

APPROVED

MINUTES OF THE MEETING

GOVERNING BOARD SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT

TAMPA, FLORIDA

JULY 30, 2013

The Governing Board of the Southwest Florida Water Management District (SWFWMD) met for its regular meeting at 9:03 a.m. on July 30, 2013, at the District's Tampa Service Office. The following persons were present:

Board Members Present

Carlos M. Beruff, Chair
Michael A. Babb, Vice Chair
Randall S. Maggard, Secretary
Jeffrey M. Adams, Treasurer
Bryan K. Beswick, Member
Thomas E. Bronson, Member
David W. Dunbar, Member
George W. Mann, Member
Todd Pressman, Member
H. Paul Senft, Member

Board Member(s) via teleconferencing

Wendy Griffin, Member

Staff Members

Blake C. Guillory, Executive Director
Robert R. Beltran, Assistant Executive Director
Kurt P. Fritsch, Inspector General
Laura J. Donaldson, General Counsel
David T. Rathke, Chief of Staff
Mark A. Hammond, Division Director
Michael L. Holtkamp, Division Director
Alba E. Más, Division Director

Board's Administrative Support

Cara Martin, Board & Executive Services Manager
LuAnne Stout, Administrative Coordinator

A list of others present who signed the attendance roster is filed in the permanent records of the District. This meeting was available for viewing through Internet streaming. Approved minutes from previous meetings can be found on the District's Web site (www.WaterMatters.org).

PUBLIC HEARING (Video – 00:00)

1. **Call to Order**

Chair Beruff called the meeting to order and opened the public hearing. Mr. Maggard noted a quorum was present.

2. **Pledge of Allegiance and Invocation**

Mr. Rathke offered the invocation and led the Pledge of Allegiance to the Flag of the United States of America.

Public Hearing

Chair Beruff introduced each member of the Governing Board. He noted that the Board's meeting was recorded for broadcast on government access channels, and public input was only taken during the meeting onsite.

Chair Beruff stated that anyone wishing to address the Governing Board concerning any item listed on the agenda or any item that does not appear on the agenda should fill out and submit a speaker's card. To assure that all participants have an opportunity to speak, a member of the public may submit a speaker's card to comment on agenda items only during today's meeting. If the speaker wishes to address the Board on an issue not on today's agenda, a speaker's card may be submitted for comment during "Public Input." Chair Beruff stated that comments would be limited to three minutes per speaker, and, when appropriate, exceptions to the three-minute

limit may be granted by the Chair. He also requested that several individuals wishing to speak on the same issue/topic designate a spokesperson. (Track 1 – 00:00/03:43)

3. **Oath of Office for Newly Appointed Board Member(s)**

The Oath of Office was administered to Mr. Dunbar who was appointed by Governor Scott on July 9, 2013 to serve until March 1, 2017. Mr. Dunbar represents Hillsborough and Pinellas counties. (Track 1 – 03:43/04:20)

4. **Additions/Deletions to Agenda** (Video – 04:34)

Section 120.525, Florida Statutes, allows the District to change the published agenda for good cause shown, as determined by the presiding officer. Based upon that authority, the Chair has determined that good cause exists to make certain changes to the agenda. These changes are being made in order to permit the Governing Board to efficiently accomplish necessary public business at this meeting and to reflect the items on the agenda that have been requested or suggested to be deleted, revised, supplemented or postponed.

Mr. Guillory noted there is one item deleted as follows:

FINANCE/OUTREACH & PLANNING COMMITTEE

19. Funding for Feral Hog Program Enhancements

Mr Babb moved, seconded by Mr. Mann, to approve the amended agenda. Motion carried unanimously. (Track 1 – 04:20/05:00)

5. **Public Input for Issues Not Listed on the Published Agenda** (Video – 05:30)

Chair Beruff noted that one *Request to Speak* card was submitted.

