

# Governing Board Meeting

## *Agenda*

*January 27, 2015*

*9:00 AM*

*Tampa Service Office*

7601 US Hwy. 301 (Fort King Hwy) • Tampa, Florida  
(813) 985-7481

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

JANUARY 27, 2015

9:00 AM

#### Tampa Service Office

7601 US HWY. 301 (FORT KING HWY), TAMPA, FL 33637  
(813) 985-7481

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

- 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)

MEETING NOTICE

**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. *Additions/Deletions to Agenda*
4. *Public Input for Issues Not Listed on the Published Agenda*

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

5. Individual Water Use Permits Referred to the Governing Board
  - a. WUP No. 20012514.008 - Colding Loop Road Wimauma / Colding Loop Road Farms (Hillsborough County)

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

6. Acceptance of Donation – Lake Hancock Project, SWF Parcel No. 20-503-232

***Resource Management Committee***

7. Scope Change for City of Clearwater's Groundwater Replenishment Project
8. Lake McCoy BMPs Program - Cooperator Change (N637)
9. Authorize Submission of Preliminary Flood Insurance Rate Maps to the Federal Emergency Management Agency for New River/Upper Hillsborough River Watershed in Pasco County
10. FARMS - Flying V, Inc. - Griffin Landings, (H719), Polk County
11. FARMS - Black Holding, LLC - Mil Roc (H718), Polk County
12. FARMS - Mathis Land Group, LLC - Colson Road (H717), Hillsborough County
13. FARMS - Stardust Ranch, LLC (H716) Hernando County
14. FARMS - Budget Transfer for the Model Farms Economic Study (H715)

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

15. Budget Transfer Report

***General Counsel's Report***

16. Administrative, Enforcement and Litigation Activities that Require Governing Board Approval
  - a. Initiation of Litigation – Bank of America, N.A. -- MSW 4001520.000/EO 4698 – Failure to Maintain Surface Water Management System – Pasco County
  - b. Initiation of Litigation – Well Construction Permit Conditions Violation and Unauthorized Construction of a Public Supply Well – David N. Howard – License No. 9354 – Hillsborough County
  - c. Initiation of Litigation – Failure to Complete Mitigation for Impacted Wetlands – Ridge Heights Subdivision, Bountiful Lands, Inc. – ERP No. 43008020.001 – Polk County
17. Rulemaking
  - a. Initiation of Rulemaking and Approval of Final Rule Language to Amend the Water Use Permit Applicant's Handbook to Establish an Exception from Certain Water Use Permitting Requirements for the Board of Trustees of the Internal Improvement Trust Fund Under Certain Circumstances

***Executive Director's Report***

18. Approve Governing Board Minutes - December 16, 2014

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

19. Consent Item(s) Moved for Discussion
20. Investment Strategy Quarterly Update
21. Legislative Update

***Submit & File Reports***

22. Status of the 2015 Consolidated Annual Report

***Routine Reports***

23. Treasurer's Report and Payment Register
24. Monthly Financial Statement
25. Monthly Cash Balances by Fiscal Year
26. Comprehensive Plan Amendments and Related Reviews Report

- 27. Development of Regional Impact Activity Report
- 28. Significant Activities

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

- 29. Consent Item(s) Moved for Discussion
- 30. TECO Regional Reclaimed Water Partnership Initiative - Phase 1 Interconnect to Lakeland/Polk County/Mulberry (H076A) - Out-of-Cycle Funding Request
- 31. Withlacoochee River Watershed Initiative

**Submit & File Reports**

- 32. Five-Year Water Resource Development Work Program

**Routine Reports**

- 33. Minimum Flows and Level Status Report
- 34. Significant Water Resource and Development Projects

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

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

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

- 37. Overpumpage Report for January 2015
- 38. Individual Permits Issued by District Staff

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

- 39. Consent Item(s) Moved for Discussion
- 40. Hydrologic Conditions Status Report

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

- 41. Structure Operations
- 42. Significant Activities

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

- 43. Consent Item(s) Moved for Discussion
- 44. Annual Sunshine Law Refresher

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

- 45. Litigation Report - January 2015
- 46. Rulemaking Update - January 2015

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

- 47. Well Driller's Advisory Committee Report
- 48. Other Committee/Liaison Reports

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

- 49. Executive Director's Report

**CHAIR'S REPORT (TAB J)**

- 50. Employee Milestones
- 51. Other

**CLOSED DOOR ATTORNEY-CLIENT SESSION-SWFWMD v. PARSONS WATER AND INFRASTRUCTURE, INC. - TIME CERTAIN 11:30 A.M. (TAB K)**

Closed-Door Attorney-Client Session Pursuant to Section 286.011(8), Florida Statutes, to Discuss Strategy Regarding Settlement Negotiations in SWFWMD V. Parsons Water & Infrastructure, Inc. (13Th Judicial Circuit, Case No. 2014-CA-001631)

**CLOSED DOOR ATTORNEY-CLIENT SESSION-RIVERSIDE HEIGHTS HOLDINGS, LLC. V. SWFWMD, ET AL (TAB L)**

Closed-Door Attorney-Client Session Pursuant to Section 286.011(8), Florida Statutes, to Discuss Strategy Regarding Settlement Negotiations And/Or Litigation Expenditures in Riverside Heights Holdings, LLC V. SWFWMD, Hillsborough County School Board, Ecosphere Restoration Institute, Inc. and Jose Cuarta (13Th Judicial Circuit, Case No. 2012-CA-011728)

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

**ANNOUNCEMENTS**

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

- Governing Board Meetings Schedule:

Meeting - Sarasota .....	February 24, 2015
Meeting - Brooksville .....	March 31, 2015
Meeting - Haines City .....	April 28, 2015
Meeting - Tampa .....	May 19, 2015
- Governing Board Public Budget Hearings Schedule:

Tentative Budget - Tampa .....	September 15, 2015
Final Budget - Tampa .....	September 29, 2015
- Advisory Committee Meeting Schedule:

Environmental - Tampa .....	February 10, 2015
Industrial & Public Supply - Tampa .....	February 10, 2015
Agricultural & Green - Tampa .....	March 12, 2015
Well Drillers - Tampa .....	April 8, 2015

**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.