

# Governing Board Meeting

## *Agenda*

*June 23, 2020*

*9:00 AM*

### *Brooksville Office*

2379 Broad Street • Brooksville, Florida  
(352) 796-7211

Southwest Florida  
Water Management District

WATERMATTERS.ORG • 1-800-423-1476



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# Final Agenda

## GOVERNING BOARD MEETING

JUNE 23, 2020

9:00 AM

### Brooksville Office

2379 BROAD STREET, BROOKSVILLE, FL 34604  
(352) 796-7211

*All meetings are open to the public.*

- Viewing of the Board meeting will be available through the District's website at [www.WaterMatters.org](http://www.WaterMatters.org). All or part of this meeting may be conducted by means of communications media technology.
- 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](http://www.WaterMatters.org)

**Bartow Office**  
170 Century Boulevard  
Bartow, Florida 33830  
(863) 534-1448 or 1-800-492-7862 (FL only)

**Sarasota Office**  
78 Sarasota Center Boulevard  
Sarasota, Florida 34240  
(941) 377-3722 or 1-800-320-3503 (FL only)

**Tampa Office**  
7601 Hwy 301 N (Fort King Highway)  
Tampa, Florida 33637  
(813) 985-7481 or 1-800-836-0797 (FL only)

MEETING NOTICE

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

1. *Call to Order*
2. *Invocation and Pledge of Allegiance*
3. *Additions/Deletions to Agenda*
4. *Public Input for Issues Not Listed on the Published Agenda*

**CONSENT AGENDA (TAB B)*****Finance/Outreach & Planning Committee***

5. Resolution No. 20-07, Commending Randall S. Maggard for His Service as a Member of the Southwest Florida Water Management District Governing Board
6. Independent Auditing Services Contract
7. Governing Board Travel - Annual Environmental Permitting Summer School
8. Knowledge Management - Comprehensive Fraud Governing Board Policy
9. Budget Transfer Report

***Resource Management Committee***

10. FARMS – Bermont Properties, LLC – Section 34 (H784), Charlotte County
11. Central Florida Water Initiative Water Conservation Cost Share Program
12. Initiation and Approval of Rulemaking to Amend Rule 40D-8.623, Florida Administrative Code, to Remove Minimum Wetland Level for Cross Bar Q-25 (Stop #7) in Pasco County

***Operations, Lands and Resource Monitoring Committee***

13. Knowledge Management: Sale, Exchange or Conveyance of Interests in Land by the District
14. Non-Exclusive Utility Easement to Tampa Electric Company (TECO) on the Brooker Creek Headwaters Nature Preserve for the Zambito Property – SWF Parcel No. 14-074-160X
15. Non-Exclusive Perpetual Easement for Lake Arietta Access – SWF Parcel No. 10-201-115P

***Regulation Committee***

16. Individual Water Use Permits Referred to the Governing Board
  - a. WUP No. 20012159.002 / AgrotecHemp / AgrotecHemp Corporation (Marion County)

***General Counsel's Report***

17. Administrative, Enforcement and Litigation Activities that Require Governing Board Approval
  - a. Approval of Consent Order Between SWFWMD and Farrell Homes, Inc. and Van Buren Land Holdings, Inc. – Violation of Permit Conditions for Construction – ERP No. 44033097.000 (EXPIRED) – CT No. 384019 – Pinellas County
  - b. Approval of Consent Order Between SWFWMD and Emerson Gibbs – Unauthorized Construction – CT No. 403478 – Charlotte County
  - c. Approval of Consent Order Between SWFWMD and Etcetera, Etc., Inc. – Operation Without a Permit – ERP No. 404221.01 – CT No. 380718 – DeSoto County
  - d. Authorization to Issue Administrative Complaint and Order – Well Construction Violations – Carl Douglas, Jr. – License Number 9127 – CT No. 409162 – Highlands, Polk, and Hardee Counties
  - e. Authorization to Issue Administrative Complaint and Order – Unauthorized Construction – Abdelijalil and Cindy Lou Bekkach – CT No. 380586 – Polk County
  - f. Approval of Declaration of Restrictive Covenant – Tampa Bypass Canal Land Fill Site – SWF Parcel Nos. 114 (13-001), 125 (13-001), and 126 (13-001) – Hillsborough County
  - g. Governing Board Concurrence – Emergency Order No. SWF 20-023 – Emergency Measures Made Necessary by COVID-19
18. Rulemaking - None

***Executive Director's Report***

19. Approve Governing Board Minutes – May 19, 2020

**FINANCE/OUTREACH & PLANNING COMMITTEE (TAB C)*****Discussion***

20. Consent Item(s) Moved for Discussion
21. Knowledge Management: Governing Board Committee Responsibilities and 110-1 Policies and Procedures Governing Board Policies

22. Fiscal Year 2021 Recommended Annual Service Budget
23. District Boat Replacement

**Submit & File Reports - None****Routine Reports**

24. Treasurer's Report and Payment Register
25. Monthly Financial Statement
26. Monthly Cash Balances by Fiscal Year
27. Comprehensive Plan Amendment and Related Reviews Report

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

28. Consent Item(s) Moved for Discussion
29. Draft Charlotte Harbor Surface Water Improvement and Management (SWIM) Plan (W501)

**Submit & File Reports - None****Routine Reports**

30. Minimum Flows and Levels and Reservations Status Report
31. Significant Water Resource and Development Projects

**OPERATIONS, LANDS AND RESOURCE MONITORING COMMITTEE (TAB E)****Discussion**

32. Consent Item(s) Moved for Discussion
33. 2020 Hurricane Preparedness
34. Hydrologic Conditions Report

**Submit & File Reports - None****Routine Reports**

35. Significant Activities
36. Structure Operations
37. Surplus Lands Update

**REGULATION COMMITTEE (TAB F)****Discussion**

38. Consent Item(s) Moved for Discussion
39. Consider Water Shortage Order(s) as Necessary
40. Denials Referred to the Governing Board

**Submit & File Reports - None****Routine Reports**

41. Individual Permits Issued by District Staff
42. Overpumpage Report

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

43. Consent Item(s) Moved for Discussion

**Submit & File Reports - None****Routine Reports**

44. June 2020 Litigation Report
45. June 2020 Rulemaking Update

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

46. Executive Director's Report

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

47. Chair's Report
48. Employee Milestones

## RECESS PUBLIC HEARING

### 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.