



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 World Wide Web at 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 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.

AGENDA

GOVERNING BOARD MEETING

SEPTEMBER 24, 2013

1:00 P.M. -- MONTHLY MEETING

5:01 P.M. -- FINAL FISCAL YEAR 2013-14 BUDGET HEARING

TAMPA SERVICE OFFICE

7601 US HWY 301 N (FORT KING HWY)
813-985-7481 OR 1-800-836-0797

☞ 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) -- 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

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)

MEETING NOTICE

1:00 P.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 Jennifer E. Closshey for Her Service on the Governing Board
5. Ceremony to Honor Albert G. Joerger for His Service on the Governing Board
6. Public Input for Issues Not Listed on the Published Agenda

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

7. Individual Water Use Permits (WUPs) Referred to the Governing Board – None

Operations & Land Management Committee

8. Declare Land Surplus – Lake Pretty Project, Lakes Horse, Raleigh, and Rogers Recovery, SWF Parcel No. 14-009-119S

Resource Management Committee

9. Five-Year Water Resource Development Work Program
10. Marion County Toilet Rebate Program – Phase 2 First Amendment Scope Change (N411)
11. Facilitating Agricultural Resource Management Systems (FARMS) – Brooksville Ridge Blueberries, LLC – Amendment (H628), Hernando County

Finance/Outreach & Planning Committee

12. Budget Transfer Report
13. Fiscal Year 2012-13 Board Designated Encumbrance Request
14. Approve Resolution No. 13-16, Reallocating Encumbrances for Fiscal Year 2012-13 Budgeted Funds within the Water Management Lands Trust Fund

General Counsel's Report

15. Administrative, Enforcement and Litigation Activities that Require Governing Board Approval
 - a. Approve Revisions to District Policies – 160-1, District Legal Services; 160-2, Defense of Civil Suits and Indemnification; 160-3, Proposal of Settlement in Civil Cases; 160-4, Delegation of Authority to General Counsel for Certain Administrative Hearing Matters; 160-5, Legal Counsel Roles, Responsibilities and Reporting Authority; 160-6, Delegation of Authority to Executive Director for Approval of Certain Consent Orders; and 160-7, Delegation of Authority to Executive Director for Approval of Certain Consent Orders Involving Water Use Permits to Ensure Consistency and Update to Current District Practices
 - b. Revised Consent Order – Peter A. Geraci – Unauthorized Construction – Manatee County
 - c. Approve Cost and Impact Estimate Questionnaire for Rule 40D-1.604, F.A.C. (Bonds) as Required by Section 120.745(9)(b), F.S.
 - d. Approve Cost and Impact Estimate Questionnaire for Rule 40D-2.621, Florida Administrative (F.A.C.) (Water Conserving Credits) as Required by Section 120.745(9)(b), Florida Statutes (F.S.)
 - e. Approve Cost and Impact Estimate Questionnaire for Rule 40D-22.401, F.A.C. (Year-Round Irrigation Restrictions Enforcement) as Required by Section 120.745(9)(b), F.S.
 - f. Approve Cost and Impact Estimate Questionnaire for Rule 40D-80.073, F.A.C. (Comprehensive Environmental Resources Recovery Plan for the Northern Tampa Bay Water Use Caution Area, and the Hillsborough River Strategy) as Required by Section 120.745(9)(b), F.S.
 - g. Approve Cost and Impact Estimate Questionnaire for Rule 40D-80.074, F.A.C. (Regulatory Portion of Recovery Strategy for the Southern Water Use Caution Area) as Required by Section 120.745(9)(b), F.S.
 - h. Authorize the Governing Board Chairman to Execute Letter on Behalf of the Governing Board Certifying Completion of the Economic Estimate for Rules Identified by the Office of Fiscal Accountability and Regulatory Reform (OFARR) Pursuant to Subsection 120.745(9)(b), F.S.
16. Rulemaking
 - a. Initiation and Approval of Rulemaking to Amend Chapter 40D-1, Florida Administrative Code (F.A.C.), Procedural, and Form No. Leg-R.42.00-058 (09/28/10), Petition for Variance, to Provide for Substantive, Clarification, Conforming, and Technical Changes

