



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).

## AGENDA

### GOVERNING BOARD MEETING

OCTOBER 26, 2010

9:00 a.m.

### TAMPA BAY REGIONAL PLANNING COUNCIL

4000 GATEWAY CENTRE BLVD., SUITE 100  
PINELLAS PARK, FLORIDA 33782  
727- 570-5151

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

- Viewing of the Board meeting will be available 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. Public Input for Issues Not Listed on the Published Agenda

**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 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**

5. Individual Water Use Permits Referred to the Governing Board – WUP No. 20001635.009, Bethel Farms, LLP/DeSoto Farms – DeSoto County
6. Partial Release of Conservation Easement and Quit Claim Deed for Florida Department of Transportation I-75 Road Construction

### **Resource Management Committee**

7. Five-Year Water Resource Development Work Program
8. Minimum Flows and Levels Priority List and Schedule Update
9. Authorize Submission of Preliminary Flood Insurance Rate Maps for the Buffalo Canal/Frog Creek Watershed in Manatee County to the Federal Emergency Management Agency
10. Lower Hillsborough River Minimum Flows Recovery Plan – Reconfirm Approval of Cooperative Funding Agreement with City of Tampa to Implement the Blue Sink Project
11. Clearwater Skycrest Reclaimed Water Project – First Amendment
12. Implementation of Best Management Practices in the Duck Lake Watershed – Tank Lake Improvement Area – First Amendment
13. Implementation Best Management Practices in the Brooker Creek Watershed in Improvement Areas 1, 2, 11 and Toniwoods South Outfall
14. Non-Exclusive Drainage Easement to Polk County – Green Swamp Wilderness Preserve, SWF Parcel No.10-200-1268X
15. Veteran's Park Lease Agreement with Hillsborough County – Tampa Bypass Canal, SWF Parcel No. 13-002-751X
16. First Amendment to the Agreement for the Management of the Chassahowitzka River Campground, SWF Parcel No. 15-347-105X
17. Third Amendment to Agreement with Pasco County – Starkey Wilderness Preserve, SWF Parcel No. 16-010-017X
18. Non-Exclusive Easement Agreement to Polk County Utilities for a Force Main Line – Lake Hancock Project, SWF Parcel No. 20-502-110X
19. Facilitating Agricultural Resource Management Systems (FARMS)
  - a. Bethel Farms, LLLP – Charlotte County
  - b. Orange-Co, LP - Phase 1 Amendment – DeSoto County
  - c. JWCD-Dr. Waters Grove – DeSoto County
  - d. Oak Creek Farms, LLC - Bentley Ranch Amendment – Hardee County
  - e. Windmill Farms Nursery, Inc. – Hardee County
  - f. Alafia Berry Farms, LLC – Hillsborough County
  - g. Porter Hare-Berry Patches, Inc. – Hillsborough County
  - h. Circle G Farm and Ranch, LLC – Hillsborough County
  - i. FLM, Inc. - Blossom Grove – Manatee County
  - j. Mixon Family Farms, Inc. Phase 2 – Polk County

### **Finance & Administration Committee**

20. Budget Transfer Report
21. Office of Inspector General – Information Technology Procurement Audit – Part II

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

22. Stipulation for Order of Taking – SWFWMD v. Elia Quintana-Alcocer, et al, Case No. 53-2010-CA-005262, 10<sup>th</sup> Judicial Circuit - Lake Hancock Project, SWF Parcel No. 20-503-177P – Polk County
23. Initiation of Litigation – Surface Water Activity - George V. Tagaras – Pinellas County
24. Initiation of Litigation – Surface Water Activity - Pete Geraci – Manatee County
25. Initiation of Litigation – Well Construction - License No. 9247 - Waylon Howard, Jr. – Hillsborough County
26. Initiation of Litigation Well Construction - License No. 9376 (expired) - Robert Barfield – Hillsborough County

**Executive Director's Report**

27. Approve Governing Board Minutes
  - a. September 14, 2010 First Public Budget Hearing for the Tentative Fiscal Year 2011 Annual Service Budget
  - b. September 28, 2010 Meeting
  - c. September 28, 2010 Workshop
  - d. September 28, 2010 Second Public Budget Hearing for the Final Fiscal Year 2011 Annual Service Budget