Mr. Matt Jordan, Tampa Bay Water's (TBW's) new General Manager, introduced himself and briefly reviewed his background. He said he looked forward to working with the District. (Track 1 – 05:00/07:25, Track 2 – 00:00/01:50)

At Mr. Pressman's request, Mr. Warren Hogg, TBW, provided an update on usage, desalination plant status, reservoir renovation, and wellfield pumpage. (Track 2 – 01:50/04:30)

CONSENT AGENDA

Finance/Outreach & Planning Committee

6. **Budget Transfer Report**

Staff recommended the Board approve the Budget Transfer Report covering all budget transfers for June 2013.

7. **Information Technology Bureau Encumbrance – Residual Fiscal Year (FY) 2012-13 Computer Sinking Fund**

Staff recommended the Board encumber FY2012-13 funds in an amount not to exceed \$530,000 remaining in the Computer Renewal and Replacement Sinking Fund reserve account for use in FY2013-14 and beyond. These funds will be added to the prior year encumbered funds in the amount of \$1,230,962 to be used as planned for their intended purposes.

Regulation Committee

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

Operations & Land Management Committee

9. **Declare Lands Surplus**

a. **Lake Hancock Project, SWF Parcel Nos. 20-503-251S, 20-503-252S and 20-502-109S**

b. **Green Swamp Project, SWF Parcel Nos. 10-200-1226S and 10-200-1227S**

Staff recommended the Board declare the parcels identified above are (1) no longer needed for District purposes, (2) no longer needed for conservation purposes, and (3) are surplus property.

10. **Cooperative Agreement between Florida Fish and Wildlife Conservation Commission (FWC) and the District for Wildlife Management Areas on District-Owned Lands in Green Swamp, Upper Hillsborough, Lake Panasoffkee, Flying Eagle, Potts Preserve, Lower Hillsborough, Weekiwachee and Chassahowitzka**

Staff recommended the Board approve the Cooperative Agreement with the FWC, and authorize the Division Director to execute the agreement and any future amendments thereto.

Resource Management Committee

11. **Facilitating Agricultural Resource Management Systems (FARMS)**

a. **Layline Land, LLC (H668), Manatee County**

Staff recommended the Board:

- (1) Approve the Layline Land, LLC project for an increase in the not-to-exceed project reimbursement of \$199,733 with \$199,733 provided by 2009 State Appropriations;
- (2) Authorize the transfer of \$199,733 from 2009 State Appropriations allocated to fund 010 H017 Governing Board FARMS funds to the H668 Layline Land, LLC project fund; and
- (3) Authorize the Executive Director to execute the agreement.

b. **McLand, LLC (H700), Hillsborough County**

Staff recommended the Board:

- (1) Approve the McLand, LLC project for a not-to-exceed project reimbursement of \$74,492 with \$15,082 provided by the Hillsborough River Basin Fund and \$59,410 provided from State Appropriations;
- (2) Authorize the transfer of \$15,082 from fund 013 H017 Hillsborough River Basin FARMS Funds and \$59,410 from State Appropriations allocated to fund 010 H017 FARMS Funds to the H700 McLand, LLC project fund; and
- (3) Authorize Executive to execute the agreement.

12. **Kings Bay – Change in Scope for the Hunter Springs Water Quality Improvement Project (W453)**

Staff recommended the Board approve the change in project scope to allow Citrus County to use land acquisition costs as a portion of the County's match for the Hunter Springs Water Quality Improvement Project.

General Counsel's Report

13. **Administrative, Enforcement and Litigation Activities that Require Governing Board Approval**

a. **Settlement Agreement – SWFWMD v. Wendy B. Mozdzer (Civil Case No. 53-2011-CA-001131-0000-00) – Polk County**

Staff recommended the Board approve the Settlement Agreement, and authorize the initiation of litigation against all necessary parties if necessary to obtain compliance with the Settlement Agreement.

