



An Equal Opportunity Employer

# Southwest Florida Water Management District

2379 Broad Street, Brooksville, Florida 34604-6899  
(352) 796-7211 or 1-800-423-1476 (FL only)  
TDD only 1-800-231-6103 (FL only)  
On the Internet at: [WaterMatters.org](http://WaterMatters.org)

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 Director at 2379 Broad Street, Brooksville, FL 34604-6899; telephone (352) 796-7211, ext. 4702, or 1-800-423-1476 (FL only), ext. 4702; TDD (FL only) 1-800-231-6103; or email to [ADACoordinator@swfwmd.state.fl.us](mailto:ADACoordinator@swfwmd.state.fl.us).

**MEETING NOTICE**

## AGENDA GOVERNING BOARD MEETING

**JULY 31, 2012**

**9:00 A.M.**

### DISTRICT HEADQUARTERS

2379 BROAD STREET (US HWY 41)  
352-796-7211 OR 1-800-423-1476

*☞ 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.

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.

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

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

1. Call to Order
2. Pledge of Allegiance and Invocation
3. Additions/Deletions to Agenda
4. Ceremony to Honor C.A. "Neil" Combee, Jr. for His Service on the Governing Board
5. Public Input for Issues Not Listed on the Published Agenda

**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 US Highway 301 North  
Tampa, Florida 33637-6759  
(813) 985-7481 or 1-800-836-0797 (FL only)

## **CONSENT AGENDA** (TAB B)

All matters listed under the Consent Agenda are considered routine and action will be taken by one motion, second of the motion and approval by the Board. If discussion is requested by a Board member, that item(s) will be deleted from the Consent Agenda and moved to the appropriate Committee or Report for consideration.

### **Regulation Committee**

6. Consider Extending Modified Phase II Restrictions in Select Central Counties
7. Consider Expiration of Modified Phase III Restrictions in Northern Counties
8. Individual Water Use Permits (WUPs) Referred to the Governing Board –  
WUP No. 20020253.000 – Flint Properties I & II, LLC / Flint Properties (Sarasota County)

### **Operations & Land Management Committee**

9. Utility Easement to Withlacoochee River Electric Cooperative for Utility Upgrades at the Weeki Wachee Springs State Park, SWF Parcel No. 15-773-215X

### **Resource Management Committee**

10. Implement Best Management Practices (BMPs) in the Brooker Creek Watershed in Improvement Areas 1, 2, 11 and Toniwoods South Outfall – First Amendment
11. Braden River Utilities Soil Moisture Sensor Rebate Program – First Amendment
12. Polk County Landscape and Irrigation Evaluation – First Amendment
13. Facilitating Agricultural Resource Management Systems (FARMS)
  - a. Flint Properties II, LLC and Trust (H674), Manatee and DeSoto Counties
  - b. Hawk Produce, Inc. (H675), Hillsborough County
  - c. Deshong Strawberry Patches, Inc. (H676), Hillsborough County
  - d. Berry Patches, Inc. - Phase 2 (H677), Hillsborough County
  - e. Aprile Properties, LLC (H678), Hillsborough County
14. Sarasota County – Englewood Community Redevelopment Area Stormwater Retrofit Project (N306) – Budget Transfer

### **Finance & Administration Committee**

15. Budget Transfer Report

### **General Counsel's Report**

16. Administrative, Enforcement and Litigation Activities that Require Governing Board Approval
  - a. Interagency Agreement between the SFWMD and the SWFWMD – Designation of Regulatory Responsibility – Highland Farms – Highlands County
  - b. Interagency Agreement between the SFWMD and the SWFWMD – Designation of Regulatory Responsibility – Santa Rosa Ranch II Wetland Restoration Project – Highlands County
  - c. Initiation of Litigation – Surface Water Activity – Robert J. Colvin and Mary A. Colvin – Lake County
  - d. Settlement Agreement – SWFWMD v. Dollar Golf, Inc. and The Trails at Rivard Homeowners' Association, Inc. (Civil Case No. CA11-2865)
17. Rulemaking
  - a. Initiation and Approval of Rulemaking to Amend the Noticing Requirements Pursuant to the Issuance of a Water Shortage Declaration under Chapter 40D-21, Florida Administrative Code (F.A.C.)
  - b. Approval of Revised Rule Language to Amend Rule 40D-8.041, F.A.C., to Adopt Minimum Flows for the Lower Myakka River

### **Executive Director's Report**

18. Annual Calendar of Fiscal Year 2012-13 Meeting Dates
19. Approve Governing Board Minutes – June 26, 2012 Monthly Meeting

