

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.

3:00 p.m., Tuesday  
September 10, 2013

District Headquarters  
Live Oak, Florida

Governing Board:

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

Governing Board General Counsel

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

Staff:

Position	Name	Present	Not Present
Executive Director	Ann Shortelle	X	
Assistant Executive Director	Jon Dinges	X	
Gov. Affairs / Communications Director	Steve Minnis	X	
Administrative Services Bureau Director	Dave Dickens	X	
Land Resources Division Director	Charles H. Houder, III	X	
Water Supply Division Director	Carlos Herd		X
Water Resources Division Director	Erich Marzolf	X	
Resource Management Division Director	Tim Sagul	X	
GB & HR Coordinator	Lisa Cheshire	X	

Guests:

Robin Lamm, SRWMD  
Kevin Wright, SRWMD  
Rhonda Scott, SRWMD  
Warren Zwanka, SRWMD  
Richard Rocco, SRWMD  
Brian Brooker, SRWMD  
Bill Mckinstry, SRWMD  
Jon Wood, SRWMD

Clay Coarsey, SRWMD  
Megan Wetherington, SRWMD  
Sara Alford, SRWMD  
Joel Love, DACS  
Hugh Thomas, DACS  
Carolee Howe, Shenandoah Dairy  
Paul Still, BSWCD  
Jeff Hill, Lake City  
Barney & Renate Cannon, Chiefland  
Tim Perry, Buckeye  
Craig Varn, Manson Bolves  
Georgie Shamitz, Gilchrist County  
Dale Bryant, Resource Conservation Partners  
Matt Yates, Resource Conservation Partners  
Ray Hodge, Southeast Milk  
Chuck Farmer, Old Town  
Steven Carpenter, FFS  
Jason Raulerson, Gator Crop Consulting  
Douglas Manson, Manson Bolves

The meeting was called to order at 3:00 p.m.

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

Additions

- SUP 1 – Florida Department of Environmental Protection Springs Grant Inclusion of Funding in Tentative Fiscal Year 2013-2014 Budget

Agenda Item No. 4 – Approval of Agenda.

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

Agenda Item No. 5 – Consent Agenda.

- Agenda Item No. 7 – Approval of Minutes for August 13, 2013 Governing Board Meeting and Workshop
- Agenda Item No. 10 – Approval of July 2013 Financial Report
- Agenda Item No.11 – Renewal of Software License and Hardware Maintenance Contracts
- Agenda Item No. 12 - Procurement of Office Supplies from State Approved Vendors
- Agenda Item No. 27 – Reauthorization to Renew Contract with the United States Geological Survey for Isotopic Sampling of Spring Water and Groundwater near White Sulphur Springs, SRWMD Contract 11/12-122 and Joint Funding Agreement 12GGESMC000057

- Agenda Item No. 34 – Approval of Water Use Permit Application Number 2-01-00034.002, Hale and June Register Place, Alachua County
- Agenda Item No. 35 – Approval of Water Use Permit Application Number 2-12-00047.002, Glenda Kelley Farms, Alachua County
- Approval Item No. 45 – Authorization for Staff Legal Service Contracts for Fiscal Year 2013/2014

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

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

Agenda Item No.7– August 13, 2013 Governing Board Meeting and workshop Minutes – Approved on Consent.

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

- Megan Wetherington gave a presentation of hydrologic conditions of the District and updated the board on the agricultural water use monitoring units project.
- Cooperating Agencies and Organizations
- Public Comments: (Notations provided as Written on Sign In Sheet)  
The following citizens addressed the Governing Board
  1. Tim Perry – Update on CUP consistency rulemaking.
  2. Carolee Howe – Agriculture is a beneficial user of water.
  3. Paul Still – Commented on Agenda Item No. 25 MFL contracts and Agenda Item No. 26 Partnership with SJRWMD facilitation.
  4. Craig Varn – Commented on Agenda Item No. 38
  5. Jeff Hill – Status of differences.

Agenda Item No. 9 – Legal Matters. Mr. Reeves gave an update regarding Legal Matters relating to El Rancho No Tengo, Inc.

General Counsel reviewed the proposed settlement agreement with Mr. Hill. Discussion was held.

MR. JONES MADE A MOTION TO ACCEPT THE PROPOSED SETTLEMENT AGREEMENT; THE MOTION WAS SECONDED BY DR. COLE.

