Due to the COVID-19 virus, this meeting was held through electronic media to reduce public gatherings and practice social distancing.

The Governing Board of the Southwest Florida Water Management District (District) met for its regular meeting at 9:00 a.m., on November 17, 2020, at its Tampa Office, 7601 U.S. Highway 301 North, Tampa, Florida. The following persons were in attendance either in person or via electronic media:

<table>
<thead>
<tr>
<th>Board Members Present</th>
<th>Staff Members</th>
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<tbody>
<tr>
<td>Kelly Rice, Chair</td>
<td>Brian J. Armstrong, Executive Director</td>
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<tr>
<td>Joel Schleicher, Vice Chair</td>
<td>Amanda Rice, Assistant Executive Director</td>
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<tr>
<td>Rebecca Smith, Ph.D., Secretary*</td>
<td>Karen E. West, General Counsel</td>
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<tr>
<td>James Murphy, Treasurer*</td>
<td>John J. Campbell, Division Director</td>
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<td>Ed Armstrong, Member*</td>
<td>Brian Starford, Division Director</td>
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<td>Roger Germann, Member*</td>
<td>Michael Molligan, Division Director</td>
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<td>Jack Bispham, Member</td>
<td>Jennette Seachrist, Division Director</td>
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<tr>
<td>Seth Weightman, Member*</td>
<td>Michelle Hopkins, Division Director</td>
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<td>John Mitten, Member</td>
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*Attended via electronic media

Approved minutes from previous meetings can be found on the District's website (www.WaterMatters.org).

CONVENE PUBLIC MEETING

1.1 Call to Order
Chair Rice called the meeting to order and opened the meeting.

Chair Rice provided a telephone number to any member of the public wishing to address the Governing Board concerning any item listed on the agenda or any item that does not appear on the agenda. Chair Rice 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.

1.2 Invocation and Pledge of Allegiance
Board Member Mitten recognized the passing of Ms. Judy Whitehead who previously served as chair on the Governing Board.

Board Member Mitten offered the invocation and led the Pledge of Allegiance.
Chair Rice introduced each member of the Governing Board (this served as roll call), and staff at the dais. He noted that the Board meeting was being recorded for broadcast on government access channels, and public input was only taken during the meeting via telephone communication.

1.3 Additions/Deletions to Agenda
Mr. Brian Armstrong, executive director, stated the following items were added to the Consent Agenda:


2.12b Concurrence with Emergency Order Nos. SWF 20-047 Suspending Certain Statutes, Rules, and Orders in Response to Tropical Storm Eta

Mr. Armstrong stated the Regulation Committee was moved following the Finance, Outreach & Planning Committee.

Vice Chair Schleicher requested the following item be moved to Discussion:

Operations, Lands and Resource Monitoring Committee
2.5 Amendment to the 2020 Florida Forever Work Plan

1.4 Public Input for Issues Not Listed on the Agenda
Mr. David Ballard Geddes, Jr., spoke against non-ad valorem taxes.

Chair Rice stated there was good cause to amend the agenda as allowed by Section 120.525, Florida Statutes.

CONSENT AGENDA
Finance/Outreach and Planning Committee
2.1 Resolution No. 2016 Commending H. Paul Senft, Jr., for His Service as a Member of the Southwest Florida Water Management District Governing Board
Staff recommended the Board approve Resolution No. 20-16, commending H. Paul Senft, Jr. for his service as a member of the Southwest Florida Water Management District Governing Board.

2.2 Approval to Execute a Federally Funded Grant Agreement with the State of Florida, Division of Emergency Management
Staff recommended the Board approve the District to accept and enter into a grant agreement with the State of Florida, Division of Emergency Management (FDEM), the pass-through entity for Federal Emergency Management Agency (FEMA) funds, for reimbursement of certain expenditures related to COVID-19 (Grant Agreement), and delegate authority to the Executive Director, or designee, to execute the Grant Agreement.

2.3 Annual Review of Board Policy, District Investment Policy
Staff recommended the Board approve and accept the recommended updates to the District’s Investment Policy.

Resource Management Committee
2.4 Final Charlotte Harbor Surface Water Improvement and Management (SWIM) Plan (W501)
Staff recommended the Board approve the Charlotte Harbor SWIM Plan in accordance with Section 373.453, F.S.
Operations, Lands and Resource Monitoring Committee

2.5 Amendment to the 2020 Florida Forever Work Plan
Staff recommended the Board approve the amendment of the 2020 Florida Forever Work Plan to include approximately 3,896 acres within the RV Griffin Reserve Project area for protection via fee simple acquisition.

Regulation Committee

2.6 WUP No. 20006040.011/City of Zephyrhills/City of Zephyrhills (Pasco County)
Staff recommended the Board approve the proposed permit.

