

**NORTHWEST FLORIDA WATER MANAGEMENT
DISTRICT GOVERNING BOARD MEETING MINUTES**

**District Headquarters
81 Water Management Drive
Havana, FL 32333**

**Thursday
January 9, 2014**

Governing Board Members Present

George Roberts, Chair
Jerry Pate, Vice Chair
John Alter
Gus Andrews
Stephanie Bloyd
Gary Clark
Jon Costello
Nick Patronis
Bo Spring

Governing Board Members Absent

1. Call to Order and Roll Call

Chair Roberts called the meeting to order at 1:03 p.m., ET. Mr. Steverson called the roll and a quorum was declared present.

2. Invocation

Mr. Pate offered the invocation.

3. Pledge of Allegiance to the Flag

Chair Roberts led the meeting in the Pledge of Allegiance to the Flag.

4. Additions, Deletions or Changes to the Agenda

Ms. White stated that there were no additions, deletions or changes to the agenda.

5. Approval of Minutes for December 12, 2013

MOTIONED BY MR. CLARK, SECONDED BY MR. ALTER, THAT THE GOVERNING BOARD APPROVE THE DECEMBER 12, 2013, GOVERNING BOARD MEETING MINUTES. MOTION CARRIED.

6. A. Consent Business Agenda

Ms. Jean Whitten presented the Financial Report and Schedule of Disbursements for the month of November 2013.

MOTIONED BY MR. CLARK, SECONDED BY MR. COSTELLO, THAT THE GOVERNING BOARD APPROVE THE FINANCIAL REPORT AND SCHEDULE OF DISBURSEMENTS FOR THE MONTH OF NOVEMBER 2013. MOTION CARRIED.

6. B. Consideration of Fiscal Year 2014-2015 Proposed Preliminary Budget

Ms. Whitten gave a detailed summary of the proposed preliminary budget. She stated that compared to the Fiscal Year 2013-2014 Adopted Budget, the Preliminary Budget provides a \$3,307,684 (6.9 percent) total budget reduction, consisting of an increase in the operating budget categories of \$548,463 (2.7 percent) and a decrease in the non-recurring categories of \$3,856,147.

Ms. Whitten voiced staff recommendation that the Governing Board approve the Proposed Preliminary Budget as presented and allow staff to submit the final document to the Legislature by January 15, 2014.

MOTIONED BY MR. PATE, SECONDED BY MR. COSTELLO, THAT THE GOVERNING BOARD APPROVE THE PROPOSED PRELIMINARY BUDGET AS PRESENTED AND ALLOW STAFF TO SUBMIT THE FINAL DOCUMENT TO THE LEGISLATURE BY JANUARY 15, 2014. MOTION CARRIED.

6. C. Approval to Utilize Five Previously Selected Top-Ranked Firms for Construction Service Bids and Consideration of Prequalification, Preconstruction, Bidding and Construction Services Fee for Genesis Group for the Econfina Spring Complex-Spring Restoration and Protection Project; Phase II (Williford Spring)

Mr. Bill Cleckley stated that in the late winter or early spring of 2014, the District anticipates beginning construction on the Econfina Springs Complex-Phase II Williford Spring, subject to approval of a Washington County Development Order, regulatory permits and construction bids. He further stated that in order for the District to begin construction immediately after approval of the above, the Governing Board must approve the utilization of five previously selected top-ranked firms to submit construction services fee for the project by Genesis Group.

Mr. Cleckley gave a brief overview of the agreement with Genesis Group to provide professional services during prequalification, bidding and construction on the Econfina Springs Complex-Phase II Williford Spring Restoration Project. He voiced staff recommendation that the Governing Board approve the five most qualified contractors selected under RFQ No. 10Q-001 for Phase I Pitt/Sylvan Springs to prepare and submit construction bids for Phase II Williford Springs, staff further recommends approval of Genesis Group's lump sum fee of \$103,000 to provide prequalification, preconstruction, bidding and construction services for the Econfina Springs Complex-Spring Restoration and Protection Project, Phase II Williford Spring.