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

28. Consent Item(s) Moved for Discussion
29. Hydrologic Conditions Status Report
30. Amendments to Chapter 40D-21, Florida Administrative Code, Water Shortage Plan

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

31. Public Supply Production Report
32. Southern Water Use Caution Area Quantities
33. Overpumpage Report
34. E-Permitting Metrics: Online vs. Paper Applications
35. Individual Permits Issued by District Staff
36. Resource Regulation Significant Initiatives

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

37. Consent Item(s) Moved for Discussion
38. Northern Tampa Bay Recovery Plan
39. Facilitating Agricultural Resource Management Systems Program Overview
40. Lake Hancock Outfall Treatment Project Construction Bid Process
41. Youth Center at Flying Eagle Preserve, SWF Parcel No. 19-334-135X

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

42. Florida Forever Funding
43. Minimum Flows and Levels
44. Structure Operations
45. Watershed Management Program and Federal Emergency Management Agency Map Modernization
46. Significant Water Supply and Resource Development Projects

**OUTREACH & PLANNING COMMITTEE (TAB E)****Discussion Items**

47. 2012 – 2016 Strategic Plan Update
48. "Get Outside!" Potts Preserve Event Highlights

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

49. Comprehensive Plan Amendment and Related Reviews
50. Development of Regional Impact Activity Report
51. Speakers Bureau
52. Significant Activities

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

53. Consent Item(s) Moved for Discussion
54. Request for Proposals for Workload and Staffing Analysis
55. Office of Inspector General – Risk Assessment for Fiscal Year 2011

**Submit & File Report**

56. Office of Inspector General – Annual Report for Fiscal Year 2010

**Routine Reports**

57. Treasurer's Report, Payment Register, and Contingency Reserves  
 58. Management Services Significant Activities

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

**Discussion Items**

59. Consent Item(s) Moved for Discussion

**Submit & File Report**

60. Petition for Relief Pursuant to the Florida Land Use and Environmental Dispute Resolution Act – ERP No. 43034658.000 - Hillsborough River Mitigation Bank – Pasco County

**Routine Reports**

61. Litigation Report  
 62. Rulemaking Update

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

63. Environmental Advisory Committee Meeting  
 64. Industrial Advisory Committee Meeting  
 65. Public Supply Advisory Committee Meeting

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

66. Executive Director's Report

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

67. Chair's Report

**★ ★ ★ RECESS PUBLIC HEARING ★ ★ ★**

**ANNOUNCEMENTS**

- "Get Outside!" Event – Potts Preserve – Citrus County ..... October 23, 2010
- Governing Board Meeting and Hearing Schedule:
  - Meeting – Brooksville ..... November 16, 2010
  - Meeting – Brooksville ..... December 14, 2010
  - Meeting – Tampa ..... January 25, 2010
- ~~Basin Board Education Committee Meeting~~ **CANCELED** ..... November 4, 2010
- Basin Board Land Resources Committee Meeting – Tampa ..... November 18, 2010
- Basin Board Meeting Schedule:
  - Pinellas-Anclote River – Clearwater ..... December 1, 2010
  - Alafia River – Tampa ..... December 2, 2010
  - Hillsborough River – Tampa ..... December 2, 2010
  - Peace River – Bartow ..... December 3, 2010
  - Manasota – Sarasota ..... December 8, 2010
  - Coastal Rivers – Brooksville ..... December 9, 2010
  - Withlacoochee River – Brooksville ..... December 9, 2010
- Advisory Committee Meeting Schedule:
  - Industrial – Tampa ..... October 19, 2010
  - Public Supply – Tampa ..... October 19, 2010
  - Joint Green Industry/Agricultural – Tampa ..... November 4, 2010
  - Environmental – Tampa ..... December 6, 2010
  - Joint Industrial/Public Supply – Tampa ..... January 11, 2010
  - Well Drillers – Tampa ..... January 12, 2010

## **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.