Discussion occurred.

MR. CURTIS MADE A MOTION TO AMEND THE PRIOR MOTION TO APPROVE THE SETTLEMENT AGREEMENT WITH THE FOLLOWING CHANGES:

1. WAIVE THE PERMIT FEE.
2. PAY \$7,500 IN ADDITIONAL SETTLEMENT PROCEEDS.

3. SET A DEADLINE FOR ACCEPTANCE OF THE AGREEMENT BY THE CLOSE OF BUSINESS ON OCTOBER 4, 2013.  
THE MOTION WAS SECONDED BY DR. COLE. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED AS AMENDED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ, QUINCEY.)

#### **BUREAU OF ADMINISTRATIVE SERVICES**

Agenda Item No. 10 – Approval of July 2013 Financial Report. Approved on Consent.

Agenda Item No. 11 – Renewal of Software License and Hardware Maintenance Contracts. Approved on Consent.

Agenda Item No. 12 –Procurement of Office Supplies from State Approved Vendors. Approved on Consent.

Agenda Item No. 13 –Surplus Property Disposal. Mr. Dickens, Bureau Director, presented the staff recommendation to the Governing Board to declare surplus property and authorize its disposal as provided in the Board materials.

MR. COLE MADE A MOTION AUTHORIZE THE DISPOSAL OF SURPLUS PROPERTY. THE MOTION WAS SECONDED BY MR. ALEXANDER. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ, QUINCEY).

#### **DIVISION OF LAND RESOURCES**

Agenda Item No. 14 –, Consideration of Resolution No. 2013-15 Authorizing Sale of the 43-acre Steinhatchee Rise Surplus Parcel in Dixie County. Mr. Houder, Director, Division of Land Resources, presented staff recommendation to the Governing Board to authorize the Executive Director to approve and execute Resolution No. 2013-15 authorizing the sale of the 43-acre Steinhatchee Rise surplus parcel in Dixie County as provided in the Board materials.

Mr. Jones publically announced a possible conflict of interest and abstained from voting on Agenda Item 14 –Consideration of Resolution No. 2013-15 Authorizing Sale of the 43-acre Steinhatchee Rise Surplus Parcel in Dixie County. Mr. Jones completed and signed a conflict of interest form and this form is hereby made a part of these minutes and is filed in the permanent Governing Board meeting minutes files of the District.

MRS. SANCHEZ MADE A MOTION AUTHORIZING THE EXECUTIVE DIRECTOR TO APPROVE AND EXECUTE RESOLUTION NO. 2013-15 AUTHORIZING THE SALE OF THE 43-ACRE STEINHATCHEE RISE SURPLUS PARCEL IN DIXIE COUNTY. THE MOTION WAS SECONDED BY MR. ALEXANDER WITH MR. JONES ABSTAINING. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBER VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, SANCHEZ, QUINCEY).

Agenda Item No. 15 - Consideration of Resolution No. 2013-16 Authorizing Sale of the 79-acre Blue Sink Parcel in Suwannee County. Mr. Houder presented staff recommendation to the Governing Board to authorize the Executive Director to approve and execute Resolution No. 2013-16 authorizing the sale of the 79-acre Blue Sink parcel in Suwannee County as provided in the Board materials.

MRS. JOHNS MADE A MOTION AUTHORIZING THE EXECUTIVE DIRECTOR TO APPROVE AND EXECUTE RESOLUTION NO. 2013-16 AUTHORIZING THE SALE OF THE 79-ACRE BLUE SINK PARCEL IN SUWANNEE COUNTY. THE MOTION WAS SECONDED BY MR. CURTIS. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBER VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ, QUINCEY).

Agenda Item No.16 – Consideration of Resolution No. 2013-167 Authorizing Conveyance of 0.40 acres to Hamilton County for Hunter Creek Bridge Widening Project. Mr. Houder presented staff recommendation to the Governing Board to authorize the Executive Director to approve and execute Resolution No. 2013-16 conveying 0.40 acres to Hamilton County for Hunter Creek Bridge widening project as provided in the Board materials.

MR. CURTIS MADE A MOTION AUTHORIZING THE EXECUTIVE DIRECTOR TO APPROVE AND EXECUTE RESOLUTION NO. 2013-17 AUTHORIZING THE CONVEYANCE OF 0.40 ACRES TO HAMILTON COUNTY. THE MOTION WAS SECONDED BY MR. ALEXANDER. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBER VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ, QUINCEY).