MOTIONED BY MR. PATE, SECONDED BY MR. ANDREWS, THAT THE GOVERNING BOARD APPROVE THE FIVE MOST QUALIFIED CONTRACTORS SELECTED UNDER RFQ NO. 10Q-001 FOR PHASE I PITT AND SYLVAN SPRINGS TO PREPARE AND SUBMIT CONSTRUCTION BIDS FOR PHASE II WILLIFORD SPRINGS, APPROVE OF GENESIS GROUP'S LUMP SUM FEE OF \$103,000 TO PROVIDE PREQUALIFICATION, PRECONSTRUCTION, BIDDING AND CONSTRUCTION SERVICES FOR THE ECONFINA SPRINGS COMPLEX-SPRING RESTORATION AND PROTECTION PROJECT, PHASE II WILLIFORD SPRING. MOTION CARRIED.

6. D. Consideration of RFP 14-001; Professional Real Estate Broker Services

Ms. Carol Bert informed the Board that on October 29, 2013, the District issued RFP 14-001 for Professional Real Estate Broker Services to expedite the sale of District lands declared surplus by the Governing Board.

Ms. Bert stated that on November 19, 2013, the District opened three sealed proposals. She reported that Ketcham Realty Group received the highest composite score of 162 points out of a possible 210 points.

Mr. Clark asked Ms. Bert if future parcels declared surplus would be given to Ketcham Realty Group to

market. Ms. Bert stated that the contract would only apply to the current parcels that have been declared surplus. She further stated that any additional parcels declared surplus would be at the discretion of the Governing Board on whether or not they will be marketed by Ketcham Realty Group.

Ms. Bert voiced staff recommendation that the Governing Board authorize the Executive Director to enter into an Exclusive Right of Sale Listing Agreement with Ketcham Realty Group.

MOTIONED BY MR. PATE, SECONDED BY MR. ALTER, THAT THE GOVERNING BOARD AUTHORIZE THE EXECUTIVE DIRECTOR TO ENTER INTO AN EXCLUSIVE RIGHT OF SALE LISTING AGREEMENT WITH KETCHAM REALTY GROUP. MOTION CARRIED.

6. E. Consideration of Resolution No. 782 to DEP for the Surplus of Approximately 10 Acres; Econfina Creek WMA

Ms. Bert reminded the Board that during the District Lands Committee meeting in January 2013, the Governing Board approved Resolution No. 765 for the exchange of a District tract on North Silver Lake Road for a 10-acre inholding known as the Sartor tract. She stated that the District purchased the 10-acre inholding (Sartor tract) in September in lieu of exchanging the District tract on North Silver Lake Road for the Sartor tract.

Ms. Bert explained that on the advice of District legal counsel, staff has prepared and is requesting approval of Resolution No. 782 because the District will not be exchanging this tract but selling it. She further explained that Resolution No. 782, if approved, will declare approximately 10 acres in the Econfina Creek WMA for surplus and according to 373.089(6)(c), F.S., all lands for which title was vested in the governing board prior to July 1, 1999, shall be deemed to have been acquired for conservation purposes, this tract was acquired in 1997.

Ms. Bert voiced staff recommendation that the Governing Board approve Resolution No. 782 for the surplus of approximately 10 acres in the Econfina Creek WMA.

MOTIONED BY MR. ALTER, SECONDED BY MR. PATE, THAT THE GOVERNING BOARD APPROVE RESOLUTION NO. 782 FOR THE SURPLUS OF APPROXIMATELY 10 ACRES IN THE ECONFINA CREEK WMA. MOTION CARRIED.

