



South Florida Water Management District

GOVERNING BOARD MONTHLY MEETING AGENDA

June 10, 2021

9:00 AM

District Headquarters - B-1 Auditorium

3301 Gun Club Road

West Palm Beach, FL 33406

FINAL

1. Call to Order - Chauncey Goss, Chairman, Governing Board
2. Pledge of Allegiance
3. Oath of Office Administered to Ben Butler, Cheryl Meads and Charlette Roman
4. Employee Recognitions
 - June Employee of the Month: Patrick Burton, Assistant Superintendent
 - June Team of the Month: HR Generalists Team
 - 25-Year Service Award: Nirmala Jeyakumar, Section Administrator
 - 40-Year Service Award: Dennis Morrissey, Stat Diesel Engine Operator/Mechanic-Lead
 - Good Samaritan Award: Ethan Baldino, Scientist 3
 - Florida Fish and Wildlife Conservation Commission Landowner's Award Presented by Thomas Reinert, Ph.D., Regional Director-South Region
5. Agenda Revisions
6. Agenda Item Abstentions by Board Members
7. Big Cypress Basin Board Report - Charlette Roman, Chair
8. Consider Approval of the Minutes for the May 13th Meeting

9. General Public Comment

10. Board Comment

Consent Agenda

11. Move Consent Agenda Items to Discussion Agenda

12. Public Comment on Consent Agenda Items

13. Revocable Right of Entry/License for Lee County and Florida Gulf Coast University on Tract KC100-024 (Boma Property), Glades County (Staff contact, Stephen M. Collins)

Agenda Item Background:

This item is a request to approve a Revocable Right of Entry/License (ROE) to allow Lee County and Florida Gulf Coast University to access the District's property located in Glades County to conduct research at a mesocosm research facility located on approximately one acre of the property. Lee County was awarded an innovative technology grant from the Florida Department of Environmental Protection (DEP) to fully fund the project. The ROE will expire upon completion of the study but no later than December 2022. The ROE can be terminated for any reason with 30 days written notice.

Recommended Action:

Resolution No. 2021 - 0601 Approve a Revocable Right of Entry/License to Lee County and Florida Gulf Coast University to access the mesocosm research facility located on one acre, more or less, of Tract KC100-024 (Boma Property) in Glades County.

14. Release of Reservations (Staff contact, Stephen M. Collins)

Agenda Item Background:

The District has certain reserved rights to construct canal right of ways and reserved mineral rights. Applications requesting release of these reservations are received as they constitute a defect on title which must be resolved prior to a property sale, especially when financing is involved. Applications are reviewed to determine if there is a present or future need. If it has been determined there is no present or future need, the reservations are released. Mineral rights are retained, and a non-use commitment is issued. For canal reservations held by the Board of Trustees of the Internal Improvement Trust Fund (TIITF), the DEP requires a recommendation from the District that there is no District need for TIITF-held canal reservations prior to a release being issued by DEP. Palm Beach County acquired almost 40 acres of conservation lands and has requested that the canal encumbrance be removed by the Board of Trustees and the District to preserve the natural state of the property. It has been determined that there is no present or future need for the canal reservations within the 39.6 +/- acre parcel acquired by Palm Beach County for conservation purposes.

Recommended Action:

Resolution No. 2021 - 0602 Release District canal reservations, issue a non-use commitment and inform Florida Department of Environmental Protection of no District need for canal reservations held by the Board of Trustees of the Internal Improvement Trust Fund.

15. Contract Amendment with the Florida Department of Corrections (Staff contact, Stephen M. Collins)

Agenda Item Background:

This agenda item authorizes amending Contract Number 4600003832 with the Florida Department of Corrections to exercise a three-year renewal option, effective July 14, 2021, to provide inmate labor for the purpose of performing land management services on approximately 55,000 acres of District managed lands in Martin County. The contract provides for the staffing of one Correctional Work Squad Officer and up to ten inmates at an annual cost of \$57,497. Services provided under this contract include fence construction and repair, vegetation clearing, mowing and trimming of grass and vegetation on public use areas, maintenance of public campgrounds, and repair and maintenance of informational kiosks and day use facilities. The contracting of land management services through the Florida Department of Corrections has proven to be a cost-effective method of maintaining District lands and public use facilities and has minimized the need for additional maintenance staff and more costly land management service contracts with private vendors.

Recommended Action:

Resolution No. 2021 - 0603 Authorize an amendment to the contract with the Florida Department of Corrections for the purpose of exercising a three-year renewal option effective July 14, 2021; therefore, extending the contract by three years to provide inmate labor and perform land management services on District lands in an amount not to exceed \$172,491 for a total revised contract amount of \$344,982 for which \$12,337 in Ad Valorem funds is budgeted in Fiscal Year 2020-2021 and the remainder is subject to Governing Board approval of future years budgets. (Contract Number 4600003832-A01)

16. Release of Recorded Conservation Easements (Staff contact, Jill Creech)

A. Creeks Edge, Collier County

Agenda Item Background:

Gordon R. Watson II and Pamela Sue Watson request a full release of a 0.32-acre conservation easement, for a project known as Creeks Edge in Collier County. The area to be released was recorded as part of the mitigation plan under Permit No. 11-02164-P. The release is being requested because no construction or wetland impacts have occurred on the site and the Environmental Resource Permit has expired.

Recommended Action:

Full release of a recorded conservation easement for a project known as Creeks Edge (Permit No. 11-02164-P, Application No. 020227-11).

B. Davie Estates, Broward County

Agenda Item Background:

Davie Estates 2004 LLC requests a full release of a 7.40-acre conservation easement for a project known as Davie Estates in Broward County. The area to be released was placed under conservation easement as part of the mitigation plan under Permit No. 06-05924-P. The release is being requested because no

construction or wetland impacts have occurred on the site and the Environmental Resource Permit has been canceled.

Recommended Action:

Full release of a recorded conservation easement for a project known as Davie Estates (Application No. 060516-8, Permit No. 06-05924-P).

17. Governing Board Representative, Biscayne Bay Commission (Staff contact, Sean Cooley)

Agenda Item Background:

Biscayne Bay is the only large, subtropical, protected bay within the continental U.S. and is the largest estuary in Florida. On June 3, 2021, Governor DeSantis signed into law CS/HB 1177 establishing the Biscayne Bay Commission (Commission) to support continued restoration and protection of this important ecosystem. The Commission is an advisory council within the DEP that will serve as the official coordinating clearinghouse for all public policy and projects related to Biscayne Bay. The Commission will also develop coordinated plans, priorities, programs, and projects to improve the Biscayne Bay area and act as the principal advocate to support bay restoration efforts.

The Commission is comprised of nine voting members from the following agencies who shall meet at least quarterly: one member will be appointed by the Governor, three members from the Miami-Dade Board of County Commissioners; one member from the Florida League of Cities; one Governing Board member from the District who resides in Miami-Dade County and is appointed by the Board; one representative of the DEP; one representative of the Fish and Wildlife Conservation Commission (FWC); and one member of the Florida Inland Navigation District (FIND). The members serve a four-year term, however, to provide for staggered terms, the District, DEP, FWC, and FIND shall initially serve for two years.

The Commission is to complete a semiannual report describing the accomplishments of the commission and each member agency, as well as the status of each pending task. The first report is due by January 15, 2022.

Recommended Action:

Resolution No. 2021 - 0604 Appoint Charlie Martinez to serve on the Biscayne Bay Commission for an initial two-year term.

18. Settlement Agreement for Jill Law and Jay Ring v. SFWMD Case (Staff contact, Carolyn Ansay)

Agenda Item Background:

This is a dispute over ownership of six properties encompassing approximately 3,520 acres in Water Conservation Area 3A (WCA-3A) ("Properties"). Plaintiffs brought a quiet title suit and the District counter-claimed to quiet title to the Properties in the above-styled case. The parties attended court-ordered mediation on May 24, 2021 and reached a settlement, contingent on Governing Board approval. That settlement includes, in pertinent part, District payment to Law and Ring the total sum of \$188,150.00 in full settlement of the Parties' claims against one another raised in the litigation relating to the Properties, plus District payment of \$2,500 in mediator's fees, and Law and Ring's execution of a quit claim deed transferring all right, title, and interest they hold or may hold in the Properties to the District.

Recommended Action:

Resolution No. 2021 - 0605 Ratify a proposed settlement agreement for the purpose of resolving a quiet title case styled Jill Law and Jay Ring v. South Florida Water Management District, et al., filed in the 17th Judicial Circuit in and for Broward County, Florida, Case No. CACE18000649.

19. Lakeside Ranch STA S-191A Pump Station Change Order No. 8, Okeechobee County (Staff contact, Alan Shirkey)

Agenda Item Background:

A component of the Northern Everglades Lake Okeechobee Watershed Phase II Technical Plan, the Lakeside Ranch Stormwater Treatment Area (STA) S-191A Pump Station is the last component of the Lakeside Ranch STA Project to be constructed. The S-191A Pump Station is located between the C-59 and L-47 canals, near the S-191 Structure in Okeechobee County. This facility will work in conjunction with the existing Lakeside Ranch STA North and STA South facilities to reduce the total phosphorus load entering Lake Okeechobee. This pump station serves the dual purpose of providing flood control in the S-135 sub-basin and flow recirculation to the Lakeside Ranch STA for water quality treatment.

The Lakeside Ranch STA S-191A Pump Station Project was awarded under Contract Number 4600003852 to Kiewit Infrastructure South Co. for an original contract amount of \$31,498,016. Notice to Proceed for this project was issued on October 1, 2018. Substantial Completion was issued on April 8, 2021 and Final Completion is scheduled for June 16, 2021. Seven change orders have previously been issued to Kiewit Infrastructure South Co. for a total sum of \$780,813.06. Change Order No. 8 will cost \$455,456.77 and will bring the total sum of all change orders to \$1,236,269.83. Change Order No. 8 consists of changes to the fuel control systems which is essential to ensure the proper operation of the pump station. Change Order No. 8 costs include fuel control hardware and associated time impact delays due to redesigning and installing the fuel system, which was originally designed, then shelved, in 2012 until the project received construction funding. The revised contract amount, including the price of Change Order No. 8, will be \$32,734,285.83 subject to Governing Board approval.

Recommended Action:

Resolution No. 2021 - 0606 Authorize Change Order No. 8 to Contract Number 4600003852 with Kiewit Infrastructure South Co. for construction of the Lakeside Ranch STA S-191A Pump Station Project, for an additional amount of \$455,456.77 for which dedicated funds (Land Acquisition Trust Fund) and Ad Valorem funds are budgeted in Fiscal Year 2020-2021.

20. Board Vote on Consent Agenda

Technical Reports

21. Water Conditions Report - John P. Mitnik
22. Ecological Conditions Report - Lawrence Glenn

Discussion Agenda

23. Fiscal Year 2019-2020 Comprehensive Annual Financial Report and Audit Management Letter (Brett Friedman, Partner, RSM US LLP; Staff contact, Tim Beirnes)

Agenda Item Background:

The District's external audit firm completed its audit of the District's financial statements for the fiscal year ending September 30, 2020. This annual independent financial audit was performed to fulfill the requirements of Part III, Chapter 218, Florida Statutes. The audit examines the financial records and statements of the District in order to form opinions of the District's financial statements. These audits are performed in accordance with generally accepted auditing standards as set forth by the American Institute of Certified Public Accountants, the rules of the Auditor General of the State of Florida, and the standards for financial audits set forth by the U.S. Office of Management and Budget revised Circular A-133, Audits of State, Local Governments and Non-Profit Organizations.

The Fiscal Year 2019- 2020 Comprehensive Annual Financial Report and Audit Management Letter may be found on the District's website at www.sfwmd.gov/who-we-are/open-government/budget-finance.

Pursuant to Section 373.536(6)(a)2, Florida Statutes, a copy of the financial audit is to be furnished within 10 days after its acceptance by the Governing Board, to the Governor, President of the Senate, Speaker of the House of Representatives and chairs of all legislative committees and subcommittees having fiscal jurisdiction over the districts, as well as to the Secretary of the DEP, Governing Boards of each county in which the District has jurisdiction and the Auditor General.

Recommended Action:

Accept the Fiscal Year 2019-2020 Comprehensive Annual Financial Report and Audit Management Letter.

24. Flood Awareness Month (Staff contacts, Carolina Maran and Tom DeBold)

Agenda Item Background:

June is Flood Awareness Month. The District operates and maintains the regional water management system known as the Central and Southern Florida Project, which was authorized by Congress more than 60 years ago to protect residents and businesses from floods and droughts. This primary system of canals and natural waterways connects to community drainage districts and hundreds of smaller neighborhood systems to effectively manage floodwaters during heavy rain.

As a result of this interconnected drainage system, flood control in South Florida is a shared responsibility between the District, county and city governments, local drainage districts, homeowner associations and residents. This presentation will highlight the efforts of the District's hard-working staff to operate and maintain the district's flood protection system throughout its 16 counties. No Governing Board action is required.

Staff Reports

25. Monthly Financial Report - Candida Heater
26. General Counsel's Report - Carolyn Ansay
27. Executive Director's Report - Drew Bartlett

28. General Public Comment
29. Board Comment
30. Adjourn

M E M O R A N D U M

TO: Governing Board Members

FROM: Stephen M. Collins, Division Director, Real Estate

DATE: June 10, 2021

SUBJECT: Revocable Right of Entry/License for Lee County and Florida Gulf Coast University on Tract KC100-024 (Boma Property), Glades County

Agenda Item Background:

In support of the C-43 Water Quality Treatment and Testing Project, approximately 1,773 acres of land was acquired in 2007 with funds from Lee County, the State of Florida and South Florida Water Management District (District) for Tract KC100-024 (Boma Property) (Exhibit "A") in Glades County. Under the first phase of that project, a mesocosm research facility (Exhibit "B") was constructed on approximately one acre in the north portion of the property in 2016, and District research for that work was completed in 2019. Currently, the property has mixed uses, with a portion leased for citrus while other site activities continue on an interim basis, including water storage using above ground impoundments and supplemental agency research at the mesocosms, until construction for the Boma Flow Equalization Basin commences in 2023.

In early 2021, Lee County was awarded an innovative technologies grant from the Florida Department of Environmental Protection to fully fund the *Water Quality and Treatment Research at the C-43 Mesocosm Site Using Combined Wetlands and Engineered Treatment Technologies Project*, in support of the Caloosahatchee River and Estuary Basin Management Action Plan under the Northern Everglades and Estuaries Protection Program (NEEPP). Lee County and Florida Gulf Coast University (FGCU) are working in collaboration with the District to conduct this research project using the existing Boma mesocosm facility. The study will entail performing water quality experiments using six of the twelve existing mesocosm tanks. The purpose of the study is to test potential engineered treatment methods in the mesocosms that could improve plant uptake of nitrogen. The planned work will begin in the summer of 2021, with one year of field sampling and analysis, followed by the study breakdown and project reporting.

This Revocable Right of Entry/License (ROE) will allow Lee County and FGCU to access the Boma property to conduct their research. The ROE will expire upon completion of the study but no later than December 2022. The ROE specifies a direct route over District property and can be terminated for any reason with 30 days written notice. Finally, the ROE cannot be assigned or transferred without written consent from the District.

Core Mission and Strategic Priorities:

The District's core mission includes safeguarding and restoring South Florida's water resources and ecosystems. Regional Projects are an integral part of the agency's overall water resource protection strategy. NEEPP is a regional program affecting water resources within the District's boundaries.

Funding Source:

There are no District costs associated with this item.

Staff Contact and/or Presenter:

Stephen M. Collins, smcollins@sfwmd.gov, 561-682-2959

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2021 - 0601

A Resolution of the Governing Board of the South Florida Water Management District to approve a Revocable Right of Entry/License to Lee County and Florida Gulf Coast University to access the mesocosm research facility located on one acre, more or less, of Tract KC100-024 (Boma Property) in Glades County; providing an effective date.

WHEREAS, the Governing Board of the South Florida Water Management District (District) deems it necessary, appropriate, and in the public interest to approve a Revocable Right of Entry/License to Lee County and Florida Gulf Coast University to access the mesocosm research facility at the District-owned Boma Property in Glades County, in support of the *Water Quality and Treatment Research at the C-43 Mesocosm Site Using Combined Wetlands and Engineered Treatment Technologies Project* through December 31, 2022.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BOARD OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT:

Section 1. The Governing Board of the South Florida Water Management District hereby approves a Revocable Right of Entry/License through December 31, 2022, to Lee County and Florida Gulf Coast University to access the mesocosm research facility located on one acre, more or less, of Tract KC100-024 (Boma Property) in Glades County.

Section 2. This Resolution shall take effect immediately upon adoption.

PASSED and ADOPTED this 10th day of June, 2021.

