



South Florida Water Management District

GOVERNING BOARD MONTHLY MEETING AGENDA

August 12, 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. Attorney Client Closed Door Session (Staff contact, Carolyn Ansay)
(Estimated duration is 90 minutes.)

Attorney-client session according to Section 286.011(8), Florida Statutes (2020), to discuss strategy related to litigation expenditures or settlement negotiations in Blue Goose Growers, LLC d/b/a Blue Goose Construction v. South Florida Water Management District, Fifteenth Circuit, Case No. 2018-CA-014544.

ATTENDEES: Governing Board Members: C. Goss, S. Wagner, B. Butler, C. Martinez, C. Meads, C. Roman, J. Steinle, and J. Thurlow-Lippisch; Executive Director D. Bartlett; General Counsel C. Ansay; District Attorneys J. Levine and R. Glass; Outside Counsel B. Kirwin and J. Darr, Kirwin Norris, P.A., and a court reporter.

Agenda Item Background:

The General Counsel requests advice from the Governing Board under section 286.011 (8), Florida Statutes (2020) concerning Blue Goose Growers, LLC d/b/a Blue Goose Construction v. South Florida Water Management District, Fifteenth Circuit, Case No. 2018-CA-014544 (Blue Goose). The purpose of the attorney-client session is to discuss strategy related to litigation expenditures or settlement negotiations in the Blue Goose litigation, a breach of contract case related to construction of the C-44 Project.

Recommended Action:

Action Items, (if any), Stemming from Attorney/Client Session.

4. Employee Recognitions
 - August Employee of the Month: Jenifer Barnes, Lead Hydrologic Modeler
 - August Team of the Month: Prescribed Burn Team
 - 30-Year Service Award: Toni Turbeville, Business Management Analyst - Sr.
5. Agenda Revisions
6. Agenda Item Abstentions by Board Members
7. Consider Approval of the Minutes for the July 15th Meeting
8. Executive Director's Report - Drew Bartlett
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. Fakahatchee Strand State Preserve Component, Collier County (Staff contact, Stephen M. Collins)

A. Land Acquisition

Agenda Item Background:

The District is acquiring lands needed to complete the Fakahatchee Strand State Preserve Component of the Picayune Strand Restoration Project. In August 2019, the Governing Board approved the acquisition of the remaining 23 parcels on a willing-seller basis. To date, the District has purchased 16 parcels with three additional purchase contracts to be presented to the Governing Board in September for consideration. Tract SG100-049, owned by Six L's Packing Company, Inc., contains approximately 1.25 acres. District staff is requesting authority to make a written offer at the appraised value of \$42,500. If the landowner fails to accept and enter into an agreement for sale and purchase, approval of the Governing Board item will also grant authority to file an eminent domain action.

Recommended Action:

Resolution No. 2021 - 0801 Authorize a final purchase offer of \$42,500 and eminent domain proceedings for the acquisition of land interests containing 1.25 acres, more or less, in Collier County, Florida, for the Picayune Strand Restoration Project, Fakahatchee Strand State Preserve Component, for which dedicated funds (Land Acquisition Trust Fund and/or Florida Forever Surplus funds) have been budgeted.

B. Release of Funds

Recommended Action:

Resolution No. 2021 - 0802 Advise the Florida Department of Environmental Protection of the proposed acquisition of land interests containing 1.25 acres, more or less, for the Picayune Strand Restoration Project, Fakahatchee Strand State Preserve Component, in Collier County, and request the release of funds from the Land Acquisition Trust Fund and/or usage of Florida Forever Surplus funds for acquisition of such land interests, together with associated costs.

14. Revocable Right of Entry/License on Tract KC100-024 (Duda Property), Glades County (Staff contact, Stephen M. Collins)

Agenda Item Background:

Staff is seeking Governing Board approval of a Revocable Right of Entry/License (ROE) to allow Long Hammock Grove, Inc., a Florida Corporation, Couse Farms, Inc., a Florida Corporation, and Berth Gran and Miller Couse, jointly and severally, to access a gate and an existing roadway within the District's property located in Glades County to allow the Grantee access to a landlocked parcel that the Grantee leases which is south of the District tract.

The ROE will expire on June 1, 2023. The ROE can be terminated for any reason with 30 days written notice.

Recommended Action:

Resolution No. 2021 - 0803 Approve a Revocable Right of Entry/License to Long Hammock Grove, Inc., Couse Farms, Inc., Berth Gran and Miller Couse to access a gate and an existing farm road within Tract KC100-018 (Duda Property) in Glades County.