2.7 WUP No. 20020721.002/South Sumter Utility Company/South Sumter Utility Company, LLC (Lake and Sumter Counties)
Staff recommended the Board approve the proposed permit.

2.8 WUP No. 20004558.007/Ben Hill Griffin, Inc. - Lake Streety and Little Cuba Groves/Ben Hill Griffin, Inc. (Polk County)
Staff recommended the Board approve the proposed permit.

2.9 WUP No. 20007350.007/Felton Walker Farms/Felton C Walker, Jr. (Manatee County)
Staff recommended the Board approve the proposed permit.

General Counsel's Report

2.10 Authorization to Issue Administrative Complaint and Order – Well Construction Violations - Dustin Tyler - CT No. 409509 - Polk County
Staff recommended the Board:
1) Authorize District staff to issue an Administrative Complaint and Order to the Well Contractor to obtain compliance with District rules, and seek assessment of civil penalties, including applicable fines, including the full amount of the penalty, as well as taxable costs and attorneys' fees.
2) Authorize District staff to initiate litigation against the Well Contractor to enforce the terms of the Administrative Complaint and Order, if necessary.

2.11 Approval of Consent Order between SWFWMD and Philip VonKahle - Permit Condition Violations - Water Use Permit No. 10218.007-.009 - CT Nos. 406254 and 408507 - Charlotte County
Staff recommended the Board:
1. Approve the Consent Order.
2. Authorize District staff to pursue additional measures to obtain compliance with the terms and conditions of the Consent Order, including filing any appropriate actions in Circuit Court, if necessary.

2.12 Authorization to Issue Administrative Complaint and Order – Permit Condition Violations - La Forest at Green Springs the Gardens Homeowners' Association - Environmental Resource Permit No. 44005187.002 - CT No. 403833 - Pinellas County
Staff recommended the Board:
1. Authorize District staff to issue an Administrative Complaint and Order to La Forest HOA to obtain compliance with District rules.
2. Authorize District staff to initiate an action in Circuit Court against La Forest HOA to recover a civil penalty/administrative fine, enforcement costs, litigation costs, and attorneys' fees if appropriate.
3. Authorize District staff to initiate an action in Circuit Court to enforce the terms of the Administrative Complaint and Order, if necessary.
Staff recommended the Board approve the Fifth Amended and Restated Emergency Order No. SWF 20-046 and concur with the executive director’s determinations regarding the state of emergency and the actions necessary to meet the emergency.

2.12b. **Concurrence with Emergency Order Nos. SWF 20-047 Suspending Certain Statutes, Rules, and Orders in Response to Tropical Storm Eta**
Staff recommended the Board approve Emergency Order No. SWF 20-047 and concur with the executive director’s determinations regarding the state of emergency and the actions necessary to meet the emergency.

**Executive Director’s Report**

2.13 **Executive Director’s Report: Approve Governing Board Minutes - October 20, 2020**
Staff recommended the Board approve the minutes as presented.

A motion was made and seconded to approve the Consent Agenda. The motion carried unanimously.  (Audio – 00:11:54)

Chair Rice relinquished the gavel to the Finance Committee Chair James Murphy, who called the meeting to order.  (Audio – 00:13:11)

**Finance/Outreach & Planning Committee**

3.1 **Moved for Discussion** - None

**Submit & File Reports**

3.2 **Budget Transfer Report**
This item was for the Board’s information; no action was needed.

Committee Chair Murphy relinquished the gavel to the Regulation Committee Chair Roger Germann, who called the Committee to order.  (Audio – 00:14:04)

**Regulation Committee**

6.1 **Consent Item(s) Moved for Discussion** – None

6.2 **Consider Water Shortage Order(s) as Necessary**
None were presented.

6.3 **Denials Referred to the Governing Board**
None were presented.

Vice Chair Schleicher expressed concerns regarding permit holder Bay Laurel Center Public Water Supply System as related to the overpumpage report. Mr. Darrin Herbst, Water Use Permitting Bureau chief, responded to questions. Mr. Brian Armstrong, executive director, explained the processes associated with the overpumpage report.

Committee Chair Germann relinquished the gavel to the Resource Management Committee Chair Seth Weightman, who called the Committee to order.  (Audio – 00:22:47)
Minutes of the Meeting  
SWFWMD Governing Board  

Resource Management Committee  
4.1 Consent Item(s) Moved for Discussion - None  

4.2 2020 Central Florida Water Initiative (CFWI) Regional Water Supply Plan  
Mr. Joseph Quinn, Water Supply project manager, provided a presentation. He outlined the purpose of the CFWI water supply plan, the outreach provided, projected water demands, environmental measures, groundwater availability, and conclusions and recommendations.  