Agenda Item No.17 – Exchange of Property Interest with Doug Anderson. Mr. Houder presented staff recommendation to the Governing Board to authorize staff to commence detailed assessment and negotiations for an exchange of property interests with Doug Anderson as provided in Board materials.

MRS. JOHNS MADE A MOTION TO AUTHORIZE STAFF TO CONDUCT A DETAILED ASSESSMENT AND NEGOTIATIONS FOR AN EXCHANGE OF PROPERTY INTERESTS WITH DOUG ANDERSON. THE MOTION WAS SECONDED BY MR. JONES. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ, QUINCEY).

Agenda Item No.18 – Florida Forest Service Twin Rivers State Forest Budget. Mr. Houder presented staff recommendation to the Governing Board to approve the Twin Rivers State Forest Budget submitted by the Florida Forest Service for Fiscal Year 2014 for an amount not to exceed \$148,435 as provided in Board materials.

MR. CURTIS MADE A MOTION TO APPROVE THE TWIN RIVERS STATE FOREST BUDGET AS SUBMITTED BY THE FLORIDA FOREST SERVICES FOR FISCAL YEAR 2014 FOR AN AMOUNT NOT TO EXCEED \$148,435. THE MOTION WAS SECONDED BY MR. JONES. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ, QUINCEY).

Agenda Item No. 19 - Florida Forest Service Cooperative Management Agreement. Mr. Houser presented staff recommendation to the Governing Board to approve the Florida Forest Service Cooperative Management Agreement as provided in Board materials.

MRS. SANCHEZ MADE A MOTION TO APPROVE THE FLORIDA FOREST SERVICES COOPERATIVE MANAGEMENT AGREEMENT. THE MOTION WAS SECONDED BY MR. JONES. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ, QUINCEY).

Agenda Item No. 20 – Cooperative Management Agreement for Andrews Tract with Florida Fish and Wildlife Conservation Commission. Mr. Houser presented staff recommendation to the Governing Board to approve the cooperative management agreement for Andrews Tract with Florida Fish and Wildlife Conservation Commission as presented in Board materials.

MR. CURTIS MADE A MOTION TO APPROVE THE COOPERATIVE MANAGEMENT AGREEMENT FOR ANDREWS TRACT WITH FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION. THE MOTION WAS SECONDED BY MR. JONES. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ, QUINCEY).

Agenda Item No. 21 – Lease Amendment for Access Road and Utility Easement to the City of Lake City. Mr. Houser presented staff recommendation to the Governing Board to approve a lease amendment for access road and utility easement to the City of Lake City as provided in Board materials.

MR. CURTIS MADE A MOTION TO APPROVE THE LEASE AMENDMENT FOR ACCESS ROAD AND UTILITY EASEMENT FOR THE CITY OF LAKE CITY. MOTION WAS SECONDED BY MRS. SANCHEZ. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDAR, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ, QUINCEY).

Agenda Item No. 22 - Right of First Refusal, Ace Ranch Conservation Easement, Lafayette County. Mr. Houser presented staff recommendation to the Governing Board waive the District's right of first refusal to purchase the fee interest in the Ace Ranch Conservation Easement in Lafayette County as provided in Board materials.

MR. CURTIS MADE A MOTION TO WAIVE THE DISTRICT'S RIGHT OF FIRST REFUSAL TO PURCHASE THE FEE INTEREST ON THE ACE RANCH CONSERVATION EASEMENT IN LAFAYETTE COUNTY. THE MOTION WAS SECONDED BY MRS. SANCHEZ. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBER VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ, QUINCEY).

Agenda Item No. 23 – Fiscal Year 2012 Land Management Review Team Report. The fiscal year 2012 Land Management Review Team report was provided as an informational item in the Board materials.

Agenda Item No. 24 – Land Resources Activity Summary. The Land Resources Activity Summary was provided as an informational item in the Board materials.

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

Agenda Item No. 25 – Authorization to Continue Master Contracts with Selected Minimum Flows and Levels Consultants Mr. Clay Coarsey, Professional Engineer, Water Supply, presented staff recommendation to the Governing Board to authorize the Executive Director to continue six master contracts with selected minimum flows and levels Consultants for a total amount in aggregate, not to exceed \$1.09 million for fiscal year 2013/2014 to provide technical assistance in the development of MFLs on an as-needed, when-needed basis as provided in the Board materials.