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

Agenda Item Background:

The District has certain reserved rights to construct canal right of ways. 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, staff recommend that the reservations are released for payment of a value equal to one percent of the appraised value of the land on the Property Appraiser's website in the County where the property is located. It has been determined that there is no present or future need for the reservations listed below.

Staff Recommendation:

Staff recommends approval of the following:

Palm Beach County

Release District canal reservations for West Boynton Center, Ltd. (File No. 18873) for 6.85+/- acres; release value of \$11,564.78 was paid on May 25, 2021.

Recommended Action:

Resolution No. 2021 - 0804 Release District canal reservations.

16. Right of Way Occupancy Permit Request, Glades County (Staff contact, Rich Virgil)

Agenda Item Background:

Glades County Board of County Commissioners (Applicant) requests a modification of Standard Right of Way Occupancy Permit Number 7447 (ROW Permit) for existing unauthorized improvements within Harney Pond Recreational Park (a/k/a Margaret Van De Velde Park), a regional recreational/boating/fishing facility located south of S.R. 78 in Lakeport, Glades County. The existing improvements include a pedestrian trail, information kiosk, playground equipment, wood fence, pavilion, and observation "lookout" tower. The application requires a waiver of the 40-foot setback rule for the wood fence, pavilion, and observation "lookout" tower. The entire park is situated within the east right of way of the C-41 Canal requiring all improvements within the park be authorized by a Right of Way Occupancy Permit. Approval of the ROW Permit and its associated waiver will not adversely impact District operations, maintenance, access, or the ability to perform construction along the C-41 Canal. Glades County currently performs all daily maintenance and regulates operations within the park area.

Recommended Action:

Approve issuance of Standard Right of Way Occupancy Permit Modification Number 7447 and approval of the associated petition for waiver to allow improvements within 40 feet of top of bank (Application No. 21-0326-3M).

17. Security Guard Services, District Headquarters Facility, Palm Beach County (Staff contact, Candida Heater)

Agenda Item Background:

In November 2017, the District entered in a 3-year contract with two 1-year renewal options with G4S Secure Solutions USA, Inc., (G4S) for security guard services. G4S provided professional security guard services to ensure a safe work site. Services included 24-hour monitoring of security systems, daily visitor control, ID badge and access control assistance, crowd control and site security. G4S is a vendor that was awarded a contract for security guard services through a competitive bid process administered by the State of Florida (Contract No. 92121500-14-01).

It is in the interest of the District to utilize the second and final renewal option to the contract with G4S in the amount of \$98,857. Governing Board approval is required since the final renewal option will cause the cumulative amount of Amendment No. 1 through 4 to exceed the District's threshold of \$150,000.

This request is to authorize the final 1-year renewal option to the contract with G4S, in the amount of \$98,857. This contract agreement will be at a total expenditure of \$1,330,839.50 over the 5-year term.

Recommended Action:

Resolution No. 2021 - 0805 Authorize an amendment to the contract with G4S Secure Solutions USA, Inc., for security guard services at headquarters, and on an as needed basis at other District locations, in the amount of \$98,857 to be funded from Ad Valorem funds subject to Governing Board approval of the Fiscal Year 2021-2022 budget for a total revised contract amount of \$1,330,839.50 to fund the second and final one-year renewal option. (Contract Number 4600003714-A04)

18. C-25 Canal Banks Repair, St. Lucie County (Staff contact, Alan Shirkey)

Agenda Item Background:

As part of the Operations and Maintenance Capital program, the C-25 Canal Banks Repair Project will consist of repairing 4.32 miles of canal banks from downstream of S-99 Structure to West of Kings Highway. The banks were eroded during Hurricane Irma and the repair will consist of re-building the bank slopes and installing rubble rip-rap for protection from future erosion. The contractor will be responsible for providing all labor, equipment, and materials for the excavation, backfill, compaction, grading and rip-rap placement.

The lowest responsive and responsible bidder is recommended for award. In accordance with District policy and consistent with state law for Request for Bids (RFB) procurements, this item was competitively bid through a sealed bid process.

Recommended Action:

Resolution No. 2021 - 0806 Authorize entering into a 540-day contract with Dickerson Florida, Inc., the lowest responsive and responsible bidder for the C-25 Canal Banks Repair Project, in the amount of \$4,856,400, for which \$100,000 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 4600004462)

19. Board Vote on Consent Agenda

Technical Reports

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

Discussion Agenda

22. Key Construction Projects Update (Staff contact, Alan Shirkey)

Agenda Item Background:

A project status update will be provided on several of the District's ongoing ecosystem restoration projects, including components of the Comprehensive Everglades Restoration Plan (CERP), Restoration Strategies and STA-related improvements to enhance water quality for the Everglades. This is a briefing item and no Governing Board action is required.

