

# Governing Board Meeting

## *Agenda*

*October 27, 2015*

*9:00 AM*

*District Headquarters*

2379 Broad Street • Brooksville, Florida  
(352) 796-7211

Southwest Florida  
Water Management District

WATERMATTERS.ORG • 1-800-423-1476



# Southwest Florida Water Management District

2379 Broad Street, Brooksville, Florida 34604-6899

(352) 796-7211 or 1-800-423-1476 (FL only)

WaterMatters.org

An Equal  
Opportunity  
Employer

The Southwest Florida Water Management District (District) does not discriminate on the basis of disability. This nondiscrimination policy involves every aspect of the District's functions, including access to and participation in the District's programs and activities. Anyone requiring reasonable accommodation as provided for in the Americans with Disabilities Act should contact the District's Human Resources Bureau Chief at 2379 Broad Street, Brooksville, FL 34604-6899; telephone (352) 796-7211 or 1-800-423-1476 (FL only), ext. 4703; or email [ADACoordinator@WaterMatters.org](mailto:ADACoordinator@WaterMatters.org). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

## Final Agenda

### GOVERNING BOARD MEETING

OCTOBER 27, 2015

9:00 AM

#### District Headquarters

2379 BROAD STREET, BROOKSVILLE, FL 34604  
(352) 796-7211

*☞ All meetings are open to the public. ☜*

MEETING NOTICE

- Viewing of the Board meeting will be available at each of the District offices and through the District's web site ([www.watermatters.org](http://www.watermatters.org)) -- follow directions to use internet streaming.
- Public input will be taken only at the meeting location.
- Public input for issues not listed on the published agenda will be heard shortly after the meeting begins.

Pursuant to Section 373.079(7), Florida Statutes, all or part of this meeting may be conducted by means of communications media technology in order to permit maximum participation of Governing Board members.

The Governing Board may take official action at this meeting on any item appearing on this agenda and on any item that is added to this agenda as a result of a change to the agenda approved by the presiding officer of the meeting pursuant to Section 120.525, Florida Statutes.

The order of items appearing on the agenda is subject to change during the meeting and is at the discretion of the presiding officer.

Public Comment will be taken after each presentation and before any Governing Board action(s) except for Governing Board hearings that involve the issuance of final orders based on recommended Orders received from the Florida Division of Administrative Hearings.

Unless specifically stated, scheduled items will not be heard at a time certain.

The current Governing Board agenda and minutes of previous meetings are on the District's web site: [www.WaterMatters.org](http://www.WaterMatters.org)

**Bartow Service Office**  
170 Century Boulevard  
Bartow, Florida 33830-7700  
(863) 534-1448 or 1-800-492-7862 (FL only)

**Sarasota Service Office**  
6750 Fruitville Road  
Sarasota, Florida 34240-9711  
(941) 377-3722 or 1-800-320-3503 (FL only)

**Tampa Service Office**  
7601 Hwy 301 N (Fort King Highway)  
Tampa, Florida 33637-6759  
(813) 985-7481 or 1-800-836-0797 (FL only)

**9:00 A.M. CONVENE PUBLIC HEARING AND MEETING (TAB A)**

1. *Call to Order*
2. *Invocation and Pledge of Allegiance*
3. *Oath of Office for Newly Appointed or Reappointed Board Members*
4. *Employee Recognition*
5. *Additions/Deletions to Agenda*
6. *Public Input for Issues Not Listed on the Published Agenda*

**CONSENT AGENDA (TAB B)*****Regulation Committee***

7. Individual Water Use Permits Referred to the Governing Board
  - a. WUP No. 20002715.019 - Mosaic Fertilizer, LLC & Stillwater Preserve Development, LLC / Mosaic Agriculture and Streamsong GC (Hardee and Polk counties)

***Operations, Lands and Resource Monitoring Committee***

8. Accept Appraisals and Approve Purchase and Sale Agreement and Resolution Requesting Funds from the Florida Forever Trust Fund for the Acquisition of Weekiwachee Preserve, SWF Parcel No. 15-773-223

***Resource Management Committee***

9. Minimum Flows and Levels Priority List and Schedule Update
10. Old Tampa Bay Tidal Tributaries Project - W203
11. Initiation and Approval of Rulemaking to Amend Rule 40D-8.624, Florida Administrative Code, to Adopt Revised High Minimum and High Guidance Levels for Eagle Lake and Lake McLeod in Polk County (P256)
12. Initiation and Approval of Rulemaking to Amend Rule 40D-8.624, Florida Administrative Code, to Adopt Minimum and Guidance Levels for Lake Hancock in Polk County
13. FARMS - 4F, LLC - Gator Farm (H728), Desoto County
14. FARMS - Alico, Inc. - Polk County Citrus Groves (H729)

***Finance/Outreach & Planning Committee***

15. Revise Board Policy 130-3, District Investment Policy, and Adopt Resolution No. 15-18, Adoption of Updated District Authorized Investment Instruments
16. Self-Funded Health Insurance
17. Budget Transfer Report

***General Counsel's Report***

18. Administrative, Enforcement and Litigation Activities that Require Governing Board Approval
  - a. Approval of Revisions to Form LEG-R.42.00-058, Petition for Variance or Waiver, as Part of Amendments to Rule 40D-1.1002, F.A.C., Variances and Waivers from Water Shortage Rules and Orders, and Rule 40D-1.659, F.A.C., Form and Instructions
19. Rulemaking

