AGENDA

GOVERNING BOARD MEETING

JANUARY 29, 2008

9:00 a.m.

☞ All meetings are open to the public. ☞

- Viewing of the Board meeting is available at each of the service offices.
- Public input for issues not listed on the published agenda will be heard shortly after the meeting begins.

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

At the discretion of the Board, items may be taken out of order to accommodate the needs of the Board and the public.

The meeting will recess for lunch at a time to be announced and a closed attorney-client session will be held during the lunch break (notice follows ANNOUNCEMENTS).

The current Governing Board agenda and the minutes of previous meetings are on the District's web site: www.WaterMatters.org

TUESDAY, JANUARY 29, 2008

9:00 A.M. ★ ★ ★ CONVENE MEETING OF THE GOVERNING BOARD ★ ★ ★

AND PUBLIC HEARING (TAB A)

1. Call to Order
2. Pledge of Allegiance and Invocation
3. Additions/Deletions to Agenda
4. Employee Recognition
5. Public Input for Issues Not Listed on the Published Agenda
CONSENT AGENDA (TAB B)

Regulation Committee -- Environmental Resource Permits
6. ERP No. 43007091.001 - R & D Cattle Excavation – Charlotte County
7. ERP No. 43002236.038 - City of Tampa - New Tampa Boulevard Extension from East of I-75 to Commerce Park Boulevard – Hillsborough County
8. ERP No. 43017451.003 - K-Bar Ranch – Hillsborough County
9. ERP No. 43018838.026 - Sunset Isles – Hillsborough County
10. ERP No. 43029777.004 - New Port Tampa Bay - Phase 1 Marina – Hillsborough County
11. ERP No. 43027835.000 - Country Oaks – Manatee County
12. ERP No. 43033278.000 - 4 Star Tomato, Inc. - Rutland Road Water Conservation Project – Manatee County
13. ERP No. 43033109.000 - Heath Preserve – Marion County
14. ERP No. 43023781.012 - Sunlake Development – Pasco County

Regulation Committee -- Water Use Permits
15. WUP No. 20003755.006 - Mabry Carlton Ranch/Mabry Carlton Ranch, Inc. – Sarasota County

Regulation Committee -- Other
17. Approve Initiation of Rulemaking to Amend 40D-1.659 and Chapter 40D-3, F.A.C., to Adopt Revised Well Contractor Licensing Forms, Conform District Rules to Recent Department of Environmental Protection Rule Amendments and Make Other Technical Changes
18. Approve Revisions to Supplemental Environmental Resource Application Forms Addressing Homeowner and Property Owner Association Documentation Requirements
19. Approve Joint Amended Deed of Conservation Easement and Agreement for the Peace River Mitigation Bank
21. 2008 Florida Department of Transportation Mitigation Plan

Resource Management Committee
22. Approve Amendment to the Construction Agreement with Subaqueous Services, Inc. for the Lake Panasoffkee Restoration Project (Presented and Approved at the December 2007 Withlacoochee River Basin Board Meeting)
23. Rehabilitation and Reclamation Agreement, Sawgrass Lake Restoration Project (Presented at the June 2007 Pinellas-Anclote River Basin Board Meeting)
24. First Amendment to the Evaluation of Soil Moisture Based On-Demand Irrigation Controllers, Phase II Project (Presented at the December 2007 Pinellas-Anclote River Basin Board Meeting)
25. Appraisal and Purchase/Sale Agreement, Lake Hancock Project, SWF Parcel No. 20-503-150
26. Remove Crews Lake From Rule Amendments to 40D-8.624, F.A.C., and Authorize Completion of Rulemaking for Minimum and Guidance Levels Proposed for Lakes Lola, Jessamine, Pasco, Pierce, and Unnamed Number 22, also known as Loyce Lake
27. Continue Public Hearing Requested by Tampa Bay Water on Proposed Minimum Flows for the Fresh Water Segment of the Alafia River

Finance & Administration Committee
28. Board Travel
29. Budget Transfer Report
30. Planned Sinking Fund Transfer for Service Office Business Continuity Servers and Storage Area Networks

General Counsel’s Report
31. Consent Order – Surface Water Activity – Seventeenth Avenue Ybor City, LLC (Las Ybor Condominiums) – Hillsborough County
32. Initiation of Litigation – Surface Water Activity – Lexington Homes, Inc. (North Green Estates) – Hillsborough County
33. Initiation of Litigation – Surface Water Activity – Lexington Homes, Inc. (South Green Estates) – Hillsborough County
34. Initiation of Litigation – Surface Water Activity – Macklin Transport Company – Highlands County
35. Initiation of Litigation – WUP No. 20001782.003/.004 - Spencer Farms, Inc. (Stephens Road Farm) – Hillsborough County
36. Initiation of Litigation – Well Construction – License No. 9159 – Monroe Butler – Hillsborough County
37. Initiation of Litigation – Well Construction – License No. 9201 – Wayne Wygant – Hillsborough County

Executive Director's Report
38. Approval of Minutes – December 18, 2007 Governing Board Meeting

OUTREACH & PLANNING COMMITTEE (TAB C)