- b. **Initiation of Litigation – Unauthorized Construction Activities - Steven Schryver - CT No. 355301 – Hernando County**
Staff recommended the Board authorize the initiation of litigation against Steven Schryver for the construction or alteration of a surface water management system on the Property, to obtain compliance with permitting requirements, recover an administrative penalty and recover District enforcement costs, litigation costs and attorney fees.
- c. **Approve Revisions to Board Policy 110-7, Election of Governing Board Officers**
Staff recommended the Board approve the revisions to Board Policy 110-7, *Election of Governing Board Officers*

14. **Rulemaking** – None

Executive Director's Report

15. **Approve Governing Board Meeting Minutes**

- a. **Recreation Ad Hoc Committee – May 30, 2013**
- b. **Monthly Meeting – June 25, 2013**

Staff recommended the Board approve the minutes as presented.

Mr. Babb moved, seconded by Mr. Maggard, to approve the Consent Agenda as presented. Motion carried unanimously. (Track 2 – 04:30/04:55)

Chair Beruff relinquished the gavel to Finance/Outreach & Planning Committee Vice Chair Bronson who called the Committee meeting to order.

FINANCE/OUTREACH & PLANNING COMMITTEE (Video – 11:45)

Item 19 was deleted from consideration.

Discussion Items

16. **Consent Item(s) Moved for Discussion** – None

17. **Strategic Plan Update**

Mr. Rathke provided an overview of the draft Strategic Plan to ensure alignment with present-day values and sound direction for the next five years, FY2014-2018. He requested the Board provide their comments to staff by August 13, 2013. Mr. Guillory clarified that the Plan will be the District's guiding document setting priorities for future cooperative funding projects. (Track 3 – 00:00/04:50)

This item was presented for information and feedback, and no action was required. Staff will return to the Board's August meeting with a request for approval of the Strategic Plan.

18. **Investment Strategy Update** (Video – 16:48)

Mr. Daryl Pokrana, Finance Bureau Chief, introduced Board members to the two investment advisors selected to oversee the District's Investment Portfolio. Representatives of PFM Asset Management and Public Trust Advisors briefly provided an overview of their services. Board members had an opportunity to ask questions.

Mr. Pokrana noted that staff will seek preliminary guidance on changes to the District's investment policy at the Board's August meeting. (Track 3 – 04:50/16:34)

This item was presented for the Committee's information, and no action was required.

19. **Funding for Feral Hog Program Enhancements**

This item was deleted from consideration.

20. **Fiscal Year (FY) 2013-14 Budget Development** (Video 28:32)

Vice Chair Bronson noted that *Request to Speak* cards were submitted to speak in favor of the Florida Friendly Landscaping (FFL) program remaining in the District's FY2013-14 budget. The following people addressed the Board: Ms. Kathleen Patterson, Marion County Extension Service; Mr. James Jaudon, Marion County Master Gardener; Ms. BJ Jarvis, Pasco County Extension Service; Mr. Stephen Gran, Hillsborough County Extension Service; and Ms. Susan League, Marion County Extension Service. (Track 3 – 16:34/30:24)

Mr. Rathke stated the District has been supporting this program through the cooperative extension offices. He said in 2008 the message was to phase it out over five years. He said the District proposes to continue to promote the program through other mechanisms and allow the local government utilities to fund the program. He said this allows the District to re-focus on the Water Star Program to increase resources with builders and developers. He noted that 336 units, two developments and five commercial units have been certified already.

Discussion ensued regarding support for the FFL program and water savings achieved, passionate master gardeners and local citizens, and not as less important but as moving to another program for a better return on investment. (Track 3 – 30:24/43:15)

a. **FY2013-14 Budget Update since June 25, 2013**

Mr. Rathke reviewed the budget changes made since the FY2013-14 Recommended Annual Service Budget was approved by the Board on June 25, 2013. (Track 3 – 43:15/51:15)

b. **Adopt Proposed District Millage Rate for FY2013-14**

Mr. Rathke reported the results of the July 1 certifications of taxable value from the District's 16-county property appraisers. He said staff recommends adoption of a proposed reduction in the FY2013-14 millage rate to 0.3818.

c. **Approve August 1 Standard Format Tentative Budget Submission**

Mr. Rathke said staff recommended the Board approve submission of the *Standard Format Tentative Budget Submission* to the Executive Office of the Governor, Department of Environmental Protection, Florida Legislature and other parties, as required by statute, for delivery by August 1, 2013.

