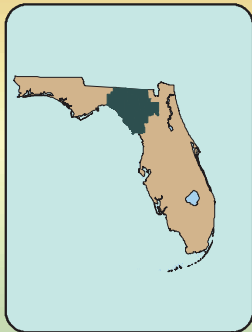
Staff of the Stephen Foster Folk Culture Center State Park brought this omission to the District's attention after determining their need for a fireline at this location. Management of this District property has been conducted in a satisfactory manner, and this addition should help protect both FDEP and District property.

/gal  
Enclosure

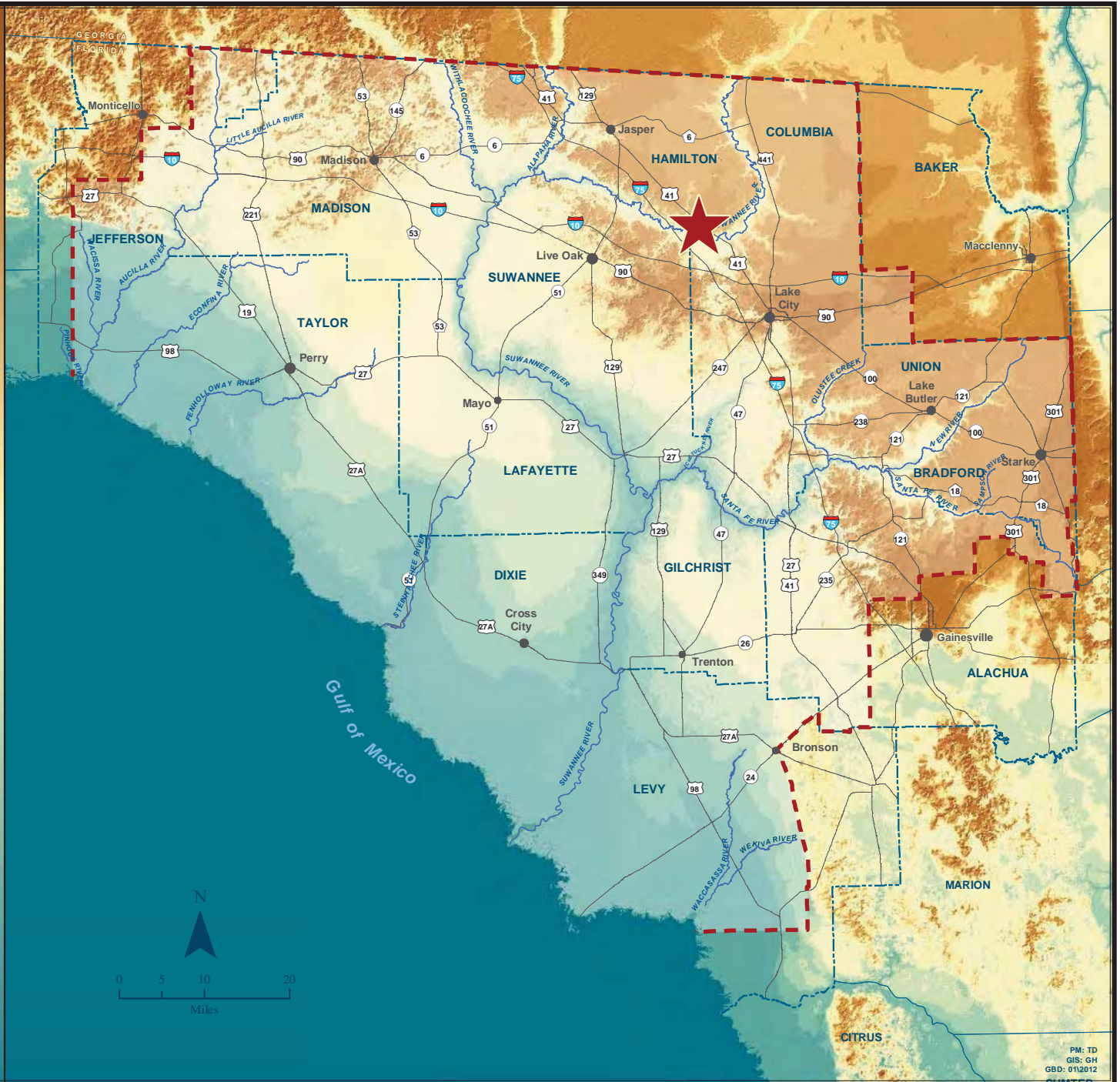
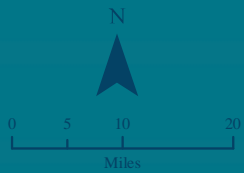


# Stephen Foster State Park Amendment 3 Hamilton County, FL

 SRWMD Boundary  
 Project Location



NOTE: This map was created by the Suwannee River Water Management District (SRWMD), Department of Land Acquisition and Management (LA&M), 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 public records request regardless of the use or application. SRWMD does not guarantee the accuracy, or suitability for any use of this data, and no warranty is expressed or implied. In no event will the SRWMD, its staff, or the contributing agencies be liable for any direct, indirect, special, consequential or other damages, including loss of profit, arising from the use of this data, even if the District has been advised of the possibility of such damages. Users of this data should therefore do so at their own risk. For more information please contact the SRWMD at 1-386-362-1001.



PM: TD  
GIS: GH  
GBD: 01/2012

**Amendment Three  
Lease Agreement  
Between  
Suwannee River Water Management District  
and  
State of Florida Department of Environmental Protection,  
Division of Recreation and Parks**

This Amendment Three (“Amendment”) to a lease agreement is made and entered into this \_\_\_\_ day of \_\_\_\_\_, 2012, by and between the SUWANNEE RIVER WATER MANAGEMENT DISTRICT (“District”) and the STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, DIVISION OF RECREATION AND PARKS (“Department”), authorizing the Department to manage a 1.88-acre property located adjacent to Stephen Foster Folk Culture Center State Park as part of the park.

**WITNESSETH THAT:**

**WHEREAS**, District and Department entered into a lease agreement on April 6, 1989, hereinafter referred to as “Lease Agreement,” allowing Department to manage a District-owned 641-acre property commonly referred to as “the Carter Camp Tract Addition” as part of Stephen Foster Folk Culture Center State Park, which is currently being managed by Department, and

**WHEREAS**, District owns a certain 1.88-acre property, hereinafter referred to as “leased premises,” located adjacent to Stephen Foster Folk Culture State Park, and

**WHEREAS**, both the Lease Agreement and the Amendment are intended to be management agreements as authorized in Section 373.1401, Florida Statutes to fulfill the District’s management responsibilities as provided in Section 373.1391, Florida Statutes, and

**WHEREAS**, District is desirous to lease the Leased Premises to Department to be managed as part of Stephen Foster Folk Culture State Park, and

**WHEREAS**, Department is willing to manage the leased premises as part of Stephen Foster Folk Culture State Park.

**NOW THEREFORE**, District and Department, in consideration of the mutual benefits flowing from each to the other, do hereby agree as follows:

1. The legal description of the leased premises is hereby amended to include the real property more particularly described in Exhibit "A," attached hereto and by reference made a part hereof.

2. It is understood and agreed by District and Department that in each and every respect the terms of the Lease Agreement, except as amended, shall remain unchanged and in full force and effect and the same are hereby ratified, approved and confirmed by District and Department as of the date of this Amendment.

3. It is understood and agreed by District and Department that this Amendment is hereby binding upon District and Department and their successors and assigns.

**IN WITNESS WHEREOF**, the parties have caused this Amendment to be executed on the day and year first above written.

**SUWANNEE RIVER WATER  
MANAGEMENT DISTRICT**

\_\_\_\_\_  
Witness

By: \_\_\_\_\_(SEAL)  
Don Quincey, Jr., Chairman

\_\_\_\_\_  
Print/Type Witness Name

ATTEST:

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Print/Type Witness Name

By: \_\_\_\_\_  
Ray Curtis, Secretary/Treasurer

Reviewed as to Conformance to  
District Budgetary and  
Administrative Procedures:

Approved as to Form and Legality:

By: \_\_\_\_\_  
Melanie Roberts  
Director of Mission Support

By: \_\_\_\_\_  
George T. Reeves  
Legal Counsel

**STATE OF FLORIDA  
COUNTY OF SUWANNEE**

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2012, by Don Quincey, Jr. and Ray Curtis, as Chairman and Secretary/Treasurer, respectively, of the Suwannee River Water Management District, a Florida Statute Chapter 373 Water Management District, on behalf of said water management district, who are personally known to me.

\_\_\_\_\_  
Notary Public, State of Florida

\_\_\_\_\_  
Print/Type Notary Name  
Commission Number: \_\_\_\_\_  
Commission Expires: \_\_\_\_\_

**STATE OF FLORIDA  
DEPARTMENT OF  
ENVIRONMENTAL PROTECTION,  
DIVISION OF RECREATION AND  
PARKS**

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Print/Type Witness Name

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Print/Type Witness Name

By: \_\_\_\_\_(SEAL)  
Albert G. Gregory, Environmental  
Administrator, Office of Park Planning

Approved as to Form and Legality

\_\_\_\_\_  
DEP Attorney

**STATE OF FLORIDA  
COUNTY OF LEON**

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2012, by Albert Gregory as Environmental Administrator, Office of Park Planning, on behalf of the Division of Recreation and Parks, State of Florida Department of Environmental Protection. He is personally known to me.

\_\_\_\_\_  
Notary Public, State of Florida

\_\_\_\_\_  
Print/Type Notary Name

\_\_\_\_\_  
Commission Number:

\_\_\_\_\_  
Commission Expires:

EXHIBIT "A"

STEPHEN FOSTER LEASE 3<sup>RD</sup> AMENDMENT  
LEGAL DESCRIPTION

Part of the East 60.00 feet of the SW 1/4 of the SW 1/4 of Section 1 and the East 60.00 feet of the North 1/2 of Government Lot 4 of Section 12, Township 2 South, Range 15 East, Hamilton County, Florida, being more particularly described as follows:

For a Point of Beginning, commence at the SE corner of said North 1/2 of Government Lot 4, thence run S 89°11'58" W, along the South line of said North 1/2 of Government Lot 4, a distance of 60.00 feet; thence run N 00°01'09" W, a distance of 1374.01 feet to the Southerly right-of-way line of State Road No 25-A; thence run S 74°28'30" E, along said Southerly right-of-way line, a distance of 62.28 feet; thence run S 00°01'09" E along the East line of said SW 1/4 of the SW 1/4 and the East line of said Government Lot 4, a distance of 1356.50 feet to the Point of Beginning. Containing 1.88 acres, more or less.

N.B.: Subject to a non-exclusive right to maintain an existing drainage ditch along the eastern boundary of the above-described property as contained in that certain deed from JERRY L. BARNETT and his wife, DIANA P. BARNETT, to the Grantor herein dated December 16, 1987, and recorded in Official Records Book 219, Page 354-355 of the public records of Hamilton County, Florida.

Subject to that certain Road Deed to the State of Florida for Road S-25-A recorded October 14, 1976 in O.R. Book 131, Page 373, Public Records of Hamilton County, Florida,

Further subject to that certain Drainage Easement to the State of Florida for Road S-25-A, recorded January 4, 1977, in O.R. Book 132, Page 321, Public Records of Hamilton County, Florida.

## MEMORANDUM

TO: Governing Board  
FROM: Glenn Horvath, Technical Program Manager  
DATE: December 22, 2011  
RE: Authorization to Qualify Firms for GIS Consulting Services

### RECOMMENDATION

**Staff recommends approving Atkins North America, Inc., Gannett Fleming, Inc., Geographic Technologies Group, Inc., and GIS Associates, Inc., as firms qualified to provide Geographic Information System (GIS) Consulting Services during FY 11/12.**

### BACKGROUND

Staff is currently consolidating all the GIS consulting services under the Data Management Program to ensure tasks and data acquisitions meet current standards. Since 2006, the Land Management (LM) and Real Estate (RE) Programs have had a consultant provide onsite GIS support. Recently, the work done by this consultant was identified as an area where staff could assume some of the daily responsibilities performed. Staff would contract with the firms listed above when additional expertise and/or time are needed to complete the task in a timely manner.

After evaluating the tasks performed by the consultant for LM and RE, staff developed a broad list of GIS consulting services that are needed to support District GIS efforts. A Request for Proposals (RFP) was conducted to help the District look at vendor expertise and current costs associated with providing the services.

Seven responses were received. The proposals were evaluated and four firms were asked to make a presentation to the Selection Committee on November 15, 2011.

Each of the four firms provided a unique set of GIS expertise and experience that could potentially be used by the District. Firms vary in size and all have an office in Florida that is located within 1.5 hours of the District.

We anticipate that District staff will submit work orders to the firms, request a response to the proposal including costs, and in accordance with the District's procedures staff will select the most qualified and cost-effective firm to do the work. A work order would be developed and the work completed. Listed below are a few of the anticipated tasks.

- Input data collected in the field into existing spatial database.
- Develop a strategic plan that identifies areas where staff can improve workflows, improve quality of the data and reduce costs.
- Develop custom applications that will analyze data and provide automated reporting.
- Develop mobile applications for collecting data in the field and transferring it to databases.
- Update applications as changes are made by software vendors or when changes are needed by staff.

During Fiscal Year 2011, the District spent approximately \$175,000 for GIS-related consulting services. It is anticipated that these costs will be reduced during Fiscal Year 2012 due to (1) the completion of projects such as the one with Forestech Consulting, Inc., (2) the upgrade of GIS software to ArcMap 10 providing staff with additional functionality, and (3) staff assuming some of the daily GIS responsibilities.

Funds for this work are designated in the FY 2012 Budget. Please feel free to contact me if you would like additional information.