## **REGULATION COMMITTEE** (TAB C)

### **Discussion Items**

20. Consent Item(s) Moved for Discussion
21. Consider Concurrence with Issuance of Executive Director Order for Use of the Alafia River Project
22. Denials Referred to the Governing Board

### **Submit & File Report**

23. Public Supply Report

**Routine Reports**

24. Southern Water Use Caution Area Quantities
25. Overpumpage Report
26. E-Permitting Metrics: Online vs. Paper Applications
27. Individual Permits Issued by District Staff
28. Resource Regulation Significant Initiatives

**OPERATIONS & LAND MANAGEMENT COMMITTEE (TAB D)****Discussion Items**

29. Consent Item(s) Moved for Discussion
30. Hydrologic Conditions Status Report

**Submit & File Report**

31. Tropical Storm Debby Emergency Operations Activities
32. Surplus Lands Assessment Update
33. Flying Eagle Nature Center Update

**Routine Reports**

34. Structure Operations
35. Significant Activities

**OUTREACH & PLANNING COMMITTEE (TAB E)****Discussion Items** – None**Submit & File Reports** – None**Routine Reports**

36. Comprehensive Plan Amendment and Related Reviews Report
37. Development of Regional Impact Activity Report
38. Significant Activities

**RESOURCE MANAGEMENT COMMITTEE (TAB F)****Discussion Items**

39. Consent Item(s) Moved for Discussion
40. Aquifer Storage and Recovery Arsenic Issue Update (H046)
41. Fiscal Year 2013-14 Cooperative Funding Initiative
42. Lakes Horse, Raleigh, and Rogers Recovery Project Update (B027)

**Submit & File Reports** – None**Routine Reports**

43. Minimum Flows and Levels
44. Watershed Management Program and Federal Emergency Management Agency Map Modernization
45. Significant Water Supply and Resource Development Projects

**FINANCE & ADMINISTRATION COMMITTEE (TAB G)****Discussion Items**

46. Consent Item(s) Moved for Discussion
47. Fiscal Year (FY) 2012-13 Budget Development
  - a. FY2012-13 Budget Update since June 26, 2012
  - b. Adoption of Proposed District Millage Rate for FY2012-13
  - c. Approval of August 1 Standard Format Tentative Budget Submission
  - d. Assignment of Funds to District's Short-Term Projects Reserve

**Submit & File Reports** – None**Routine Reports**

48. Treasurer's Report, Payment Register and Contingency Funds Report
49. Monthly Financial Statement
50. Monthly Cash Balances by Fiscal Year

**GENERAL COUNSEL’S REPORT (TAB H)**

**Discussion Items**

- 51. Consent Item(s) Moved for Discussion
- 52. Lake Region Lakes Management District Request to Transfer Ownership of the P-5, P-6, P-7 and P-8 Water Control Facilities in Polk County
- 53. Amendment to Resolution Authorizing Proceedings in Eminent Domain for Acquisition of Certain Interests in Land Necessary for the Lake Hancock Lake Level Modification Project

**Submit & File Reports – None**

**Routine Reports**

- 54. Litigation Report
- 55. Rulemaking Update

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

- 56. Environmental Advisory Committee Meeting
- 57. Well Drillers Advisory Committee Meeting
- 58. Other Liaison Reports

**EXECUTIVE DIRECTOR’S REPORT (TAB J)**

- 59. Executive Director’s Report
  - a. Performance Metrics Dashboard
  - b. Other

**CHAIR’S REPORT (TAB K)**

- 60. Chair’s Report

**★ ★ ★ RECESS PUBLIC HEARING ★ ★ ★**

**ANNOUNCEMENTS**

- Governing Board Meetings Schedule:

Meeting – Brooksville .....	August 28, 2012
Meeting – Tampa .....	September 25, 2012
Meeting – Tampa .....	October 30, 2012
Meeting – Haines City .....	November 27, 2012
- Governing Board Surplus Lands Assessment Subcommittee Meeting – Tampa ..... August 2, 2012
- Governing Board Public Budget Hearings Schedule:

Tentative Budget – Tampa .....	September 11, 2012
Final Budget – Tampa .....	September 25, 2012
- Advisory Committee Meeting Schedule:

Industrial/Public Supply – Tampa .....	August 14, 2012
Agricultural/Green Industry – Tampa .....	September 13, 2012
Well Drillers – Tampa .....	October 10, 2012
Environmental – Tampa .....	October 15, 2012

**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.