Mr. Paul Still addressed Board.

MR. CURTIS MADE A MOTION AUTHORIZING THE EXECUTIVE DIRECTOR TO CONTINUE SIX MASTER CONTRACTS WITH SELECTED MINIMUM FLOWS AND LEVELS CONSULTANTS FOR A TOTAL AMOUNT IN AGGREGATE, NOT TO EXCEED \$1.09 MILLION FOR FISCAL YEAR 2013/2014 TO PROVIDE TECHNICAL ASSISTANCE IN THE DEVELOPMENT OF MFLS ON AN AS-NEEDED, WHEN-NEEDED BASIS. THE MOTION WAS SECONDED BY DR. COLE. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBER VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ, QUINCEY).

Agenda Item No. 26 – North Florida Regional Water Supply Partnership Facilitation Cost-share Agreement with St. Johns River Water Management District. Mr. Coarsey presented staff recommendation to the Governing Board to authorize the Executive Director to execute a cost-share agreement with the St. Johns River Water Management District for the North Florida Regional Water Supply Partnership Facilitation services for an amount not to exceed \$68,456 for fiscal year 2013/2014 as provided in Board materials.

Public Comment occurred.

MR. CURTIS MADE A MOTION WAS MADE TO TABLE AGENDA ITEM NO. 26, TO ALLOW STAFF TO GET MORE INFORMATION FOR THE GOVERNING BOARD AND BRING THE RECOMMENDATION BACK TO THE GOVERNING BOARD AT THE NEXT REGULARLY SCHEDULED MEETING. THE MOTION WAS SECONDED BY MRS. JOHNS. UPON VOTE OF THE GOVERNING BOARD, THE MOTION TO TABLE CARRIED. (MEMBER VOTING IN FAVOR: ALEXANDER, BROWN, CURTIS, COLE, JOHNS, JONES, SANCHEZ, QUINCEY).

Agenda Item 27 - Reauthorization to Renew Contract with the United States Geological Survey for Isotopic Sampling of Spring Water and Groundwater near White Sulphur Springs, SRWMD Contract 11/12-122 and Joint Funding Agreement 12GGESMC000057. Approved on Consent

## DIVISION OF WATER RESOURCES

Chair Quincey requested, in the interest of time, that Agenda Items 28, 29, 30, and 31 be presented and approved together.

Agenda Item No. 28- Reauthorization to Amend Contract with Nestle Waters North America, Contract No. 05/16-102. Agenda Item No. 29 – Authorization to Enter into a Contract with Vieux & Associates, Inc., to Purchase Gage-Adjusted Radar-Rainfall Data. Agenda Item No. 30 – Reauthorization to Enter into a Contract with the United States Geological Survey (USGS), Tallahassee District, for Streamgaging Services. Agenda Item No. 31 Reauthorization to Enter into a Contract with the United States Geological Survey (USGS), Georgia District, for Streamgaging Services. Megan Wetherington presented staff recommendation to the Governing Board authorizing the Executive Director to extend the current revenue contract with Nestle Waters North America for an additional year of service from October 1, 2013, until September 30, 2014, with payment to the District of \$70,000; extend the existing contract with Vieux & Associates, Inc., to purchase gage-adjusted radar rainfall data for fiscal year 2013/2014 for an amount not to exceed \$28,800; enter into a contract with United States Geological Survey (USGS), Tallahassee District, for streamgaging services of which \$359,700 will be provided by or through the District and to enter into a contract with United States Geological Survey (USGS), Georgia District, for streamgaging services of which \$18,885 will be provided by or through the District as provided in Board materials.