***Executive Director's Report***

20. Approve Tentative FY2015-16 Budget Public Hearing Minutes - September 15, 2015
21. Approve Governing Board Meeting and Final FY2015-16 Budget Public Hearing Minutes - September 29, 2015

**FINANCE/OUTREACH & PLANNING COMMITTEE (TAB C)*****Discussion***

22. Consent Item(s) Moved for Discussion
23. Investment Strategy Quarterly Update
24. Development of Preliminary Fiscal Year 2016-17 Budget
25. Legislative Update

***Submit & File Reports - None******Routine Reports***

26. Treasurer's Report and Payment Register
27. Monthly Financial Statement
28. Monthly Cash Balances by Fiscal Year

29. Comprehensive Plan Amendment and Related Reviews Report
30. Development of Regional Impact Activity Report
31. Significant Activities Report

**RESOURCE MANAGEMENT COMMITTEE (TAB D)****Discussion**

32. Consent Item(s) Moved for Discussion
33. Withlacoochee River Watershed Initiative

**Submit & File Reports - None****Routine Reports**

34. Minimum Flows and Levels Status Report
35. Significant Water Resource and Development Projects

**REGULATION COMMITTEE (TAB E)****Discussion**

36. Consent Item(s) Moved for Discussion
37. Denials Referred to the Governing Board

**Submit & File Reports - None****Routine Reports**

38. Overpumpage Report - October 2015
39. Individual Permits Issued by District Staff - October 2015

**OPERATIONS, LANDS AND RESOURCE MONITORING COMMITTEE (TAB F)****Discussion**

40. Consent Item(s) Moved for Discussion
41. Approve Sale of Surplus Lands - Tampa Bypass Canal, SWF Parcel No. 13-003-399S
42. Exchange of Real Property Interests Between the District and Hillsborough County - Alafia River Corridor, Little Manatee River Corridor, and the Lower Hillsborough Wilderness Preserve - SWF Parcel Nos. 11-709-150S, 11-709-151S, 11-709-152S, 11-058-107, 13-300-791S and 13-300-792S
43. Hydrologic Conditions Report

**Submit & File Reports - None****Routine Reports**

44. Structure Operations
45. Significant Activities

**GENERAL COUNSEL'S REPORT (TAB G)****Discussion**

46. Consent Item(s) Moved for Discussion

**Submit & File Reports**

47. ERP Penalties Equal to or Greater than \$5,000 – June 30, 2015 through September 30, 2015
48. Status Update on Request for Review Before the Florida Land and Water Adjudicatory Commission in Putnam County Environmental Council V. St. Johns River Water Management District, FLWAC Case No. WMD-09-005

**Routine Reports**

49. October 2015 - Litigation Report
50. October 2015 - Rulemaking Update

**COMMITTEE/LIAISON REPORTS (TAB H)**

51. Environmental Advisory Committee
52. Well Drillers Advisory Committee
53. Other Committee/Liaison Reports

**EXECUTIVE DIRECTOR'S REPORT (TAB I)**

54. Executive Director's Report

<b>CHAIR'S REPORT (TAB J)</b>
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- 55. Strategic Plan Update
- 56. 2015 Employee Evaluation and 2016 Performance Goals for the Executive Director and Inspector General
- 57. Other
- 58. Employee Milestones

\* \* \* **RECESS PUBLIC HEARING** \* \* \*

#### ANNOUNCEMENTS

<http://www.swfwmd.state.fl.us/calendar>

- Governing Board Meetings Schedule:

Meeting - Tampa .....	November 17, 2015
Meeting - Tampa .....	December 15, 2015
Meeting - Tampa.....	January 26, 2016
Meeting - Sarasota .....	February 23, 2016
- Governing Board Public Budget Hearings Schedule:

Tentative Budget - Tampa .....	September 13, 2016
Final Budget - Tampa .....	September 27, 2016
- Advisory Committee Meeting Schedule:

Industrial & Public Supply - Tampa .....	November 10, 2015
Agricultural/Green Industry - Tampa .....	December 3, 2015
Environmental - Tampa .....	January 12, 2016
Well Drillers - Tampa .....	January 13, 2016

#### ADJOURNMENT

The Governing Board may take action on any matter on the printed agenda including such items listed as reports, discussions, or program presentations. The Governing Board may make changes to the printed agenda only for good cause as determined by the Chair, and stated in the record.

If a party decides to appeal any decision made by the Board with respect to any matter considered at a hearing or these meetings, that party will need a record of the proceedings, and for such purpose that party may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

If you wish to address the Board concerning any item listed on the agenda or an issue that does not appear on the agenda, please fill out a speaker's card at the reception desk in the lobby and give it to the recording secretary. Your card will be provided to the Chair who will call on you at the appropriate time during the meeting. When addressing the Board, please step to the podium, adjust the microphone for your comfort, and state your name for the record. Comments will be limited to three minutes per speaker. In appropriate circumstances, the Chair may grant exceptions to the three-minute limit.

The Board will accept and consider written comments from any person if those comments are submitted to the District at Southwest Florida Water Management District, 2379 Broad Street, Brooksville, Florida 34604-6899. The comments should identify the number of the item on the agenda and the date of the meeting. Any written comments received after the Board meeting will be retained in the file as a public record.