#### Budget Codes

45-2-586-3-1300-12-02-010

01-2-586-2-6202-24-01-018



## MEMORANDUM

TO: Governing Board

FROM: Steven Minnis, Governmental Affairs Director  
Terry Demott, Sr. Land Resource Coordinator

DATE: December 22, 2011

RE: 2012 Florida Forever Work Plan and 2012 – 2021 Strategic Plan

### RECOMMENDATION

**Staff recommends the Governing Board accept the 2012 Florida Forever Work Plan and the 2012-2021 Strategic Plan.**

### BACKGROUND

A public hearing for the 2012 Florida Forever Work Plan and the 2012-2021 Strategic Plan has been noticed for the January 10, 2012, Governing Board meeting. This will provide opportunity for public comment.

The Florida Forever Work Plan summarizes funding and completed projects during the previous planning periods and presents modifications and additions for the upcoming period.

The District Strategic Plan identifies goals, strategies, success indicators, funding sources, deliverables, and milestones to accomplish the strategic priorities.

Both the Work Plan and Strategic Plan must be developed by the Governing Board and will be included in the District's Comprehensive Annual Report submitted to Tallahassee by March 1 each year.

gal

## MEMORANDUM

TO: Governing Board

FROM: Melanie Roberts, Director of Mission Support

DATE: December 22, 2011

RE: Activity Report, Department of Mission Support

### DATA MANAGEMENT:

- Staff is continuing to review the Light Detection and Ranging (LiDAR) data which the District contracted with the United States Geological Survey (USGS) to provide in FY 2010. Another packet of the data associated with the contract was received during the last month.
- Several staff members attended the Seven Hills Regional User Group GIS conference in Tallahassee. Also a staff member attended Microsoft Visual Studio Live Conference in Orlando. Both conferences were useful for staff to hear about projects and applications being developed.
- A number of public records requests were received requesting information related to the proposed Class 1 landfill in Suwannee County.
- Staff continues to provide support to staff, other agencies, and the public through GIS requests, database needs, and records requests.

### INFORMATION TECHNOLOGY AND COMMUNICATIONS:

- Communications staff continued to support the District's mission through timely website updates, press releases, water conservation outreach, and springs protection coordination.
- Information Technology staff continues to support District staff through ongoing resolution of Help Desk tickets, scheduled system backups, and programming and database development and maintenance. Work has been completed on two new backup servers, one for backing up enterprise servers and one for desktop backups.

### ADMINISTRATION:

- Staff continue to facilitate contracts and has finalized the agreement between the District and USDA/NRCS for Comprehensive Nutrient Management Plans for Poultry Farms.

## MEMORANDUM

TO: Governing Board  
FROM: Terry Demott, Sr. Land Resource Coordinator  
DATE: December 22, 2011  
RE: Activity Report, Real Estate

Documents for the Layman Law Firm/Walker Springs conservation easement in Jefferson County have been signed; recording will take place in a few days.

Discussions continue with Columbia County concerning the conveyance of the Alligator Lake property. The Buck Bay property in Alachua County is slated to be appraised for listing with a real estate broker.

The attached reports summarize the status of surplus activities and conservation easement reviews for the preceding month. Staff will be prepared to address any tracts of particular interest the Board may wish to discuss at the January 10, 2012 Governing Board meeting.

gal  
007-0003

Tract Name	Acres	County	Acquired Date	Funding Source	Appraisal Date	Listing Date	Listing Price	Comments
Bay Creek South	45	Columbia	09/2002	P2000	6/14/2010	7/12/2010	Fee entire tract \$123,750	Awaiting Board approval for sale.
Bay Creek North	24	Columbia	02/1988	WMLTF	6/14/2010	7/12/2010	Fee entire tract \$60,720	
Owens Spring	77	Lafayette	03/1999	P2000	6/14/2010	7/12/2010	Fee entire tract \$277,200	
Blue Sink	79	Suwannee	12/1988	WMLTF	6/14/2010	7/12/2010	Fee entire parcel \$281,600 40-acre parcels \$154,000	
Levings	69	Columbia	02/1998	WMLTF	6/14/2010	5/11/2011	Fee entire tract \$135,860	
Jennings Bluff	70	Hamilton	02/1989	WMLTF	7/30/2010	8/16/2010	Fee entire tract \$215,600	
Adams South	60	Lafayette	05/1990	WMLTF	7/30/2010	8/16/2010	Fee entire tract \$191,400	
Hunter Creek	120	Hamilton	09/2002	P2000		11/18/2010	Fee (3 parcels) \$343,200 Conservation Easement (3 parcels) \$243,100	
Steinhatchee Rise	42	Dixie	02/1996	P2000	8/27/2010	11/18/2010	Fee entire tract \$126,940 conservation easement \$97,020	
Timber River	1	Madison	03/1998	WMLTF	8/27/2010	11/18/2010	Fee entire tract \$10,780	

Tract Name	Acres	County	Acquired Date	Funding Source	Appraisal Date	Listing Date	Listing Price	Comments
Falmouth North (8 lots)	6	Suwannee	04/1998	WMLTF	8/27/2010	11/18/2010	Fee entire tract \$52,030	
Wolf Creek	30	Jefferson	05/2009	FF	8/10/2011	11/10/2011	Fee or Conservation Easement (same price) \$64,350	Offer received and being reviewed.
Withlacoochee Quail Farm	65	Madison	09/2006	FF	8/18/2011	11/10/2011	Fee entire tract \$153,780	Offer received and being reviewed.
Woods Ferry	29	Suwannee	12/1988	WMLTF	8/18/2011	11/10/2011	Fee entire tract \$71,830	
Cuba Bay	22	Jefferson	02/1996	P2000	8/10/2011	11/10/2011	Fee or Conservation Easement (same price) \$42,350	
Perry Spray Field	248	Taylor	9/2001	WMLTF	Approved in July			Discussions continuing with Taylor County.
Chitty Bend East	20	Hamilton	12/1988	WMLTF	11/2/11	11/29/11	Fee two 10-acre tracts for \$26,400 each	
Chitty Bend West	121	Madison	12/1988	WMLTF	11/2/11	11/29/11	Fee entire tract \$279,510	
Gainesville Recreation Site/Buck Bay	60	Alachua	12/15/1999	P2000	Approved in July			Gainesville not interested. Will appraise and list.
Alligator Lake	43	Columbia	8/10/2001	P2000	Approved in July			Discussions continuing with Columbia Co.

WMLTF=Water Management Lands Trust Fund; P2000=Preservation 2000; FF= Florida Forever Trust Fund

Owner	Project Name	Funding	Acres	Closing Date	County	Land Use	Last Inspection Date	Comments
Tisdale, Robert	Manatee Springs Addition	Florida Forever Bonds	83	11/16/2007	Levy	Recreation	12/2011	No change. Used for hunting only.
Bailey Brothers, Inc.	Bailey Brothers	P-2000 Bonds	16,522	8/24/2000	Dixie	Forestry, Recreation	12/2011	Used for forestry, hunting and cattle. Remains as agreed. Feral hog population is declining.
Hinson's Broward Properties, Inc.	Hinson	Florida Forever	647	9/28/2007	Columbia	Forestry, Recreation	11/2011	314 acres of slash pine remain with PCA until 2022. New owners remain in full compliance with CE.
Loncala, Inc.	Loncala Hamilton	P-2000 Bonds	1,141	8/31/1999	Hamilton	Forestry, Recreation	11/2011	Forestry BMP survey was 100% in compliance. Remains in slash pine rotation. Wetlands preserved.
McEnany, Michael and Leanne	McEnany	Florida Forever Bonds	1,104	11/16/2007	Levy	Recreation, Forestry	11/2011	Property remains as agreed. Some culverts and water management recommended.
Hale, Martha and Carter, Russell	Russell Carter	Florida Forever Bonds	585	9/28/2007	Columbia	Forestry, Recreation	11/2011	362 acres of pre-merchantable slash pine still with PCA. Wetlands remain intact. No changes.
Usher Family Trust	Manatee Springs Addit.	Florida Forever Bonds	2,022	8/17/2004	Levy	Forestry, Recreation	10/2011	Upland slash pine plantations are being clearcut for another rotation. Small area of cogon grass.
Drummond, Graham Luther	Manatee Springs Addition	FDOT Mitigation and Florida Forever	543	5/29/2003	Levy	Recreation, Forestry	8/2011	Longleaf pine and sawtooth oak growing well. Roads well maintained for hunting.
Plum Creek Timberlands	Waccassa Gulf Hammock	P-2000 Bonds	21,300	12/15/2000	Levy	Forestry, Recreation	8/2011	Slash pine continues to be managed with wetlands untouched. Bill Schlitzkus is new manager.
Mann, Jack & Loy Ann	Manatee Springs Addition	FDOT Mitigation Escrow	590	5/29/2003	Levy	Recreation, Forestry	7/2011	Maintained primarily for hunting. Advised that slash pine plantations need thinning.
Meeks, David & Sarah	Manatee Springs Addition	FDOT Mitigation Escrow	370	5/29/2003	Levy	Recreation, Forestry	7/2011	Slash pine plantations have been thinned this year. In compliance with CE.

Owner	Project Name	Funding	Acres	Closing Date	County	Land Use	Last Inspection Date	Comments
Ragans, Hoyt & Betty Jo	Ragans Jefferson	Florida Forever Bonds	169	12/28/2007	Jefferson	Forestry, Recreation	7/2011	Preserved areas remain as agreed in CE. Slash pine plantations remain well managed.
Ragans, Hoyt & Betty Jo	Ragans Madison	Florida Forever Bonds	585	12/28/2007	Madison	Forestry, Recreation	7/2011	No variations to agreement were noted. The property is well secured.
Strickland Field, L.P.	Strickland Field	P-2000 Bonds	3,822	7/7/2000	Dixie	Forestry	7/2011	Continues to be managed for forestry purposes. Wetlands intact as agreed.
Suwannee River Development, L.L.C.	Ace Ranch	Florida Forever Bonds	681	9/16/2010	Lafayette	Agriculture, Forestry	7/2011	Planted in peanuts with no irrigation used. Wetlands remain as is.
Chinquapin Farm, L.L.C.	Chinquapin Farm	P-2000 Bonds	640	12/30/2009	Columbia	Recreation, Forestry	6/2011	Continues to be used primarily for quail hunting. Only a few selected trees are harvested.
Chinquapin Farm, L.L.C.	Chinquapin Farm	P-2000 Bonds	5,710	12/30/2009	Suwannee	Recreation, Forestry	6/2011	Preserved areas remain intact. No additional building has occurred this year.
Davidson, Dr. C. Linden	Davidson	P-2000 Bonds	225	4/18/2002	Jefferson	Forestry, Recreation	6/2011	No changes this year. Food plots, fences and gates are well maintained.
Jackson, Kevin and Patrice	Jackson	Florida Forever Bonds	171	6/23/2010	Lafayette	Agriculture, Forestry	6/2011	Planted in peanuts this year. No irrigation used. Harvesting pine straw.
Plantations at Deep Creek, L.L.C.	Deep Creek Exchange	Save Our Rivers	1,038	5/12/2006	Columbia	Forestry, Recreation	6/2011	New owners are using the property as a wildlife refuge. Forests remain well maintained.
Plum Creek Timberlands	Manatee Springs Addit. Oak Hammock	Florida Forever Bonds	4,588	8/31/2002	Levy	Forestry, Recreation	6/2011	Continues to be managed for slash pine rotation. Preserved area remains as is.
Plum Creek Timberlands	Manatee Springs Addit. Suwannee Swamp	Florida Forever Bonds	12,797	3/28/2002	Levy	Forestry, Recreation	6/2011	Continues to be managed for slash pine. Preserved wetland areas remain.

Owner	Project Name	Funding	Acres	Closing Date	County	Land Use	Last Inspection Date	Comments
Plum Creek Timberlands	Gainesville Wellfield	P-2000 Bonds	3,084	12/15/1999	Alachua	Forestry, Recreation	6/2011	This property is primarily used for forestry activities. GRU has wells and maintained roads. Wetlands intact.
Red Hills Land Company	Foster	Florida Forever Bonds	163	3/25/2002	Jefferson	Forestry, Recreation	6/2011	No changes in easement since purchase.
Geraldine Livingston Foundation	Dixie Plantation	P-2000 Bonds	8,902	2/18/1999	Jefferson	Forestry, Recreation	5/2011	Continues to be used for timber and hunting. Longleaf pine planted each year and prescribed fire used.
Newberry, City of	Newberry Wellfield	P-2000 Bonds	40	2/21/2001	Alachua	Recreation	5/2011	Remains used for sports.
Bailey, Donald and Margaret	Bailey/Cuba Bay Exchange	Save Our Rivers	164	2/12/2002	Jefferson	Agriculture, Forestry	4/2011	No variation in land use. Remains in full compliance.
Florida Sheriffs Youth Ranches, Inc.	Youth Ranches (I and II)	P-2000 Bonds	550	5/7/1997 and 1/2/1996	Suwannee	Recreation	4/2011	All areas are for recreation purposes only. Boys Ranch personnel repainted the entire perimeter this year. Horseback riding by Ranch residents remains a major use.
Moore, Madeline	Moore	Florida Forever Bonds	115	12/23/2002	Jefferson	Forestry, Recreation	4/2011	CE remains in compliance, with wetlands preserved.
Zellwin Farms, Inc.	Jennings Bluff	Save Our Rivers	362	2/1/1989	Hamilton	Recreation	4/2011	Maintained as originally agreed.
Champion, Roger and Donna	Mount Gilead	Florida Forever Bonds	180	8/19/2009	Madison	Forestry, Recreation	2/2011	Continues to be maintained primarily for hunting.
Platt, Cody and Carol	Aucilla Addition	P-2000 Bonds	274	12/29/1999	Jefferson	Forestry, Recreation	2/2011	New owners are well aware of CE terms. Have completed residence. Plan to mark boundaries and fire lines.
Feagle, Ronald and Dorothy	Bonnet Lake	Florida Forever Bonds	433	1/27/2010	Columbia	Recreation, Forestry	1/2011	First year inspected. Longleaf pine planted and preserved area remains as is with hunting only.