SOUTH FLORIDA WATER MANAGEMENT
DISTRICT, BY ITS GOVERNING BOARD

By:

Chauncey P. Goss, II
Chairman

Attest:

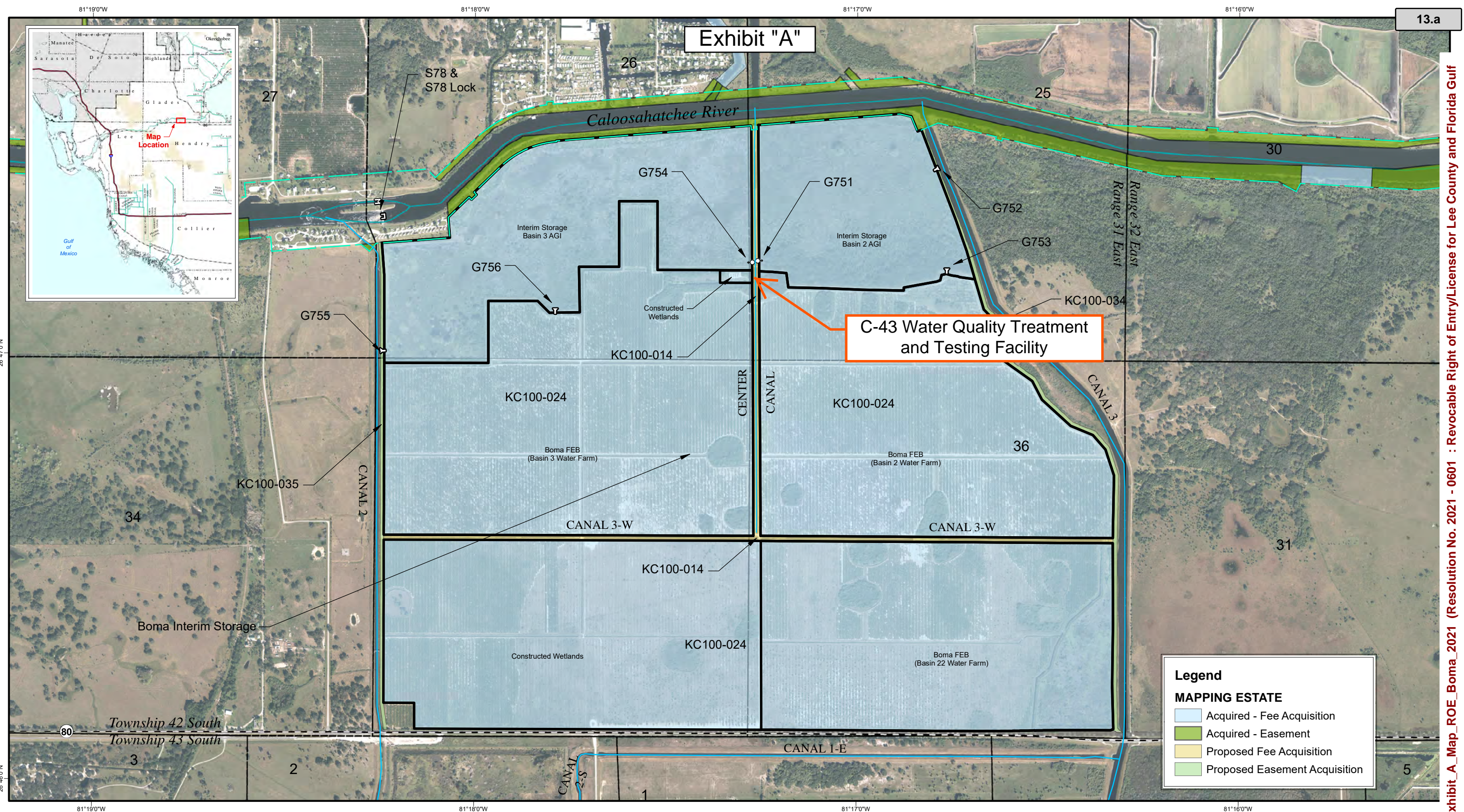
District Clerk/Secretary


Legal form approved:

By:

Office of Counsel

Print name:






BASE CREDITS:

- Base map from South Florida Water Mgmt. District, February 2017
- State Plane Projection, Florida East Zone, NAD 83-HARN, US feet
- Glades 2018 6IN Aerial

South Florida Water Management District
3301 Gun Club Rd, West Palm Beach, FL 33406
(561) 686-8800; www.sfwmd.gov

Canal 43 (BOMA)

Caloosahatchee River




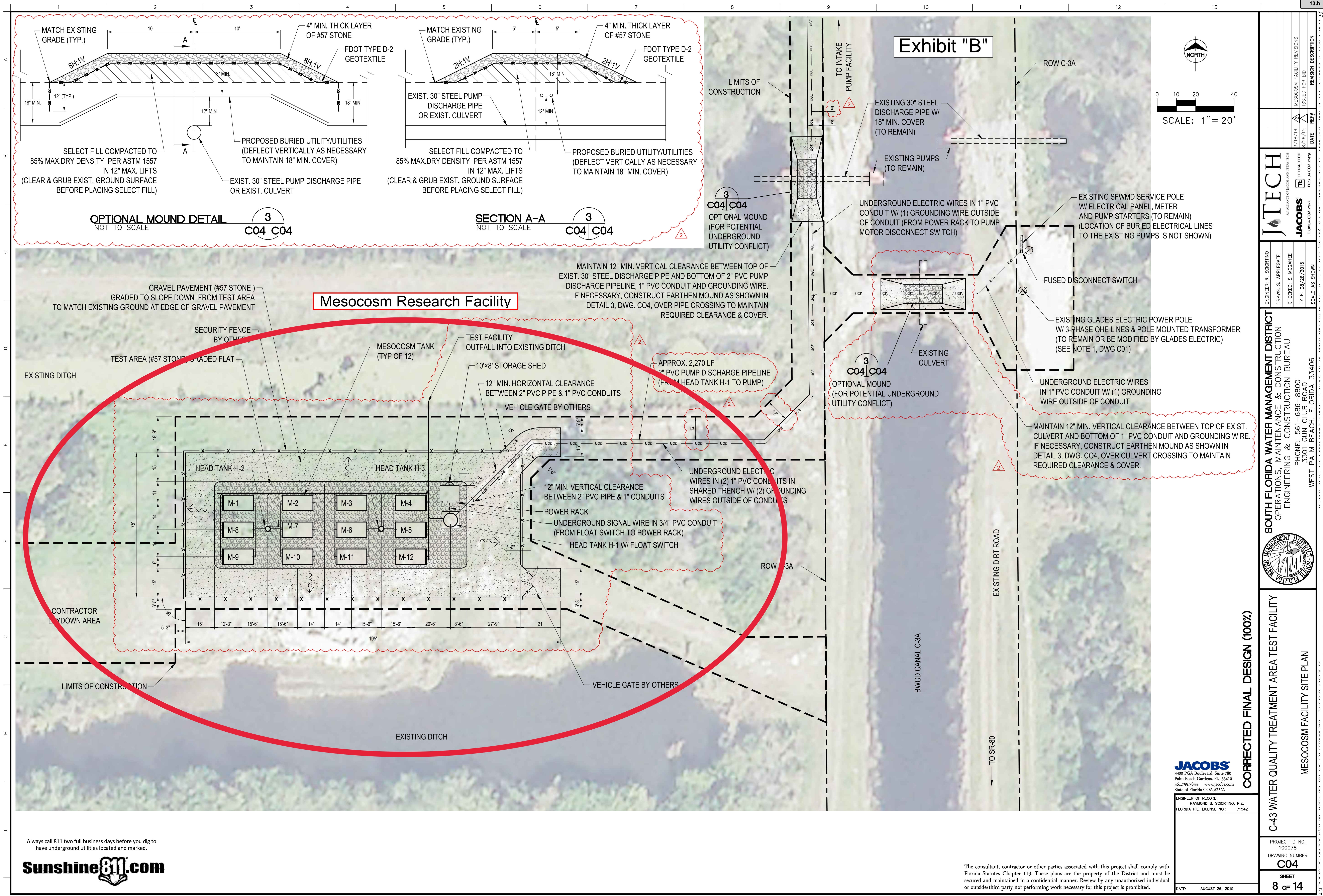
0 1,000 2,000 Feet

0 250 500 Meters

IMPORTANT DISCLAIMER:
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Map Date: March 2021





Always call 811 two full business days before you dig to have underground utilities located and marked.



JACOBS
3300 PGA Boulevard, Suite 780
Palm Beach Gardens, FL 33410
561.799.3855 www.jacobs.com
State of Florida COA #2822

ENGINEER OF RECORD:
RAYMOND S. SCORTINO, P.E.
FLORIDA P.E. LICENSE NO.: 71542

PROJECT ID NO.
100078

DRAWING NUMBER
C04

SHEET
8 OF 14

DATE: AUGUST 26, 2015

CORRECTED FINAL DESIGN (100%)

C-43 WATER QUALITY TREATMENT AREA TEST FACILITY

MESOCOSM FACILITY SITE PLAN

SOUTH FLORIDA WATER MANAGEMENT DISTRICT
OPERATIONS, MAINTENANCE & CONSTRUCTION BUREAU
ENGINEERING & CONSTRUCTION BUREAU

PHONE: 561-686-8800
3301 GUN CLUB ROAD
WEST PALM BEACH, FLORIDA 33406



JTECH
AN AFFILIATE OF JACOBS AND TETRA TECH

JACOBS
FLORIDA COA #2822

ENGINEER: R. SCORTINO
DRAWN: S. APPLEGATE
CHECKED: S. MCCABEE
DATE: 08/26/2015
SCALE: AS SHOWN

REVISION	DESCRIPTION	DATE	REF
1	ISSUED FOR BID	7/18/16	
2	MESOCOSM FACILITY REVISIONS	8/26/15	

MEMORANDUM

TO: Governing Board Members

FROM: Stephen M. Collins, Division Director, Real Estate

DATE: June 10, 2021

SUBJECT: Release of Reservations

Agenda Item Background:

The District has certain reserved rights to construct canal right of ways and reserved mineral rights. Applications requesting release of these reservations are received as they constitute a defect on title which must be resolved prior to a property sale, especially when financing is involved. Applications are reviewed to determine if there is a present or future need. If it has been determined there is no present or future need, the reservations are released. Mineral rights are retained, and a non-use commitment is issued. For canal reservations held by the Board of Trustees of the Internal Improvement Trust Fund (TIITF), the Florida Department of Environmental Protection (DEP) requires a recommendation from the District that there is no District need for TIITF-held canal reservations prior to a release being issued by DEP. Palm Beach County acquired almost 40 acres of conservation lands and has requested that the canal encumbrance be removed by the Board of Trustees and the District to preserve the natural state of the property. It has been determined that there is no present or future need for the canal reservations within the 39.6 +/- acre parcel acquired by Palm Beach County for conservation purposes.

See Memorandum Exhibit "A" and maps attached hereto and made a part hereof, which contain the details and location of the release and non-use commitment to be issued.

Core Mission and Strategic Priorities:

Pursuant to Section 373.096 of the Florida Statutes, the Governing Board of the District may release any reservation for which it has no present or apparent use under terms and conditions determined by the Board.

Staff Contact and/or Presenter:

Stephen M. Collins, smcollins@sfwmd.gov, 561-682-2959

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2021 - 0602

A Resolution of the Governing Board of the South Florida Water Management District to release District canal reservations, issue a non-use commitment and inform Florida Department of Environmental Protection of no District need for canal reservations held by the Board of Trustees of the Internal Improvement Trust Fund; providing an effective date.

WHEREAS, Palm Beach County, a political subdivision of the State of Florida, has requested that the South Florida Water Management District release certain District canal reservations, issue a non-use commitment as to mineral reservations and inform the Florida Department of Environmental Protection (DEP) of no need for canal reservations held by the Board of Trustees of the Internal Improvement Trust Fund (TIITF); and

WHEREAS, the District is empowered to grant such release, non-use commitment and recommendation pursuant to Section 373.096, Florida Statutes.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BOARD OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT:

Section 1. The Governing Board of the South Florida Water Management District hereby approves the release of District canal reservations, issuance of a non-use commitment and recommendation informing DEP that there is no District need for TIITF-held canal reservations, as described in Resolution Exhibit "A" attached hereto and made a part hereof.

Section 2. This Resolution shall take effect immediately upon adoption.

PASSED and **ADOPTED** this 10th day of June, 2021.

SOUTH FLORIDA WATER MANAGEMENT
DISTRICT, BY ITS GOVERNING BOARD
By:

Chauncey P. Goss, II
Chairman

Attest:

Legal form approved:
By:

District Clerk/Secretary

Office of Counsel

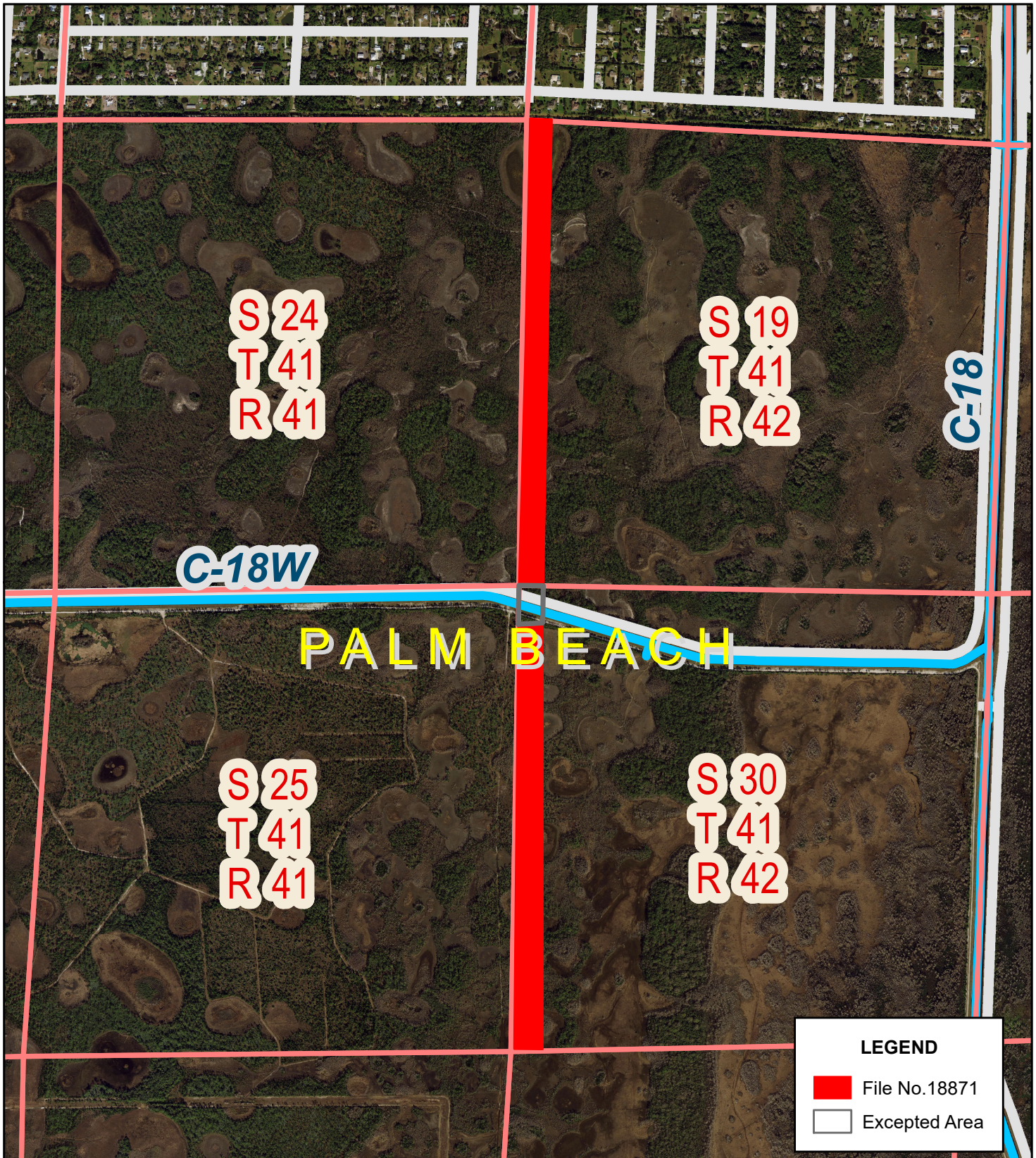
Print name:

MEMORANDUM – EXHIBIT “A”**Palm Beach County**

File No: 18871
 Applicant: Palm Beach County, a political subdivision of the State of Florida
 Reserving Deeds: E-5867 (DB 790-381, 12/05/1946), 17367 (DB 325-535, 11/12/1925),
 19074 (DB 763-352, 04/22/1946), 17357 (DB 155-143, 11/04/1925),
 and 17358 (DB 155-142, 11/04/1925)
 Application Fee Paid: N/A; Governmental exemption
 Release Value: N/A; Governmental exemption
 Action: Release District canal reservations, issue non-use commitment and
 inform DEP of no District need for TIITF canal reservations
 Acres: 39.6 acres, more or less
 Legal Description: A portion of the West one-half (W ½) of Sections 19 and 30, Township
 41 South, Range 42 East
 Location: Vacant land North of PGA Boulevard and East of State Road 710
 (Beeline Highway), Palm Beach Gardens, Palm Beach County
 Reviewed By: Water Supply Development Section, Right of Way Section,
 Environmental Resource Permitting Bureau, Survey Section and Office
 of Everglades Policy and Coordination
EXCEPTION: LESS and except any portion thereof lying within the C-18 right of way
 located in the Northwest one-quarter (NW ¼) of the Northwest one-
 quarter (NW ¼) of Section 30, Township 41 South, Range 42 East;
 requested by South Florida Water Management District

RESOLUTION – EXHIBIT “A”**Palm Beach County**

File No: 18871
 Applicant: Palm Beach County, a political subdivision of the State of Florida
 Reserving Deeds: E-5867 (DB 790-381, 12/05/1946), 17367 (DB 325-535, 11/12/1925),
 19074 (DB 763-352, 04/22/1946), 17357 (DB 155-143, 11/04/1925),
 and 17358 (DB 155-142, 11/04/1925)
 Action: Release District canal reservations, issue non-use commitment and
 inform DEP of no District need for TIITF canal reservations
 Release Value: N/A; Governmental exemption
 Acres: 39.6 acres, more or less
 Legal Description: A portion of the West one-half (W ½) of Sections 19 and 30, Township
 41 South, Range 42 East
 Location: Vacant land North of PGA Boulevard and East of State Road 710
 (Beeline Highway), Palm Beach Gardens, Palm Beach County
EXCEPTION: LESS and except any portion thereof lying within the C-18 right of way
 located in the Northwest one-quarter (NW ¼) of the Northwest one-
 quarter (NW ¼) of Section 30, Township 41 South, Range 42 East;
 requested by South Florida Water Management District