d. **Assign Funds to District's Short-Term Projects Reserve**

Mr. Rathke said staff recommended the Board assign \$12,254,395 in available funds to the District's Short-Term Projects Reserve as part of fund balance. These one-time funds result from the elimination of the contingency reserves, reductions in salary and benefit costs due to restructuring personnel, continuous encumbrance review of projects, as well as reductions in operating expenditures. It is requested that these funds be assigned to the Short-Term Projects Reserve to remain in fund balance until needed to fund projects in the near future. The significant budget reductions have been made and carry forward balances are expected to decline in the future as the budget declines. As carry forward declines, it will be necessary to use funds from the Short-Term Projects Reserve to supplement ad valorem revenue to sustain the annual

commitment for water management projects until there is a reasonable level of growth in revenues. (Track 3 – 51:15/52:20)

Staff recommended the Board:

- (a) Approve the budget changes made since the June 25, 2013 Governing Board meeting for an increase of \$1,632,797 and a revised budget totaling \$170,776,482.
- (b) Approve Resolution No. 13-07, *Adoption of Proposed Millage Rate for Fiscal Year 2013-14*.
- (c) Approve the *Standard Format Tentative Budget Submission* report due August 1 to be submitted to all parties required by Section 373.536(5)(d), Florida Statutes, and reflecting the proposed budget approved by the Governing Board on July 30, 2013; and
- (d) Assign \$12,254,395 in available funds to the District's Short-Term Projects Reserve, established by Board Policy 130-9, *Fund Balance*.

Mr. Beswick suggested that the July meeting next year be one week earlier to allow staff additional time to prepare the submission document due August 1.

Mr. Pressman requested the FFL program be removed from the budget for consideration by a separate vote. Mr. Rathke noted that the program is not currently in the budget proposal and the motion would have to be to include it.

Mr. Maggard moved, seconded by Mr. Babb, to approve the staff recommendation as presented. Motion carried unanimously. (Track 3 – 52:20/55:11)

In response to Mr. Pressman's request for clarification, Mr. Rathke said the FFL program is funded through the end of the current fiscal year.

Submit & File Report

The following item was submitted for the Committee's information, and no action was required.

21. **Legislative Update**

Routine Reports

The following items were provided for the Committee's information, and no action was required.

22. **Treasurer's Report and Payment Register**
23. **Monthly Financial Statement**
24. **Monthly Cash Balances by Fiscal Year**
25. **Comprehensive Plan Amendment and Related Reviews**
26. **Development of Regional Impact Activity Report**
27. **Significant Activities** (Track 3 – 51:11/56:18)

Finance/Outreach & Planning Committee Vice Chair Bronson adjourned the Committee meeting and relinquished the gavel to Regulation Committee Chair Mann who called the Committee meeting to order.

REGULATION COMMITTEE (Video – 68:03)

28. **Consent Item(s) Moved for Discussion** – None

29. **Hydrologic Conditions Status Report**

Mr. Granville Kinsman, Manager, Hydrologic Data Section, said June historically marks the first month of the annual wet season (June-September), and this year's season began on time with Tropical Storm Andrea bringing 2.6 inches of rainfall District-wide during the first week of June. Rainfall during the rest of the month was associated with typical scattered and regionally variable showers/thunderstorm activity, which brought the overall District-wide rainfall accumulation to 11 inches, with local accumulations of almost 21.5 inches reported. District-wide, the 12-month cumulative rainfall total showed a deficit of approximately 6.0 inches below the long-term historical average, while the 24-month cumulative total showed a deficit of about 6.3 inches. The above-average rainfall in June was very beneficial to District water resources. Groundwater and streamflow conditions saw considerable improvements throughout the District. Regional lake levels saw modest improvements, with the Tampa Bay region rebounding back into the annual normal range, while the Northern, Polk Uplands and Lake Wales Ridge regions remained at below-normal levels. NOAA climate forecasts predict above-normal rainfall for the composite three-month period of July through September. Continued normal rainfall during the remainder of the wet season will be needed to maintain and/or improve current aquifer levels and streamflow conditions, while above-normal rainfall will be needed to substantially improve regional lake level conditions. (Track 4 – 00:00/08:18)

This item is presented for the Committee's information, and no action is required.

