

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

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

**Thursday
April 11, 2013**

Governing Board Members Present

George Roberts, Chair
John Alter
Stephanie Bloyd
Gary Clark
Jon Costello
Nick Patronis
Bo Spring

Governing Board Members Absent

Jerry Pate, Vice Chair
Angus Andrews

1. Call to Order and Roll Call

Chair Roberts called the meeting to order at 1:01 p.m., ET. Mr. Steverson called the roll and a quorum was declared present.

2. Invocation

Chair Roberts 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

There were no additions, deletions or changes to the agenda.

5. Administrative Detail

6. Approval of Minutes for March 14, 2013

MOTIONED BY MR. ALTER, SECONDED BY MR. CLARK, THAT THE GOVERNING BOARD APPROVE THE MARCH 14, 2013, GOVERNING BOARD MEETING MINUTES. MOTION CARRIED.

7. A. Regulatory Committee Recommendations for Board Action

Ms. Bloyd stated that the Regulations Committee met and had the following recommendation.

7. A. 1. Consideration of Proposed Language for Changes to District Rules in Bureau of Surface Water

MOTIONED BY MS. BLOYD, SECONDED BY MR. COSTELLO, THAT THE GOVERNING BOARD AUTHORIZE STAFF TO PROCEED WITH THE NOTIFICATION OF THE GOVERNOR'S OFFICE OF

FISCAL ACCOUNTABILITY AND REGULATORY REFORM; SUBMITTAL OF THE PROPOSED AMENDMENTS TO THE JOINT ADMINISTRATIVE PROCEDURES COMMITTEE FOR REVIEW AND COMMENT; THE ADVERTISEMENT OF THE NOTICE OF PROPOSED RULE IN THE FLORIDA ADMINISTRATIVE REGISTER; AND THE SCHEDULING OF A PUBLIC HEARING FOR RULE ADOPTION. MOTION CARRIED.

8. Public Hearing on Consideration of Regulatory Matters

Chair Roberts called the public hearing to order at 1:09 p.m., ET.

Mr. Michael Edgar presented the Consent Agenda, which included one permit renewal, Item A-1, and one temporary permit, Item B-1. 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 MR. ALTER, 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.

9. A. Consent Business Agenda

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

MOTIONED BY MR. PATRONIS, SECONDED BY MR. SPRING, THAT THE GOVERNING BOARD APPROVE THE FINANCIAL REPORT AND SCHEDULE OF DISBURSEMENTS FOR THE MONTH OF FEBRUARY 2013. MOTION CARRIED.

9. B. Consideration of Resolution 773 to Amend the Fiscal Year 2012-2013 Budget- Amendment # 4

Ms. Cleta Wolverton stated that through a revenue contract with Leon County and the City of Tallahassee, the District's Division of Resource Management provides continuous water level monitoring, including the installation, operation and maintenance of monitoring stations at various designated locations. She explained that, under this contract, the City and County have the option to request supplementary monitoring services during the course of the contract year.

Ms. Wolverton reported that the City of Tallahassee has identified three additional monitoring needs on lakes Kinsale, Killearny and Kanturk in the Killearn subdivision. She stated that the City has requested a change order to the contract, which will increase the current year contract amount from \$69,438.32 to \$86,515.87. She further stated that the net effect of the change is the increase in revenue of \$17,078, increase in the expenditure budget by \$8,390, and increase in the general fund reserves by \$8,688.

Ms. Wolverton voiced staff recommendation that the Governing Board approve Resolution 773 amending the Fiscal Year 2012-2013 Budget.

MOTIONED BY MS. BLOYD, SECONDED BY MR. SPRING, THAT THE GOVERNING BOARD APPROVE RESOLUTION 773 AMENDING THE FISCAL YEAR 2012-2013 BUDGET. MOTION CARRIED.