- b. Initiation and Approval of Rulemaking to Amend Chapter 40D-22, F.A.C., Year-Round Water Conservation Measures, to Provide for Substantive, Clarification, Conforming, and Technical Changes
- c. Approve Initiation of Rulemaking to Allow the District to Suspend a Contractor from Working with the District when the Contractor has Materially Breached its Contract with the District

Executive Director's Report

- 17. Approve Governing Board Monthly Meeting Minutes – August 27, 2013

REGULATION COMMITTEE (TAB C)**Discussion Items**

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

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

- 20. Overpumpage Report
- 21. E-Permitting Metrics: Online vs. Paper Applications
- 22. Individual Permits Issued by District Staff
- 23. Resource Regulation Significant Initiatives

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

- 24. Consent Item(s) Moved for Discussion
- 25. Hydrologic Conditions Status Report
- 26. Consideration to Acquire and Exchange Property within the Weekiwachee Preserve Project
 - a. Acquire SWF Parcel No. 15-773-144
 - b. Exchange of Real Estate Interests, SWF Parcel No. 15-773-203C

Submit & File Reports

- 27. Land Management Team Review Evaluations – Deer Prairie Creek Preserve and Chito Branch Reserve
- 28. Recreation Ad Hoc Committee Update

Routine Reports

- 29. Structure Operations
- 30. Significant Activities

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

- 31. Consent Item(s) Moved for Discussion
- 32. Budget Transfer and First Amendment Scope Change – Braden River Utilities/City of Bradenton Reclaimed Water Interconnect (N336)
- 33. Central Florida Water Initiative (CFWI) Overview

Submit & File Report

- 34. Minimum Flows and Levels Priority List and Schedule Update

Routine Reports

- 35. Watershed Management Program and Federal Emergency Management Agency Map Modernization
- 36. Significant Water Supply and Resource Development Projects

FINANCE/OUTREACH & PLANNING COMMITTEE (TAB F)**Discussion Items**

- 37. Consent Item(s) Moved for Discussion
- 38. Investment Strategy Update
 - a. Revise Board Policy 130-3, *District Investment Policy*
 - b. Adopt Resolution No. 13-08, Adoption of Updated District Authorized Investment Instruments
- 39. Approve the Strategic Plan

Submit & File Reports

- 40. Legislative Update
- 41. 2013 Districtwide Public Perception Survey Results

Routine Reports

- 42. Treasurer's Report and Payment Register
- 43. Monthly Financial Statement
- 44. Monthly Cash Balances by Fiscal Year
- 45. Comprehensive Plan Amendment and Related Reviews Report
- 46. Development of Regional Impact Activity Report
- 47. Significant Activities

GENERAL COUNSEL'S REPORT (TAB G)

Discussion Items

- 48. Consent Item(s) Moved for Discussion

Submit & File Reports – None

Routine Reports

- 49. Litigation Report
- 50. Rulemaking Update

COMMITTEE/LIAISON REPORTS (TAB H)

- 51. Other Committee/Liaison Reports

EXECUTIVE DIRECTOR'S REPORT (TAB I)

- 52. Executive Director's Report

CHAIR'S REPORT (TAB J)

- 53. Chair's Report
 - a. Employee Service Milestones
 - b. Other

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

5:01 P.M. * CONVENE FINAL FY2013-14 BUDGET HEARING ***
OF THE GOVERNING BOARD**

ANNOUNCEMENTS

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

• Governing Board Meetings Schedule:

Meeting – The Villages	October 29, 2013
Meeting – Tampa	November 19, 2013
Meeting – Tampa	December 17, 2013
Meeting – Tampa	January 28, 2014

• Advisory Committee Meeting Schedule:

Agricultural/Green Industry – Tampa	September 25, 2013
Well Drillers – Tampa	October 9, 2013
Environmental – Tampa	October 15, 2013
Industrial/Public Supply – Tampa	November 12, 2013

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.