30. **Consider Water Shortage Order Recommendations** (Video – 76:29)

Ms. Más noted that the District's two remaining water shortage orders are scheduled to expire on July 31, 2013. Phase I restrictions, similar to the District's year-round water conservation measures with an additional local enforcement reporting requirement, have been in effect in all 16 counties since November 2010 except where overridden by more stringent local restrictions or the more recent Phase III restrictions. Phase III restrictions for select water uses, including a once-per-week lawn watering schedule, were declared in February 2013 for Hillsborough, Pasco and Pinellas counties due to a combination of water resource and water supply concerns.

Staff recommended the Board allow Water Shortage Order No. SWF 2010-022 (Phase I restrictions) and Water Shortage Order No. SWF 2013-006 (limited Phase III restrictions) to both expire on July 31, 2013.

Mr. Babb moved, seconded by Chair Beruff, to approve the staff recommendation as presented. Motion carried unanimously. (Track 4 – 08:18/12:20)

31. **Denials Referred to the Governing Board** – None

Submit & File Reports – None

Routine Reports

The following items were provided for the Committee's information, and no action was required.

32. **Southern Water Use Caution Area Quantities**

33. **Overpumpage Report**

Ms. Más said Country Club Utilities is located in Highlands County and has been in overpumpage for a number of years. On September 12, 2012, the Board authorized litigation. On July 5, 2013, legal staff sent a notice of violation and proposed consent order to the owner. The Utilities' owner requested the Public Service Commission (PSC)

allow an increase of rates, and the District has sent a letter as an interested party to the request. Subsequently, on July 26, 2013, the permittee responded to the District's notice and it is being reviewed by legal staff. In response to Mr. Maggard's question, Ms. Más said the permittee is requesting a time extension while seeking a solution. Mr. Maggard said he feels there are too many entities which have been on the overpumpage report for too long and perhaps it is time for the Board to have a discussion on this process. (Track 4 – 12:20/15:05)

- 34. **E-Permitting Metrics: Online vs. Paper Applications**
- 35. **Individual Permits Issued by District Staff**
- 36. **Resource Regulation Significant Initiatives** (Track 4 – 15:05/15:26)

Committee Chair Mann adjourned the Committee meeting, and relinquished the gavel to Operations & Land Management Committee Chair Maggard who called the Committee meeting to order.

OPERATIONS & LAND MANAGEMENT COMMITTEE (Video – 83:30)

Discussion Items

- 37. **Consent Item(s) Moved for Discussion** – None
- 38. **Consideration to Surplus Property**
Mr. Steven Blaschka, Real Estate Services Manager, Operations and Land Management Bureau, said the purpose of this item is to request the Board consider declaring SWF Parcel Nos. 16-728-103, 14-009-113 and 14-009-114 surplus. This item is also intended to inform the public and accept public comment in accordance with the newly revised Florida Department of Environmental Protection guidelines related to land acquisition and surplus lands by the water management districts.
 - a. **Tampa Bay Estuarine Ecosystem Project, Clam Bayou (W242), SWF Parcel No. 16-728-103**
Discussion ensued regarding the Surface Water Improvement and Management (SWIM) program's restoration of Clam Bayou, willingness of either the Cities of St. Petersburg or Gulfport to accept ownership of these parcels, ensure measures continue for protection of the lands already being managed by the City of St. Petersburg, and stormwater permit compliance. (Track 5 – 00:00/14:30)

This item was presented for the Committee's information, and no action was required.
 - b. **Lake Pretty Project, Lakes Horse, Raleigh, and Rogers Recovery (B027), SWF Parcel Nos. 14-009-113 and 14-009-114**
Discussion ensued regarding cost; and next steps in surplus process are appraisals, invitation to submit, receive bids and proceed to sale. (Track 5 – 14:30/17:00)

This item was presented for the Committee's information, and no action was required.