MR. CURTIS MADE A MOTION AUTHORIZING THE EXECUTIVE DIRECTOR TO AMEND THE CURRENT REVENUE CONTRACT NO. 05/16-102 WITH NESTLE WATERS NORTH AMERICA FOR AN ADDITIONAL YEAR OF SERVICE FROM OCTEMBER 1, 2013, UNTIL SEPTEMBER 30, 2014, WITH PAYMENT TO THE DISTRICT OF \$70,000; TO EXTEND THE EXISTING CONTRACT WITH VIEUX & ASSOCIATES, INC. AND PURCHASE GAGE-ADJUSTED RADAR RAINFALL DATA FOR FISCAL YEAR 2013/2014 FOR AN AMOUNT NOT TO EXCEED \$28,800; TO ENTER INTO A CONTRACT WITH UNITED STATES GEOLOGICAL SURVEY (USGS), TALLAHASSEE DISTRICT, FOR STRAMGAGING SERVICES OF WHICH \$359,700 WILL BE PROVIDED BY OR THROUGH THE DISTRICT; AND TO ENTER INTO A CONTRACT WITH UNITED STATES GEOLOGICAL SURVEY (USGS), GEORGIA DISTRICT, FOR STRAMGAGING SERVICES WHICH \$18,885 WILL BE PROVIDED BY OR THROUGH THE DISTRICT. THE MOTION WAS SECONDED BY MRS. JOHNS. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBER VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ, QUINCEY).

Agenda Item No. 32 – Agricultural Water Use Monitoring Update. Agricultural Water Use Monitoring update was provided as an informational item in the Board materials.

## DIVISION OF RESOURCE MANAGEMENT

Agenda Item No. 33 –Denial of Environmental Resource Permit Application ERP07-0428M, Hamilton County Economic Development, Hamilton County. Tim Sagul, P.E., Division Director, Resource Management, presented staff recommendation to the Governing Board to authorize the Executive Director to deny Environmental Resource Permit application number 07-0428M to Hamilton County for Hamilton County Economic Development as presented in Board materials.



DR. COLE MADE A MOTION AUTHORIZING THE EXECUTIVE DIRECTOR TO DENY ENVIRONMENTAL RESOURCE PERMIT NUMBER 07-0428M TO HAMILTON COUNTY ECONOMIC DEVELOPMENT. THE MOTION WAS SECONDED BY MR. ALEXANDER. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBER VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ, QUINCEY).

Agenda Item No. 34 – Approval of Water Use Permit Application Number 2-01-00034.002, Hale and June Register Place, Alachua County. Approved on Consent.

Agenda Item No. 35 – Approval of Water Use Permit Application Number 2- 12-00047.002, Glenda Kelly Farms, Alachua County. Approved on Consent.

Agenda Item No. 36 – Approval of Water Use Permit Application Number 2- 84-00587.004, Herman Sanchez, Sr. Farm, Dixie County. Warren Zwanka, Senior Hydrologist, presented staff recommendation to the Board to approve water use permit 2-84-00587.004 with eighteen standard conditions and two special limiting conditions as presented in Board materials.

Mrs. Sanchez publically announced a possible conflict of interest and abstained from voting on Agenda Item 36 – Approval of Water Use Permit Application Number 2-84-00587.004, Herman Sanchez, Sr. Farm, Dixie County. Mrs. Sanchez completed and signed a conflict of interest form and this form is hereby made a part of these minutes and is filed in the permanent Governing Board meeting minutes files of the District.

MR. CURTIS MADE A MOTION TO APPROVE WATER USE PERMIT APPLICATION NUMBER 2-84-00587.004 WITH EIGHTEEN STANDARD CONDITIONS AND TWO SPECIAL LIMITING CONDITIONS; THE MOTION WAS SECONDED BY MR. ALEXANDER WITH MRS. SANCHEZ ABSTAINING. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, QUINCEY.)

Agenda Item No. 37 – Approval of Water Use Permit Application Number 2- 96-00002.006, Sanchez Farms, Dixie County. Mr. Zwanka presented staff recommendation to the Board to approve water use permit 2-96-00002.006 with eighteen standard conditions and three special limiting conditions as presented in Board materials.

Mrs. Sanchez publically announced a possible conflict of interest and abstained from voting on Agenda Item 37 – Approval of Water Use Permit Application Number 2-96-00002.006, Sanchez Farms, Dixie County. Mrs. Sanchez completed and signed a conflict of interest form and this form is hereby made a part of these minutes and is filed in the permanent Governing Board meeting minutes files of the District.

MR. CURTIS MADE A MOTION TO APPROVE WATER USE PERMIT APPLICATION NUMBER 2-96-00002.006 WITH EIGHTEEN STANDARD CONDITIONS AND THREE SPECIAL LIMITING CONDITIONS; THE MOTION WAS SECONDED BY MRS. JOHNS WITH MRS. SANCHEZ ABSTAINING. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, QUINCEY.)

Chair Quincey requested that the supplemental item scheduled to be presented by the Executive Office be brought before the board for consideration at this time as it is directly related to the 1<sup>st</sup> public hearing that is scheduled time specific at 5:30 p.m.

