



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)  
SUNCOM 628-4150 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 upon the basis of any individual's disability status. This nondiscrimination policy involves every aspect of the District's functions including one's access to participation, employment, or treatment in its programs or activities. Anyone requiring reasonable accommodations as provided for in the Americans with Disabilities Act should contact the General Services Department at (352) 796-7211 or 1-800-423-1476 (FL only), extension 4527, TDD only 1-800-231-6103 (FL only).

## AGENDA

### GOVERNING BOARD MEETING

JANUARY 30, 2007

9:00 A.M.

*All meetings are open to the public.*

- Viewing of the Board meeting is available at each of the service offices.
- 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 and a closed attorney-client session will be held during the lunch break (notice follows ANNOUNCEMENTS).**

The current Governing Board agenda and the minutes of previous meetings are on the District's web page: [www.WaterMatters.org](http://www.WaterMatters.org)

**TUESDAY, JANUARY 30, 2007**

**9:00 A.M. ★ ★ ★ CONVENE MEETING OF THE GOVERNING BOARD ★ ★ ★  
AND PUBLIC HEARING  
(TAB A)**

1. Call to Order
2. Pledge of Allegiance and Moment of Silence
3. Additions/Deletions to Agenda
4. District Awards/Recognition
  - a. Land Resources Volunteer Program – Take Pride in America Volunteer Appreciation Awards
  - b. 2006 Florida Government Communicators Crystal Awards
5. Employee Recognition

**MEETING NOTICE**

- 6. Approval of Minutes – November 30 and December 1, 2006 Governing Board Meeting
- 7. Public Input for Issues Not Listed on the Published Agenda

**REGULATION COMMITTEE (TAB B)**

**Consent Items**

- 8. ERP No. 43030937.000 - The Moorings (fka Harborside) – Charlotte County
- 9. ERP No. 43022864.003 - Sanctuary Cove – Manatee County
- 10. ERP No. 49023624.007 - Harbour Walk – Phase IV – Manatee County
- 11. ERP No. 43028370.003 - Tidewater Preserve Phase IV – Manatee County
- 12. ERP No. 43030237.000 - Stonedam Preserve – Manatee County
- 13. ERP No. 43006603.005 - Forest Glenn – Ph 2 – Marion County
- 14. ERP No. 43031687.000 - Silver View Farms – Marion County
- 15. ERP No. 49022088.001 - Hillcrest Preserve – Pasco County
- 16. ERP No. 49022088.002 - Hillcrest Preserve – Ph 1 – Pasco County
- 17. ERP No. 43023534.011 - Connerton Village 2 – Village Center – Pasco County
- 18. ERP No. 43026931.001 - Cypress Creek Town Center – Ph I – Pasco County
- 19. ERP No. 43027030.015 - State Road 56 – Wiregrass Ranch, County Road 581 to East Wiregrass Ranch Property Line – Pasco County
- 20. ERP No. 43026389.001 - Jordan Groves – Polk County
- 21. ERP No. 43012081.007 - Valente at Sabal Trace – Sarasota County
- 22. ERP No. 43019977.003 - Coral Creek Club Multi-Slip Docks (North Dock Mod and South Dock Proposed) – Sarasota County
- 23. ERP No. 43030118.000 - Villa Paradiso – Sarasota County
- 24. TWUP No. 20010420.005 - W S ~ - Extension of Temporary Permit for Peace River/Manasota Regional Water Supply Authority - DeSoto County
- 25. WUP No. 20003956.007 - W F D- - G & D Farms, Inc. – Manatee County
- 26. WUP No. 20004811.005 - W F I N U N- ~ - LMC Backbone Grove, LLC – Polk County
- 27. WUP No. 20004912.006 - W F N- ~ - City of Lakeland – Polk County
- 28. WUP No. 20012926.000 - W S I N - Peace River/Manasota Regional Water Supply Authority, Charlotte County Board of County Commissioners, DeSoto County Board of County Commissioners, Sarasota County Board of County Commissioners, City of North Port, City of Punta Gorda – Sarasota County