Staff Reports

23. Monthly Financial Report - Candida Heater
24. General Counsel's Update - Carolyn Ansay
25. General Public Comment
26. Board Comment
27. Adjourn

Public Comment Policy

The South Florida Water Management District Governing Board encourages the public to provide comment and input to the Governing Board. Public comment is accepted at the two dedicated General Public Comment periods at the beginning and the end of the meeting. Public comment is also accepted on the Consent Agenda and each Discussion Agenda item.

MEMORANDUM

TO: Governing Board Members

FROM: Carolyn S. Ansay, General Counsel

DATE: August 12, 2021

SUBJECT: Attorney Client Closed Door Session (Staff contact, Carolyn Ansay) (Estimated duration is 90 minutes.)

Agenda Item Background:

The General Counsel requests advice from the Governing Board under section 286.011 (8), Florida Statutes (2020) concerning Blue Goose Growers, LLC d/b/a Blue Goose Construction v. South Florida Water Management District, Fifteenth Circuit, Case No. 2018-CA-014544 (Blue Goose). The purpose of the attorney-client session is to discuss strategy related to litigation expenditures or settlement negotiations in the Blue Goose litigation, a breach of contract case related to construction of the C-44 Project.

The persons attending the attorney-client session are: Governing Board Members: C. Goss, S. Wagner, B. Butler, C. Martinez, C. Meads, C. Roman, J. Steinle, and J. Thurlow-Lippisch; Executive Director D. Bartlett; General Counsel C. Ansay; District Attorneys J. Levine and R. Glass; Outside Counsel B. Kirwin and J. Darr, Kirwin Norris, P.A., and a court reporter.

Additional Background:

The District is currently engaged in litigation with Blue Goose Construction ("Blue Goose") and its surety, Western Surety Company ("Western"), over Blue Goose's failure to timely finish the C-44 Stormwater Treatment Area Project ("Project") in Martin County. As a result, the District terminated its contract with Blue Goose on November 7, 2018. On November 15, 2018, Blue Goose sued the District, alleging that the District wrongfully terminated its contract. In response, the District counterclaimed against Blue Goose and Western, for breach of contract and breach of the performance bond. The case is a multi-million dollar complex construction dispute that the parties are vigorously litigating. Mediation is scheduled to take place on August 24-25, 2021.

Staff Contact and Presenter:

Carolyn Ansay, cansay@sfwmd.gov, 561-682-6232

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

Environmental Resource Permits	Total
a. Conceptual Approvals	0
b. Conceptual Modifications	0
c. New Construction and Operation (C&O)	4
d. Modifications to Previously Approved C&O	0
e. Mitigation Banks / Offsite Mitigation Areas	0
f. Wetland Restoration Projects	0
	4
 Water Use Permits	
a. Renewals	1
b. Modifications	1
c. New Water Use	1
d. Master Dewatering	2
	5
ERP and Water Use Total =	9

**TABLE OF CONTENTS
INDIVIDUAL PERMITS ISSUED BY
AUTHORITY DELEGATED TO EXECUTIVE DIRECTOR
FROM July 1, 2021 TO July 31, 2021**

I PERMIT APPLICATIONS	PAGE NO.
COLLIER COUNTY	2
LEE COUNTY	5
MARTIN COUNTY	8
PALM BEACH COUNTY	11
ST LUCIE COUNTY	14

1. ISLES OF COLLIER PRESERVE - FLEISCHMANN
BAYSHORE PARCEL, LLC

APPL. NO. 200724-3945
PERMIT NO. 11-104232-P

ACREAGE: 78.58
LAND USE: RESIDENTIAL
RECREATIONAL
INCLUDING GOLF

PERMIT TYPE: ENVIRONMENTAL RESOURCE (NEW CONSTRUCTION/OPERATION)
LAST DATE FOR AGENCY ACTION: JULY 24, 2021

2. ORANGE BLOSSOM RANCH NORTH
THE RANCH AT ORANGE BLOSSOM MASTER ASSOCIATION, INC
SEC 13,18 TWP 48S RGE 27,28E

APPL. NO. 210517-5
PERMIT NO. 11-02509-W

ACREAGE: 321.43
LAND USE: LANDSCAPE

PERMIT TYPE: WATER USE MODIFICATION/RENEWAL
WATER SOURCE: ON-SITE LAKE(S), LOWER TAMIAMI AQUIFER
ALLOCATION: 28.16 MILLION GALLONS PER MONTH

LAST DATE FOR AGENCY ACTION: SEPTEMBER 6, 2021

Project Summary

This Environmental Resource Permit authorizes Construction and Operation of a stormwater management (SWM) system serving 112.72 acres of residential development known as Isles of Collier Preserve – Fleischmann, located in Naples, Collier County, Florida.