LEGEND

- File No.18871
- Excepted Area

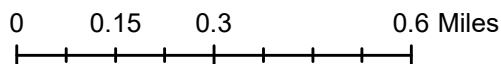
Attachment: Maps_Release_of_Reservations_updated (Resolution No. 2021 - 0602 : Release of Reservations)



sfwmd.gov



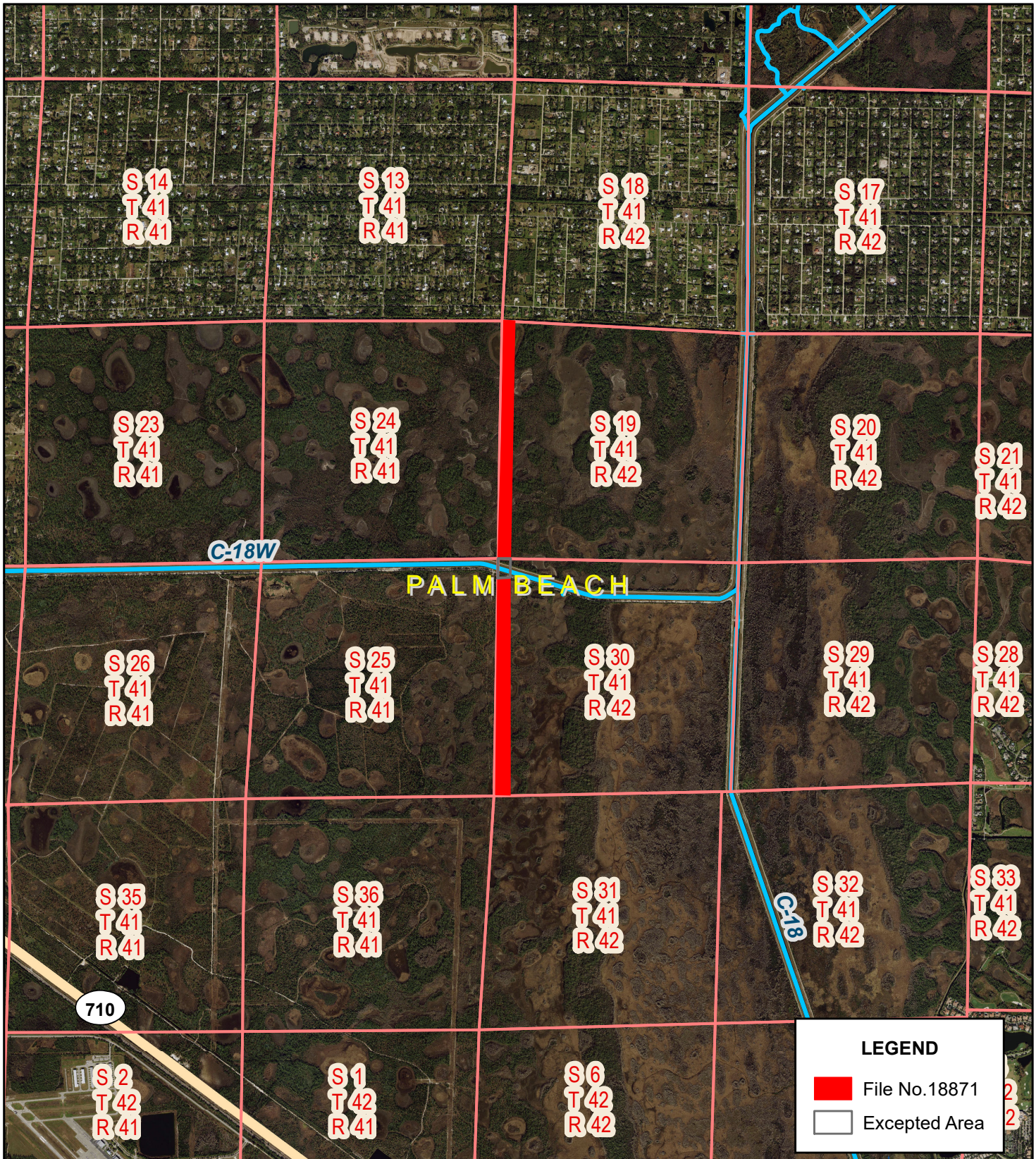
District File No. 18871



South Florida Water Management District
3301 Gun Club Rd., West Palm Beach, Florida 33406
(561) 686-8800; www.sfwmd.gov

IMPORTANT DISCLAIMER:
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Map Date: January 2020



Attachment: Maps_Release_of_Reservations_updated (Resolution No. 2021 - 0602 : Release of Reservations)



sfwmd.gov



District File No. 18871

0 0.3 0.6 1.2 Miles

South Florida Water Management District
3301 Gun Club Rd., West Palm Beach, Florida 33406
(561) 686-8800; www.sfwmd.gov

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Map Date: January 2020

User Name: mobrown

Map Produced on Date: 5/11/2021 9:25:28 AM

MEMORANDUM

TO: Governing Board Members

FROM: Stephen M. Collins, Division Director, Real Estate

DATE: June 10, 2021

SUBJECT: Contract Amendment with the Florida Department of Corrections

Agenda Item Background:

This agenda item authorizes amending Contract Number 4600003832 with the Florida Department of Corrections to exercise a three-year renewal option, effective July 14, 2021, to provide inmate labor for the purpose of performing land management services on approximately 55,000 acres of District managed lands in Martin County, in an amount not to exceed \$172,491 for a total revised contract amount of \$344,982 of which \$12,337 in Ad Valorem funds is budgeted in Fiscal Year 2020-2021 and the remainder is subject to Governing Board approval of future year budgets. The contract provides for the staffing of one Correctional Work Squad Officer and up to ten inmates at an annual cost of \$57,497. Services provided under this contract include fence construction and repair, vegetation clearing, mowing and trimming of grass and vegetation on public use areas, maintenance of public campgrounds, and repair and maintenance of informational kiosks and day use facilities. The contracting of land management services through the Florida Department of Corrections has proven to be a cost-effective method of maintaining District lands and public use facilities and has minimized the need for additional maintenance staff and more costly land management service contracts with private vendors.

Background, Core Mission and Strategic Priorities:

This Governing Board item supports the District's core mission and strategic goals by providing land management and public recreational services consistent with land management directives contained in Section 373.1391 of the Florida Statutes. The Land Resources Bureau is responsible for implementing this contract and managing District lands for environmental resource and public recreation values.

Funding Source:

Ad Valorem funds have been budgeted for this contract in Fiscal Year 2020-2021. Future funding sources will be subject to Governing Board approval of future years budgets.

Staff Contact and/or Presenter:

Stephen M. Collins, smcollins@sfwmd.gov, 561-682-2959

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2021 - 0603

A Resolution of the Governing Board of the South Florida Water Management District to authorize an amendment to the contract with the Florida Department of Corrections for the purpose of exercising a three-year renewal option effective July 14, 2021; therefore, extending the contract by three years to provide inmate labor and perform land management services on District lands in an amount not to exceed \$172,491 for a total revised contract amount of \$344,982 for which \$12,337 in Ad Valorem funds is budgeted in Fiscal Year 2020-2021 and the remainder is subject to Governing Board approval of future years budgets; providing an effective date. (Contract No. 4600003832-A01)

WHEREAS, the Governing Board of the South Florida Water Management District has determined that it is necessary, appropriate, and in the public interest to amend Contract No. 4600003832 with the Florida Department of Corrections for the purpose of exercising a three-year renewal option effective July 14, 2021; therefore, extending the contract by three years to provide inmate labor and provide land management services on District lands, in an amount not to exceed \$172,491 for a total revised contract amount of \$344,982 of which \$12,337 in Ad Valorem funds is budgeted in Fiscal Year 2020-2021 and the remainder is subject to Governing Board approval of future year budgets;

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BOARD OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT:

Section 1. The Governing Board of the South Florida Water Management District hereby authorizes an amendment to the contract with the Florida Department of Corrections to exercise a three-year renewal option; therefore, extending the contract for the use of inmate labor to perform land management services on District lands. (Contract No. 4600003832-A01)

Section 2. This Resolution shall take effect immediately upon adoption.

PASSED and ADOPTED this 10th day of June, 2021.

SOUTH FLORIDA WATER MANAGEMENT
DISTRICT, BY ITS GOVERNING BOARD
By:

Chauncey P. Goss, II
Chairman

Attest:

District Clerk/Secretary

Legal form approved:
By:

Office of Counsel

Print name:

M E M O R A N D U M

TO: Governing Board Members
FROM: Jill Creech, Division Director, Regulation
DATE: June 10, 2021
SUBJECT: A. Creeks Edge, Collier County

Agenda Item Background:

Gordon R. Watson II and Pamela Sue Watson request a full release of a 0.32-acre conservation easement for a project known as Creeks Edge in Collier County. The area to be released was recorded as part of the mitigation plan under Permit No. 11-02164-P. The release is being requested because no construction or wetland impacts have occurred on the site and the Environmental Resource Permit has expired.

Recommended Action:

Full release of a recorded conservation easement for a project known as Creeks Edge (Permit No. 11-02164-P, Application No. 020227-11).

Staff Contact/Presenter:

Jill Creech, jcreech@sfwmd.gov, 561-682-6814

CONSENT AGENDA TABLE OF CONTENTS
REGULATORY ITEMS FOR GOVERNING BOARD ACTION
June 10, 2021

	PAGE NO.
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Attachment: ca_reg_rm_100sd(l) (5535 : A. Creeks Edge)

REGULATION AGENDA ITEMS

PERMIT DENIAL: Those listed on the consent agenda are routine in nature and non-controversial. Such denials are typically due to failure of applicant to complete the application. Unique or controversial projects or those requiring a policy decision are normally listed as discussion items. Permit types include:

Environmental Resource (ERP): Permits that consider such factors as the storage of storm water to prevent flooding of a project (upstream or downstream projects); the treatment of stormwater prior to discharge from the site to remove pollutants; and the protection of wetlands on the project site.

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EAA Works of the District: Permits to reduce the total phosphorus load from the EAA by 25 percent in water discharged to Works of the District.

Wetland Resource: Permits for dredge and fill activities within Waters of the State and their associated wetlands.

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FINAL ORDER: The Administrative Procedures Act requires the District to timely render a final order for an administrative hearing after the hearing officer submits a recommended order. The final order must be in writing and include findings of fact and conclusions of law.

CONSENT ORDER: A voluntary contractual agreement between the District and a party in dispute which legally binds the parties to the terms and conditions contained in the agreement. Normally used as a vehicle to outline the terms and conditions regarding settlement of an enforcement action.

CONSERVATION EASEMENT: A perpetual interest to the District in real property that retains land or water areas in their existing, natural, vegetative, hydrologic, scenic, open or wooded condition and retains such areas as suitable habitat for fish, plants, or wildlife in accordance with Section 704.06, F.S.

TECHNICAL DENIAL: This action normally takes place when a proposed project design does not meet water management criteria or the applicant does not supply information necessary to complete the technical review of an application.

EMERGENCY ORDER and AUTHORIZATION: An immediate final order issued without notice by the Executive Director, with the concurrence and advice of the Governing Board, pursuant to (Section 373.119(2), Florida Statutes, when a situation arises that requires timely action to protect the public health, safety or welfare and other resources enumerated by rule and statute.

MEMORANDUM OF AGREEMENT/UNDERSTANDING: A contractual arrangement between the District and a named party or parties. This instrument typically is used to define or explain parameters of a long-term relationship and may establish certain procedures or joint operating decisions.

PETITION: An objection in writing to the District, requesting either a formal or an informal administrative hearing, regarding an agency action or a proposed agency action. Usually a petition filed pursuant to Chapter 120, Florida Statutes, challenges agency action, a permit, or a rule. Virtually all agency action is subject to petition by substantially affected persons.

SEMINOLE TRIBE WORK PLAN: The District and the Seminole Indians signed a Water Use Compact in 1987. Under the compact, annual work plans are submitted to the District for review and approval. This plan keeps the District informed about the tribe plans for use of their land and the natural resources. Although this is not a permit, the staff has water resource related input to this plan.

SITE CERTIFICATIONS: Certain types of projects (power plants, transmission lines, etc.) are permitted by the Governor and Cabinet under special one-stop permitting processes that supercede normal District permits. The Water Management Districts, DEP, DCA, FGFWFC, and other public agencies are mandatory participants. DEP usually coordinates these processes for the Governor and Cabinet.

VARIANCES FROM, OR WAIVERS OF, PERMIT CRITERIA: The Florida Administrative Procedures Act provides that persons subject to an agency rule may petition the agency for a variance from, or waiver of, a permitting rule. The Governing Board may grant a petition for variance or waiver when the petitioner demonstrates that 1) the purpose of the underlying statute will be or has been achieved by other means and, 2) when application of the rule would create a substantial hardship or would violate principles of fairness.

CONSERVATION EASEMENT AMENDMENTS AND RELEASES

a

1. PERMITTEE: DAVIE ESTATES 2004 LLC PERMIT NO. 06-05924-P
PROJECT: DAVIE ESTATES APPLICATION NO. 060516-8

SEC 35 TWP 50S RGE 41E

BROWARD COUNTY

DAVIE ESTATES 2004 LLC REQUESTS A FULL RELEASE OF A 7.40-ACRE CONSERVATION EASEMENT FOR A PROJECT KNOWN AS DAVIE ESTATES IN BROWARD COUNTY. THE AREA TO BE RELEASED WAS PLACED UNDER CONSERVATION EASEMENT AS PART OF THE MITIGATION PLAN UNDER PERMIT NO. 06-05924-P. THE RELEASE IS BEING REQUESTED BECAUSE NO CONSTRUCTION OR WETLAND IMPACTS HAVE OCCURRED ON THE SITE AND THE ENVIRONMENTAL RESOURCE PERMIT HAS BEEN CANCELED IN ITS ENTIRETY AS REQUESTED BY THE PERMITTEE.

2. PERMITTEE: GORDON R. WATSON II AND PAMELA SUE PERMIT NO. 11-02164-P
WATSON APPLICATION NO. 020227-11
PROJECT: CREEKS EDGE

SEC 2 TWP 50S RGE 25E

COLLIER COUNTY

GORDON R. WATSON II AND PAMELA SUE WATSON REQUEST A FULL RELEASE OF A 0.32-ACRE CONSERVATION EASEMENT, FOR A PROJECT KNOWN AS CREEKS EDGE IN COLLIER COUNTY. THE AREA TO BE RELEASED WAS RECORDED AS PART OF THE MITIGATION PLAN UNDER PERMIT NO. 11-02164-P. THE RELEASE IS BEING REQUESTED BECAUSE NO CONSTRUCTION OR WETLAND IMPACTS HAVE OCCURRED ON THE SITE AND THE ENVIRONMENTAL RESOURCE PERMIT HAS EXPIRED.

Attachment: ca_reg_rm_100sd(I) (5535 : A. Creeks Edge)

**Environmental Resource Bureau
Conservation Easement Release Scheduled for the
June 2021 Governing Board**

Project Name: Davie Estates

Applicant: Davie Estates 2004 LLC

Owner: Izhak Orgad

Permit No: 06-05924-P **Application No.:** 060516-8

County: Broward

Full Release:

Davie Estates 2004 LLC requests a full release of a 7.40-acre conservation easement for a project known as Davie Estates in Broward County. The area to be released was placed under conservation easement as part of the mitigation plan under Permit No. 06-05924-P. The release is being requested because no construction or wetland impacts have occurred on the site and the Environmental Resource Permit has been canceled in its entirety as requested by the permittee.

Recommended Action:

Approve a full release of a recorded conservation easement for a project known as Davie Estates.

Regulation, staff contact: Jill S. Creech, P.E., extension 6814.