Owner	Project Name	Funding	Acres	Closing Date	County	Land Use	Last Inspection Date	Comments
Harrell, Curtis and Matthew	Falmouth Addition	P-2000 Bonds	912	10/6/1999	Suwannee	Agriculture, Recreation	1/2011	Fields were fallow on date of inspection. Preserved areas remain as is. No encroachment. Cabins in place.
Loncala, Inc.	Monteocha Creek	Save Our Rivers	951	11/30/2001	Alachua	Forestry, Recreation	1/2011	Four ages of slash pine. Good management plan. No harvesting planned in next 12 months.
Loncala, Inc.	Loncala Gilchrist	P-2000 Bonds	913	8/31/1999	Gilchrist	Forestry, Recreation	1/2011	Property remains as agreed to in CE. Loncala intensely manages pine plantations with hunting leases.
Santa Fe River Hammock, L.L.C.	Santa Fe River Hammock	P2000 - Sandlin Bay VFI Resale	167	1/31/2011	Bradford	Forestry, Recreation	1/2011	This is a new CE this year with a management plan in place.
The Campbell Group	California Swamp	Save Our Rivers and P-2000 Bonds	32,134	10/1/2001	Dixie	Forestry, Recreation	1/2011	Remains managed for pine timber and hunting with updated management plan. Wetlands undisturbed.
Sanders, Thomas and Sylvia	Mill Creek	P-2000 Bonds	339	12/6/2000	Hamilton	Recreation, Agriculture	11/2010	Members of the Sanders family are primarily hunters, but keep the property well maintained. No cattle this year.
Sheppard, Derwood and Susan	Manatee Springs Addition	Florida Forever Bonds	120	2/8/2008	Levy	Recreation	11/2010	No change. Owner says it was used very little in the last year.

PCA = Packaging Corporation of America, CE = Conservation Easement

Suwannee River Water Management District

Governing Board Materials

# Water Supply and Resource Management

The following materials have been reviewed and approved for distribution to the Governing Board and the public.

Director of Water Supply and  
Resource Management

Assistant Executive Director

Executive Director

## MEMORANDUM

TO: Governing Board

FROM: Megan Wetherington, Senior Professional Engineer

DATE: December 22, 2011

RE: Purchase of Telemetry for 200 Existing Agricultural Water Use Monitors

### RECOMMENDATION

**Staff recommends the Governing Board authorize the Executive Director purchase one year of satellite telemetry services for existing water use monitors for an amount not to exceed \$62,000.**

### BACKGROUND

In 2007, the District implemented a project to monitor groundwater withdrawals from up to 200 wells from a selection of agricultural operations with permits greater than 0.25 million gallons per day (MGD) average daily withdrawal. Data from the project is intended for use in minimum flows and levels development, in particular groundwater modeling. Prior to this intensive monitoring effort, little data existed to validate estimates of timing and volume of withdrawals used in modeling. A selection procedure was designed in which permits chosen for monitoring could be defensibly characterized as representative of the majority of agricultural withdrawals to allow for extrapolation of use by area and use type.

Currently 194 units are deployed at 48 operations with uses that include row crops, nurseries, and dairies. Participation in the project is voluntary. Data from the field units is uploaded via satellite radio to the contractor where it is post-processed and delivered to the District each morning as a daily volume. One staff member services the units and collects crop type on a quarterly basis.

The cost for telemetry is \$310 per unit per year (\$25.83 per month). The units were custom-built and the logging/telemetry hardware, software, logger-to-radio programming, and post-processing are proprietary. In order to continue to use

the units, this telemetry service is required. The units will be replaced through attrition with the District's regular logging and telemetry equipment which will standardize installations and allow for integration of hydrologic data collection with water use collection.

Staff is negotiating with the United States Geological Survey to develop a methodology to apply the data to the greater permitted population in order to have a defensible estimate of water use in the District.

Funds associated with this contract are budgeted in the FY 2012 Water Resource Monitoring budget.

MW/dd

## MEMORANDUM

TO: Governing Board

FROM: Carlos Herd, Senior Hydrogeologist

DATE: December 22, 2011

RE: Approval of Scope of Work and Authorization to Enter into an Agreement with the National Research Council's Water Science and Technology Board (NRC) for an Amount Not to Exceed \$187,500

### RECOMMENDATION

**Staff recommends the Governing Board authorize the Executive Director to enter into an agreement with the NRC for a cost not to exceed \$187,500 to implement paragraph B of the Interagency Agreement with the St. Johns River Water Management District (SJRWMD) and the Florida Department of Environmental Protection (Department).**

### BACKGROUND

Paragraph "B" of the Interagency Agreement between the Suwannee River Water Management District (SRWMD), SJRWMD and the Department states that the "SRWMD and SJRWMD will develop a scope of work to define changes and potential impacts in the Floridan aquifer system, including but not limited to, evaluating the effects and causes of migration of the groundwater divide and regional lowering of the potentiometric surface."

Staff from the SRWMD and SJRWMD are jointly developing the scope of work in order to comply with this provision of the Interagency Agreement. Staff will provide a draft copy of the scope of work to the Governing Board prior to the January 10, 2012, Governing Board meeting. Staff will submit the scope of work to the NRC for review and comment prior to execution of an agreement for the analysis.

Once the NRC has reviewed and commented on the scope of work, the districts will jointly produce a report for submittal to the NRC for review and recommendation. The total estimated cost to engage the NRC for both review and comment on the scope of work and review and recommendations on the final report is \$375,000. This authorization is for half of the total cost to engage the NRC, the other half will be paid by the SJRWMD.

Funds are available from the water supply program budget.

CH/dd

MEMORANDUM

TO: Governing Board  
FROM: Tim Sagul, Senior Professional Engineer  
DATE: December 22, 2011  
RE: Approval of Water Use Permit Application Number  
2-11-00044, Lee Cemetery, Dixie County

RECOMMENDATION

**Staff recommends the Governing Board approve Water Use Permit number 2-11-00044, with seventeen standard conditions and ten special limiting conditions to Brooks Ag Company, Inc., in Dixie County.**

BACKGROUND

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

/tm

December 22, 2011

Brooks Ag Company, Inc.  
c/o Fleming Brooks  
PO Box 305  
Samson, AL 36477

Subject: Approval of Water Use Permit Application Number  
2-11-00044, Lee Cemetery, Dixie County

Dear Mr. Brooks:

Suwannee River Water Management District (District) staff proposes to recommend to the Governing Board that the above-mentioned project be approved.

This proposed action is subject to final decision of the Governing Board at their regularly scheduled meeting on January 10, 2012, which is open to the public.

Persons considered to be affected by this proposed agency action may request an administrative hearing. The request must be written and must adhere to the requirements of Chapter 28-106, Florida Administrative Code. Please see the enclosed Notice of Rights. All requests for administrative hearings shall be sent to the District at 9225 County Road 49, Live Oak, Florida 32060. Please call permitting staff at 386.362.1001 if you have any questions.

Sincerely,

Jon Dinges, P. E.  
Director, Water Supply & Resource Management

JD/tm

Enclosure

Cc: Sanchez Farms, LLC

Certified Mail Receipt Number: 7010 1060 0001 1350 1826



## NOTICE OF RIGHTS

1. A person whose substantial interests are or may be determined has the right to request an administrative hearing by filing a written petition with the Suwannee River Water Management District (District), or may choose to pursue mediation as an alternative remedy under Section 120.569 and 120.573, Florida Statutes, before the deadline for filing a petition. Choosing mediation will not adversely affect the right to a hearing if mediation does not result in a settlement. The procedures for pursuing mediation are set forth in Sections 120.569 and 120.57 Florida Statutes. Pursuant to Rule 28-106.111, Florida Administrative Code, the petition must be filed at the office of the District Clerk at District Headquarters, 9225 C.R. 49, Live Oak, Florida 32060 within twenty-one (21) days of receipt of written notice of the decision or within twenty-one (21) days of newspaper publication of the notice of District decision (for those persons to whom the District does not mail actual notice). A petition must comply with Chapter 28-106, Florida Administrative Code.
2. If the Governing Board takes action which substantially differs from the notice of District decision to grant or deny the permit application, a person whose substantial interests are or may be determined has the right to request an administrative hearing or may choose to pursue mediation as an alternative remedy as described above. Pursuant to Rule 28-106.111, Florida Administrative Code, the petition must be filed at the office of the District Clerk at District Headquarters, 9225 C.R. 49, Live Oak, Florida 32060 within twenty-one (21) days of receipt of written notice of the decision or within twenty-one (21) days of newspaper publication of the notice of District decision (for those persons to whom the District does not mail actual notice). Such a petition must comply with Chapter 28-106, Florida Administrative Code.
3. A substantially interested person has the right to a formal administrative hearing pursuant to Section 120.569 and 120.57(1), Florida Statutes, where there is a dispute between the District and the party regarding an issue of material fact. A petition for formal hearing must comply with the requirements set forth in Rule 28-106.201, Florida Administrative Code.
4. A substantially interested person has the right to an informal hearing pursuant to Section 120.569 and 120.57(2), Florida Statutes, where no material facts are in dispute. A petition for an informal hearing must comply with the requirements set forth in Rule 28-106.301, Florida Administrative Code.
5. A petition for an administrative hearing is deemed filed upon receipt of the petition by the Office of the District Clerk at the District Headquarters in Live Oak, Florida.
6. Failure to file a petition for an administrative hearing within the requisite time frame shall constitute a waiver of the right to an administrative hearing pursuant to Rule 28-106.111, Florida Administrative Code.

## NOTICE OF RIGHTS

7. The right to an administrative hearing and the relevant procedures to be followed is governed by Chapter 120, Florida Statutes, and Chapter 28-106, Florida Administrative Code.
8. Pursuant to Section 120.68, Florida Statutes, a person who is adversely affected by final District action may seek review of the action in the District Court of Appeal by filing a notice of appeal pursuant to the Florida Rules of Appellate Procedure, within 30 days of the rendering of the final District action.
9. A party to the proceeding before the District who claims that a District order is inconsistent with the provisions and purposes of Chapter 373, Florida Statutes, may seek review of the order pursuant to Section 373.114, Florida Statutes, by the Florida Land and Water Adjudicatory Commission, by filing a request for review with the Commission and serving a copy of the Department of Environmental Protection and any person named in the order within 20 days of adoption of a rule or the rendering of the District order.
10. For appeals to the District Courts of Appeal, a District action is considered rendered after it is signed on behalf of the District, and is filed by the District Clerk.
11. Failure to observe the relevant time frames for filing a petition for judicial review, or for Commission review, will result in waiver of the right to review.

## CERTIFICATE OF SERVICE

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

Brooks Ag Company, Inc.  
c/o Fleming Brooks  
PO Box 305  
Samson, AL 36477

At 4:00 p.m. this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_

---

Jon Dinges  
Deputy Clerk  
Suwannee River Water Management District  
9225 C.R. 49  
Live Oak, Florida 32060  
386.362.1001 or 800.226.1066 (Florida only)

**STAFF REPORT**

**WATER USE PERMIT APPLICATION**

**DATE:** December 22, 2011

**PROJECT:** Lee Cemetery

**APPLICANT:** Brooks Ag Company, Inc.  
PO Box 305  
Samson, AL 36477

**PERMIT APPLICATION NO.:** 2-11-00044  
**DATE OF APPLICATION:** October 26, 2011  
**APPLICATION COMPLETE:** October 26, 2011

**MANAGER/MEMBER DETAIL:**

Fleming Brooks PO Box 305 Samson, AL 36477	<b>President</b>
--	------------------

	<b>Previous Quantities:</b>		<b>Proposed Quantities:</b>	
<b>Average Daily Rate (ADR)</b>	-	mgd	1.4692	mgd

**Recommended Agency Action**

Staff recommends approval of Water Use Permit 2-11-00044 for a new agricultural operation within Dixie County. The permit will include seventeen standard conditions and ten special limiting conditions. The permit will expire on January 10, 2032.

**Project Review Staff**

Kevin Wright, P.E., Ronald Spencer, and Tim Sagul, P.E., have reviewed the application.

**Project Location**

The withdrawal facilities are located in Township 10 South, Range 13 East, Sections 29, 30, 32 and 33 in Dixie County. The project is located within the lower Suwannee River basin.

## **Project Description**

The project area consists of approximately 950 acres with 776 acres being irrigated using groundwater.

The water use calculations are based upon the irrigated acreage, crop rotation and crop types provided by Brooks Ag Company, Inc. Crops include corn, beans, peanuts and oats. For irrigation, Brooks Ag Company, Inc., will use six new center pivot irrigation systems. All pivots will use the latest sprinkler packages. The Average Daily Rate (ADR) will be 1.4692 mgd which equates to 25.5 inches of supplemental irrigation annually.

The project proposes five wells. One of the wells will be shared between two pivots; the rest will be connected to individual pivots. A list of wells can be found in Attachment A.

## **Demonstration of Need**

The applicant has provided information that supports the requested allocation, based upon crop types, crop rotation and irrigated acres.

## **Water Conservation**

Brooks Ag Company, Inc. has completed the water conservation worksheets for center pivot irrigation. The permit is conditioned requiring Brooks Ag Company, Inc. to meter their wells and report their water use.