Supplemental Item - Florida Department of Environmental Protection Springs Grant Inclusion of Funding in Tentative Fiscal Year 2013-2014 Budget. Dr. Ann Shortelle, Executive Director, presented a recommendation to the Governing Board to accept \$5,448,000 from the Department of Environmental Protection for the Ichetucknee Water Quality Improvement Project and the Middle Suwannee River and Springs Restoration and Aquifer Recharge Project and therefore increase the Tentative Fiscal Year 2013-2014 Budget to \$29,238,518 as provided in Board materials.

MRS. JOHNS MADE A MOTION TO ACCEPT \$5,448,000 FROM THE DEPARTMENT OF ENVIRONMENTAL PROTECTION SPRINGS GRANT INCLUSION OF FUNDING IN TENTATIVE FISCAL YEAR 2013-2014 BUDGET AND THEREFORE INCREASE THE TENTATIVE FISCAL YEAR 2013/2014 BUDGET TO \$29,238,518. MOTION WAS SECONDED BY MR. ALEXANDER. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, JONES, SANCHEZ, QUINCEY).

At 5:27 p.m. Chair Quincey temporarily adjourned the meeting in order to hold the time specific 1<sup>st</sup> public hearing on the 2013/14 Budget.

Mr. Jones excused himself from the remainder of the meetings in order to attend a previously scheduled prior commitment.

Governing Board meeting reconvened at 5:47 p.m.

Agenda Item No. 38 – Approval of Water Use Permit Application Number 2- 98-00025.006, Nestle Waters North America, Inc., Madison County. Mr. Zwanka presented staff recommendation to the Board to approve water use permit 2-98-00025.006 with three standard conditions and thirty-three special limiting conditions as presented in Board materials.

Attorney Douglas Manson, representing Nestle Waters North America, Inc., addressed the Board questions about the limit of time it takes for repairs of pipeline and transfer of water to other Nestle plants.

Public comment was presented by Renatta Cannon.

Chair Quincey passed the gavel to the Vice-Chair Alexander who assumed the position of Chair.

MR. QUINCEY MADE A MOTION TO APPROVE WATER USE PERMIT APPLICATION NUMBER 2-98-00025.006 WITH THE FOLLOWING AMENDMENTS TO THE CONDITIONS OF THE PERMIT:

1. APPLICANT WOULD ONLY BE GIVEN 20 DAYS PER CALENDAR YEAR TO TRANSPORT WATER OFF-SITE FOR MAINTENANCE OF OTHER FACILITIES.
2. APPLICANT COULD, IN TIME OF EMERGENCY, REQUEST AUTHORIZATION TO TRANSPORT WATER TO OTHER FACILITIES AND THE EXECUTIVE DIRECTOR AND GOVERNING BOARD WOULD CONSIDER AND GRANT SUCH AUTHORIZATION SIMILARLY AS TO HOW A TEMPORARY WATER USE PERMIT IS GRANTED UNDER CHAPTER 373, F.S.

THE MOTION WAS SECONDED BY MR. BROWN. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, CURTIS, JOHNS, SANCHEZ, QUINCEY AND DR. COLE VOTED AGAINST.)

Chairman Quincey resumed position of Chair.

Agenda Item No. 39 – Approval to Enter Into Contracts for the 4<sup>th</sup> Round of Florida Department of Environmental Protection (FDEP) Santa Fe River Basin Management Action Plan (BMAP) Agricultural Cost-Share Program. Kevin Wright, Professional Engineer, presented the staff recommendation to the Governing Board to authorize the Executive Director to enter into contracts for the 4<sup>th</sup> round of FDEP Santa Fe River BMAP Agricultural Cost-Share Program as provided in the Board materials.

MR. CURTIS MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO ENTER INTO CONTRACTS FOR THE 4<sup>TH</sup> ROUND OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION SANTA FE RIVER BASIN MANAGEMENT PLAN AGRICULTURAL COST-SHARE PROGRAM. THE MOTION WAS SECONDED BY MRS. JOHNS. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, SANCHEZ, QUINCEY).

Agenda Item No. 40 – Approval to enter into contracts for the 4<sup>th</sup> Round Fiscal Year 2012/2013 District Agricultural Cost-Share Program. Mr. Sagul presented staff recommendation to the Governing Board to authorize the Executive Director to enter into contracts for the 4<sup>th</sup> round of Fiscal Year 2012/2013 District Agricultural Cost-Share Program as provided as provided in Board materials.