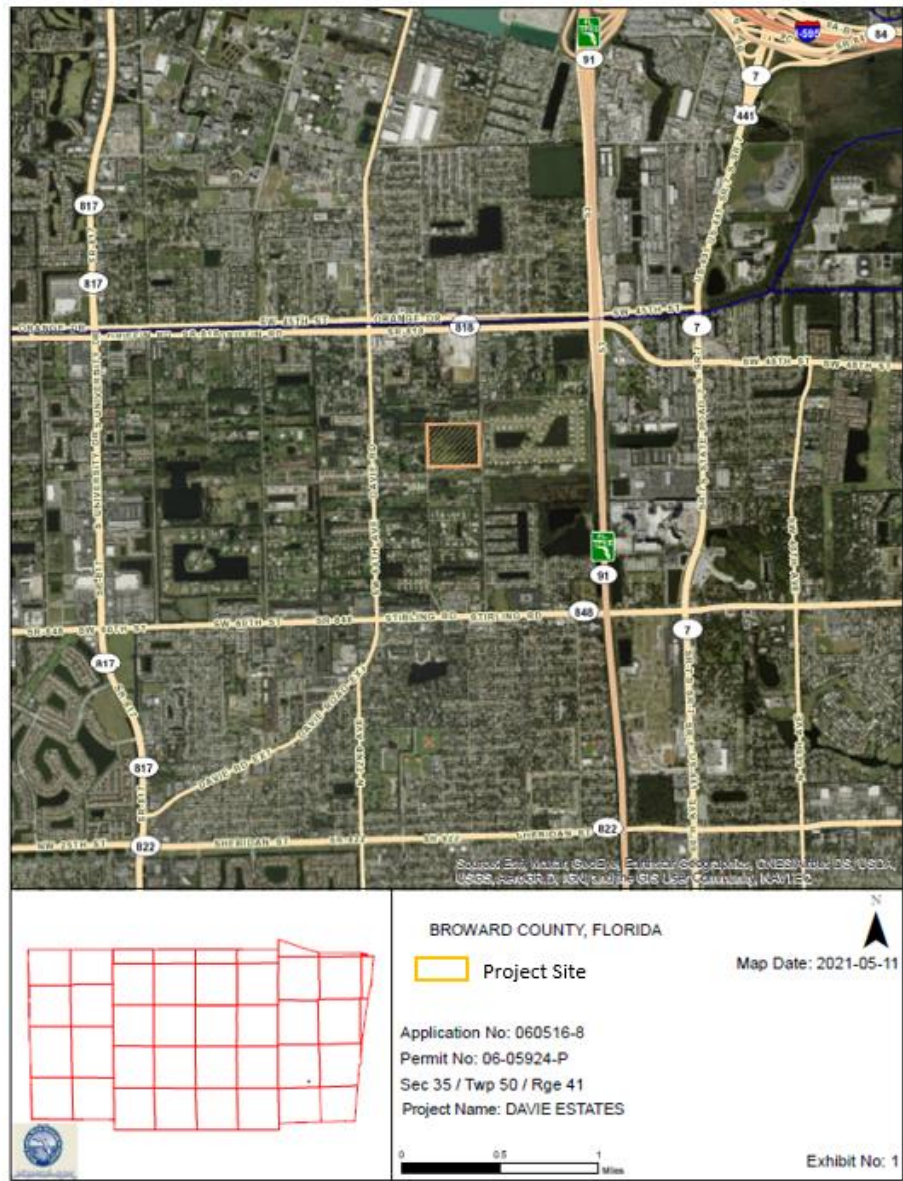
Attached:

LOCATION MAP

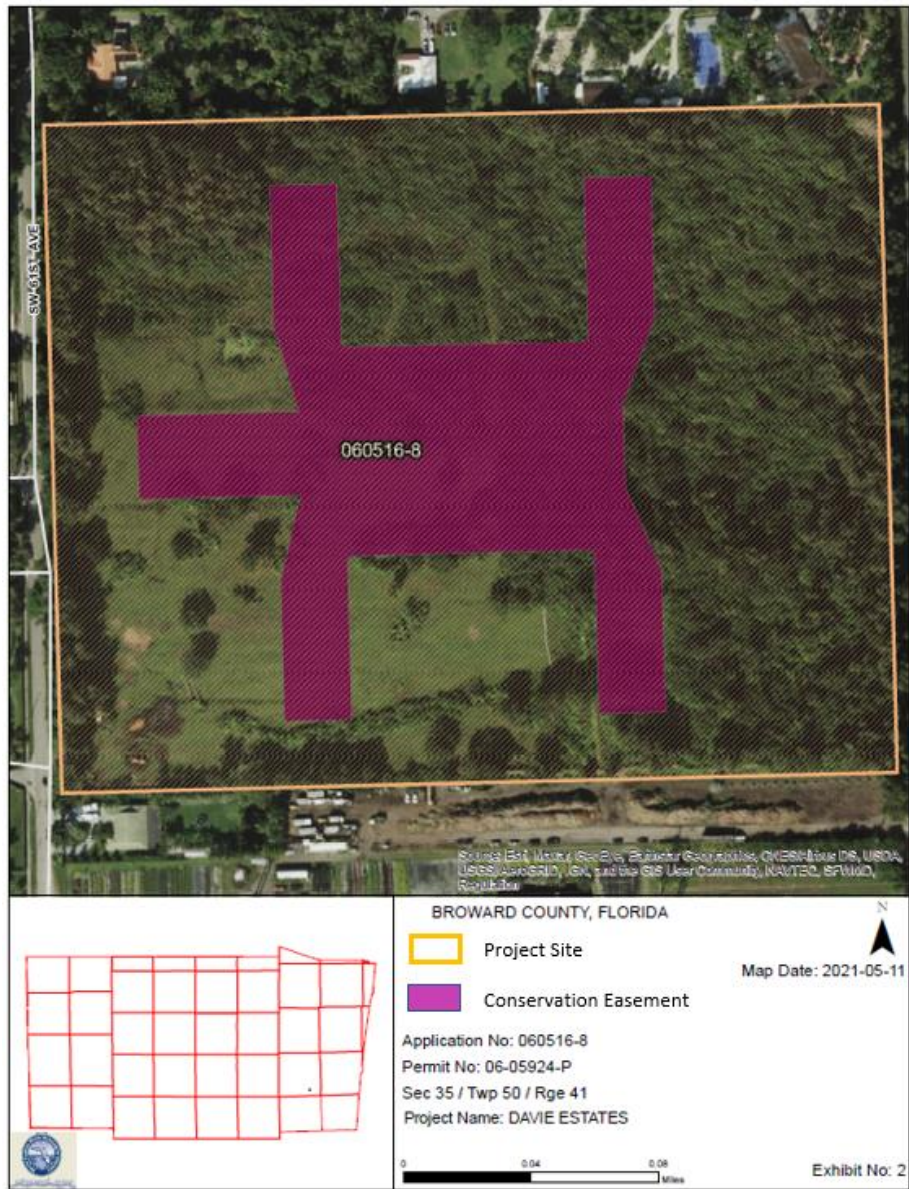
DETAIL MAP SHOWING LOCATION OF RELEASE

Attachment: ca_reg_rm_100sd(I) (5535 : A. Creeks Edge)

LOCATION MAP:



MAP SHOWING LOCATION OF RELEASE AREA:



Attachment: ca_reg_rm_100sd(I) (5535 : A. Creeks Edge)

**Environmental Resource Bureau
Conservation Easement Release Scheduled for the
June 2021 Governing Board**

Project Name: Creeks Edge

Applicant: Gordon R. Watson II and Pamela Sue Watson

Owner: Gordon R. Watson II and Pamela Sue Watson

Permit No: 11-02164-P **Application No.:** 020227-11

County: Collier

Full Release:

Gordon R. Watson II and Pamela Sue Watson request a full release of a 0.32-acre conservation easement, for a project known as Creeks Edge in Collier County. The area to be released was recorded as part of the mitigation plan under Permit No. 11-02164-P. The release is being requested because no construction or wetland impacts have occurred on the site and the Environmental Resource Permit has expired.

Recommended Action:

Approve a full release of a recorded conservation easement for a project known as Creeks Edge (Permit No. 11-02164-P, Application No. 020227-11).

Regulation, staff contact: Jill S. Creech, P.E., extension 6814.

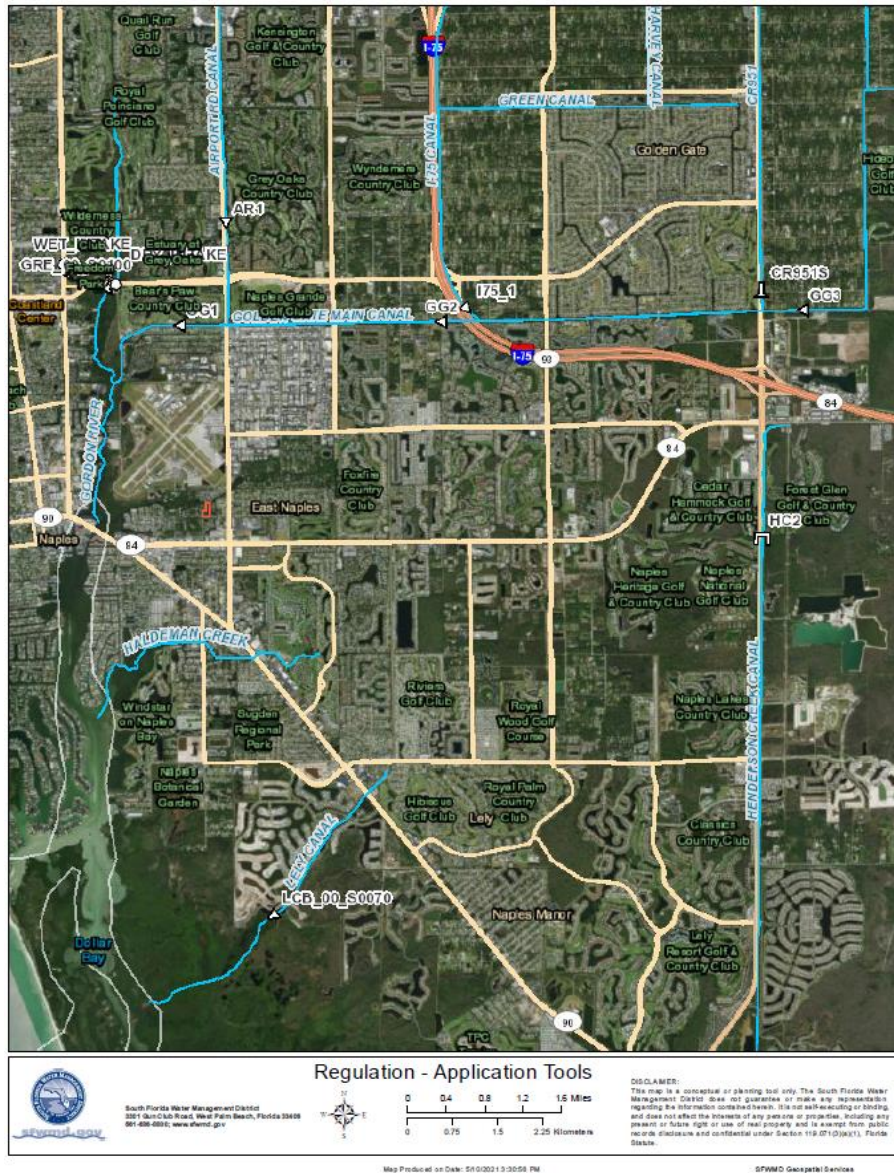
Attached:

LOCATION MAP

DETAIL MAP SHOWING LOCATION OF RELEASE

Attachment: ca_reg_rm_100sd(I) (5535 : A. Creeks Edge)

LOCATION MAP:



MAP SHOWING LOCATION OF RELEASE AREA:



Attachment: ca_reg_rm_100sd(l) (5535 : A. Creeks Edge)

Return recorded document to:

South Florida Water Management District
 Regulation Division – MSC 9210
 3301 Gun Club Road
 West Palm Beach, FL 33406

Permit: 11-02164-P Application: 020227-11
 Tract: _____

RELEASE OF CONSERVATION EASEMENT

This Release of Conservation Easement ("Release") is made this 10th day of June, 2021 by the **South Florida Water Management District** ("District") having an address of 3301 Gun Club Road, West Palm Beach, Florida, 33406.

WITNESSETH:

WHEREAS, Arthur L. Allen granted in favor of the District that certain Deed of Conservation Easement dated March 24, 2003, and recorded in Official Record Book 3250 at Page 0807 of the Public Records of Collier County, Florida encumbering the real property described on Exhibit "A" attached hereto and made apart hereof (hereinafter referred to as the "Conservation Easement"); and

WHEREAS, the District has been requested to release the Conservation Easement; and

WHEREAS, the Conservation Easement may be released to the underlying fee owner; and

WHEREAS, the District is amenable to releasing the Conservation Easement.

NOW, THEREFORE, for good and valuable consideration, the adequacy and receipt of which is hereby acknowledged, the District hereby discharges, terminates and releases the Conservation Easement.

Release of Conservation Easement
 Permit: 11-02164-P, Application: 020227-11

IN WITNESS WHEREOF, the South Florida Water Management District has caused this Release of Conservation Easement to be executed in its name by its Governing Board on this 10th day of June, 2021.

**SOUTH FLORIDA WATER MANAGEMENT
DISTRICT**

By: _____
 Chairman, Chauncey P. Goss, II

STATE OF FLORIDA

COUNTY OF _____

The foregoing instrument was acknowledged before me this _____ day of _____, 2021 by _____, Chairman of the South Florida Water Management District, a public corporation of the State of Florida, on behalf of the corporation, who is personally known to me.

 Notary Public

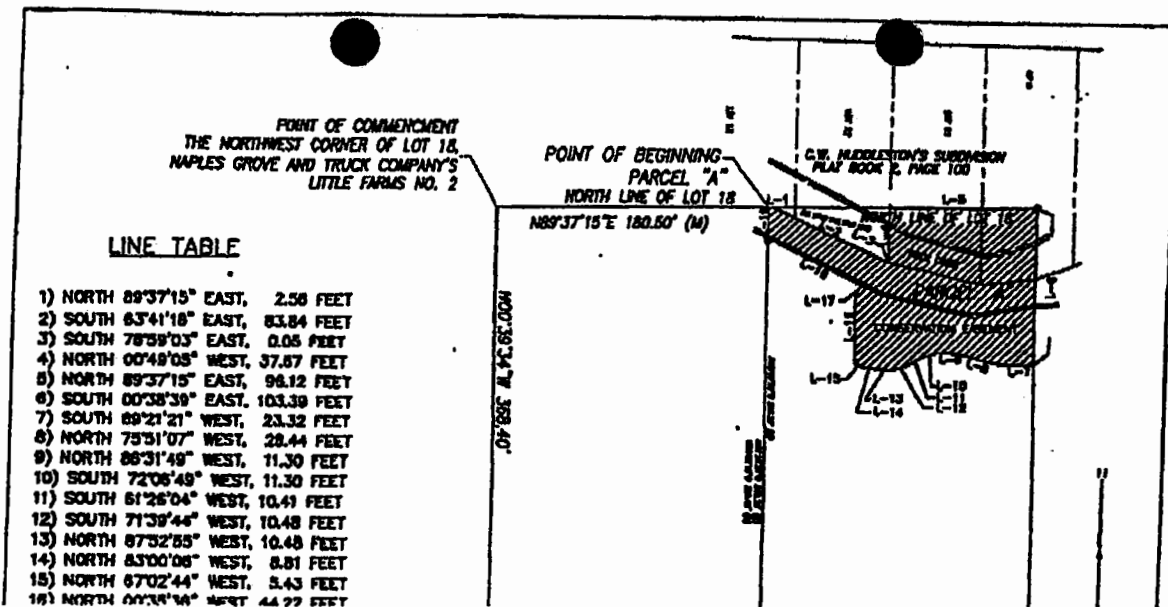
 Print

My Commission Expires: _____

Legal Form Approved By
 Office of Counsel, May 2016

EXHIBIT A
Legal description

Attachment: Creeks Edge_Release of Conservation Easement (5535 : A. Creeks Edge)



PORTELLA-ROWE ASSOCIATES, INC.

Land Surveyors - Consulting Engineers

2384 Linwood Avenue, Naples, Florida, 34112

PHONE: 239-775-8511

FAX: 239-775-8485

DENNIS M. PORTELLA SR., PLS

MAILING ADDRESS

P.O. BOX 10065

NAPLES, FL. 34101

CONSERVATION EASEMENT

AN EASEMENT FOR CONSERVATION LYING AND BEING IN A PORTION OF LOT 18, NAPLES GROVES AND TRUCK COMPANY'S LITTLE FARMS NO.2, ACCORDING TO THE PLAT THERE OF AS RECORDED IN PLAT BOOK 1, PAGE 27 OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

PARCEL "A"

COMMENCING AT THE NORTHWEST CORNER OF LOT 18, NAPLES GROVES AND TRUCK COMPANY'S LITTLE FARMS NO. 2, AS RECORDED IN PLAT BOOK 1, PAGE 27 OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA; THENCE RUN NORTH 89°37'15" WEST, ALONG THE NORTH LINE OF SAID LOT 18, FOR A DISTANCE OF 180.60 FEET TO THE POINT OF BEGINNING OF THE EASEMENT HEREIN DESCRIBED; THENCE CONTINUE ALONG SAID NORTH LINE OF LOT 18, NORTH 89°37'15" EAST, A DISTANCE OF 2.56 FEET; THENCE RUN SOUTH 83°41'18" EAST A DISTANCE OF 83.84 FEET; THENCE RUN SOUTH 76°59'03" EAST, A DISTANCE OF 0.05 FEET; THENCE RUN NORTH 00°49'05" WEST, A DISTANCE OF 37.67 FEET TO THE NORTH LINE OF SAID LOT 18; THENCE ALONG THE NORTH LINE OF SAID LOT 18, NORTH 89°37'15" EAST, A DISTANCE 96.12 FEET TO A POINT; THENCE RUN SOUTH 00°38'39" EAST, A DISTANCE OF 103.39 FEET; THENCE CONTINUE ALONG THE FOLLOWING 12 COURSES:

1) SOUTH 89°21'21" WEST, 23.32 FEET; 2) NORTH 75°51'07" WEST, 28.44 FEET;
3) NORTH 88°31'49" WEST, 11.30 FEET; 4) SOUTH 72°06'49" WEST, 11.30 FEET;
5) SOUTH 61°26'04" WEST, 10.41 FEET; 6) SOUTH 71°39'44" WEST, 10.48 FEET;
7) NORTH 87°52'55" WEST, 10.48 FEET; 8) NORTH 83°00'06" WEST, 8.81 FEET;
9) NORTH 87°02'44" WEST, 5.43 FEET; 10) NORTH 00°35'38" WEST, 44.22 FEET;
11) NORTH 27°07'55" EAST, 7.00 FEET; 12) NORTH 62°05'05" WEST, 68.30 FEET;
THENCE RUN NORTH 00°35'38" WEST, 21.43 FEET TO THE POINT OF BEGINNING.

SUBJECT TO RESTRICTIONS OF RECORD.
CONTAINING 0.287 ACRES, MORE OR LESS.

Dennis M. Portella, Sr., PLS #4504

Not valid unless signed and sealed
with embossed Surveyors' seal.

State of FLORIDA
County of COLLIER

I HEREBY CERTIFY THAT this is a true and correct copy of a document recorded in the OFFICIAL RECORDS of Collier County. WITNESS my hand and official seal this

date, March 27, 2003

DWIGHT E. BROCK, CLERK OF CIRCUIT COURT

By: [Signature] D.C.

Exhibit "A"

SCANNED

Packet Pg. 34

M E M O R A N D U M

TO: Governing Board Members

FROM: Jill Creech, Division Director, Regulation

DATE: June 10, 2021

SUBJECT: B. Davie Estates, Broward County

Agenda Item Background:

Davie Estates 2004 LLC requests a full release of a 7.40-acre conservation easement for a project known as Davie Estates in Broward County. The area to be released was placed under conservation easement as part of the mitigation plan under Permit No. 06-05924-P. The release is being requested because no construction or wetland impacts have occurred on the site and the Environmental Resource Permit has been canceled.