WATER USE PERMIT LEGEND	
W = Water Use Caution Area	N = 100% new quantities
F = Floridan Aquifer	+ = More than 50% new quantities
I = Intermediate Aquifer	N- = 50% or less new quantities
S = Surface Withdrawal	D+ = More than 50% decrease
U = Surficial Aquifer	D- = 50% or less decrease
	~ = no change
R = 100% relocated quantities	
R+ = More than 50% relocated quantities	
R- = 50% or less relocated quantities	

**Discussion Items**

- 29. Governing Board Concurrence with Declaration of Water Shortage – Order SWF 07-02
- 30. Northern District Water Use Management Strategies
- 31. Review of Tampa Bay Water’s 2005 and 2006 Optimized Regional Operations Plans
- 32. Florida Department of Transportation 2007 Mitigation Plan

**Submit & File Reports – None**

**Routine Reports**

- 33. Overpumpage Activities
- 34. Southern Water Use Caution Area Quantities
- 35. Major Water Supply Summary

## RESOURCE MANAGEMENT & DEVELOPMENT COMMITTEE (TAB C)

### **Consent Items**

36. Five-Year Water Resource & Development Work Program
37. Approve Correction to Rule Amendments to Add Minimum and Guidance Levels for Selected Priority Lakes in Pasco County to Chapter 40D-8, Florida Administrative Code
38. Appraisal, Purchase/Sale Agreement and Resolution Requesting Funds – Green Swamp Wilderness Preserve, SWF Parcel No. 10-200-1258
39. Christina Watershed Management Plan (*Presented to the Alafia River Basin Board in December*)
40. Little Manatee River Project - Easement Delineation Agreement between the District and the Elsberry Family, SWF Parcel No. 11-058-118X (*Presented to the Alafia River Basin Board in December*)
41. Declaration and Conveyance of Surplus Lands to Pasco County, SWF Parcel No. 15-235-106S, Hidden Lake Project (*Presented to the Coastal Rivers Basin Board in December*)
42. Third Amendment to the Management Agreement with Hernando County School Board for the Construction, Operation and Maintenance of the Springs Coast Environmental Education Center, Weekiwachee Preserve – SWF Parcel No. 15-773-182X (*Presented to the Coastal Rivers Basin Board in December*)

### **Discussion Items**

43. Florida Department of Environmental Protection Peace River Cumulative Impact Assessment Study – Resource Management Plan
44. Establishment of Minimum Flows and Levels for the Upper Hillsborough River and Crystal Springs

### **Submit & File Reports** - None

### **Routine Reports**

45. Significant Water Supply and Resource Development Projects
46. Florida Forever Status Report
47. Land Resources Department Significant Activities
48. Minimum Flows and Levels Status Report
49. Hydrologic Conditions Status Report
50. Structure Operations Status Report

## FINANCE & ADMINISTRATION COMMITTEE (TAB D)

### **Consent Items**

51. Board Travel
52. Budget Transfer Report
53. FY2007 Budget Amendment to Include Additional Revenue from State Water Protection and Sustainability Trust Fund (Senate Bill 444) and from Florida Department of Agriculture and Consumer Services
54. Revision to Board Policy 130-5, Travel
55. Independent Auditing Services Contract Amendment
56. Media Messaging Supplemental Funding
57. Planned Sinking Fund Transfer for Water Management Information System Replacement Storage Area Network
58. Facilities Fund Transfer for Brooksville Replacement Uninterrupted Power Supply

### **Discussion Item**

59. Amendments to Board Policy 130-4, Cooperative Funding Initiative

### **Submit & File Reports**

60. Office of Inspector General Quality Assessment Project
61. Office of Inspector General – Florida Department of Health: Chemistry Lab Audit
62. Fiscal Year 2007 First Quarter Financial Report
63. Treasurer's Report, Payment Register, and Contingency Reserves Report

### **Routine Reports** – None

## OUTREACH & PLANNING COMMITTEE (TAB E)

### **Consent Items** – None

### **Discussion Items**

- 64. Media Messaging Overview
- 65. Community and Legislative Affairs Update

### **Submit & File Report**

- 66. Status of the Consolidated Water Management District Annual Report

### **Routine Reports**

- 67. Comprehensive Plan Amendment and Related Reviews Report
- 68. Review of Developments of Regional Impact
- 69. Upcoming Events