9. C. Consideration of ITB 13B-005 for Site Preparation Project

Mr. Tyler Macmillan gave a brief overview of the proposed site preparation activities. He stated that staff proposes to conduct chemical herbicide site preparation activities on approximately 1,016 acres of property on the Choctawhatchee River and Econfina Creek Water Management Areas. He reported that on April 9, 2013, at 2:30 p.m. ET, the District opened four sealed bids for the 2013 site preparation project.

Mr. Macmillan voiced staff recommendation that the Governing Board approve the bids submitted in response to Invitation to Bid 13B-005, and authorize staff to issue a purchase order for the specified work to the low bidder, Coastal Air Service, Inc., in the amount of \$68,072.00.

MOTIONED BY MR. ALTER, SECONDED BY MR. COSTELLO, THAT THE GOVERNING BOARD APPROVE THE BIDS SUBMITTED IN RESPONSE TO INVITATION TO BID 13B-005, AND AUTHORIZE STAFF TO ISSUE A PURCHASE ORDER FOR THE SPECIFIED WORK TO THE LOW BIDDER, COASTAL AIR SERVICE, INC., IN THE AMOUNT OF \$68,072.00. MOTION CARRIED.

9. D. Consideration of Florida Fish and Wildlife Conservation Commission Annual Work Plan and Budget for the Sand Hill Lakes Mitigation Bank Cooperative Management Agreement

Mr. Macmillan stated that since 2005 the District has contracted with the Florida Fish and Wildlife Conservation Commission (FWC) to assist with the protection and management of the Sand Hill Lakes Mitigation Bank. He informed the Board that the agreement provides for an annual assessment of FWC's activities and development of a Work Plan and Budget for the upcoming fiscal year. He gave a detailed overview of the work plan and budget for the FWC fiscal year 2013-2014, which begins on July 1, 2013.

Mr. Macmillan voiced staff recommendation that the Governing Board approve the FWC Fiscal Year 2013-2014 Work Plan and Budget, subject to approval of the District's Fiscal Year 2013-2014 budget on September 26, 2013.

MOTIONED BY MR. CLARK, SECONDED BY MR. COSTELLO, THAT THE GOVERNING BOARD APPROVE THE FWC FISCAL YEAR 2013-2014 WORK PLAN AND BUDGET, SUBJECT TO APPROVAL OF THE DISTRICT'S FISCAL YEAR 2013-2014 BUDGET ON SEPTEMBER 26, 2013. MOTION CARRIED.

10. A. Informational Item- 2013 Water Supply Assessment Update

Mr. Paul Thorpe presented the update on the 2013 water supply assessment and informed the Board that the material was provided for informational purposes only.

11. Legal Counsel Report

Mr. Kevin Crowley stated that the legal business before the Board today will be presented by Mr. Breck Brannen.

12. Special Counsel Reports and Recommendations

Mr. Breck Brannen began by introducing himself to the Board as the District's Special Counsel regarding entry of a Final Order related to the Recommended Order in DOAH case number 12-3280. Mr. Brannen gave a detailed overview of the Recommended Order and explained the responsibilities of the Governing Board in determining the best course of action.

The floor was opened for public comment. Mr. Brannen noted the letter submitted by Mr. Timothy Crenshaw on behalf of Mrs. Helen Crenshaw, regarding the notification of this meeting. (A copy is attached.) With no public comment, Mr. Brannen voiced his recommendation that the Governing Board adopt the Recommended Order, dated March 11, 2013, approving the issuance of Surface Water Management System Permit No. 04-2012-0013G to Vista of Fort Walton Beach, LLC.

MOTIONED BY MR. CLARK, SECONDED BY MR. ALTER, THAT THE GOVERNING BOARD ADOPT THE RECOMMENDED ORDER, DATED MARCH 11, 2013, APPROVING THE ISSUANCE OF SURFACE WATER MANAGEMENT SYSTEM PERMIT NO. 04-2012-0013G TO VISTA OF FORT WALTON BEACH, LLC. MOTION CARRIED.

Meeting was adjourned at 2:01 p.m., ET.

Chair

May 9, 2013
Date

Executive Director

Agency Clerk