Recommended Action:

Full release of a recorded conservation easement for a project known as Davie Estates.
(Application No. 060516-8, Permit No. 06-05924-P)

Staff Contact/Presenter:

Jill Creech, jcreech@sfwmd.gov, 561-682-6814

CONSENT AGENDA TABLE OF CONTENTS
REGULATORY ITEMS FOR GOVERNING BOARD ACTION
June 10, 2021

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Attachment: ca_reg_rm_100sd(l) (5536 : B. Davie Estates)

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Attachment: ca_reg_rm_100sd(l) (5536 : B. Davie Estates)

CONSERVATION EASEMENT AMENDMENTS AND RELEASES

a

1. PERMITTEE: DAVIE ESTATES 2004 LLC PERMIT NO. 06-05924-P
PROJECT: DAVIE ESTATES APPLICATION NO. 060516-8

SEC 35 TWP 50S RGE 41E

BROWARD COUNTY

DAVIE ESTATES 2004 LLC REQUESTS A FULL RELEASE OF A 7.40-ACRE CONSERVATION EASEMENT FOR A PROJECT KNOWN AS DAVIE ESTATES IN BROWARD COUNTY. THE AREA TO BE RELEASED WAS PLACED UNDER CONSERVATION EASEMENT AS PART OF THE MITIGATION PLAN UNDER PERMIT NO. 06-05924-P. THE RELEASE IS BEING REQUESTED BECAUSE NO CONSTRUCTION OR WETLAND IMPACTS HAVE OCCURRED ON THE SITE AND THE ENVIRONMENTAL RESOURCE PERMIT HAS BEEN CANCELED IN ITS ENTIRETY AS REQUESTED BY THE PERMITTEE.

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WATSON APPLICATION NO. 020227-11
PROJECT: CREEKS EDGE

SEC 2 TWP 50S RGE 25E

COLLIER COUNTY

GORDON R. WATSON II AND PAMELA SUE WATSON REQUEST A FULL RELEASE OF A 0.32-ACRE CONSERVATION EASEMENT, FOR A PROJECT KNOWN AS CREEKS EDGE IN COLLIER COUNTY. THE AREA TO BE RELEASED WAS RECORDED AS PART OF THE MITIGATION PLAN UNDER PERMIT NO. 11-02164-P. THE RELEASE IS BEING REQUESTED BECAUSE NO CONSTRUCTION OR WETLAND IMPACTS HAVE OCCURRED ON THE SITE AND THE ENVIRONMENTAL RESOURCE PERMIT HAS EXPIRED.

Attachment: ca_reg_rm_100sd(l) (5536 : B. Davie Estates)

**Environmental Resource Bureau
Conservation Easement Release Scheduled for the
June 2021 Governing Board**

Project Name: Davie Estates

Applicant: Davie Estates 2004 LLC

Owner: Izhak Orgad

Permit No: 06-05924-P **Application No.:** 060516-8

County: Broward

Full Release:

Davie Estates 2004 LLC requests a full release of a 7.40-acre conservation easement for a project known as Davie Estates in Broward County. The area to be released was placed under conservation easement as part of the mitigation plan under Permit No. 06-05924-P. The release is being requested because no construction or wetland impacts have occurred on the site and the Environmental Resource Permit has been canceled in its entirety as requested by the permittee.

Recommended Action:

Approve a full release of a recorded conservation easement for a project known as Davie Estates.

Regulation, staff contact: Jill S. Creech, P.E., extension 6814.

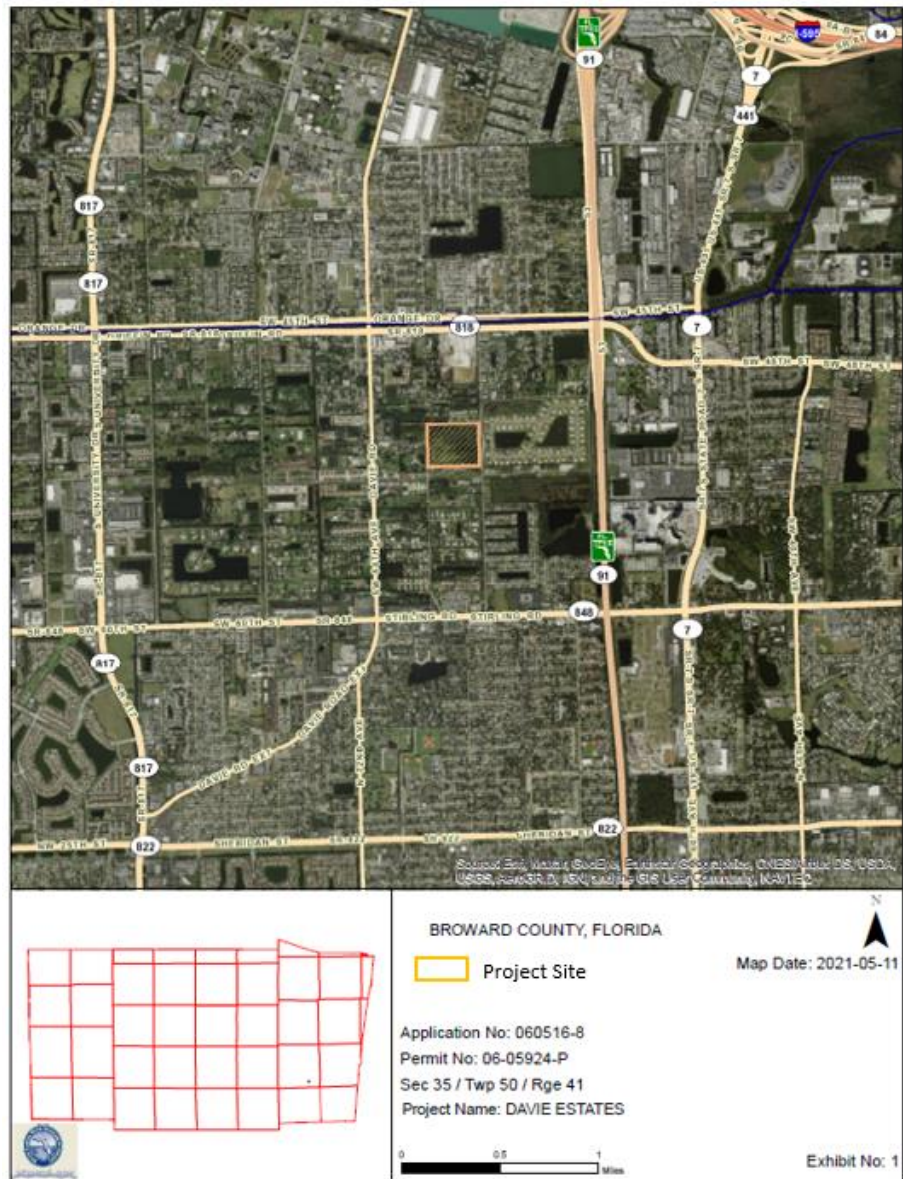
Attached:

LOCATION MAP

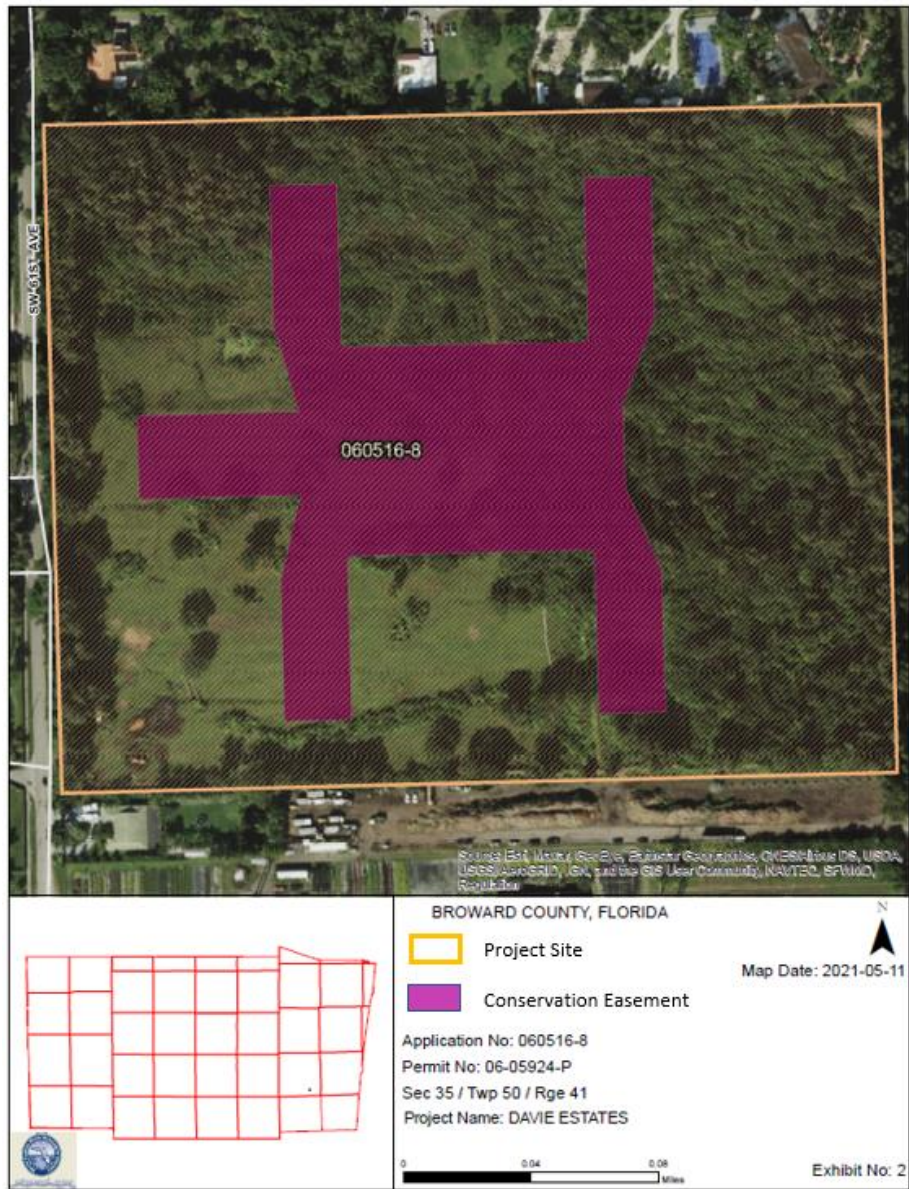
DETAIL MAP SHOWING LOCATION OF RELEASE

Attachment: ca_reg_rm_100sd(l) (5536 : B. Davie Estates)

LOCATION MAP:



MAP SHOWING LOCATION OF RELEASE AREA:



Attachment: ca_reg_rm_100sd(l) (5536 : B. Davie Estates)

**Environmental Resource Bureau
Conservation Easement Release Scheduled for the
June 2021 Governing Board**

Project Name: Creeks Edge

Applicant: Gordon R. Watson II and Pamela Sue Watson

Owner: Gordon R. Watson II and Pamela Sue Watson

Permit No: 11-02164-P **Application No.:** 020227-11

County: Collier

Full Release:

Gordon R. Watson II and Pamela Sue Watson request a full release of a 0.32-acre conservation easement, for a project known as Creeks Edge in Collier County. The area to be released was recorded as part of the mitigation plan under Permit No. 11-02164-P. The release is being requested because no construction or wetland impacts have occurred on the site and the Environmental Resource Permit has expired.

Recommended Action:

Approve a full release of a recorded conservation easement for a project known as Creeks Edge (Permit No. 11-02164-P, Application No. 020227-11).

Regulation, staff contact: Jill S. Creech, P.E., extension 6814.

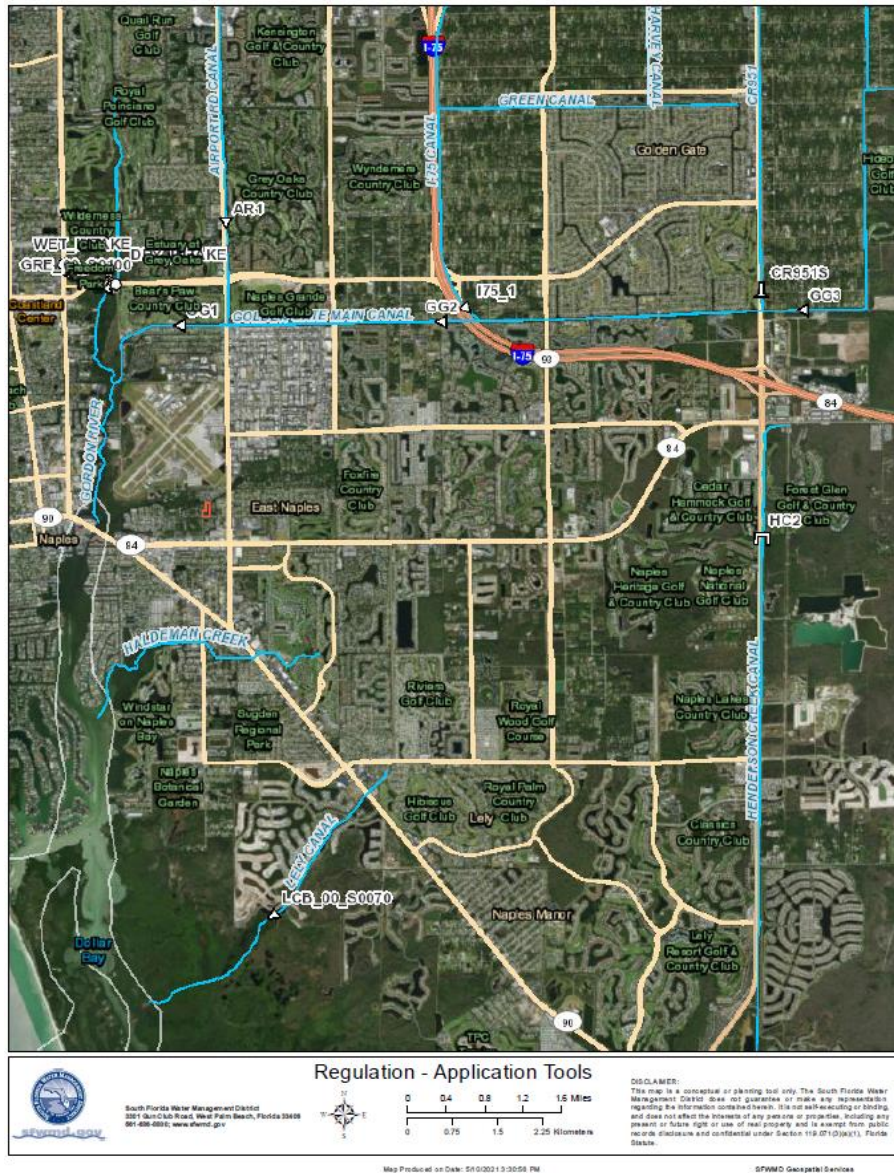
Attached:

LOCATION MAP

DETAIL MAP SHOWING LOCATION OF RELEASE

Attachment: ca_reg_rm_100sd(l) (5536 : B. Davie Estates)

LOCATION MAP:



MAP SHOWING LOCATION OF RELEASE AREA:



Attachment: ca_reg_rm_100sd(l) (5536 : B. Davie Estates)

Return recorded document to:

South Florida Water Management District
Regulation Division – MSC 9210
3301 Gun Club Road
West Palm Beach, FL 33406

Permit: 06-05924-P Application: 060 16-
Tract: SEC 35/TWP 50S/RGE 41E Broward County

RELEASE OF CONSERVATION EASEMENT

This Release of Conservation Easement (“Release”) is made this 10th day of June, 2021 by the **South Florida Water Management District** (“District”) having an address of 3301 Gun Club Road, West Palm Beach, Florida, 33406.

WITNESSETH:

WHEREAS, DAVIE ESTATES 2004 LLC granted in favor of the District that certain Deed of Conservation Easement dated March 16, 2010, and recorded in Official Record Book 46944 at Page 1378 of the Public Records of Broward County, Florida encumbering the real property described on Exhibit “A” attached hereto and made apart hereof (hereinafter referred to as the “Conservation Easement”); and

WHEREAS, the District has been requested to release the Conservation Easement; and

WHEREAS, the Conservation Easement may be released to the underlying fee owner; and

WHEREAS, the District is amenable to releasing the Conservation Easement.

NOW, THEREFORE, for good and valuable consideration, the adequacy and receipt of which is hereby acknowledged, the District hereby discharges, terminates and releases the Conservation Easement.

Release of Conservation Easement
 Permit: 06-0 24-P Application: 060 16-

IN WITNESS WHEREOF, the South Florida Water Management District has caused this Release of Conservation Easement to be executed in its name by its Governing Board on this 10th day of June, 2021.

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

By: _____
 Chairman, Chauncey P. Goss, II

STATE OF FLORIDA

COUNTY OF _____

The foregoing instrument was acknowledged before me this _____ day of _____, 2021 by _____, Chairman of the South Florida Water Management District, a public corporation of the State of Florida, on behalf of the corporation, who is personally known to me.

 Notary Public

 Print

My Commission Expires: _____

Legal Form Approved By
 Office of Counsel, May 2016

EXHIBIT A
LEGAL DESCRIPTION AND MAP

Attachment: Davie Estates_Release of Conservation Easement (5536 : B. Davie Estates)



Patriot Surveying and Mapping, Inc.