6. F. Authorization of Task Order for Development of New Hydrodynamic Model for Apalachicola Bay

Mr. Graham Lewis stated that as part of the Alabama-Coosa-Tallapoosa/Apalachicola-Chattahoochee-Flint Comprehensive Study during the mid to late 1990s, the District developed a three-dimensional hydrodynamic model to simulate circulation and salinity within Apalachicola Bay. He further stated that District developed the Apalachicola Bay model in house via application of the Princeton Ocean Model (POM) to examine a variety of water management-related freshwater inflow questions.

Mr. Lewis explained that POM was a state-of-the-art model in the mid-1990s and, while still a valid representation of the bay, is an older model that lacks many of the desirable features of newer models. He stated that in support of the State of Florida's priority to protect and restore the water resource values of Apalachicola Bay, the new model will enhance the state and District's modeling capabilities, providing additional features such as a graphical user interface, statistical summaries, and coupling with various water quality and ecological models. Mr. Lewis voiced staff recommendation that the Governing Board authorize the Executive Director to execute Task Order 3 with INTERA, Inc., under the existing District Contract 13-039, for the development of a new hydrodynamic model of Apalachicola Bay.

MOTIONED BY MR. ALTER, SECONDED BY MR. PATE THAT THE GOVERNING BOARD AUTHORIZE THE EXECUTIVE DIRECTOR TO EXECUTE TASK ORDER 3 WITH INTERA, INC.,

UNDER THE EXISTING DISTRICT CONTRACT 13-039, FOR THE DEVELOPMENT OF A NEW HYDRODYNAMIC MODEL OF APALACHICOLA BAY. MOTION CARRIED.

6. G. Consideration of St. Johns River Water Management District Consumptive Use Database

Mr. Michael Edgar informed the Board that the Division of Regulatory Services is coordinating with the District's Bureau of Information Technology to acquire and implement a technical solution to increase efficiency, reduce costs and improve customer service for the acquisition of permits and compliance with the specific conditions of these permits. He explained the benefits of the solution in detail to the Board.

Mr. Edgar voiced staff recommendation that the Governing Board authorize the Executive Director to enter into a Service Level Agreement with the St. Johns River Water Management District to implement a Consumptive Use Permitting Database and approve the licensing fees, up-front costs and connectivity costs for the first year, totaling \$274,000.

MOTIONED BY MR. ALTER, SECONDED BY MR. PATE THAT THE GOVERNING BOARD AUTHORIZE THE EXECUTIVE DIRECTOR TO ENTER INTO A SERVICE LEVEL AGREEMENT WITH THE ST. JOHNS RIVER WATER MANAGEMENT DISTRICT TO IMPLEMENT A CONSUMPTIVE USE PERMITTING DATABASE AND APPROVE THE LICENSING FEES, UP-FRONT COSTS AND CONNECTIVITY COSTS FOR THE FIRST YEAR, TOTALING \$274,000. MOTION CARRIED.

7. A. Public Hearing on Consideration of Regulatory Matters

Chair Roberts called the Public Hearing to order at 1:58 p.m., ET.

Mr. Michael Edgar presented the Consent Agenda, which included one permit modification and renewal and one temporary permit. Mr. Edgar voiced staff recommendation that the Governing Board approve the Consent Agenda per the recommendations and conditions of the staff reports and per the terms and conditions of the permit documents.

MOTIONED BY MS. BLOYD, SECONDED BY MR. CLARK, THAT THE GOVERNING BOARD APPROVE THE CONSENT AGENDA PER THE RECOMMENDATIONS AND CONDITIONS OF THE STAFF REPORTS AND PER THE TERMS AND CONDITIONS OF THE PERMIT DOCUMENTS. MOTION CARRIED.

8. Legal Counsel Report

Mr. Breck Brannen gave a brief update on the Crenshaw case and stated that he is awaiting an order on the motion to dismiss from the District Judge.

Meeting was adjourned at 2:00 p.m., ET.

Chair

February 13, 2014

Date

Executive Director

Agency Clerk