## **Minimum Flows and Levels Compliance**

Staff determined through the SRWMD North Florida Model, version 1.0, that the proposed water use will not violate minimum flows and levels (MFLs) at any downstream MFL points established along the Suwannee River or its tributaries. However, a special limiting condition of the permit allows the District to seek a modification of the permit to assist in the recovery and/or prevention strategy associated with an adopted MFL.

## **Standard Conditions**

1. Nothing in this permit should be construed to limit the authority of the Suwannee River Water Management District to declare a water shortage and issue orders pursuant to Section 373.175, Florida Statutes, (F.S.) or to formulate a rule for implementation during times of water shortage pursuant to Section 373.246, Florida Statutes. In the event of water shortage as declared by the Board, the permittee shall adhere to any limitations on withdrawal or use ordered by the District.
2. This permit is classified as unconfined Floridan aquifer for overhead irrigation.
3. Permittee shall allow District personnel at reasonable times and at District expense or with District equipment to monitor withdrawal rates and volumes authorized by this permit.
4. Capping of Withdrawals Not In Use: Any wells not in use, and in which pumping equipment is not installed shall be capped or valved in a water tight manner in accordance with Chapter 62-532.500(4)(a)4., F.A.C.
5. The permittee may apply for a permit modification at any time in accordance with Section 40B-2.331, F.A.C.
6. In the event of a District-declared water shortage, the permittee must immediately comply with any restrictions or requirements ordered in accordance with the District's Water Shortage Plan, Chapter 40B-21, F.A.C.
7. Permittee must mitigate interference with existing legal uses caused in whole or in part by the permittee's withdrawals, consistent with a District-approved mitigation plan. As necessary to offset such interference, mitigation may include, but is not limited to, reducing pumpage, replacing the existing legal user's withdrawal equipment, relocating wells, changing withdrawal source, supplying water to existing legal user, or other means needed to mitigate the impacts.
8. Permittee must mitigate harm to existing off-site land uses caused by the permittee's withdrawals. When harm occurs, or is imminent, the permittee must modify withdrawal rates or mitigate the harm.
9. Permittee must mitigate harm to the natural resources caused by the permittee's withdrawals. When harm occurs or is imminent, the permittee must modify withdrawal rates or mitigate the harm.

10. If any condition of the permit is violated, the permittee shall be subject to enforcement action pursuant to Chapter 373, F.S.

11. Authorized representatives of the District, upon reasonable notice to the permittee, shall be permitted to enter and inspect the permitted water use to determine compliance with the permit conditions.

12. This permit does not relieve the permittee from complying with any applicable local government, state, or federal law, rule, or ordinance.

13. This permit does not convey to the permittee any property rights or privileges other than those specified herein.

14. Permittee shall notify the District in writing within 90 days of any sale, conveyance, or other transfer of ownership or control of the real property on which the permitted water use activities are located. All water use permit transfers are subject to the requirements of section 40B-2.301, F.A.C.

15. Permittee must notify the District in writing prior to implementing any changes in the water use that may alter the permit allocations. Such changes include, but are not limited to, change in irrigated acreage, crop type, irrigation system, water treatment method, or entry into one or more large water use agreements. In the event a proposed change will alter the allocation, permittee must first obtain a permit modification.

16. When the District provides a permanent identification tag, the tag shall be prominently displayed at the withdrawal site by permanently affixing such tag to the pump, headgate, valve, or other withdrawal facility. If the permit covers several facilities such as a well field, a tag shall be affixed to each facility. Failure to display a tag as prescribed herein shall constitute a violation of the permit. The permittee shall be allowed ten (10) days after the notice of violation of this section to obtain a replacement tag.

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.

### **Special Limiting Conditions**

18. All correspondence sent to the District regarding this permit must include the permit number 2-11-00044.

19. If the property transaction between Bascom Southern, LLC, seller, and the applicant and buyer, Brooks Ag Company, Inc., does not occur, then this permit will become null and void.

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. The Permittee shall implement and/or maintain the conservation practices selected on the water conservation worksheet(s) which are associated with this permit. Any new practices selected shall be implemented in 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.

22. The Permittee shall submit a plan for monitoring groundwater withdrawals, at the Permittee's expense, within one year of issuance. This plan shall be implemented within one year after District approval. Reporting shall take place every three months and provided to the District on or before the fifteenth day of the following month.

23. The Permittee will be allowed to traverse equipment through wetlands as allowed by Florida Department of Agriculture and Consumer Services' Best Management Practices; however, they may not cultivate the wetlands without further environmental permitting.

24. The Permittee shall not use water as authorized by this permit on any parcel of land until the Permittee owns or controls any such parcel. The Permittee shall submit a copy of all warranty deeds within 90 days after closing. If the closing date of December 15, 2012, is modified by more than 15 days, the Permittee shall notify the District in writing.

25. The permitted water withdrawal facilities consist of the table on Attachment A.

26. This permit and the agricultural operation will be reviewed by District staff and the Permittee during the year 2022. During this review, the Permittee and/or District staff may make recommendations based upon this review to modify this permit. These recommendations may come from new best management practices, improved irrigation techniques, different crop types, and/or any other significant factor.

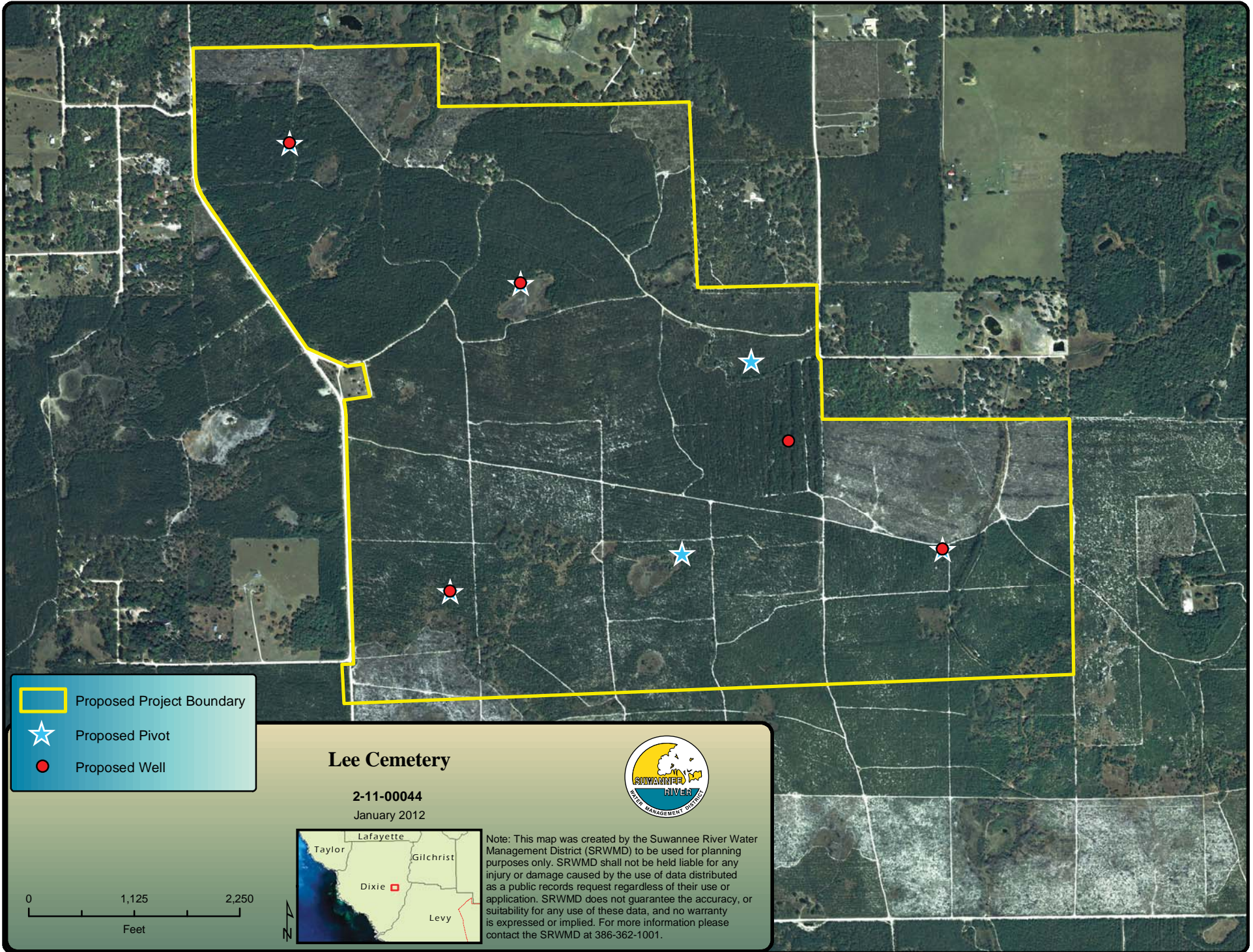
27. This permit shall expire on January 10, 2032. The Permittee must submit the appropriate application form incorporated by reference in subsection 40B-

2.041(2), F.A.C and the required fee to the District pursuant to section 40B-2.361, F.A.C., prior to this expiration date in order to continue the use of water.



Attachment A  
2-11-00044  
Lee Cemetery

Name	Status	Diameter	Capacity (gpm)	Water Use
Well No.1	Proposed	10	1200	Irrigation
Well No.2	Proposed	10	1200	Irrigation
Well No.3	Proposed	10	1000	Irrigation
Well No.4	Proposed	12	2400	Irrigation
Well No.5	Proposed	8	800	Irrigation



## MEMORANDUM

TO: Governing Board

FROM: Tim Sagul, Senior Professional Engineer

DATE: December 22, 2011

RE: Environmental Resource Permit Application Number  
07-0288M, Josephine Recreational Project, Columbia County, Regarding  
Lake City Management, LLC, CE10-0026

### RECOMMENDATION

**Staff recommends the Governing Board authorize revocation of General Environmental Resource Permit number 07-0288M issued to Lake City Development, LLC, for Josephine Recreational Project, Columbia County, referral to Counsel for restoration of the project area and to file charges with the State Attorney's office for stop payment of the surety bond check.**

### BACKGROUND

A Stop Work Order was hand delivered to Mr. Sam Oosterhoudt, Manager of Lake City Management, LLC, on April 20, 2010, for construction without a permit and a Notice of Violation letter was sent April 26, 2010.

An Environmental Resource Permit (ERP) application was received on July 26, 2010, and a Request for Additional Information (RAI) was sent on August 11, 2010. Staff met with Mr. Oosterhoudt on February 4, 2011, and a Compliance Agreement (CA) was signed by Mr. Oosterhoudt on March 4, 2011. The CA specified a monthly payment schedule for the assessed penalty and administrative costs as well as other remedial actions.

After numerous meetings and correspondence, Lake City Management, LLC, submitted payment as outlined in the CA and the necessary information required for permit issuance. The ERP was issued on August 17, 2011.

The \$5,000 surety bond check (number 3594, dated August 8, 2011) was returned to the District for Stop Payment. Staff sent Mr. Oosterhoudt a certified letter dated October 4, 2011 asking for the \$5,000 in cash or money order by October 18, 2011.

The project is partially built and does not have the necessary surety bond in place to assure as-built certification of the surfacewater management system.

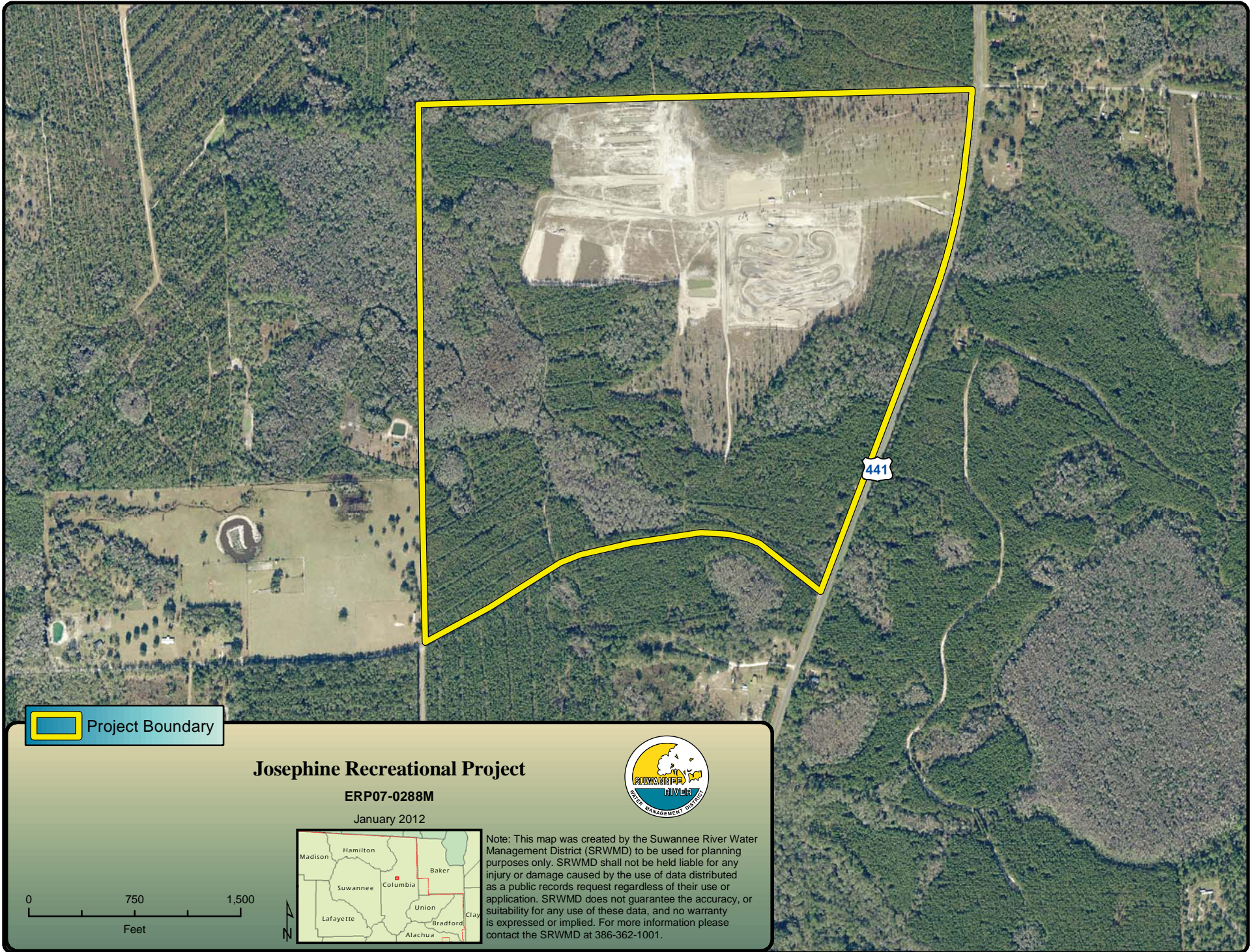
A letter of credit was hand delivered to District staff the morning of the November 2011 Board meeting. The Board deferred action on the staff recommendation until their December 13, 2011, meeting in order for counsel to review the letter of credit and obtain an opinion from the State Attorney's office.