39. **Declare Land Surplus and Approve Conveyance – Lake Panasoffkee Project, Florida Department of Transportation - Interstate 75, SWF Parcel Nos. 19-528-150S and 19-528-151S**

Mr. Blaschka said the purpose of this item is to request the Board declare SWF Parcel Nos. 19-528-150S and 19-528-151S surplus, and approve conveyance to the Florida Department of Transportation (FDOT).

Staff recommended the Board (1) declare the parcels identified above (a) are no longer needed for District purposes, (b) are no longer needed for conservation purposes, and (c) are surplus property; (2) accept the appraisals dated March 25, 2013 and December 26, 2012; (3) authorize the Governing Board Chair to execute the Release of Conservation Easement; and (4) authorize the Governing Board Chair to execute the Quit Claim Deed to the FDOT.

Chair Beruff moved, seconded by Mr. Pressman, to approve the staff recommendation as presented. Motion carried unanimously. (Track 5 – 17:00/19:25)

Submit & File Report

The following item was submitted for the Committee's information, and no action was required.

40. **Recreation Ad Hoc Committee Update**

Routine Reports

The following items were provided for the Committee's information, and no action was required.

41. **Structure Operations**

42. **Significant Activities** (Track 5 – 19:25/19:38)

Operations & Land Management Committee Chair Maggard adjourned the Committee meeting, and relinquished the gavel to Resource Management Committee Chair Babb who called the Committee meeting to order.

RESOURCE MANAGEMENT COMMITTEE (Video – 103:08)

Discussion Items

43. **Consent Item(s) Moved for Discussion**

44. **Coastal Basin Beach Road Stormwater Improvement (W617), Sarasota County**

Mr. Eric DeHaven, Bureau Chief, Natural Systems and Restoration, said that, on April 12, 2013, Sarasota County sent a letter to the District requesting additional funding due to the increased construction cost. The County has had delays in completing the design and releasing the bid, primarily due to coordination issues with area residents. As a result of these concerns, a design change was made in the discharge location of the outfall pipeline. Originally, the project was designed to discharge into the Grand Canal (Sarasota Bay); however, due to concerns raised by the residents in the Grand Canal area, the outfall pipeline was redesigned to discharge into the Gulf of Mexico.

District staff identified \$44,444 of additional costs associated with items not related to the outfall pipeline that are directly associated with improvements to water quality and street flooding. Fifty percent of the \$44,444 (\$22,222) could be provided for a reasonable cost benefit. Following additional correspondence and discussions with the County, County staff is in agreement with the proposed additional funding amount.

Staff recommended the Board (1) approve Sarasota County's out-of-cycle funding request for \$22,222 in additional District funds; (2) authorize the transfer of \$22,222 from the completed Ungarelli Preserve Project (W603) to the Coastal Basin Beach Road Project (W617); and (3) authorize Executive to execute the amended agreement with Sarasota County to add \$22,222.

Mr. Curtis Smith, representing Sarasota County, said the design will eliminate bacteria issues occurring at the beach and improve water quality.

Chair Beruff moved, seconded by Mr. Pressman, to approve the staff recommendation as presented. Motion carried unanimously. (Track 6 – 00:00/09:10)

Submit & File Report

The following item was submitted for the Committee's information, and no action was required.

45. **Lower Hillsborough River Recovery Strategy Implementation – Annual Update**

Routine Reports

The following items were provided for the Committee's information, and no action was required.

46. **Minimum Flows and Levels**
47. **Watershed Management Program and Federal Emergency Management Agency Map Modernization**
48. **Significant Water Supply and Resource Development Projects** (Track 6 – 09:10/09:22)

Resource Management Committee Chair Babb adjourned the Committee meeting, and relinquished the gavel to Chair Beruff.

GENERAL COUNSEL'S REPORT (Video – 112:34)

Ms. Donaldson provided an update on the water management districts' Consumptive Use Permit consistency (CUPcon) process with the Department of Environmental Protection. She noted that a workshop on the rules is scheduled for August 22, 2013, in the District's Tampa office. She said staff will return to the Board in October for approval of the proposed rules.