Mrs. Sanchez publically announced a possible conflict of interest and abstained from voting on Agenda Item 40 – Approval to enter into contracts for the 4<sup>th</sup> Round Fiscal Year 2012/2013 District Agricultural Cost-Share Program. Mrs. Sanchez completed and signed a conflict of interest form and this form is hereby made a part of these minutes and is filed in the permanent Governing Board meeting minutes files of the District.

MR. CURTIS MADE A MOTION TO AUTHORIZE THE EXECUTIVE DIRECTOR TO ENTER INTO CONTRACTS FOR THE 4<sup>TH</sup> ROUND OF FISCAL YEAR 2012/2013 DISTRICT AGRICULTURAL COST-SHARE PROGRAM. THE MOTION WAS SECONDED BY MRS. JOHNS WITH MRS. SANCHEZ ABSTAINING. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, QUINCEY).

Agenda Item No. 41 – Exemption from the 2013 Enhanced Biennial Review and Compliance Economic Review of Title 40B Rules Pursuant to 120.745(9), Florida Statutes (F.S.). Mr. Sagul presented staff recommendation that the Governing Board certify to the Joint Administrative Procedures Committee that District has chosen the exemption from enhanced biennial review and compliance economic review of rules pursuant to 120.745(9), F.S. as provided in the Board materials.

MR. CURTIS MADE A MOTION TO CERTIFY TO THE JOINT ADMINISTRATIVE PROCEDURES COMMITTEE THAT THE DISTRICT HAS CHOSEN THE EXEMPTION FROM ENHANCED BIENNIAL REVIEW AND COMPLIANCE ECONOMIC REVIEW OF TITLE 40B RULES PURSUANT TO 120.745(9), F.S. MOTION WAS SECONDED BY MRS. JOHNS. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, SANCHEZ, QUINCEY).

Agenda Item No. 42 – Permitting Summary Report. The Permitting Summary Report was provided as an informational item as provided in the Board materials.

Agenda Item No. 43 – Enforcement Status Report. The Enforcement Status Report was provided as an informational item as provided in Board materials.

#### **EXECUTIVE OFFICE**

Agenda Item No. 44 – Approval of Updated District Contractual Services Policy. Mr. Jon Dinges, Assistant Executive Director, presented a recommendation to the Governing Board to approve the updated District Contractual Services policy as provided in Board materials.

DR. COLE MADE A MOTION AUTHORIZING THE EXECUTIVE DIRECTOR TO APPROVE THE UPDATED DISTRICT CONTRACTUAL SERVICES POLICY. MOTION WAS SECONDED BY MR. CURTIS. UPON VOTE OF THE GOVERNING BOARD, THE MOTION CARRIED. (MEMBERS VOTING IN FAVOR: ALEXANDER, BROWN, COLE, CURTIS, JOHNS, SANCHEZ, QUINCEY).

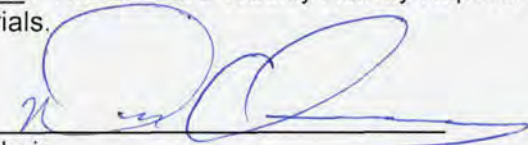
Agenda Item No. 45 Authorization for Staff Legal Service Contract for Fiscal Year 2013/2014.  
Approved on Consent.

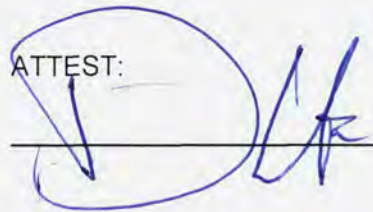
Supplemental Item - Florida Department of Environmental Protection Springs Grant Inclusion of Funding in Tentative Fiscal Year 2013-2014 Budget. Presented before the time specific budget hearing held at 5:30 p.m.

Agenda Item No. 46 – North Florida Regional Water Supply Partnership Stakeholder Committee Update. A North Florida Regional Water Supply Partnership Stakeholder Committee update was provided as an informational item in the Board materials.

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Agenda Item No. 47- District's Weekly Activity Reports. The District's Weekly Activity Reports were provided as an informational item in the Board materials.

  
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Chair

ATTEST:  
  
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