## GENERAL COUNSEL'S REPORT (TAB F)

### **Consent Items**

- 70. Consent Order – Consent Order-Surface Water Activity – C. C. Calhoun, Inc. (CR 17 Sand Mine) – Polk County
- 71. Consent Order – Surface Water Activity – Chase Investments 2, LLC (DeSoto Sand and Shell Pit) – DeSoto County
- 72. Initiation of Litigation – Surface Water Activity – Jose and Liliana Aristizabal – Highlands County
- 73. Initiation of Litigation – ERP No. 46007571.002 – Sean M. and Shelly A. Murphy (Hidalgo Building) – Manatee County
- 74. Initiation of Litigation – WUP No. 20004217.002 – Julian Wright (Wright Cattle Company) – Charlotte County
- 75. Initiation of Litigation – Well Construction – License No. 2215 – Tony Holt – Hillsborough County

### **Discussion Items** – None

### **Submit & File Reports** – None

### **Routine Reports**

- 76. Litigation Summary and Report
- 77. Rulemaking Update
- 78. Briefing – Friends of the Everglades, et al. v. SFWMD

## REPORTS (TAB G)

- 79. Environmental Advisory Committee Liaison Report
- 80. Industrial Advisory Committee Liaison Report
- 81. Well Drillers Advisory Committee Liaison Report
- 82. Public Supply Advisory Committee Liaison Report
- 83. Executive Director's Report
- 84. Chair's Report
  - a. Revision of Board Policy 710-1, Recruitment Selection and Compensation of the Executive Director and Inspector General
  - b. Revision of Board Policy 710-2, Performance Evaluations of the Executive Director and Inspector General
- 85. Other Business

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

**ANNOUNCEMENTS**

- Governing Board Meeting Schedule:  
 Meeting – Brooksville ..... February 27, 2007  
 Meeting – Tampa ..... March 27, 2007  
 Meeting – Brooksville ..... April 25, 2007
- Basin Board Meeting Schedule:  
 Pinellas-Anclote River – Clearwater ..... February 7, 2007  
 Alafia River – Temple Terrace ..... February 8, 2007  
 Northwest Hillsborough – Temple Terrace ..... February 8, 2007  
 Hillsborough River – Tampa ..... February 12, 2007  
 Manasota – Sarasota ..... February 14, 2007  
 Withlacoochee River – Brooksville ..... February 15, 2007  
 Coastal Rivers – Brooksville ..... February 15, 2007  
 Peace River – Bartow ..... February 16, 2007
- Basin Board Education Committee – Tampa ..... March 6, 2007
- Basin Board Land Resources Committee – New Port Richey ..... March 22, 2007
- Advisory Committee Meeting Schedule:  
 Green Industry – Tampa ..... February 15, 2007  
 Agricultural – Tampa ..... February 20, 2007  
 Environmental – Tampa ..... March 14, 2007  
 Industrial – Tampa ..... April 17, 2007  
 Well Drillers – Tampa ..... April 18, 2007  
 Public Supply – Tampa ..... April 27, 2007

**12:00 p.m. Notice of Closed Attorney-Client Session**

Location: Board Conference Rooms A and B

Meeting Attendees: SWFWMD Governing Board Members;  
 Executive Director David L. Moore; General Counsel William S. Bilenky;  
 Deputy General Counsel Karen West; Assistant General Counsel Joseph Ward;  
 Frank Miller, Esquire

Closed attorney-client session pursuant to Section 286.011(8),  
 Florida Statutes, to discuss strategy related to litigation in  
 Southwest Florida Water Management District v. City of Weeki Wachee, et al.  
 in the Circuit Court, Fifth Judicial Circuit, Case No. H-27-CA-2004-366RT.  
 The subject matter of the meeting shall be confined to pending litigation.

**The meeting is not open to the public.**

Pursuant to Florida Law, the entire attorney-client session shall be recorded by a  
 certified court reporter. No portion of the meeting shall be off the record. A copy of  
 the transcript will be made part of the public record at the conclusion of the litigation.

**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. 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.