3748 NW 124th Avenue Coral Springs, Florida 33065

Phone: (954) 509-0083

Fax: (866) 495-0203

LB # 7303

b

- Legal Description -

Sheet 3 of 3

A portion of Tracts 38, 39, and 40, Section 35, Township 50 South, Range 41 East, Everglades Land Sales Company according to the Plat thereof as recorded in Plat Book 2, Page 34 of the Public Records of Dade County, Florida, being more particularly described as follows:

Commence at the Northeast corner of the Northwest 1/4 of Section 35, Township 50 South, Range 41 East, per Stoner/Keith Resurvey Number III, Miscellaneous Plat Book 5, Page 9, Broward County Records, Florida;
Thence, South 01°55'57" East, a distance of 265.29 feet to the Northeast corner of the Northwest 1/4 of Section 35, Township 50 South, Range 41 East per Davie Tract Everglades Land Sales Plat Book 2, Page 34, Dade County Records Florida;
Thence, South 1°56'19" East, a distance of 990.43 feet to the Northeast corner of Tract 38, as recorded in Plat Book 2, Page 34 of the Public Records of Dade County, Florida;
Thence, South 88°14'46" West, along the North line of Tract 38, a distance of 382.19 feet;
Thence, South 1°45'14" East, a distance of 88.00 feet to the **Point of Beginning**;
Thence, South 01°56'19" East, a distance of 219.42 feet;
Thence, South 20°10'08" West, a distance of 134.74 feet;
Thence, South 01°56'19" East, a distance of 121.10 feet;
Thence, South 23°59'38" East, a distance of 135.05 feet;
Thence, South 01°56'19" East, a distance of 219.48 feet;
Thence, South 88°14'46" East, a distance of 120.00 feet;
Thence, North 01°56'19" West, a distance of 241.01 feet;
Thence, South 88°14'46" West, a distance of 348.39 feet;
Thence, South 01°56'56" East, a distance of 241.01 feet,
Thence, South 88°14'46" West, a distance of 120.00 feet;
Thence, North 01°56'56" West, a distance of 219.57 feet;
Thence, North 12°56'04" East, a distance of 117.57 feet;
Thence, South 88°14'46" West, a distance of 237.76 feet;
Thence, North 01°56'56" West, a distance of 144.20 feet;
Thence, North 88°14'46" East, a distance of 237.97 feet;
Thence, North 16°54'46" West, a distance of 117.75 feet;
Thence, North 01°56'56" West, a distance of 218.85 feet;
Thence, North 88°14'46" East, a distance of 120.00 feet;
Thence, South 01°56'56" East, a distance of 241.00 feet;
Thence, North 88°14'46" East, a distance of 348.45 feet;
Thence, North 01°56'19" West, a distance of 241.00 feet,
Thence, North 88°14'46" East, a distance of 120.00 feet to the **Point of Beginning**.

Said lands situate, lying and being in the Town of Davie, Broward County, Florida and containing 322,685 square feet (7.4 acres), more or less.

Attachment: Davie Estates_Release of Conservation Easement (5536 : B. Davie Estates)



Patriot Surveying and Mapping, Inc.

3748 NW 124th Avenue Coral Springs, Florida 33065

Phone: (954) 509-0083

Fax: (866) 495-0203

LB # 7303

- Sketch and Description -

Sheet 1 of 3



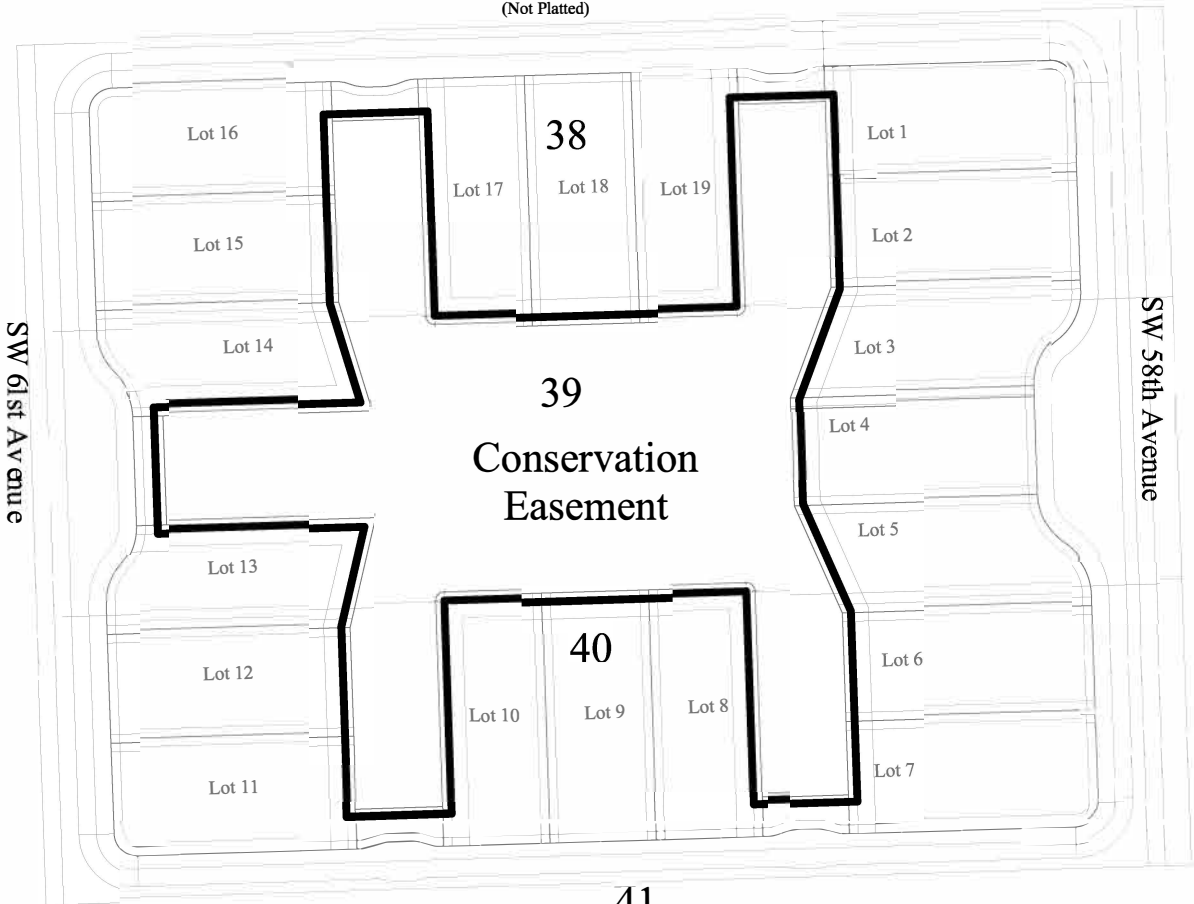
Location Map

Not to Scale

37

Acreage

(Not Platted)



Davie Estates

41

Acreage

(Not Platted)

Dennis J. Gabriele

December 18, 2009

Dennis J. Gabriele
Professional Surveyor and Mapper No. LS5709
State of Florida

Not Valid without the signature
and original raised seal of a Florida
licensed Surveyor and Mapper

Updates and Revisions	Date	By	QC	NOTE: The undersigned and PATRIOT SURVEYING AND MAPPING, INC. make no representations or guarantees as to the completeness of the information reflected hereon pertaining to easements, right-of-way, set-back lines, reservations, agreements or other matters of record. This instrument is intended to reflect or set forth only those items shown in the references above. PATRIOT SURVEYING AND MAPPING, INC. did not research the public records for matters affecting the lands shown. This instrument is the property of PATRIOT SURVEYING AND MAPPING, INC. and shall not be reproduced in whole or in part without written permission of PATRIOT SURVEYING AND MAPPING, INC.

Job No. 0402-015

Drawn By: MRK

QA / QC: DJG

FB.

PG.

Packet Pg. 48



- Sketch and Description -

Sheet 2 of 3

P.O.C.

NE Corner of the NW $\frac{1}{4}$ of Section 35,
Township 50S, Range 41E, per Stoner/Keith
Resurvey No. III, Miscellaneous Plat Book 5,
Page 9, Broward County Records

NE Corner of the NW $\frac{1}{4}$ of Section 35,
Township 50S, Range 41E per Davie Tract
Everglades Land Sales Plat Book 2,
Page 34, Miami-Dade County Records

Acreage

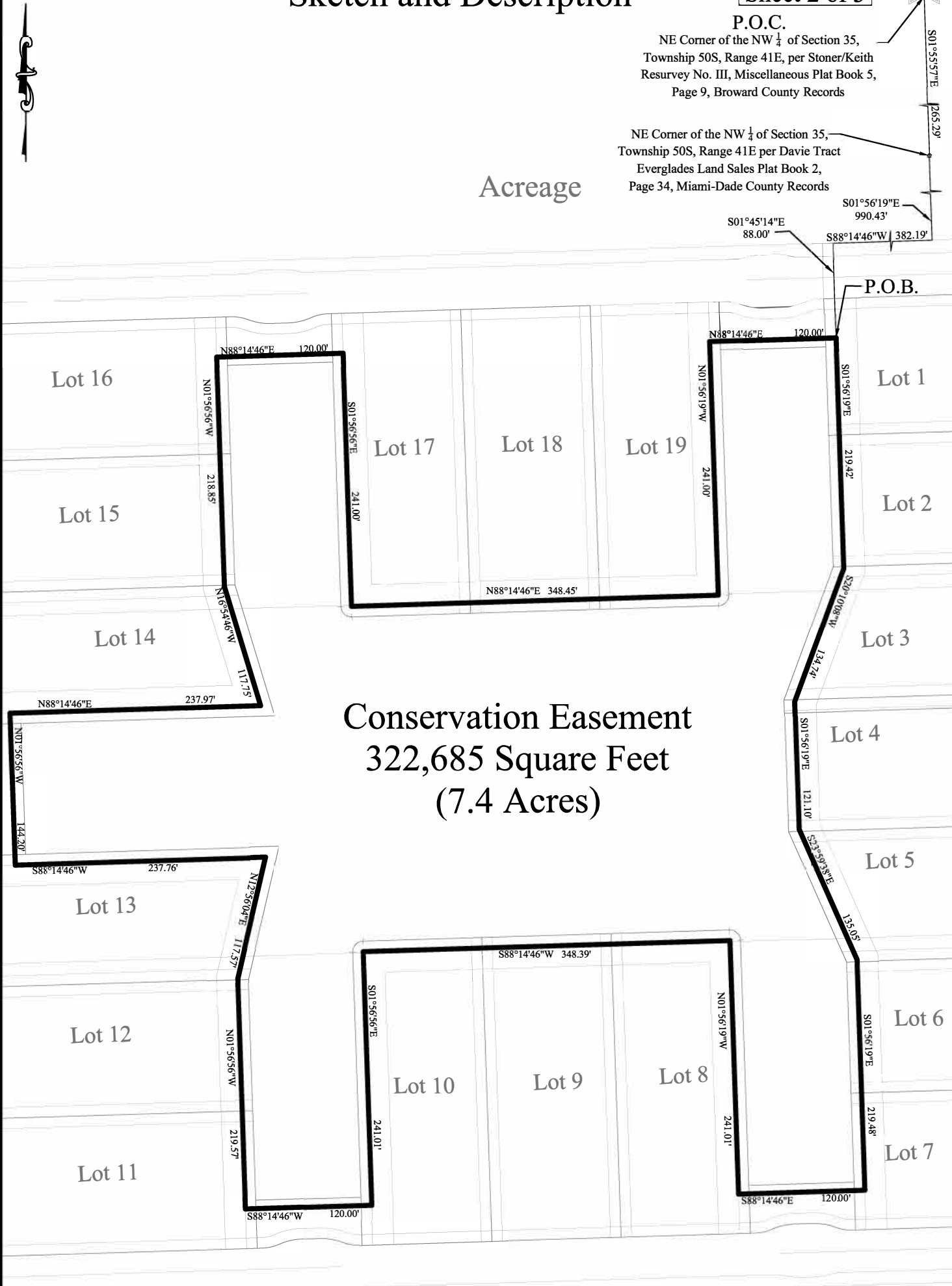
S01°56'19"E
990.43'

S01°45'14"E
88.00'

S88°14'46"W 382.19'

P.O.B.

Attachment: Davie Estates_Release of Conservation Easement (5536 : B. Davie Estates)



Conservation Easement
322,685 Square Feet
(7.4 Acres)

Survey Notes

1. Bearing Reference: Bearings shown hereon are referenced to the North Line
of Tract 38, *Everglades Land Sales Company*, Plat Book 2, Page 34,
Miami-Dade County Records. Said line bears South 88°14'46" West.
2. This is not a survey, but only a graphic depiction shown hereon. No boundary
corners were set in the field related to this sketch.

Legend

P.O.B. = Point of Beginning
P.O.C. = Point of Commencement

MEMORANDUM

TO: Governing Board Members

FROM: Sean Cooley, Director, Communications and Public Engagement

DATE: June 10, 2021

SUBJECT: Governing Board Representative, Biscayne Bay Commission

Agenda Item Background:

Biscayne Bay is the only large, subtropical, protected bay within the continental U.S. and is the largest estuary in Florida. On June 3, 2021, Governor DeSantis signed into law CS/HB 1177 establishing the Biscayne Bay Commission (Commission) to support continued restoration and protection of this important ecosystem. The Commission is an advisory council within the Florida Department of Environmental Protection (DEP) that will serve as the official coordinating clearinghouse for all public policy and projects related to Biscayne Bay. The Commission will also develop coordinated plans, priorities, programs, and projects to improve the Biscayne Bay area and act as the principal advocate to support bay restoration efforts.

The Commission is comprised of nine voting members from the following agencies who shall meet at least quarterly: one member will be appointed by the Governor, three members from the Miami-Dade Board of County Commissioners; one member from the Florida League of Cities; one Governing Board member from the District who resides in Miami-Dade County and is appointed by the Board; one representative of the DEP; one representative of the Fish and Wildlife Conservation Commission (FWC); and one member of the Florida Inland Navigation District (FIND). The members serve a four-year term, however, to provide for staggered terms, the District, DEP, FWC, and FIND shall initially serve for two years.

The Commission is to complete a semiannual report describing the accomplishments of the commission and each member agency, as well as the status of each pending task. The first report is due by January 15, 2022.

Staff Contact/Presenter:

Sean Cooley, scooley@sfwmd.gov, 561-682-2019

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2021 - 0604

A Resolution of the Governing Board of the South Florida Water Management District to appoint Charlie Martinez to serve on the Biscayne Bay Commission for an initial two-year period; providing an effective date.

WHEREAS, Biscayne Bay is the only large, subtropical, protected bay within the continental U.S. and is the largest estuary in Florida; and

WHEREAS, on June 3, 2021, Governor DeSantis signed into law CS/HB 1177 establishing the Biscayne Bay Commission to support continued restoration and protection of this important ecosystem; and

WHEREAS, the Biscayne Bay Commission is a nine-member advisory council within the Florida Department of Environmental Protection, that will serve as the official coordinating clearinghouse for all public policy and projects related to Biscayne Bay, and will develop coordinated plans, priorities, programs, and projects to improve the Biscayne Bay area and act as the principal advocate to support bay restoration efforts; and

WHEREAS, pursuant to CS/HB 1177, the Governing Board of the South Florida Water Management District shall appoint a Governing Board member who resides in Miami-Dade County to serve on the commission for an initial two-year term.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BOARD OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT:

Section 1. The Governing Board of the South Florida Water Management District hereby appoints Charlie Martinez to serve on the Biscayne Bay Commission for an initial two-year term.

Section 2. This Resolution shall take effect immediately upon adoption.

PASSED and **ADOPTED** this 10th day of June, 2021.

SOUTH FLORIDA WATER MANAGEMENT
DISTRICT, BY ITS GOVERNING BOARD
By:

Chauncey P. Goss, II
Chairman

Attest:

District Clerk/Secretary

Legal form approved:
By:

Office of Counsel

Print name:

MEMORANDUM

TO: Governing Board Members

FROM: Carolyn S. Ansay, General Counsel

DATE: June 10, 2021

SUBJECT: Settlement Agreement for Jill Law and Jay Ring v. SFWMD Case

Agenda Item Background:

This is a dispute over ownership of six properties encompassing approximately 3,520 acres in Water Conservation Area 3A (WCA-3A) ("Properties"). Plaintiffs brought a quiet title suit and the South Florida Water Management District ("District") counter-claimed to quiet title to the Properties in the above-styled case. The parties attended court-ordered mediation on May 24, 2021 and reached a settlement, contingent on Governing Board approval. That settlement includes, in pertinent part, District payment to Law and Ring the total sum of \$188,150.00 in full settlement of the Parties' claims against one another raised in the litigation relating to the Properties, plus District payment of \$2,500 in mediator's fees, and Law and Ring's execution of a quit claim deed transferring all right, title, and interest they hold or may hold in the Properties to the District.

Core Mission and Strategic Priorities:

The Properties are located in Water Conservation Area 3A, where water has flowed historically, as well as over the last 70 years as part of the Remnant Everglades south of Lake Okeechobee and an essential element of the C&SF Project.

Funding Source:

Ad Valorem funds for the settlement of the above referenced litigation are budgeted in Fiscal Year 2020-2021.

Staff Contact and/or Presenter:

Judith Levine, jlevine@sfwmd.gov, 561-682-6809

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2021 - 0605

A Resolution of the Governing Board of the South Florida Water Management District authorizing settlement for the purpose of resolving a quiet title case styled *Jill Law and Jay Ring v. South Florida Water Management District, et al.*, filed in the 17th Judicial Circuit in and for Broward County, Florida, Case No. CACE18000649, for which Ad Valorem funds are budgeted in Fiscal Year 2020-2021; providing an effective date.