A Request to Speak card was received for this item.  

Ms. Benita Whalen, Florida Cattlemen’s Association water environmental manager, spoke regarding demands and protection of water resources associated with the agricultural community.  

Vice Chair Schleicher requested a future presentation to address impacts the agricultural community may be experiencing.  

Staff recommended the Board approve the 2020 Central Florida Water Initiative Regional Water Supply Plan final draft.  

A motion was made and seconded to approve the staff’s recommendation. The motion carried unanimously.  

(Audio - 00:36:44)  

4.3 2020 SWFWMD Regional Water Supply Plan (RWSP)  
Mr. Joseph Quinn outlined the purpose of the RWSP, resource protection criteria, a map of the planning regions, projected demands by water use category, demand growth by planning region, evaluation of potentially available water sources, water supply and resource development projects, and funding mechanisms.  

Chair Rice stated it would be beneficial to have comparison data from the inception of the RWSP to present. Mr. Quinn responded in the affirmative.  

Staff recommended the Board approve the 2020 Regional Water Supply Plan final draft.  

A motion was made and seconded to approve the staff’s recommendation. The motion carried unanimously.  

(Audio - 00:57:57)  

Committee Chair Weightman relinquished the gavel to the Operations, Lands and Resource Monitoring Committee Chair Jack Bispham, who called the Committee to order. (Audio - 00:58:58)  

Operations, Lands & Resource Monitoring Committee  
5.1 Consent Item(s) Moved for Discussion  

2.5 Amendment to the 2020 Florida Forever Work Plan  
Ms. Ellen Morrison, Land Management Bureau assistant bureau chief, provided information and responded to questions regarding the benefits of amending the Florida Forever work plan to include the RV Griffin Reserve project area and how the property would meet all four areas of responsibility.  

Vice Chair Schleicher expressed concerns regarding this potential land acquisition.  

Mr. Armstrong, executive director, provided additional information regarding the potential use of this land acquisition and specifically how this property has the potential to support the water supply area of responsibility associated with the Peace River Manasota Regional Water Supply Authority’s next reservoir.
Staff recommended the Board approve the amendment of the 2020 Florida Forever Work Plan to include approximately 3,896 acres within the RV Griffin Reserve Project area for protection via fee simple acquisition.

A motion was made and seconded to approve the staff’s recommendation. The motion carried with seven in favor and one opposed. (Audio – 01:15:02)

Mr. Brian Starford, Operations, Lands & Resource Monitoring director, provided information to the Board regarding the activation of the emergency operations center due to tropical storm Eta. He commended staff for their support during these storms.

5.2 Land Resources Overview and Presentation
Ms. Ellen Morrison provided a presentation. She outlined the purpose of the Land Resources and Land Management section and the support provided to internal and external customers. Ms. Morrison provided overviews for the recreation, real estate, and land management programs.

This item was for the Board’s information only and no action was required.

Committee Chair Bispham relinquished the gavel to Chair Rice. (Audio – 01:30:53)

General Counsel’s Report
7.1 Consent Item(s) Moved for Discussion - None

Committee/Liaison Reports
8.1 Environmental Advisory Committee
Mr. Michael Molligan, Employee and External Relations director, provided an update to the Board regarding the October 13 meeting. He stated the Committee voted to support the proposed minimum flows for the Lower Peace River. A written summary was provided.

Executive Director’s Report
9.1 Executive Director’s Report
Mr. Brian Armstrong, executive director, stated the Florida Department of Environmental Protection (FDEP) will be publishing the Central Florida Water Initiative (CFWI) rule on November 19 in preparation for potential ratification by the Florida Legislature. He stated that public records requests associated with the rule have been received.

Mr. Armstrong thanked staff for their support during activation of emergency operations during the tropical storms.

Chair’s Report
10.1 Chair’s Report
Chair Rice reminded the Board of the significance of the CFWI and the opportunity of providing solutions.

The next Board meeting is scheduled for December 15 at 9:00 a.m., in the Brooksville Office.

10.2 Employee Milestones
Chair Rice recognized staff who reached at least 20 years of service with the District and thanked them for their service. The following staff were recognized: Ross Morton and Cheryl Glenn.
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, services, and activities. Anyone requiring reasonable accommodation, or who would like information as to the existence and location of accessible services, activities, and facilities, as provided for in the Americans with Disabilities Act, should contact Donna Eisenbeis, Sr. Performance Management Professional, at 2379 Broad St., Brooksville, FL 34604-6899; telephone (352) 796-7211 or 1-800-423-1476 (FL only), ext. 4706; or email 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). If requested, appropriate auxiliary aids and services will be provided at any public meeting, forum, or event of the District. In the event of a complaint, please follow the grievance procedure located at WaterMatters.org/ADA.