After review, several problems were noted with the letter of credit. They included expiration dates and changes to the District furnished template. A letter was sent to Mr. Oosterhoudt with recommendations on how to properly prepare the letter of credit. It included a December 12, 2011, deadline to provide the revised letter of credit. To date, no response has been received.

In regards to the stop payment issue, District staff sent a letter of inquiry to the Suwannee County State Attorney's office for an opinion. The State Attorney's office replied with a form to formally file charges before they could render an opinion.

If the permit is revoked, the project area must be restored to pre-existing conditions since it is partially constructed.

TS/rl



 Project Boundary

### Josephine Recreational Project

ERP07-0288M

January 2012



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, Senior Professional Engineer

DATE: December 22, 2011

RE: Denial of Environmental Resource Permit Application ERP06-0509  
and Initiation of Enforcement Action

RECOMMENDATION

**Staff recommends the Governing Board authorize denial, without prejudice, of Environmental Resource Permit application number 06-0509 to Doug McKoy for Cedar Key Heights Blocks 18, 119-131, Levy County. In addition, staff recommends the Governing Board authorize the initiation of enforcement action because the project has been constructed without a permit.**

BACKGROUND

Staff has reviewed the after the fact permit application. The application is incomplete because the applicant did not supply information needed to complete the review. The subdivision roads have been built without a permit.

Staff has been reviewing this project since September 15, 2006. It has been placed on three Board agendas (the latest being May 2010) for denial due to lack of information.

PW/rl

December 22, 2011

Douglas K. McKoy  
PO Box 1300  
Bronson, FL 32621

Subject: Denial of Environmental Resource Permit Application 06-0509,  
Cedar Key Heights Blocks 18, 129-131, Levy County

Dear Mr. McKoy:

Suwannee River Water Management District (District) staff proposes to recommend to the Governing Board that your project be denied without prejudice. Staff intends to recommend denial of this permit application because of failure to supply information necessary to complete the application.

This proposed action is subject to final decision of the Governing Board at their regularly scheduled meeting on January 10, 2012, which is open to the public.

Persons considered to be affected by this proposed agency action may request an administrative hearing. The request must be written and must adhere to the requirements of Chapter 28-106, Florida Administrative Code. Please see the enclosed Notice of Rights. All requests for administrative hearings shall be sent to the District at 9225 County Road 49, Live Oak, Florida 32060. Please call permitting staff at 386.362.1001 if you have any questions.

Sincerely,

Tim Sagul, P.E., CFM  
Senior Professional Engineer

TS/rl

Enclosure

cc: CE06-0058

Levy County Board of Commissioners

Certified Mail Receipt Number: 7010 1060 0001 1350 2472

## **NOTICE OF RIGHTS**

1. A person whose substantial interests are or may be determined has the right to request an administrative hearing by filing a written petition with the Suwannee River Water Management District (District), or may choose to pursue mediation as an alternative remedy under Section 120.569 and 120.573, Florida Statutes, before the deadline for filing a petition. Choosing mediation will not adversely affect the right to a hearing if mediation does not result in a settlement. The procedures for pursuing mediation are set forth in Sections 120.569 and 120.57 Florida Statutes. Pursuant to Rule 28-106.111, Florida Administrative Code, the petition must be filed at the office of the District Clerk at District Headquarters, 9225 C.R. 49, Live Oak, Florida 32060 within twenty-one (21) days of receipt of written notice of the decision or within twenty-one (21) days of newspaper publication of the notice of District decision (for those persons to whom the District does not mail actual notice). A petition must comply with Chapter 28-106, Florida Administrative Code.
2. If the Governing Board takes action which substantially differs from the notice of District decision to grant or deny the permit application, a person whose substantial interests are or may be determined has the right to request an administrative hearing or may choose to pursue mediation as an alternative remedy as described above. Pursuant to Rule 28-106.111, Florida Administrative Code, the petition must be filed at the office of the District Clerk at District Headquarters, 9225 C.R. 49, Live Oak, Florida 32060 within twenty-one (21) days of receipt of written notice of the decision or within twenty-one (21) days of newspaper publication of the notice of District decision (for those persons to whom the District does not mail actual notice). Such a petition must comply with Chapter 28-106, Florida Administrative Code.
3. A substantially interested person has the right to a formal administrative hearing pursuant to Section 120.569 and 120.57(1), Florida Statutes, where there is a dispute between the District and the party regarding an issue of material fact. A petition for formal hearing must comply with the requirements set forth in Rule 28-106.201, Florida Administrative Code.
4. A substantially interested person has the right to an informal hearing pursuant to Section 120.569 and 120.57(2), Florida Statutes, where no material facts are in dispute. A petition for an informal hearing must comply with the requirements set forth in Rule 28-106.301, Florida Administrative Code.
5. A petition for an administrative hearing is deemed filed upon receipt of the petition by the Office of the District Clerk at the District Headquarters in Live Oak, Florida.
6. Failure to file a petition for an administrative hearing within the requisite time frame shall constitute a waiver of the right to an administrative hearing pursuant to Rule 28-106.111, Florida Administrative Code.



## NOTICE OF RIGHTS

7. The right to an administrative hearing and the relevant procedures to be followed is governed by Chapter 120, Florida Statutes, and Chapter 28-106, Florida Administrative Code.
8. Pursuant to Section 120.68, Florida Statutes, a person who is adversely affected by final District action may seek review of the action in the District Court of Appeal by filing a notice of appeal pursuant to the Florida Rules of Appellate Procedure, within 30 days of the rendering of the final District action.
9. A party to the proceeding before the District who claims that a District order is inconsistent with the provisions and purposes of Chapter 373, Florida Statutes, may seek review of the order pursuant to Section 373.114, Florida Statutes, by the Florida Land and Water Adjudicatory Commission, by filing a request for review with the Commission and serving a copy of the Department of Environmental Protection and any person named in the order within 20 days of adoption of a rule or the rendering of the District order.
10. For appeals to the District Courts of Appeal, a District action is considered rendered after it is signed on behalf of the District, and is filed by the District Clerk.
11. Failure to observe the relevant time frames for filing a petition for judicial review, or for Commission review, will result in waiver of the right to review.

## CERTIFICATE OF SERVICE

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

**Douglas K. McKoy**  
**PO Box 1300**  
**Bronson, FL 32621**

At 4:00 p.m. this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_

---

Jon Dinges  
Deputy Clerk  
Suwannee River Water Management District  
9225 C.R. 49  
Live Oak, Florida 32060  
386.362.1001 or 800.226.1066 (Florida only)

## STAFF REPORT

### ENVIRONMENTAL RESOURCE PERMIT APPLICATION

**DATE:** December 22, 2011

**PROJECT:** Cedar Key Heights Blocks 18, 129-131

**APPLICANT:**

Douglas K. McKoy  
PO Box 1300  
Bronson, FL 32621

**PERMIT APPLICATION NO.:** ERP06-0509

**DATE OF APPLICATION:** 9/15/2006

**APPLICATION COMPLETE:** N/A

**DEFAULT DATE:** N/A

#### **Recommended Agency Action**

Staff recommends denial, without prejudice, of the environmental resource permit application because of failure to supply the information necessary to complete the application.

#### **Project Review Staff**

Patrick Webster, Senior Professional Engineer, reviewed the project.

#### **Project Location**

The proposed project is located in Township 14 South, Range 13 East, Section 35, in Levy County.

#### **Project Description**

Staff has reviewed the after the fact permit application. The application is incomplete because the applicant did not supply information needed to complete the review. The subdivision roads have been built without a permit.

The permit application was for an after the fact permit to develop a subdivision. The first Request for Additional Information (RAI) letter was mailed to the applicant on October 4, 2006.

Staff sent a copy of the file to Tom Brown, General Counsel, on November 4, 2008, for review. Due to lack of information, the application was placed on the October 2009 Governing Board agenda for denial. It was removed from the Board agenda for further review.

The application was then placed on the December 2009 agenda due to a lack of response from the applicant. It was removed from the agenda after the applicant said he would move forward with engineering plans.

Since then, staff and the applicant have had numerous phone and email contacts and meetings with varying results. Additional submittals have been received and staff has, in turn, requested additional information. During this time staff placed the project on two other Board agendas requesting denial due to failure to respond. Both times, the applicant was given more time to work with staff to complete the application.

September 2, 2011, was the latest correspondence staff sent to Mr. McKoy. It required a response by October 17, 2011. Several emails have been received indicating that Mr. McKoy is preparing a response, but to date a response has not been received.

PW/rl



## MEMORANDUM

TO: Governing Board  
FROM: Tim Sagul, Senior Professional Engineer  
DATE: December 22, 2011  
RE: Authorization to Initiate Enforcement Proceedings, Jacob Hake,  
CE11-0005, Bradford County

### RECOMMENDATION

**Staff recommends the Governing Board authorize initiation of enforcement proceedings against Jacob Hake, in Bradford County, for unpermitted dredge and fill in a wetland and flood hazard area.**

### BACKGROUND

Staff sent a Notice of Violation to Mr. Hake on February 25, 2011, for unpermitted dredging and filling in a wetland and flood hazard area. The major issue arising from the unpermitted activity involved the destruction of a berm which resulted in flooding neighboring properties. Staff met initially with Mr. Hake on March 11, 2011. Several meetings were conducted between March and October, 2011, to address drainage issues both upstream and downstream of the property. During these meetings, staff came to an agreement with Mr. Hake regarding how he would resolve the violation on his property. This agreement included Mr. Hake signing a Compliance Agreement (CA) within 30 days of receipt by certified mail.

The CA was sent by certified mail on October 20, 2011. The certified mail was refused and returned to the District on October 24, 2011. The CA was re-sent on October 31, 2011, by first class mail and Mr. Hake confirmed receipt during a December 11, 2011, telephone conversation. To date, the District has not received the CA.

Staff inspected on November 25, 2011, and remedial actions have not been performed by Mr. Hake. The remedial action is the repair of the berm adjacent to the ditch that traverses the property and drains towards the west. The breach in the berm is causing flooding on properties adjacent properties not owned by Mr. Hake.

In order to resolve this enforcement action, Mr. Hake needs to sign and return the CA and repair the berm to pre-existing conditions.

TS/rl

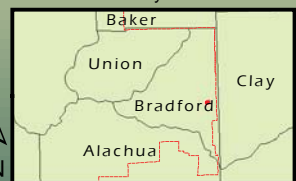


 Project Boundary

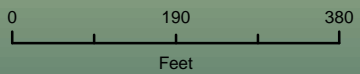
### Hake Project

CE11-0005

January 2012



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, Senior Professional Engineer

DATE: December 22, 2011

RE: Authorization to Proceed with an Administrative Complaint Regarding Scott McNulty, CE10-0045, Levy County

### RECOMMENDATION

**Staff recommends the Governing Board authorize the Executive Director to obtain counsel to proceed with an administrative complaint regarding Scott McNulty, Levy County.**

### BACKGROUND

District staff discovered that unpermitted excavation and road construction had occurred in the Cedar Key Heights Subdivision and may have occurred in jurisdictional wetlands within Levy County right-of-way. A violation letter was sent to Mr. McNulty via certified mail, which requires a response from him on or before April 10, 2011. The District received a letter on April 8, 2011, from Respondent's counsel indicating that Mr. McNulty is not in violation of the District permitting process and does not intend to pay any fees or fines. At the May 2011 Governing Board meeting, the Board directed staff to hire counsel to develop a list of options for resolution and bring the options back to the Board for further consideration.

Staff contracted with Bruce Robinson of Robinson, Kennon & Kendron, P.A., to advise the Governing Board on resolution options. Mr. Robinson provided the options for resolution. These were discussed at the June 2011 Board meeting.

Staff met with Board Counsel and Mr. Robinson on December 20, 2011, to discuss resolution options and recommend that the Governing Board authorize the Executive Director to proceed with an administrative complaint to resolve this enforcement matter.