WHEREAS, the Plaintiffs brought a quiet title suit and the South Florida Water Management District ("District") counter-claimed to quiet title in the above styled case, both alleging clouded title to the following properties:

All that portion of Section 2, Township 50 South, Range 37 East, lying North and East of the Miami Canal, situate, lying and being in Broward County, Florida; and

All of Sections 4, 8, 9, 16, and 17, Township 50 South, Range 38 East, situate, lying and being in Broward County, Florida, and;

WHEREAS, these properties are located in Water Conservation Area 3A, where water has flowed historically, as well as over the last 70 years as part of the Remnant Everglades south of Lake Okeechobee and an essential element of the C&SF Project; and

WHEREAS, the parties attended court-ordered mediation prior to trial; and

WHEREAS, Sections 373.083(1), 373.129, and 373.139, Florida Statutes, authorize the South Florida Water Management District to settle existing lawsuits; and

WHEREAS, the Plaintiffs and the District have proposed settlement including, in pertinent part, District payment to Law and Ring the total sum of \$188,150.00 in full settlement of the Parties' claims against one another raised in the litigation relating to the properties, plus District payment of \$2,500 in mediator's fees, and Law and Ring's execution of a quit claim deed transferring all right, title, and interest they hold or may hold in the Properties to the District; and

WHEREAS, all costs are to be funded from Ad Valorem funds.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BOARD OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT:

Section 1. The Governing Board of the South Florida Water Management District hereby approves the sum of \$188,150.00 plus \$2,500 in mediator's fees in settlement of the case *Jill Law and Jay Law v. South Florida Water Management District, et al.*, filed in the 17th Judicial Circuit in and for Broward County, Florida, Case No. CACE18000649, for which Ad Valorem funds are budgeted in Fiscal Year 2020-2021.

Section 2. The Governing Board of the South Florida Water Management District hereby authorizes the Executive Director or his designee to execute all documents needed to effectuate the terms of the settlement.

Section 3. This Resolution shall take effect immediately upon adoption.

PASSED and **ADOPTED** this 10th day of June, 2021.

SOUTH FLORIDA WATER MANAGEMENT
DISTRICT, BY ITS GOVERNING BOARD
By:

Chauncey P. Goss, II
Chairman

Attest:

Legal form approved:
By:

District Clerk/Secretary

Office of Counsel

Print name:

M E M O R A N D U M

TO: Governing Board Members

FROM: Jennifer Reynolds, Director-Ecosystem Restoration & Capital Projects

DATE: June 10, 2021

SUBJECT: Lakeside Ranch STA S-191A Pump Station Change Order No. 8, Okeechobee County

Agenda Item Background:

A component of the Northern Everglades Lake Okeechobee Watershed Phase II Technical Plan, the Lakeside Ranch Stormwater Treatment Area (STA) S-191A Pump Station is the last component of the Lakeside Ranch STA Project to be constructed. The S-191A Pump Station is located between the C-59 and L-47 canals, near the S-191 Structure in Okeechobee County. This facility will work in conjunction with the existing Lakeside Ranch STA North and STA South facilities to reduce the total phosphorus load entering Lake Okeechobee. This pump station serves the dual purpose of providing flood control in the S-135 sub-basin and flow recirculation to the Lakeside Ranch STA for water quality treatment.

The Lakeside Ranch STA S-191A Pump Station Project was awarded under Contract Number 4600003852 to Kiewit Infrastructure South Co. for an original contract amount of \$31,498,016. Notice to Proceed for this project was issued on October 1, 2018. Substantial Completion was issued on April 8, 2021 and Final Completion is scheduled for June 16, 2021. Seven change orders have previously been issued to Kiewit Infrastructure South Co. for a total sum of \$780,813.06. Change Order No. 8 will cost \$455,456.77 and will bring the total sum of all change orders to \$1,236,269.83. Change Order No. 8 consists of changes to the fuel control systems which is essential to ensure the proper operation of the pump station. Change Order No. 8 costs include fuel control hardware and associated time impact delays due to redesigning and installing the fuel system, which was originally designed, then shelved, in 2012 until the project received construction funding. The revised contract amount, including the price of Change Order No. 8, will be \$32,734,285.83 subject to Governing Board approval.

Additional Background: The project includes the construction of a 450-cfs submersible electrical pump station consisting of four pumps, four trash rakes, four emergency generators, and associated appurtenances.

Core Mission and Strategic Priorities:

The S-191A Pump Station Project supports the District's core mission of ecosystem restoration and flood control.

Staff Contact and/or Presenter:

Alan Shirkey, ashirkey@sfwmd.gov, 561-682-2579

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2021 - 0606

A Resolution of the Governing Board of the South Florida Water Management District to authorize Change Order No. 8 to Contract No. 4600003852 with Kiewit Infrastructure South Co. for construction of the Lakeside Ranch Stormwater Treatment Area (STA) S-191A Pump Station Project, for an additional amount of \$455,456.77 for which dedicated funds (Land Acquisition Trust Fund) and Ad Valorem funds are budgeted in Fiscal Year 2020-2021; providing an effective date.

WHEREAS, the Governing Board of the South Florida Water Management District deems it necessary, appropriate and in the public interest to authorize Change Order No. 8 with Kiewit Infrastructure South Co., for construction of the Lakeside Ranch Stormwater Treatment Area (STA) S-191A Pump Station project, for an additional amount of \$455,456.77.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BOARD OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT:

Section 1. The Governing Board of the South Florida Water Management District hereby approves Change Order No. 8 to Contract No. 4600003852 with Kiewit Infrastructure South Co. for construction of the Lakeside Ranch Stormwater Treatment Area (STA) S-191A Pump Station project, for an additional amount of \$455,456.77.

Section 2. This Resolution shall take effect immediately upon adoption.

PASSED and **ADOPTED** this 10th day of June, 2021.

SOUTH FLORIDA WATER MANAGEMENT
DISTRICT, BY ITS GOVERNING BOARD
By:

Chauncey P. Goss, II
Chairman

Attest:

Legal form approved:
By:

District Clerk/Secretary

Office of Counsel

Print name:

Lakeside Ranch STA S-191A Pump Station Change Order No. 8

Alan Shirkey
Operations, Engineering and Construction
South Florida Water Management District
Governing Board Meeting
June 10th, 2021

sfwmd.gov



Location Map

6220 US HWY 441 SE, Okeechobee, FL 34974.



LOCATION MAP

Background

- A component of the Northern Everglades Lake Okeechobee Watershed Phase II Technical Plan, the Lakeside Ranch STA S-191A Pump Station is the last component of the Lakeside Ranch STA project to be constructed.
- The S-191A Pump Station will be located between the C-59 and L-47 canals, near the S-191 Structure in Okeechobee County.
- This facility will work in conjunction with the existing Lakeside Ranch STA North and STA South facilities to reduce the total phosphorus load entering Lake Okeechobee.
- This pump station serves the dual purposes of providing flood control in the S-135 sub-basin and flow recirculation to the Lakeside Ranch STA for water quality treatment.

Additional Background

- Lakeside Ranch STA S-191A Pump Station Project was awarded under contract number 460000382 to Kiewit Infrastructure South Co. for an original contract amount of \$31,498,016.
- Notice to proceed for this project was issued on October 1, 2018. Substantial Completion was issued on April 8, 2021 and Final Completion is scheduled for June 16, 2021.
- Seven change orders have previously been issued to Kiewit Infrastructure South Co. for a total sum of \$780,813.06.
- Change Order No. 8 will cost \$455,456.77 and will bring the total sum of all change orders to \$1,236,269.83.
- Change Order No. 8 comprises of changes to the fuel control systems which is essential to ensure proper operation of the pump station and includes fuel control hardware and associated time impact delays due to redesigning and installing the fuel control systems.

MEMORANDUM

TO: Governing Board Members

FROM: Candida Heater, Division Director, Administrative Services

DATE: June 10, 2021

SUBJECT: Fiscal Year 2019-2020 Comprehensive Annual Financial Report and Audit Management Letter (Brett Friedman, Partner, RSM US LLP; Staff contact, Tim Beirnes)

Agenda Item Background:

The District's external audit firm completed its audit of the District's financial statements for the fiscal year ending September 30, 2020. This annual independent financial audit was performed to fulfill the requirements of Part III, Chapter 218, Florida Statutes. The audit examines the financial records and statements of the District in order to form opinions of the District's financial statements. These audits are performed in accordance with generally accepted auditing standards as set forth by the American Institute of Certified Public Accountants, the rules of the Auditor General of the State of Florida, and the standards for financial audits set forth by the U.S. Office of Management and Budget revised Circular A-133, Audits of State, Local Governments and Non-Profit Organizations.

The Fiscal Year 2020 Comprehensive Annual Financial Report and Audit Management Letter may be found on the District's website at www.sfwmd.gov/who-we-are/open-government/budget-finance.

Pursuant to Section 373.536(6)(a)2, Florida Statutes, a copy of the financial audit is to be furnished within 10 days after its acceptance by the Governing Board, to the Governor, President of the Senate, Speaker of the House of Representatives and chairs of all legislative committees and subcommittees having fiscal jurisdiction over the districts, as well as to the Secretary of the Florida Department of Environmental Protection (DEP), Governing Boards of each county in which the District has jurisdiction and the Auditor General.

Staff Contact and/or Presenter:

Tim Beirnes, tbeirnes@sfmwd.gov, 561-682-6398

MEMORANDUM

TO: Governing Board Members

FROM: John P. Mitnik, Assistant Executive Director, Chief Engineer

DATE: June 10, 2021

SUBJECT: Flood Awareness Month

Agenda Item Background:

June is Flood Awareness Month. The District operates and maintains the regional water management system known as the Central and Southern Florida Project, which was authorized by Congress more than 60 years ago to protect residents and businesses from floods and droughts. This primary system of canals and natural waterways connects to community drainage districts and hundreds of smaller neighborhood systems to effectively manage floodwaters during heavy rain.

As a result of this interconnected drainage system, flood control in South Florida is a shared responsibility between the District, county and city governments, local drainage districts, homeowner associations and residents. This presentation will highlight the efforts of the District's hard-working staff to operate and maintain the district's flood protection system throughout its 16 counties. No Governing Board action is required

Staff Contact/Presenter:

Carolina Maran, P.E., Ph.D., cmaran@sfwmd.gov, 561-682-6868
Tom DeBold, tdebold@sfwmd.gov, 561-682-2124

M E M O R A N D U M

TO: Governing Board Members

FROM: Candida Heater, Division Director, Administrative Services

DATE: June 10, 2021

SUBJECT: Monthly Financial Report

MEMORANDUM

TO: Governing Board Members

FROM: Candida Heater, Director, Administrative Services Division

DATE: June 10, 2021

SUBJECT: Monthly Financial Statement – April 30, 2021

This report provides an overview of the District's unaudited financial activity for Fiscal Year 2020-2021, including revenue collections, expenditures and encumbrances made against the \$1.7 billion current budget, including a \$430 million encumbrance carryforward from Fiscal Year 2019-2020. The carryforward is predominantly planning, design and construction of large restoration projects. Encumbrances represent orders for goods and services which have not yet been received. Attached is a summary in the State Program format in compliance with Section 373.536(4)(e), Florida Statutes, which states that each District shall provide a monthly financial statement in the form and manner prescribed by the Department of Financial Services to the District's Governing Board and make such monthly financial statement available for public access on its website.

Summary of Revenue Sources - New operating revenue collected (excluding prior year reserves) totals **\$485.3 million**. Including reserves, the total Fiscal Year 2020-2021 revenue sources collected were 58.4% of budget or **\$966.5 million**.

- Taxes collected in the amount of \$283.1 million or 94.6% were distributed to the District through the Tax Collectors within the District's 16 counties. Compared to the five-year average of 96.4%, as of the end of April, tax collections are 1.8% below trend at this time in the fiscal year. The total amount of Ad Valorem the District levied was \$300.4 million and was discounted to \$288.3 million for budgeting purposes.
- Intergovernmental revenues of \$174.6 million were recognized as of the end of April. Intergovernmental revenues are comprised of local, state, and federal sources with the majority being allocated by the Florida Legislature. Specific funding sources include Save Our Everglades Trust Fund, Land Acquisition Trust Fund, Florida Fish and Wildlife Conservation Commission, Natural Resources Conservation Service and U.S. Army Corps of Engineers federal cost share of transferred projects. Most of these revenues are received through reimbursement requests submitted monthly or quarterly based on actual expenses incurred.
- Interest on Invested Funds of \$1.3 million was recognized as of the end of April. Last year, at this time, \$6 million was recognized.
- License and Permit Fees of \$4.2 million have been received, including \$1.1 million from Lake Belt mitigation fees, \$576,481 from Corkscrew Mitigation Bank, \$2.1 million from environmental resource permits, and \$337,800 from water use permits.

- Other budgeted revenues of \$22.2 million received include leases, sale of District property and revenue supporting District self-insured programs:
 - \$1.5 million in rock mining royalties have been collected and \$3.8 million in lease revenues, for a total of \$5.3 million. The timing of revenues received is based on the fee schedules within the agreements.
 - \$363,130 has been collected from cash discounts refunded from prior year expenditures, civil penalties, enforcement fees, and sale of recycled oil and scrap metal.
 - \$471,464 from the sale of District property has been received.
 - \$16.1 million in revenues recognized through the end of April for the District's self-insured programs. This includes District funding as well as premiums paid by employees, retirees, and COBRA participants.

Summary of Expenditure and Encumbrance - the District has spent **\$410.4 million** and has encumbered **\$596.6 million** of its budget. The District has obligated (encumbrances plus expenditures) **\$1.007 billion** of its budget.

- **Water Resources Planning and Monitoring Program** includes water supply and other water resources planning, development of minimum flows and levels and technical assistance (including local and regional plan and program review). District regional water supply plans for each planning area address the unique resources and needs of specific regions – Lower West Coast, Upper and Lower East Coast, Upper and Lower Kissimmee Basin. District work includes research, data collection, modeling, environmental monitoring and assessment activities that support various regulatory-driven mandates/agreements and comply with federal and state-issued permits for all restoration projects. Of the \$75.8 million budgeted for this program, the District has obligated \$36.4 million: \$26.7 million expended and \$9.7 million encumbered.
- **Land Acquisition, Restoration and Public Works Program** includes the acquisition, planning, design, engineering and construction of all restoration projects unique to the District including: Kissimmee River Restoration Project, Northern Everglades and Estuaries Protection Program (NEEPP), Everglades Forever Act (EFA), Critical Restoration, Comprehensive Everglades Restoration Plan (CERP) and Restoration Strategies (RS). This category also includes water resource development and water supply assistance projects, water control projects and cooperative projects. Of the \$1.1 billion budgeted for this program, the District has obligated \$717.7 million: \$222.5 million expended and \$495.2 million encumbered.
- **Operation and Maintenance of Lands and Works Program** includes all operation and maintenance of facilities, flood control and water supply structures, lands, and other works authorized by Chapter 373, Florida Statutes. The District operates and maintains a multi-purpose water management system comprised of approximately 2,179 miles of canals and 2,131 miles of levees/berms, 87 pump stations, 781 water control structures and weirs, and 621 project culverts, throughout the Central and Southern Florida (C&SF) Project, Big Cypress Basin system, Storm Water Treatment Areas (STA's), CERP and RS completed projects. Of the \$374.3 million budgeted for this program, the District has obligated \$212.6 million: \$123.7 million expended and \$88.9 million encumbered.
- **Regulation Program** includes water use permitting, water well construction permitting, water well contractor licensing, environmental resource and surface water management permitting,

permit administration and enforcement, and any delegated regulatory program. Additional regulatory enforcement activities include the Southern and Northern Everglades Nutrient Source Control Program, and the Everglades Long-Term Plan, which mandates the implementation of Best Management Practices (BMP) programs in the Everglades Construction Project (ECP) and non-ECP Basins for the Southern Everglades. Of the \$22.6 million budgeted for this program, the District has obligated \$11.5 million: \$11.1 million expended and \$0.4 million encumbered.

- **Outreach Program** includes all environmental education activities, such as water conservation campaigns and water resource education; public information activities; activities relating to local, regional, state, and federal governmental affairs; and all public relations activities, including public service announcements and advertising in any media. Of the \$1.3 million budgeted for this program, the District has obligated \$715,208: \$701,888 is expended and \$13,320 is encumbered.
- **District Management and Administration** includes all Governing and Basin Board support, executive support; management information systems, unrestricted reserves; and general counsel, ombudsman, human resources, budget, finance, audit, risk management, and administrative services. Additionally, this program includes property appraiser, tax collector & self-insurance fees in support of district and basin activities. Of the \$42.1 million budgeted for this program, the District has obligated \$28 million: \$25.7 million expended and \$2.3 million encumbered.

We hope this report will aid in understanding the District's financial condition as well as expenditure performance against the approved budget. If you have any questions, please feel free to contact me at (561) 682-6486.

CJH/MD

Attachment

South Florida Water Management District
Statement of Sources and Uses of Funds (Unaudited)
For the month ended: April 30, 2021. Percent of fiscal year completed: 58.3%

Sources	CURRENT BUDGET	Actuals Through April 2021	VARIANCE (UNDER) / OVER BUDGET	ACTUALS AS A % OF BUDGET
Taxes ¹	\$ 299,332,990	\$ 283,086,137	\$ (16,246,853)	94.6%
Intergovernmental	824,452,861	174,569,742	(649,883,119)	21.2%
Interest on Invested Funds	4,697,608	1,283,103	(3,414,505)	27.3%
Licenses Permits & Fees	3,441,000	4,186,372	745,372	121.7%
Other ²	42,800,083	22,203,816	(20,596,267)	51.9%
SUB-TOTAL OPERATING REVENUES	1,174,724,542	485,329,171	(689,395,371)	41.3%
Reserves	481,121,349	481,121,349	-	100.0%
Total Sources	\$ 1,655,845,891	\$ 966,450,519	\$ (689,395,371)	58.4%

¹ Includes Ad Valorem and Agricultural Privilege Taxes.

² Includes Leases, Sale of District Property, and Self Insurance Premiums.