Water Quality

The design includes a site-specific pollutant loading analysis for nutrients and an additional 50% water quality treatment volume above the amounts required pursuant to Section 4.2.1, Volume II, as reasonable assurances that the project's discharge will not cause or contribute to violations of State water quality standards. The project provides 10.46 ac-ft of water quality treatment through on-site lakes.

Issuance of this permit constitutes certification of compliance with state water quality standards in accordance with Rule 62-330.062, F.A.C.

Water Quantity

The project's peak discharge is 4.3 cfs, which is below the allowable limit of 4.46 cfs, which is based on a discharge rate of 0.06 cfs/acre, for projects within the Lely Manor Canal Basin, based on Collier County Ordinance No. 2017-19.

Receiving Waterbody

The project discharges to the Gulf of Mexico, via Dollar Bay.

Wetlands and Other Surface Waters

The project site contains 53.70 acres of wetlands and 0.13 acres of other surface waters (OSW), totaling 53.83 acres. The project will result in 25.96 acres of direct wetland impacts, 0.95 acres of secondary wetland impacts, and 0.13 acres of OSW impacts. To compensate for direct and secondary wetland impacts, the project provides both on-site and off-site functional replacement value, a conservation easement, exotic removal and maintenance of both upland and wetland habitat areas. Pursuant to Section 10.2.1, Volume I, the applicant has reduced wetland impacts to the extent practicable by concentrating development in lower quality wetlands, and consolidating preserve areas within higher quality wetlands and historic flow-ways on the site.

Mitigation and Monitoring Plan

To mitigate for the wetland impacts, the applicant will provide both on-site and off-site mitigation. The on-site mitigation includes 26.79 acres of wetland and 2.12 acres of upland preservation and enhancement. The functional gain for the wetland and upland preservation was calculated at 3.82 units, while the functional loss was determined to be 9.65 units. Therefore, the amount of required off-site mitigation was determined to be 5.83 units. The preserved wetlands (26.79 acres) and uplands (1.35 acres), along with upland buffer area (0.77 acres) will be preserved on-site under a conservation easement dedicated to the District.

The applicant will purchase 5.85 units of freshwater forested mitigation bank credits from Panther Island Mitigation Bank. The amount of required mitigation was determined using the Uniform Mitigation Assessment Method in Chapter 62-345, F.A.C. The proposed mitigation is located within the same basin as the impacts, therefore pursuant to Section 10.2.8 of Volume I, the project will not result in unacceptable cumulative impacts to the West Collier Basin.

Monitoring will be conducted by the permittee for a minimum period of five consecutive years or until District staff determines that mitigation success has been achieved. There is no net loss of wetland or other surface water functional value associated with the proposed project (Section 10.3.3.1, Vol. I).

Fish, Wildlife, and Listed Species

The wetlands to be impacted provide habitat for wetland-dependent species. The proposed mitigation will provide and improve habitat for wetland-dependent and aquatic species. No aquatic or wetland-dependent listed species or species having special protection were observed to be using the uplands within the project for nesting or denning. No wetland-dependent endangered or threatened species or species of special concern were observed onsite. The permittee will follow the recommendations outlined in the correspondence from the Florida Fish and Wildlife Conservation Commission (FWC), dated June 18, 2020, with regards to the Florida black bear.

Additional Information:

The site is located in Naples, Collier County, Florida, on the west side of Tamiami Trail (U.S. 41).

Supporting documents for this ERP Application are filed in the ePermitting system under App. No. 200724-3945

Default Date: 9/6/2021

Project Summary:

The Ranch at Orange Blossom Master Association, Inc. is requesting the renewal and modification of an irrigation water use permit for a project known as Orange Blossom Ranch North in Collier County. The use is for residential irrigation of 163.14 acres of landscaping. In this application, the permittee requests a permit renewal with no increase in allocation from the previous permit. The modification request includes correction of the location for Well 3 by shifting it approximately 2,000 feet northwest from the original location shown in the previous permit. The locations of the existing Pump 1 and Well 2 were also corrected to reflect their exact location which are approximately 350 feet north from the locations shown in the previous permit.

Water Source:

The source is on-site lakes with recharge from the Lower Tamiami aquifer.