Discussion Items
39. Florida Department of Environmental Protection Surface Water Quality Classification System
40. Drought Communications Update – Signage and Advertising
41. Legislative Update
42. Strategic Plan Update Process

Submit & File Report
43. Status of the 2008 Consolidated Annual Report

Routine Reports
44. Significant Activities Report
45. Speakers Bureau
46. Comprehensive Plan Amendment and Related Reviews Report
47. Review of Developments of Regional Impact

REGULATION COMMITTEE (TAB D)

Discussion Items
48. Consent Item(s) Moved for Discussion
49. Water Shortage Actions
50. Approve Interagency Agreement Regarding Uniform Year-Round Water Conservation and Water Shortage Measures for Marion County

Submit & File Reports – None

Routine Reports
52. Demand Management
53. Overpumpage Report
54. Southern Water Use Caution Area Quantities
55. Water Production Supply Summary
56. Public Supply Benchmarks
57. Resource Regulation Significant Initiatives Report

RESOURCE MANAGEMENT COMMITTEE (TAB E)

Discussion Items
58. Consent Item(s) Moved for Discussion
59. Polk County Comprehensive Water Supply Plan – Funding Request

Submit & File Reports – None

Routine Reports
60. Significant Water Supply and Resource Development Projects
62. Florida Forever Funding Status Report
63. Minimum Flows and Levels Status Report
64. Hydrologic Conditions Status Report
65. Structure Operations Status Report

**FINANCE & ADMINISTRATION COMMITTEE (TAB F)**

*Discussion Items*
66. Consent Item(s) Moved for Discussion

*Submit & File Report*
67. Treasurer’s Report, Payment Register, and Contingency Reserves Report
68. Fiscal Year 2008 First Quarter Financial Report

*Routine Report*
69. Management Services Status Report
70. Fiscal Year 2009 Budget Calendar

**GENERAL COUNSEL’S REPORT (TAB G)**

*Discussion Items*
71. Consent Item(s) Moved for Discussion
72. Final Order – WUP No. 2004912.006 – City of Lakeland v. SWFWMD, DOAH Case No. 07-0564 – Polk County
73. Overview of Compliance and Enforcement Process

*Submit & File Reports – None*

*Routine Reports*
74. Litigation Report
75. Rulemaking Update

**REPORTS (TAB H)**

76. Industrial Advisory Committee Liaison Report
77. Public Supply Advisory Committee Liaison Report
78. Well Drillers Advisory Committee Liaison Report
79. Executive Director’s Report
80. Chair’s Report

***RECESS PUBLIC HEARING***

**ANNOUNCEMENTS**

- Tampa Bay Water Seawater Desalination Plant
  Ribbon Cutting – Gibsonton ................................................................. January 25, 2008

- Governing Board Meeting and Workshop Schedule:
  Meeting – Location to be determined .................................................. February 26, 2008
  Meeting – Location to be determined .................................................. March 25, 2008
  Meeting – Location to be determined .................................................. April 29, 2008

- Basin Board Meeting Schedule:
  Pinellas-Anclote River – New Port Richey ............................................ February 6, 2008
  Alafia River – Tampa ............................................................................ February 7, 2008
  Northwest Hillsborough – Tampa .......................................................... February 7, 2008
  Peace River – Bartow ............................................................................ February 8, 2008
  Hillsborough River – Tampa ................................................................. February 11, 2008
  Manasota – Sarasota ............................................................................ February 13, 2008
  Withlacoochee River – Brooksville ....................................................... February 14, 2008
  Coastal Rivers – Weeki Wachee ............................................................ February 14, 2008
Joint Governing and Basin Boards

Basin Board Education Committee – Tampa .............................................. March 11, 2008

Basin Board Land Resources Committee – New Port Richey ....................... March 20, 2008

Advisory Committee Meeting Schedule:
Green Industry – Tampa ...............................................................................February 28, 2008
Agricultural – Tampa ....................................................................................February 28, 2008
Environmental – Tampa ................................................................................March 10, 2008
Industrial – Tampa ..........................................................................................April 8, 2008
Public Supply – Tampa ....................................................................................April 8, 2008
Well Drillers – Tampa ....................................................................................April 16, 2008

12:00 p.m.  Notice of Closed Attorney-Client Session

Location: Board Conference Rooms A and B

Meeting Attendees: SWFWMD Governing Board Members; Executive Director David L. Moore;
General Counsel William S. Bilenky; Deputy General Counsel Karen West;
Assistant General Counsel Joseph Ward

Closed attorney-client session pursuant to Section 286.011(8), Florida Statutes, to discuss strategy
related to litigation in Southwest Florida Water Management District v. City of Weeki Wachee, et al.
in the Circuit Court, Fifth Judicial Circuit, Case No. H-27-CA-2004-366RT.
The subject matter of the meeting shall be confined to pending litigation.

The meeting is not open to the public.
Pursuant to Florida Law, the entire attorney-client session shall be recorded by a certified court reporter.
No portion of the meeting shall be off the record. A copy of the transcript will be made part of the
public record at the conclusion of the litigation.

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.
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.