TS/rl

## MEMORANDUM

TO: Governing Board

FROM: Brian Kauffman, Senior Professional Engineer

DATE: December 22, 2011

RE: Authorization for the Executive Director to Enter Into an Agreement with the Federal Emergency Management Agency (FEMA) to Administer Risk MAP (Mapping, Assessment and Planning) for Fiscal Year (FY) 2011

### RECOMMENDATION

**Staff recommends the Governing Board authorize the Executive Director to enter into an agreement with FEMA to receive \$1,845,000 to implement FEMA's Risk MAP Program in the Upper Suwannee River and Santa Fe River Basins for FY 2011.**

### BACKGROUND

The Suwannee River Water Management District is a Cooperating Technical Partner for implementing FEMA's Risk MAP program. A five-year business plan has been approved by FEMA that identifies the District's vision and level of participation for supporting Risk MAP for each basin.

To implement this plan, District staff developed a Mapping Activity Statement (MAS) for FEMA's FY 2011 (our FY 2012) that details a step-by-step process to enhance the Digital Flood Insurance Rate Map and provide Risk MAP products for the Upper Suwannee River and Santa Fe River basins, as designated by United States Geological Survey Hydrologic Unit Code 03110201 and 03110206, respectively, along with an education and outreach plan. The Mapping Activity Statement (MAS) for FY 2011 has been approved by FEMA. The District has been awarded \$1,845,000 from FEMA to implement the MAS including \$70,000 for District personnel time. FEMA will reimburse the District actual expenses on a monthly basis.

/jl

Budget Code: 48 0 464 0 0000 00 00 000



## MEMORANDUM

TO: Governing Board

FROM: Brian Kauffman, Senior Professional Engineer

DATE: December 22, 2011

RE: Contract Extensions with Selected Firms for Implementation of the Federal Emergency Management Agency (FEMA) Risk Mapping, Assessment, and Planning (MAP) Program within the Mapping Activity Statement (MAS) for FEMA Fiscal Year 2011

### RECOMMENDATION

**Staff recommends the Governing Board authorize the Executive Director to extend contracts with the firms previously selected for implementation of the FEMA Risk MAP program for activities within FEMA's Fiscal Year (FY) 2011 MAS, not to exceed \$1,845,000.**

### BACKGROUND

The District is a Cooperative Technical Partner (CTP) assisting in the implementation of FEMA's Risk MAP Program. A five-year business plan has been approved by FEMA that identifies the District's vision and level of participation for supporting Risk MAP for each basin, and subsequently, an MAS is developed for each year of participation. The Upper Suwannee River and Santa Fe River basins, as designated by United States Geological Survey Hydrologic Unit Code 03110201 and 03110206, respectively, are the project areas for FY 2011.

The Governing Board approved the Executive Director to enter into contracts with six qualified firms (list following) on October 13, 2009, to implement the Risk MAP five-year plan. These firms have begun work under the FY 2009 and FY 2010 MAS approved by FEMA. Using these firms again will expedite work under the FY 2011 MAS for which funding has already been awarded. The Risk MAP program will bring to communities map and database products packaged alongside the digital flood insurance rate maps to locate where they might have risk, understand what the risk is, and plan to reduce their losses during disasters.

The District will be reimbursed actual expenses by FEMA on a monthly basis for work performed. Total reimbursements shall not exceed \$1,845,000.

October 2009 Approved Risk MAP Firms

<b>Firm</b>	<b>Location</b>	<b>Expenditures to Date</b>
PBS&J Corporation (now Atkins)	Tampa, FL	\$289,822
AECOMUSA, Inc.	Jacksonville, FL	\$82,648
Jones Edmunds & Associates, Inc.	Tampa, FL	\$84,336
Cardno TBE	Brooksville, FL	\$12,000
AMEC Earth & Environmental, Inc.	Nashville, TN	\$96150
Taylor Engineering, Inc.	Jacksonville, FL	\$86,496

Budget Code: 48 2 586 3 1300 12 02

## MEMORANDUM

TO: Governing Board  
FROM: Brian Kauffman, Senior Professional Engineer  
DATE: December 22, 2011  
RE: Amendment of URS Contract (06/07-273) for Flood Insurance Rate Map Modernization, Levy County Additional Tasks

### RECOMMENDATION

**Staff recommends the Governing Board authorize the Executive Director to amend contract number 06/07-273 with URS Corporation for \$8,000 of additional post-preliminary flood map processing, for a total not to exceed cost of \$1,033,000.**

### BACKGROUND

The District is a Cooperative Technical Partner (CTP) assisting in Federal Emergency Management Agency's (FEMA) Map Modernization Program. Through a series of Mapping Activity Statements (MAS), all counties within the District will have FEMA flood maps modernized to digital format. FEMA has awarded the District \$1,025,000 to implement the MAS for Hamilton, Levy, and Madison Counties.

At the final stages of implementing the MAS for Levy County, the need for additional mapping work arose. During the appeal and protest period the Town of Bronson provided LiDAR data to re-map the floodplain boundary. However, this remapping was not included in the budget. URS estimated the additional cost to re-map the study area floodplain boundaries to be \$8,000.

This additional expense was approved by FEMA in the FY 2011 MAS and funding is available in the FY 2011 grant.

The District will be reimbursed actual expenses by FEMA on a monthly basis for work performed. Total reimbursements shall not exceed \$1,033,000.

/jl

Budget Code: 48 2 586 3 1300 12 02

## MEMORANDUM

TO: Governing Board  
FROM: Carlos Herd, Senior Hydrogeologist  
DATE: December 22, 2011  
RE: Water Supply Program Activity Report

### **SRWMD/SJRWMD/DEP Interagency Agreement:**

- On December 6, staff met with SJRWMD and DEP to discuss permitting issues related to the augmentation of Lake Brooklyn in the Keystone Heights area.
- On December 14, staff attended a North Florida/South Georgia Regional Groundwater Modeling steering committee teleconference.
- On December 16, staff participated in a teleconference with the SJRWMD to discuss comments on the Atkins scope of work for the Upper Floridan aquifer recharge concepts project.
- On December 20, staff attended the Clay/Putnam MFL Recovery/Prevention Technical Team meeting with SJRWMD and stakeholders.
- On January 4, staff will participate in an interagency agreement teleconference to discuss the National Research Council scope of work.
- On January 5, staff will participate in the North Florida Utility Coordination Group executive committee meeting at the SJRWMD office located in Palatka.
- On January 5, staff will participate in the first progress meeting for the Interagency Agreement at the SJRWMD office located in Palatka.

### **Water supply planning:**

- St. Johns River Water Management District continues to maintain an indefinite postponement of their Water Supply Assessment and Water Supply Plan.
- Staff continues to meet regularly with SJRWMD via conference calls to coordinate activities in the water supply planning and permitting processes.

### **Interstate coordination:**

- The next Florida/Georgia coordination meeting is being scheduled for March, 2012, at a location to be determined.

## **Minimum flows and levels (MFLs):**

### Lower Santa Fe and Ichetucknee Rivers and Springs

- Revision and calibration of a HEC-RAS river model continues. Final cross-section elevations are being quality checked for incorporation into the model software.
- Draft report production for the fluvial geomorphic investigation of the Santa Fe and Ichetucknee rivers is underway. This report will include flow parameters for channel maintenance and stability. These will be reviewed for potential use as MFL limiting parameters.

### Upper Suwannee River and Springs

- The two primary contractors for this work (river modeling and biology) were issued reconnaissance work orders. They have assembled their observations into recommendations for study sites (biology) and hydraulic cross sections (modeling). Over 250 new cross sections were selected for further evaluation. Surveying and other field work will follow. District staff has finished installation of 9 new water level recorders on the river, including one in the spring house at White Sulphur Springs.

## **Water conservation:**

- Staff is continuing to coordinate the District's Water Conservation Program with local governments. Currently staff is working to inventory fixtures in public buildings within our four planning regions.
- Staff is working with local hotels in the Lake City area to establish a partnership for water conservation.

Thank you for your attention to this summary of current activities. Please feel free to contact staff prior to the January 10, 2012, Governing Board meeting if you would like further information.

CH/dd

## MEMORANDUM

TO: Governing Board

FROM: Megan Wetherington, Senior Professional Engineer

DATE: December 22, 2011

RE: Water Resource Monitoring Program Activity Report

Staff collected water chemistry samples at 24 groundwater sites; recorded levels and maintained stations at 181 wells, 21 lakes, and 19 stream stations; and reported rainfall from 38 sites to the National Weather Service.

Staff attended Florida Department of Environmental Protection's second statewide Salinity Network meeting. The Salinity Network is a subset of the Florida Water Resources Monitoring Council intended to develop a centralized reporting tool for groundwater impacts.

Monitoring and IT staff met with St. Johns River Water Management District in Palatka to observe their data management practices for water quality data. The information will be used to assess the effectiveness of the District's existing water quality database.

Agricultural water use was monitored at 194 wells on 48 agricultural operations.

Thank you for your attention to this summary of current activities. Please feel free to contact staff prior to the January 10, 2012, Governing Board meeting if you would like further information.

MW/dd

MEMORANDUM

TO: Governing Board  
FROM: Tim Sagul, Senior Professional Engineer  
DATE: December 22, 2011  
RE: Regulatory Program Activity Report

**Environmental Resource Permitting Activities**

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

<b>November 2011</b>	<b>Received</b>				
Environmental Resource Permits	Noticed General	General	Individual	Exemption Requests	Extension Requests (SB 7207)
	14	8	1	6	4
	<b>Issued</b>				
	Noticed General	General	Individual	Exemptions Granted	Extensions Granted (SB 7207)
	12	15	0	13	4

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

File Number	Project Name	County	Issue Date
ERP00-0608M3	Cannon Creek Basin/Home Depot Site	Columbia	12/12/11

**Inspections and as-built certification**

- In November 2011, staff inspected thirteen projects under construction and 21 projects for as-built compliance. The total number of projects constructed from January 2005 to November 2011 is 869. The number in compliance with certification requirements is 843 while 26 permits are not in compliance.

- The total number of Works of the District permits issued from January 2009 through October 2010 is 91 with 39 completed and 52 in the construction process.

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

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

<b>November 2011</b>	<b>Received</b>		<b>Issued</b>
Water Use Permits	14		17
Water Well Permits	98		98
Water well permits issued and received according to well use:			
Abandoned/destroyed	0	Livestock	0
Agricultural Irrigation	4	Monitor	9
Aquaculture	0	Nursery	0
Climate Control	0	Other	3
Fire Protection	0	Public Supply	6
Garden (Non Commercial)	1	Self-supplied Residential	70
Landscape Irrigation	5	Drainage or injection	0
Commercial or Industrial	0	Test	0

### **Rule development and adoption**

The rulemaking schedule follows this report. Staff is participating in joint meetings and conference calls with the Department of Environmental Protection (DEP) and the other Water Management District's (WMD) to address any rule changes required as a result of the recent legislative session and as outlined in the 2011-2012 Annual Regulatory Plan required by Executive Order 11-72 that was submitted to the Governor's Office of Fiscal Accountability and Regulatory Reform on June 29, 2011.

On November 16, 2011, staff answered supplemental questions for all 215 District rules as required by the Governor's Office of Fiscal Accountability and Regulatory Reform. The questions were targeted at rules that require collection of data and fees from permit applicants.



### **Staff Priorities**

- Staff is working on a charter to implement the E-permitting process in cooperation with St. Johns River Water Management District. The Water Well construction portion will be implemented first with ERP and Water Use to follow.
- Staff continued to coordinate with FDEP and water management districts on reclaimed water policy.
- Staff met and received a renewal application from Town of Lee.
- Staff met with representatives from PCS Phosphate concerning an upcoming permit consolidation.
- Staff met with Oak Grove Dairy regarding a modification, which may be presented at the February Governing Board meeting.
- Staff met with White Oak Dairy regarding a modification, which may be presented at the February Governing Board meeting.
- Staff continues to attend the Columbia County and Suwannee County Catalyst Working Groups to discuss regulatory issues.
- Staff continues to participate in discussions on water use permitting consistency with FDEP and the other water management districts.

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

TS/rl  
Attachments

**40B-1.706**

## Fee Schedule – 40B-2 Citations

GB Rule Dev. Auth.	9/14/10
Notice of Rule Dev.	11/4/11
GB Proposed Rule Auth.	9/14/10
Send to OFARR	3/15/11
Notice of Proposed Rule	10/26/11
Send to JAPC	
Mail to DOS (tentative)	
Effective Date (tentative)	

**40B-2.301**

## Conditions of Issuance of Permits

Send to OFARR	6/29/11
Approved by OFARR	7/5/11
GB Rule Dev. Auth.	8/9/11
Notice of Rule Dev.	8/26/11
GB Proposed Rule Auth.	
Notice of Proposed Rule	
Send to OFARR	
Send to JAPC	
Mail to DOS (tentative)	
Effective Date (tentative)	

**40B-4.1020**

## Clearing Definition

GB Rule Dev. Auth.	10/12/10
Notice of Rule Dev.	10/22/10
GB Proposed Rule Auth.	1/11/11
Send to OFARR	3/15/11
Notice of Proposed Rule	11/18/11
Send to JAPC	
Mail to DOS (tentative)	
Effective Date (tentative)	

**40B-4.3030**

## Diseased Vegetation Determination

GB Rule Dev. Auth.	10/12/10
Notice of Rule Dev.	10/22/10
GB Proposed Rule Auth.	1/11/11
Send to OFARR	3/15/11
Notice of Proposed Rule	11/18/11
Send to JAPC	
Mail to DOS (tentative)	
Effective Date (tentative)	

**40B-400.091**

## ERP Handbook

GB Rule Dev. Auth.	12/9/08
Notice of Rule Dev.	2/4/11
GB Proposed Rule Auth.	1/11/11
Send to OFARR	3/15/11
Notice of Proposed Rule	
Send to JAPC	
Mail to DOS (tentative)	
Effective Date (tentative)	

**40B-400.103**

## ERP Handbook

GB Rule Dev. Auth.	1/11/11
Notice of Rule Dev.	2/4/11
GB Proposed Rule Auth.	1/11/11
Send to OFARR	3/15/11
Notice of Proposed Rule	
Send to JAPC	
Mail to DOS (tentative)	
Effective Date (tentative)	

**0B-9.1381**

GB Rule Dev. Auth.	11/10/11
Notice of Rule Dev.	12/9/11
GB Proposed Rule Auth.	11/10/11
Send to OFARR	12/1/11
Send to Senate and House	12/1/11
Notice of Proposed Rule	
Send to JAPC	12/1/11
Mail to DOS (tentative)	
Effective Date (tentative)	

## MEMORANDUM

TO: Governing Board

FROM: Hugh Thomas, Suwannee River Partnership Coordinator

DATE: December 22, 2011

RE: Suwannee River Partnership (SRP) Program Activity Report

Staff began meeting with poultry producers to update poultry operation conservation plans under the Conservation Technical Assistance agreement with the United States Department of Agriculture - Natural Resources Conservation Service.