Discussion Items

49. **Consent Item(s) Moved for Discussion** – None

Submit & File Reports – None

The following item was submitted for the Committee's information, and no action was required.

50. **ERP Penalties Equal to or Greater Than \$5,000 (April 1 - June 30, 2013)**

Routine Reports

The following items were provided for the Committee's information, and no action was required.

51. **Litigation Report**
52. **Rulemaking Update** (Track 7 – 00:00/00:52)

COMMITTEE/LIAISON REPORTS (Video – 113:24)

The following items were provided in the Board's meeting materials or at the meeting.

53. **Environmental Advisory Committee Meeting**
Ms. Griffin noted that many of the members were attending the Environmental Permitting Summer School.
54. **Well Drillers Advisory Committee Meeting**
Mr. Bronson said he had nothing to add to the report provided.
55. **Other Liaison Reports** – None (Track 8 – 00:00/01:05)

EXECUTIVE DIRECTOR'S REPORT (Video 165:55)

56. **Executive Director's Report**
 - Mr. Guillory said the Governing Board of the South Florida Water Management District (SFWMD) voted to extend an offer for him to be its new Executive Director. He has accepted the position and agreed on a start date of September 13, 2013; therefore, this may be his last Board meeting. He noted that he has not signed a contract yet.
 - Mr. Guillory said he is proud of staff and the organization is in great shape financially going forward. He said there are still resource challenges ahead such as springs, Southern Water Use Caution Area five-year update, regional water cooperative proposed for Polk County and its cities, and the Central Florida Water Initiative which includes all of Polk County. He said staff has embraced a new culture and business processes, and been able to reduce operational expenses approximately 30 percent. He said this District has taken a leadership role in many areas such as cooperative funding, minimum flows and levels, budget process, etc. (Track 9 – 00:00/05:20)

CHAIR'S REPORT (Video – 120:40)

57. **Chair's Report**
 - a. **Executive Director Transition**
Mr. Guillory said he remains under an ongoing contract with the Southwest Florida Water Management District. He said he is asking the Board to release him from the 60-day notice; therefore, he would be able to give notice once a contract is executed with SFWMD.

Chair Beruff said it has been a pleasure to work with Mr. Guillory. He noted he has seen the way he treats his staff and built a team to bring about good change to benefit the public and taxpayer. He said he recommends waiving the 60-day minimum notice of resignation in Executive Director's contract; and appointing Mr. Robert Beltran as the Executive Director Designee, subject to Mr. Guillory's contract termination, and authorizing the Governing Board Chair to negotiate and execute a contract with Mr. Beltran.

Mr. Maggard moved, seconded by Mr. Dunbar, to rescind the 60-day minimum notice of resignation in Mr. Guillory's contract. Motion carried unanimously.
(Track 9 – 05:20/10:08)

Chair Beruff said he recommends to select Mr. Robert Beltran as the Executive Director Designee upon contract termination by Mr. Guillory, and to authorize the Chair to negotiate a contract without returning to the Board for approval.

Mr. Maggard moved, seconded by Mr. Babb, to approve the recommendation proposed by Chair Beruff. (Track 9 – 10:08/10:44)

Following clarification by the General Counsel, **Mr. Maggard amended the motion to recommend appointing Mr. Robert Beltran as the Executive Director Designee upon contract termination by Mr. Guillory, and authorizing the Chair to negotiate a contract with Mr. Beltran without returning to the Board for approval. Mr. Babb seconded the amended motion and it carried unanimously. (Track 9 – 10:44/14:05)**

b. **Other** – None

Mr. Pressman requested a report on population increase estimates and long-term demand projections. Chair Beruff asked staff to report at the September meeting. (Track 10 – 00:00/00:50)

Chair Beruff recessed the public hearing.

There being no further business to come before the Board, Chair Beruff adjourned the meeting. (Track 10 – 00:50/00:58, Video – 129:54)

The meeting was adjourned at 11:12 a.m.