Uses	CONSUMABLE BUDGET	EXPENDITURES	ENCUMBRANCES ³	AVAILABLE BUDGET	% EXPENDED	% OBLIGATED ⁴
Water Resources Planning and Monitoring	\$ 75,800,891	\$ 26,718,029	\$ 9,707,797	\$ 39,375,065	35.2%	48.1%
Land Acquisition, Restoration and Public Works	1,139,815,355	222,569,697	495,172,400	422,073,259	19.5%	63.0%
Operation and Maintenance of Lands and Works	374,257,866	123,691,690	88,871,224	161,694,951	33.0%	56.8%
Regulation	22,619,327	11,086,425	445,899	11,087,003	49.0%	51.0%
Outreach	1,255,074	701,888	13,320	539,865	55.9%	57.0%
District Management and Administration	42,097,378	25,663,870	2,350,304	14,083,204	61.0%	66.5%
Total Uses	\$ 1,655,845,891	\$ 410,431,599	\$ 596,560,943	\$ 648,853,348	24.8%	60.8%

³ Encumbrances represent unexpended balances of open purchase orders and contracts.

⁴ Represents the sum of expenditures and encumbrances as a percentage of the current budget.

This unaudited financial statement is prepared as of April 30, 2021, and covers the interim period since the most recent audited financial statement.

**TOTAL NUMBER OF AUTHORIZATIONS
APPROVED BY THE EXECUTIVE DIRECTOR
From: May 1, 2021 to May 31, 2021**

Environmental Resource Permits	Total
a. Conceptual Approvals	0
b. Conceptual Modifications	0
c. New Construction and Operation (C&O)	0
d. Modifications to Previously Approved C&O	0
e. Mitigation Banks / Offsite Mitigation Areas	1
f. Wetland Enhancement / Restoration	1
	<hr/>
	2
 Water Use Permits	
a. Renewals	1
b. Modifications	1
c. New Water Use	1
d. Master Dewatering	0
	<hr/>
	3
 ERP and Water Use Total = 5	

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INDIVIDUAL PERMITS ISSUED BY
AUTHORITY DELEGATED TO EXECUTIVE DIRECTOR
FROM May 1, 2021 TO May 31, 2021**

I PERMIT APPLICATIONS	PAGE NO.
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1. CORKSCREW SWAMP SANCTUARY MARSH AND PRAIRIE
RESTORATION
NATIONAL AUDUBON SOCIETY, INC.

APPL. NO. 210324-5700
PERMIT NO. 11-104938-P

ACREAGE: 1136.00
LAND USE: GOVERNMENT OR
INSTITUTIONAL

PERMIT TYPE: ENVIRONMENTAL RESOURCE
LAST DATE FOR AGENCY ACTION: JUNE 18, 2021

Attachment: IP Issued Report for May 2021 (5545 : Executive Director's Report - Drew Bartlett)

Summary Report for Application Number: 210324-5700
 Project Name: Corkscrew Swamp Sanctuary Marsh and Prairie Restoration
 Default Date: June 18, 2021

- **Project Summary:**

This Environmental Resource Permit authorizes enhancement activities including shredding of nuisance shrub plants by low-impact mechanical equipment to restore native wet prairies and marshes. The proposed enhancement activities encompass 1,136 acres of wetlands. The enhancement activities are geographically limited to areas where nuisance vegetation dominate in coverage.

- **Water Quality**

Water quality treatment is not required for this project. No impervious surface or stormwater management system is proposed.

- **Water Quantity**

N/A

- **Wetlands and Other Surface Waters**

Corkscrew Swamp Sanctuary has documented reduced wetland hydroperiods in the onsite marshes, due in part to the overgrowth of Carolina willow and other woody species. The wetlands can generally be described as freshwater marsh and wet prairie. In an effort to help restore these areas to target conditions, shrub nuisance vegetation will be shredded by a rotary cutting head track machine when the marshes are dry. The vegetation will only be cut above ground, and no disturbance to the root system or soils is proposed. The resulting vegetative material (mulch) will be left in place after cutting to minimize disturbance to the natural areas. This material may take a few years to decompose within the wetlands. Nuisance shrub/tree species to be removed include, but is not limited to, Coastal plain willow (*Salix caroliniana* Michx.), maple (*Acer rubrum* L.), and Peruvian primrose willow (*Ludwigia peruviana*). Other nuisance plants, including cattails (*Typha* spp.), will also be targeted during this activity. After initial cutting, spot treatments of undesirable plant recruitment will be conducted as needed. Once the mulch debris has decomposed and the herbaceous plant community has naturally recruited, prescribed fires will be introduced into these areas for perpetual maintenance of the open marsh and wet prairie communities. Therefore, the proposed activity will not cause adverse impacts to the water resources of the area. See Exhibit 3.0 for a summary of the proposed restoration efforts.

- **Mitigation**

Mitigation is not required for this project. There is no net loss of wetland or other surface water functional value. (Sections 10.1, 10.3.3.1, AH Vol. 1).

- **Fish, Wildlife, and Listed Species**

The proposed mechanical treatment of the marsh will enhance habitat for many species of wildlife, including a variety of threatened and endangered species. The mulching of Carolina willow (*Salix caroliniana*) will restore open native marsh habitat and increase foraging opportunities for the wood stork (*Mycteria americana*), roseate spoonbill (*Platalea ajaja*), tricolored heron (*Egretta tricolor*), and other wading bird species. Reduction willow coverage is also expected to increase accessibility and movement within the marsh for terrestrial species, such as the Florida panther (*Puma concolor coryi*). No cavity roosting trees within the freshwater marsh have been documented, therefore mechanical treatment will not affect the Florida bonneted bat (*Eumops floridanus*).

- **Additional Information:**

The site contains 9 wetland marsh areas where nuisance shrub vegetation dominates in coverage, totaling approximately 1,136 acres within the Corkscrew Swamp Sanctuary in Collier and Lee County, Florida.

1.	SAVANNA LAKES NORTH	APPL. NO.	210329-11
	U S HOME CORPORATION	PERMIT NO.	36-09530-W
	SEC 16,17 TWP 45S RGE 27E	ACREAGE:	257.00
		LAND USE:	LANDSCAPE

PERMIT TYPE: WATER USE PROPOSED
WATER SOURCE: SANDSTONE AQUIFER, ON-SITE LAKE(S)
ALLOCATION: 16.33 MILLION GALLONS PER MONTH
LAST DATE FOR AGENCY ACTION: JULY 19, 2021

2.	VERDANA VILLAGE IRRIGATION	APPL. NO.	210409-4
	T P COM-LAND-SUB L L C	PERMIT NO.	36-00883-W
	SEC 29-32 TWP 46S RGE 27E	ACREAGE:	2138.00
		LAND USE:	AGRICULTURAL

PERMIT TYPE: WATER USE MODIFICATION
WATER SOURCE: SURFICIAL AQUIFER SYSTEM, SANDSTONE AQUIFER, ON-SITE LAKE(S)
LAST DATE FOR AGENCY ACTION: JULY 8, 2021

Summary Report for Application Number: 210329-11, Project Name: Savanna Lakes North
Default Date: 7/19/2021

Project Summary:

US Home Corporation is requesting a new irrigation water use permit for a project known as Savanna Lakes North in Lee County. The use is residential landscape irrigation for 94.61 acres using a sprinkler irrigation system.

Water Source:

On-site lakes
Sandstone aquifer.

Annual Allocation:

The annual allocation for the project is 121.52 million gallons.

Project Description:

Savanna Lakes North is a proposed development located northwest of the intersection of Milwaukee Boulevard and Homestead Road South in Lee County, Florida. The Project encompasses approximately 257 acres for a proposed residential development that will include houses, interconnected lakes, preserves and associated infrastructure (roads, utilities, amenities, etc.)

Impact Assessment:

Based on the impact assessment submitted with the application, the use will not cause harm to water resource availability, wetlands, existing legal users, and existing off-site land uses or result in the migration of saline water or pollution. A Sandstone aquifer water level monitoring plan will be implemented for the project.

Permit Duration:

Five years.

Additional Information:

The primary source of water are the on-site lakes via one proposed pump with groundwater recharge from the sandstone aquifer via one well. Withdrawal from the surface water source(s) for irrigation shall be equal to the amount of water used for replacement/recharge on a monthly basis (for example, the volume of water withdrawn from the lake must be the same volume of water put into the lake), except when the surface water drainage system is discharging.

Attachment: IP Issued Report for May 2021 (5545 : Executive Director's Report - Drew Bartlett)

Summary Report for Application Number: 210409-4 Project Name: Verdana Village Irrigation
Default Date: 7/8/2021

Project Summary:

TP Com-Land-Sub LLC, TP2-Com-Land-Sub LLC, and TP L-Com-Land-Sub LLC are requesting a modification to their water use permit for a project known as Verdana Village Irrigation in southeast Lee County. The use is for agricultural and residential irrigation and clay tennis court hydration. This modification includes a de minimis increase in allocation for the hydration of seven clay tennis courts increasing the annual allocation by 1.26 million gallons. The Project is currently permitted for the irrigation of 482 acres of potatoes and the irrigation of 1,134 acres of citrus. Agricultural irrigation will continue at their current permitted allocations until July 31, 2021. After this time, the Project will be modified to remove all agricultural operations and transition to a residential development. After the transition, the project will irrigate 312.2 acres of landscaping leading to an approximate 74% reduction of allocation on an annual basis and an 83% reduction of allocation on a maximum monthly basis.

Water Source:

Agricultural Irrigation – surficial aquifer system and the sandstone aquifer

Landscape Irrigation – on-site lakes and the surficial aquifer system

Annual Allocation:

The annual allocation for the project is 1,508.18 million gallons, which will be reduced to 408.74 million gallons after July 31, 2021

Project Description:

Verdana Village is a 2,138-acre proposed residential project in Lee County that has an agricultural irrigation history. The existing agricultural operations (1,134 acres of citrus and 482 acres of potatoes) will cease on July 31, 2021. The residential water use includes 312.2 acres of landscape irrigation and hydration of 7 clay tennis courts. The Permittee proposes to use a sprinkler irrigation system for the entire irrigation area and a subsurface system for the tennis courts.

Impact Assessment:

Based on the impact assessment submitted with the application, the use will not cause harm to water resource availability, wetlands, existing legal users, and existing off-site land uses or result in the migration of saline water or pollution. The historical use of the Sandstone aquifer will cease on July 31, 2021.

Permit Duration:

Five years.

Additional Information:

The project is currently permitted for the irrigation of 482 acres of potatoes and the irrigation of 1,134 acres of citrus. Irrigation of 482 acres of potatoes, and 1,134 acres of citrus will continue at their current allocations until July 31, 2021. After this time, the Project will be modified to remove all agricultural operations and transition the site to a residential development. All wells associated with the agricultural operation (32 existing surficial aquifer system wells and 4 existing sandstone aquifer wells) will be properly plugged and abandoned in phases once the transition to residential development begins after July 31, 2021. The proposed project for landscape irrigation will utilize both groundwater and captured stormwater. The groundwater will be used to supplement surface water irrigation within the Project's stormwater management system (on-site lakes). The volume of water withdrawn from the lakes must be the same volume of groundwater put into the lake on a monthly basis. The project also proposes to include hydration of seven clay tennis courts using groundwater from the surficial aquifer system. The HydroCourt systems are designed to hydrate the tennis courts from below the surface using an amount of water necessary to maintain substrate moisture. The unique subsurface system results in an approximate 60% water use savings as compared to traditional clay court sprinkler systems.

1.	H W T T NUTRIENT REMOVAL PROJECTS	APPL. NO.	210419-7
	WATERSHED TECHNOLOGIES L L C	PERMIT NO.	47-00854-W
	SEC 5,7,17,18, 20 TWP 36,37,38S RGE 35,36E	ACREAGE:	1.00
		LAND USE:	INDUSTRIAL

PERMIT TYPE: WATER USE RENEWAL

WATER SOURCE: MOSQUITO CREEK,TAYLOR CREEK,WOLFF DITCH

ALLOCATION: 619.32 MILLION GALLONS PER MONTH

LAST DATE FOR AGENCY ACTION: JULY 18, 2021

Summary Report for Application Number: 210419-7 Project Name: HWTT Nutrient Removal Projects**Default Date: 7/18/2021****Project Summary:**

Watershed Technologies, LLC is requesting a renewal to the Water Use Permit 47-00854-W for a project known as HWTT Nutrient Removal Projects in Okeechobee County. The allocation is for industrial water supply to cover evaporative and seepage losses for the project which removes phosphorus from surface water creeks.

Water Source:

Off-site Canals (Wolff Ditch, Lemkin Creek, Mosquito Creek, Taylor Creek)

Annual Allocation:

The annual allocation for the project is 3,096.60 million gallons.

Project Description:

HWTT Nutrient Removal Projects are four existing water quality treatment projects located at three sites (Wolff Ditch-Lemkin Creek site, Mosquito Creek site, Grassy Island site) that uses Hybrid Wetland Treatment Technology (HWTT) system to remove phosphorus from the creeks that discharge into Lake Okeechobee. The three Project sites are located in south eastern Okeechobee County (Exhibits 1 and 2).

Impact Assessment:

Based on the historical monitoring data, the use will not cause harm to water resource availability, wetlands, existing legal users, and existing off-site land uses or result in the migration of saline water or pollution.

Permit Duration:

October 31, 2021 (The expiration date is tied to a lease renewal date and can be extended for a 20 year period from the date of permit issuance).

Additional Information:

HWTT Nutrient Removal Projects consist of four existing water quality treatment projects on three sites (i.e. Wolff Ditch-Lemkin Creek site, Mosquito Creek site, Grassy Island site) that use a Hybrid Wetland Treatment Technology (HWTT) system to remove phosphorus from the creeks that discharge into Lake Okeechobee. Water passes through each of the sites for treatment before being returned to the source creeks.

As previously indicated, a lease agreement has been provided allowing the FDACS to conduct research for the HWTT systems on District owned property at the Wolff Ditch-Lemkin Creek site and the Grassy Island site. This agreement expires on October 16, 2025. The submitted copy of the landowner agreement between Larson Dairy (landowner, Jacob N. Larson) and Watershed Technologies, LLC for the Mosquito Creek site has an expiration date of September 30, 2021. The Contractual Services Agreement between FDACS and Watershed Technologies, LLC (Permittee) that was submitted for the Wolff Ditch and Lemkin Creek site, the Mosquito Creek site, and the Grassy Island site, has an expiration date of September 30, 2021. In addition to the above agreements, the Wolff Ditch and Lemkin Creek site is issued FDEP Permit 0254574-004 that has a December 1, 2024 expiration date and the Grassy Island site has a FDEP Permit 0259591-008 that has a March 12, 2026 expiration date. Pursuant to Subsection 1.5.2.A of the AH and in consideration of the expiration date of September 30, 2021 for the landowner agreement between Larson Dairy and Watershed Technologies, LLC and within the Contractual Services Agreement between FDACS and Watershed Technologies; this water use permit is being assigned an expiration date of October 31, 2021 to allow the Permittee sufficient time to provide the updated documentation demonstrating legal control to extend the duration. The water use permit duration may be extended through a modification by letter (Special Permit Condition 11), but shall not exceed 20 years from the permit issuance date.

Attachment: IP Issued Report for May 2021 (5545 : Executive Director's Report - Drew Bartlett)

1. BLUEFIELD RANCH MITIGATION BANK
DAVID MCINTOSH, CO-TRUSTEE

APPL. NO. 210330-5755
PERMIT NO. 56-00002-M

ACREAGE: 2675.00
LAND USE: MITIGATION

PERMIT TYPE: MITIGATION BANKING (MODIFICATION)

LAST DATE FOR AGENCY ACTION: JUNE 26, 2021

Project Name: Bluefield Ranch Mitigation Bank

Default Date: 6/26/2021

Project Summary:

This Environmental Resource Permit (ERP) modification for the Blue Field Ranch Mitigation Bank (BRMB) authorizes expansion of the Mitigation Bank Service Area (MSA) to include additional basins within Broward, Hendry, Martin, Okeechobee, Palm Beach, and St. Lucie counties.

- **Water Quality/Quantity**

No construction is authorized. The mitigation bank successfully provides numerous benefits such as improvements to water quality, flood storage and aquifer recharge.

- **Mitigation Bank Service Area**

The expanded MSA was determined based upon the SFWMD Geographic Information System (GIS) Arc Hydro Enhanced Database (AHED) watershed basins, historic watersheds, present-day managed flow patterns, other BRMB hydrological equivalencies, as well as the ecological commonalities of the types of resources found within the basins and watersheds in accordance with Chapter 62-342.600 F.A.C. and Section 373.4136(6), F.S. The applicant provided additional validation of the ecological qualifications these areas provide and MSA criteria for the in-kind compensation the bank can provide to justify the inclusion of these areas in the expanded MSA boundary. The expanded service area includes basins located in Broward, Hendry, Martin, Okeechobee, Palm Beach, and St. Lucie counties.

- **Wetlands and Other Surface Waters**

The applicant provided documentation that demonstrates the type of mitigation being provided in the bank is appropriate to offset impacts to freshwater herbaceous and forested wetland habitats found in the proposed expanded MSA. BRMB mitigation credits may be used to mitigate for impacts to the following native wetland community types, including any ecotones and community sub-types or variations associated with these community types: wet prairie, depression marsh, basin marsh/marsh lake, slough/slough marsh, floodplain marsh, shrub bog, hydric hammock, hydric pine flatwood, hydric pine savanna, South Florida bayhead, bay swamp, floodplain swamp, bottomland forest, blackwater stream, and swale. BRMB mitigation credits may not be used to mitigate impacts to the following native wetland community types: tidal or brackish wetlands, cypress domes and swamps, and sawgrass marsh on marl soils in Miami-Dade County.

- **Fish, Wildlife, and Listed Species**

The mitigation bank successfully provides numerous benefits such as improvements to habitat and food resource for fish and wildlife, including state and federally protected species.

- **Additional Information:**

The suitability of the bank to offset impacts to any given project will be determined by the ERP reviewing agency on a case by case review of the project for which impacts are proposed, in accordance with criteria in place at the time of impact application.