Partnership staff continues to work with Mace Bauer and University of Florida – Institute of Food and Agricultural Sciences (UF-IFAS) staff to help farmers save water as part of the advanced irrigation scheduling program under the Conservation Innovation Grant.

Partnership staff met with Dr. George Hochmuth (UF-IFAS) and Kenneth Hall (Suwannee Farms) for an update on the nitrogen and phosphorus nutrient management project being conducted at Suwannee Farms. This is the second year of the project which is evaluating nutrient uptake efficiencies of crops and nutrient leaching potential at current recommended fertilizer application rates. Dr. Hochmuth and Mr. Hall have been invited to address the Governing Board during the March 2012 workshop.

Staff continues to work with the Mobile Irrigation Lab to evaluate center pivot systems.

Staff continues to work with District staff in assisting with water use permit renewals, modifications, and new permits.

Partnership staff worked with the UF-IFAS Extension Service to coordinate and host the 2011 Suwannee Valley Watermelon Institute. As part of the workshop, staff administered the SRP survey developed by the University of Florida Public Issues Education Center for Agriculture and Natural Resources to determine producers' knowledge of water quality and water quantity issues.

Staff met with the Florida Department of Environmental Protection to discuss selection of a restoration focus area (RFA) as part of the Basin Management

Action Plan for the Santa Fe Basin. The Ginnie Springs springshed was selected as the first RFA for the Santa Fe Basin Management Action Plan.

Staff continues to assist with resolving irrigation and other agriculture related complaints.

Staff submitted a proposal for \$1.4 million in additional United States Department of Agriculture funding for Ag Water Enhancement Practices (AWEP) under the Environmental Quality Incentives Program. Under the AWEP program, irrigation systems can be upgraded to lower operating pressure and convert less efficient diesel motors to more efficient diesel or electric power systems.

Staff continues to visit farmers for enrollment in Best Management Practice (BMP) programs and to assist with BMP implementation assurance, BMP follow-up, sampling assistance, record keeping assistance, and other education. To date staff has enrolled approximately 327 farms with signed Florida Department of Agricultural and Consumer Science Notices of Intent to implement BMPs on 175,000 acres. Of the 327 farms, 252 have received cost share as part of the SRP BMP Tools Program.

Based on record checks and the SRP Progressive Farms Program, fertilizer savings are 50 to 80 lbs/acre. Using a 50 lbs savings, this equates to 8,750,000 lbs (4,375 tons) less fertilizer being applied in the basin because of BMP implementation and use of BMP tools. Currently there are 28 farms awaiting cost share for BMP tools representing approximately 8,500 acres.

Thank you for your attention to this summary of current activities. Please feel free to contact staff prior to the January 10, 2012, Governing Board meeting if you would like further information.

HT/dd

## MEMORANDUM

TO: Governing Board  
FROM: Bob Heeke, Senior Land Resources Manager  
DATE: December 22, 2011  
Subject: Land Management Activity Report

### NATURAL RESOURCE MANAGEMENT

Status of timber sales currently underway is shown below:

Contract #	Timber Sale	Forestry Consultant	Estimated Start Date	Estimated Pine Tons	Harvest Completion
10/11-117	Little River #3	NRPS	9/5/2011	2,500	50%
10/11-116	Jones Mill Creek #1	TFC	10/12/2011	29,690	40%
10/11-120	Ellaville #13	DOF/TRSF	1/01/2012	7,905	0%

Four requests for bids for timber sales are currently posted on the District website:

Bid #	Fiscal Year	Timber Sale Name	Bid Due Date
11/12-007	2012	Black Tract #3	1/5/2012
11/12-008	2012	Jerry Branch #1	1/5/2012
11/12-009	2012	Goose Pasture #1	1/5/2012
11/12-010	2012	Steinhatchee Springs #9	1/10/2012

Contractors have planted approximately 426 acres of bare-root longleaf pine and 121 acres of bare-root slash pine on the Steinhatchee Springs Tract. This is about 30% of the 1,798 acres scheduled for planting this season.

### FACILITY MANAGEMENT

District contractors have begun work on the 2011-12 boundary marking project. This work will be conducted mostly on properties in the Lower Suwannee and Santa Fe River Basins. Since it will become part of the Steinhatchee Springs Wildlife Management Area, the Steinhatchee Rise Tract will be reposted after the spring hunting season.

### PUBLIC RECREATION SERVICES

District Staff and contractors improved a river access/canoe-boat launch on the Aucilla River referred to by the locals as "Flat Rock" on the Cabbage Grove Tract. A river access point was improved on the Mt. Gilead Tract to alleviate an erosion problem and enhance public access. FDOT mitigation funds were used to complete these improvements.

District staff worked with Archaeological Consultants, Inc., to delineate a mound boundary on the Goose Pasture Tract prior to a planned timber harvest operation.

A total of 27 special use authorizations were distributed during the last month: 14 for recreation, 12 for temporary ingress and egress and 1 for other use.

gal  
008-00025

## MEMORANDUM

TO: Governing Board  
FROM: Brian Kauffman, Senior Professional Engineer  
DATE: December 22, 2011  
RE: Resource Projects Program Activity Report

### **Edwards Road Bottomlands Wetlands Restoration Project, Bradford County:**

Based on interest from FDOT, the District has received Governing Board approval to enter into agreements with FDOT and the City of Starke to begin the process of expanding this project in order to provide wetland mitigation for FDOT. Draft agreements with FDOT and with the City of Starke are being reviewed. Meeting with FDOT to discuss the agreement and project permitting is scheduled for December 23, 2011.

In addition, the District has received approval to begin the appraisal process in order to obtain the back 14 acres of the KOA property. This property will be an integral part of the overall project scope. Staff and appraiser met to look at the site on December 15, 2011.

### **Federal Emergency Management Agency (FEMA) Map Modernization and Risk MAP:**

Levy County: The appeals and protests resolutions have been submitted to FEMA for review and will then be delivered to the communities.

Bradford County: The Letter of Final Determination was issued on November 2, 2011, to notify the communities in Bradford County of the final flood hazard determination in compliance with Title 44, Chapter I, Part 67, Code of Federal Regulations. Prior to May 2, 2012, communities are required, as a condition of continued eligibility in the National Flood Insurance Program (NFIP), to adopt or show evidence of adoption of floodplain management regulations that meet the standards of Paragraph 60.3(c) of the NFIP regulations (44 CFR, etc.).

Fiscal Year 2009 projects: Detailed studies in Live Oak, Lafayette County, Dixie County, and Gilchrist County are ongoing. LiDAR data has been delivered for use in the Lafayette, Dixie, and Gilchrist study areas. Preliminary FIRM panels and Flood Insurance Study were issued on December 8, 2011, to the City of Live Oak and Suwannee County for areas affected by the Live Oak study.

Fiscal Year 2010 projects: The Discovery Meetings for the Lower Suwannee River Basin were held September 7 and 8, 2011. A draft scope of work has been developed, and Governing Board authorization to proceed will be requested.

**Lake Sampson Water Control Structure:**

A scope of work is being drafted for a contract with URS Corporation to run scenarios of a new fixed weir control structure in the existing computer model that is accepted in the Bradford County Flood Insurance Study. The proposed structure will be designed with a fixed control elevation with the ability to draw down the lake at Fish and Wildlife Conservation Commission's recommended times while potentially decreasing Lake Sampson's flooding hazard.

**Algal Turf Scrubber Pilot System at Boston Farm:**

The final meeting and the results of the pilot study were presented to the District on October 13, 2011. IFAS is still working on their final report, so a contract extension was granted until December 15, 2011. Hydromentia submitted a Phase I proposal to the District on December 5, 2011, for an algal turf scrubber project on the Suwannee River which is currently under review by the District.

**Water Quality Compensatory Treatment:**

FDOT provided the District with \$46,640 for water quality compensatory treatment for the US 98 Bridge Replacement project over the Aucilla River as part of ERP10-0057. As of this date, District staff has identified and implemented water quality improvements at two of the District's river access locations on the Mt. Gilead Tract. Restoration included the regrading and stabilization at these locations to prevent further erosion into the river and to relocate parking away from the river bank. Additional water quality improvements have been started at locations at the Mt. Gilead and Cabbage Grove Tracts within the Aucilla River basin during the month of November 2011. These improvement projects will be complete by early January 2012.

**Water Conservation Program:**

District Staff met with the Florida Rural Water Association (FRWA) to discuss a partnership involving the water use assessments of public facilities. The information gained from these assessments will aid in defining specific areas in need of water conservation efforts and will serve as a foundation for the overall program. In addition, staff met with Jerry Scarborough, Superintendent of Suwannee County schools, to gain insight as to how schools might be included and benefit from the program.

**Lake City Stormwater:**

Staff toured stormwater problem areas with the Public Works Director of Lake City on December 6, 2011. This year the city wants to make improvement to several problem areas that were identified a few years ago during a previous city-wide study. However, with limited funds, the city needs help implementing the



remediation plan. Staff is drafting a new interlocal agreement with Lake City to provide cost share assistance for the stormwater improvements.

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

/rl

# Compliance

updated 12/21/2011 3:10:56 PM

<i>CE #</i>	<i>County</i>	<i>Discovery Date</i>	<i>Date Action Required</i>	<i>Violation Summary</i>	<i>Respondent</i>	<i>Comments</i>	<i>Staff</i>
CE06-0058	LEVY	8/2/2006	1/10/2012	Unpermitted construction.	Douglas McKoy	Permit denial was removed from May 2010 Governing Board agenda. Spoke with engineer 8/2/10; has received information from Mr. McCoy. Plans and calculations should be submitted by 9/1/10. 11/1/10; engineer stated that the response submittal was in the mail. RAI response received 1/3/11. RAI sent 1/25/11. Response due 4/24/11. Received a 30 day request for an extension on 4/21/11. Extension granted until 6/2/11. District called engineer on 5/31/11 requesting the status of application. 6/8/11; received RAI information. Reviewed applicant's submittal and sent out another RAI with a response deadline of 8/10/11. Received RAI responses from applicant on 8/5/11. 9/2/11; RAI sent. 45 days to respond. Meeting 9/22/11; working on revising mitigation plan. As of 11/16/11, no response received. Sent email out to find out status on 12/6/11. January 2012 Board for denial & enforcement proceedings.	Webster, Patrick
CE10-0016	JEFFERSON	2/9/2010	12/31/2011	Unpermitted construction.	Judy Miller	Compliance Agreement mailed 11/29/10. Received signed agreement 12/6/10. Returned executed agreement to Ms. Miller 12/9/10, which requires fees for a settlement penalty and staff costs to be paid no later than 12/19/10. RAI sent 1/14/11. 3/21/11; received fee & penalty check for \$2,305.65 and RAI material. 4/8/11; permit issued. Staff to monitor Compliance Agreement stipulations. 9/12/11; letter sent. 18 days to complete construction & 30 days to submit as-builts. 9/22/11; received extension request to complete construction until 12/31/11. Staff declined request. November 2011 Board for initiation of legal action to enforce the terms of the compliance agreement. 11/8/11; Board put this item on hold until 12/31/11 to see if Respondent could complete work & resolve violation.	Hastings, John

<i>CE #</i>	<i>County</i>	<i>Discovery Date</i>	<i>Date Action Required</i>	<i>Violation Summary</i>	<i>Respondent</i>	<i>Comments</i>	<i>Staff</i>
CE10-0026	COLUMBIA	4/20/2010	1/10/2012	Unpermitted construction.	Sam Oosterhoudt-Lake City Developers, LLC.	SWO had delivered 4/20/10. NOV sent 4/26/10. 14 days to contact District. File sent to legal 5/21/10. Call from Mr. Oosterhoudt on 5/26/10. Engineer has been hired and no other work to be done until permit is modified. Informed legal to hold enforcement. Email to legal, no contact from owner since 5/26/10. Received ERP application 7/26/10. Sent RAI 8/11/10. 18 day letter sent 11/15/10. Meeting scheduled with applicant. Extension letter sent 1/11/11. Staff met with applicant on 2/4/11. 2/25/11; Compliance Agreement sent to Mr. Oosterhoudt for signature. Executed Compliance Agreement sent to Mr. Oosterhoudt 3/14/11. Awaiting monthly payments beginning 3/31/11 and ending 5/31/11. 5/18/11; received admin cost of \$317.01 & partial penalty of \$382.99. 5/31/11; final payment not received. Respondent has defaulted on Compliance Agreement. June 2011 Board for initiation of legal action to reach resolution. Board directed legal to contact Mr. Oosterhoudt to try and reach resolution. 7/12/11; Board contacted Mr. Oosterhoudt. Staff to follow up by 7/29/11. As of 8/5/11; no information received. August 2011 Board for initiation of legal action to reach resolution. 8/8/11; paid balance of Compliance agreement, submitted application fee & sent in as-builts. 8/8/11; close file. 9/12/11; enforcement file reopened. 9/1/11; \$5,000 surety check returned for stop payment. 10/4/11; 14 days to pay for returned check.10/18/11; no payment received. November 2011 Board for revocation of permit and initiation of legal action. 11/8/11; Board deferred action until December 2011 meeting. Received Letter of Credit on 11/8/11 at meeting for legal review. 11/16/11; received call from Capital City Bank that Letter of Credit is valid. January 2012 Board for revocation of permit & enforcement proceedings.	Marshall, Leroy
CE10-0046	LEVY	9/23/2010		Unpermitted road construction.	Donny Crews / Levy County Road Department	Please refer to CE10-0045 (McNulty) for updates regarding this enforcement file.	Mantini, Louis
CE08-0022	SUWANNEE	3/3/2008		Construction without a permit.	Donald Edwards	5/17/11; meeting with NFLG attorney and finance company. 5/26/11; site visit. Retention pond retrofitted to stop the increase of flood hazards offsite. 8/4/11; staff inspected pond. Vegetation is established on constructed overflow. 8/19/11; staff is waiting on foreclosure proceedings to conclude. Bank will contact District when proceedings are final.	Marshall, Leroy

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CE11-0031	TAYLOR	6/6/2011	12/27/2011	No as-builts.	Fred Shore - Gulf Breeze Partners, LLC.	20 days to contact District. Contact from Mr. Shore on 06/17/11. An on-site meeting was held 7/13/11 to discuss alternatives with the parties concerned. Respondent proposes to modify the permit to correct the deficiencies. 09/13/11; E-mail sent requesting update. 10/13/11; call from Engineer; as-built to be submitted by 10/31/11. 10/27/11 call from Phil Bishop (engineer) owners will not modify permit at present. Owners will submit corrected as-builts on or before 11/15/11. The delay is due to survey problems. 11/21/11 Telephone conversation with Phil Bishop to discuss as-built drawings. Initial as-built review indicates detention ponds are not adequate. Suggested that Phil submit sealed as-builts along with a plan to bring project into compliance. Jennifer is out of town on a medical family emergency and will not return until mid December. At engineer and owners request extended deadline until 12/27/11.	Bowden, Jerry
CE11-0044	MADISON	11/7/2011	1/21/2012	Unpermitted excavation in stream.	Penny & Samuel Morgan	14 days to contact District. The Morgans responded by 11/21/11, and an inspection was conducted on 11/22/11. Mr. Morgan returned a significant portion of the creek-bank to natural grade at this point. Since his progress has been notable, Louis verbally agreed to their request of a 01/01/12, deadline for completion of restoration to grade. An inspection will be conducted by 1/21/12.	Mantini, Louis
CE10-0060	HAMILTON	12/14/2010		Unpermitted construction.	Karamchand Doobay - Florida Gateway Resort	SWO & NOV sent 12/16/10. Owner contacted District 12/21/10. They will cease work and respond to RAI. Site visit 1/19/11; not additional work reported. Staff was contacted 2/14/11 by new project owner/management. Site visit 2/16/11; short term compliance issues as well as how to approach the permitting for the expanded scope of work were discussed. Compliance efforts are temporarily on hold until new engineer works out all details. 4/13/11; reminder letter sent to applicant. Spoke with project manager on 5/17/11. Permit application package is being finalized. September 2011 Board for permit application denial and initiation of legal action to reach resolution. 9/8/11; pulled from Board agenda per Respondent request. 30 days to submit information requested. 9/19/11; file sent to staff legal to prepare Consent Agreement.	Hastings, John

<i>CE #</i>	<i>County</i>	<i>Discovery Date</i>	<i>Date Action Required</i>	<i>Violation Summary</i>	<i>Respondent</i>	<i>Comments</i>	<i>Staff</i>
CE10-0042	UNION	10/10/2010	2/28/2012	Unpermitted construction.	John Rimes, III - New River Forest Villas	Received sketch from Scott Britt on 04/04/11. Letter sent 5/11/11; 30 days submit compliance deadline. Received a letter on 05/26/11, an engineer had been hired on behalf of the Town & will comply with the District. 6/29/11; staff met on-site to review the site - determine wetland impacts and locating culverts. Engineers are going to propose a phased approach to permit application in order for Mr. Rimes to be able to obtain funding from the City of Worthington Springs. The engineers sent a contract proposal on 7/1/11, and Mr. Rimes to meet with the City 7/6/11. 7/26/11; letter received stating that engineer had been hired and resolution should be reached soon. 9/22/11; meeting with Worthington Springs Council President. 10/5/11; sent letter to Mr. Rimes. 30 days to submit ERP application & supporting documentation. 11/4/11; received ERP application. 11/30/11; RAI sent.	Mantini, Louis
CE11-0005	BRADFORD	2/24/2011	1/10/2012	Unpermitted dredge & fill in wetlands.	Jacob Hake	20 days to contact District. Mr. Hake contacted the District on 2/26/11 and a site visit conducted on 3/11/11 with staff. Draft Compliance Agreement delivered 4/1/11. Meeting 4/8/11 to discuss agreement. Mr. Hake was advised not to follow-through agreement until he has formulated a site plan for activities he wishes to conduct on his property. Flooding issues, due to up- and downstream SWM, continue to be addressed by staff. A field visit with FPL was conducted downstream on 05/31/11; and upstream issues were addressed regarding DuPont properties and stormwater management. Meeting 6/24/11 to discuss watershed. Meeting 7/1/11 with County to determine ditch maintenance. Site visit conducted on 9/14/11 identifying current source of flooding concerns as DuPont - Staff to follow-up with another discussion with DuPont and site visit by 10/12/11. 10/20/11; updated compliance agreement mailed. 30 days to sign. 10/24/11; received returned (refused) certified compliance agreements. Compliance Agreement re-sent on 10/31/11 by first class mail, and Mr. Hake confirmed receipt during a 12/01/11, telephone conversation, but said he had not yet opened the packet. Staff inspected on 11/25/11, and remedial actions have not been performed by Mr. Hake, which consist of restoring a berm adjacent to the ditch that traverses the property and drains towards the west. To be presented at January 2012 Board for initiate enforcement proceedings.	Mantini, Louis

<i>CE #</i>	<i>County</i>	<i>Discovery Date</i>	<i>Date Action Required</i>	<i>Violation Summary</i>	<i>Respondent</i>	<i>Comments</i>	<i>Staff</i>
CE11-0006	GILCHRIST	1/12/2011	2/1/2012	Unpermitted dredge & fill in wetlands.	Donald Barselou	20 days to contact District. Mr. Barselou contacted the District within the 20-day deadline, and a site visit was conducted with staff on 3/21/11. Compliance Agreement mailed 3/29/11 for signatures. Staff to meet on-site with Mr. Barselou and his consultants on 04/26/11. 5/2/11; received signed Compliance Agreements & penalty (\$1,716.93). An ERP application is due 6/16/11, according to the Consent Agreement. As of 7/6/11, application not received. 7/21/11; received ERP information. 8/16/11; RAI sent. 11/29/11; received RAI information on 11/27/11. Extension granted until 02/01/12.	Mantini, Louis
CE11-0007	GILCHRIST	2/9/2011	1/30/2012	Unpermitted structure in floodway.	Richard & Rebecca Tenaglia	20 days to contact District. Received WOD application 3/2/11. 3/30/11; sent RAI. District staff met with Mr. Tenaglia on 4/8/11 to discuss draft compliance agreement (CA). CA mailed for signature 4/13/11. RAI mailed 4/15/11. CA returned unclaimed 5/2/11. 5/2/11; remailed regular mail per Respondent's request. CA received by Respondent but Respondent cannot return it at this time. 9/20/11; sent letter requesting return of CA by 10/11/11. 10/7/11; received mail from Mr. Tenaglia stating sudden health issues. 10/28/11; sent email extending his execution of the compliance agreement to 11/30/11. Meeting to be scheduled by 1/30/12.	Robinson, Vince
CE11-0010	GILCHRIST	3/17/2011	1/19/2012	Unpermitted development.	Richard Roberts	20 days to contact District. 3/22/11: Compliance Agreement being prepared & RAI sent. Mr. Roberts contacted the District on 3/22/11. Compliance Agreement received by Mr. Roberts on 3/21/11. 4/5/11; meeting at District. Executed the compliance agreement and paid penalty. 4/11/11; mailed executed Compliance Agreement. Conducted site inspection on 4/15/11, fill was removed and regraded but large mounds of cleared vegetation must still be removed from the floodway. RAI responses received on 4/21/11. Permit issued 4/28/11. Owner has requested a burn permit to burn vegetative piles. Has not been able to burn because of drought conditions. 7/19/11; Respondent came in and reported that he will work on burning the vegetative debris. Site visit 8/18/11 & 9/1/11. 9/7/11; letter sent. 45 days to remove vegetation debris. 10/7/11; Mr. Roberts informed District that due to health conditions, he has stopped debris removal, but would complete the removal by 1/19/12.	Webster, Patrick

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CE11-0019	COLUMBIA	3/24/2011		Erosion & sediment control issues.	Palmer Daughtry - Emerald Cove Subdivision	21 days to contact District. Developer contacted the District within the allotted time and has scheduled a meeting for 6/22/11. At the 6/22/11 meeting, the developer agreed to request Columbia County take over operation and maintenance since he is no longer financially capable of providing such services. 8/23/11; letter sent stating 18 days to transfer to O&M to County or complete corrective action. 9/14/11; letter sent informing Mr. Daughtry staff is referring to Governing Board for initiation of legal proceedings. Staff to work with Columbia County to resolve maintenance issues.	Link, James
CE11-0026	COLUMBIA	5/18/2011	1/7/2012	Unpermitted construction.	Clyde Higgs	21 days to contact District to schedule meeting. Meeting 6/10/11 to discuss violation. 6/13/11; letter sent requesting application by 9/10/11. 9/14/11; letter sent informing Mr. Higgs staff is referring to Governing Board for initiation of legal proceedings. 9/15/11; file sent to legal. 9/23/11; received ERP application, ERP fee and penalty for enforcement. 10/4/11; RAI sent.	Marshall, Leroy
CE11-0036	TAYLOR	8/24/2011		Unpermitted construction.	Oscar M. Howard, III/RT 207 Properties/Iron Horse Mud Ranch	Site visit 9/7/11. 9/13/11; NOV sent. 20 days to contact District. 9/16/11; received fax. Staff awaiting RAI response to proceed with Compliance Agreement.	Mantini, Louis

Suwannee River Water Management District

Governing Board Materials

## Executive Office

The following materials have been reviewed and approved for distribution to the Governing Board and the public.

Director of Governmental Affairs

Assistant Executive Director

Executive Director



## MEMORANDUM

TO: Governing Board

FROM: David Still, Executive Director

DATE: December 22, 2011

RE: Approval of a Work Order in the Matter of Jeffrey and Linda Hill v. Suwannee River Water Management District (District)

### RECOMMENDATION

**Staff recommends Governing Board approval of a work order for legal expenditures in the matter of Jeffrey and Linda Hill versus District for a total amount not to exceed \$13,500.**

### BACKGROUND

Staff initiated work to defend the District in this matter by issuing work order number 10/11-145.001 to Jennifer Springfield for a fee not to exceed \$5,000. The Governing Board authorized expenditures up to \$9,500 at the December 13, 2011, meeting. Ms. Springfield has completed all work under this work order.

Staff conferred with Governing Board Counsel about continuing the defense of this suit. Staff intends to assign future work relating to this matter to Mr. Lindsey Lander. Pending approval of this expenditure, staff will execute a new work order with Mr. Lander for \$4,000.

## MEMORANDUM

TO: Governing Board

FROM: David Still, Executive Director  
Charlie Houder, Asst. Executive Director  
Steve Minnis, Governmental Affairs Director

DATE: December 22, 2011

RE: Activity Report, Executive Office

The following is a brief summary of activities during the past month by David Still, Charlie Houder, and Steve Minnis.

### David, Charlie, and Steve:

- Participated in the bi-weekly call with the Florida Department of Environmental Protection (DEP).
- Participated in the Gulf of Mexico Initiative Kick-off with the Natural Resources Conservation Service (NRCS) and the Suwannee River Partnership.

### David:

- Along with Governing Board Chairman Don Quincey, participated in a meeting with DEP and the other Water Management Districts in Tallahassee.
- Participated in the Food and Resource Economics External Advisory Committee meeting at the University of Florida.
- Participated in the Florida Cattlemen's Association Water Policy Committee meeting in Gainesville with Chairman Quincey.
- Made a presentation to the Chiefland Rotary on water supply.
- Participated in an Agricultural Water Policy meeting with Farm Bureau in Gainesville.
- Participated in the Surplus Land Committee meeting.
- Met with Board attorney and staff attorneys Lindsey Lander and Bruce Robinson to discuss attorney procedures.

### Charlie:

- Participated in the R. O. Ranch monthly meeting with Governing Board Member Ray Curtis presiding.
- Assisted staff in finalizing the Department of Environmental Protection's Metrics requirements for measuring performance.
- Participated in the School of Forest Resources and Conservation Advisory Board meeting in Gainesville.
- Attended a meeting in Cedar Key with Governing Board Member Heath Davis and Andrew Gude, the new manager of the Lower Suwannee and Cedar Keys National Wildlife Refuges.

Steve:

- Attended the Interim Legislative Committee Meeting for the week of December 5<sup>th</sup>.
- Participated in a meeting to discuss long term water use permits for alternative water supply projects.
- Attended the Legislative Delegation Meetings for the counties of Bradford and Union.
- Participated in the monthly Rural Economic Development Initiative Meeting.