Annual Allocation:

The annual allocation for the project is 228.54 million gallons.

Project Description:

Orange Blossom Ranch North is a 321-acre existing residential development located on the north side of Oil Well Road approximately 11 miles east of Interstate I-75 in Collier County. The project will irrigate 163.14 acres of landscaping using a sprinkler irrigation system.

Impact Assessment:

In order to provide reasonable assurances that the conditions for permit issuance are met, the Permittee provided a drawdown impact analysis using a groundwater model. The modeling data are consistent with the criteria for basic analytical impact assessments set forth in Subsection 3.1.2 of the Applicant's Handbook for Water Use Permit Applications within the South Florida Water Management District. The purpose of the analysis was to simulate withdrawal of the maximum month allocation during a 1-in-10 year drought rainfall scenario. 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.

Permit Duration:

20 years as this application is for a renewal with no increase in allocation from a source of limited availability (lower Tamiami Aquifer) in the Lower West Coast Planning Area.

Additional Information:

The Project withdraws surface water from the on-site lakes for landscape irrigation. 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. The replacement/recharge of groundwater into surface water is for water quality treatment or supplementation and not the artificial maintenance of lake levels.

-
- | | |
|--|---|
| 1. DEL PRADO W W T F SUPPLEMENTAL SUPPLY WELL
FLORIDA GOVERNMENTAL UTILITY AUTHORITY
SEC 14 TWP 43S RGE 24E

PERMIT TYPE: WATER USE PROPOSED
WATER SOURCE: LOWER HAWTHORN AQUIFER
ALLOCATION: 16 MILLION GALLONS PER MONTH
LAST DATE FOR AGENCY ACTION: AUGUST 18, 2021 | APPL. NO. 210520-4
PERMIT NO. 36-09576-W

ACREAGE: N/A
LAND USE: PUBLIC WATER
SUPPLY |
|--|---|
-
- | | |
|--|--|
| 2. FLORIDA GULF COAST UNIVERSITY MASTER DEWATERING
FLORIDA GULF COAST UNIVERSITY
SEC 6,10-14, 23, 24 TWP 46S RGE 25,26E

PERMIT TYPE: WATER USE MODIFICATION/RENEWAL
WATER SOURCE: WATER TABLE AQUIFER
ALLOCATION: NOT REQUIRED
LAST DATE FOR AGENCY ACTION: AUGUST 2, 2021 | APPL. NO. 210217-6
PERMIT NO. 36-05837-W

ACREAGE: 876.00
LAND USE: DEWATERING |
|--|--|
-

Summary Report for Application Number: 210520-4, Project Name: Del Prado WWTF Supplemental Supply Well**Default Date: 8/18/2021****Project Summary:**

Florida Governmental Utility Authority is requesting a new water use permit for reclaimed water supply supplementation for a project known as Del Prado WWTF Supplemental Supply Well in Lee County. The use is to supplement reclaimed water service to end-users in North Fort Myers and the City of Cape Coral.

Water Source:

The source is the Lower Hawthorn aquifer.

Annual Allocation:

The annual allocation for the project is 183.0 million gallons.

Project Description:

Del Prado Waste Water Treatment Facility is an existing wastewater treatment facility in North Fort Myers that produces and distributes reclaimed water for irrigating 6 golf courses, 500 single family homes, and has a contract to provide water to the City of Cape Coral. Approximately 0.5 million gallons per day of groundwater from one Lower Hawthorn aquifer well will be used to supplement the reclaimed supply.

Impact Assessment:

In order to provide reasonable assurances that the conditions for permit issuance are met, the Permittee provided a drawdown impact analysis using a groundwater model. The modeling data are consistent with the criteria for basic analytical impact assessments set forth in Subsection 3.1.2 of the Applicant's Handbook for Water Use Permit Applications within the South Florida Water Management District. The purpose of the analysis was to simulate withdrawal of the maximum month allocation during a 1-in-10 year drought rainfall scenario. 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.

Permit Duration:

Twenty years.

Additional Information:

The Lower Hawthorn aquifer is a deep (the project well is cased to 525 feet below land surface) artesian aquifer in the Project area with a static water level above ground surface. The chloride concentration of the LHA is about 1,300 mg/L, and the aquifer is considered an alternative supply.

Attachment: 08_IP_Issued_by_the_ED_Report_for_July2021 (5582 : Executive Director's Report - Drew Bartlett)

Summary Report for Application Number: 210217-6, Project Name: FLORIDA GULF COAST UNIVERSITY MASTER DEWATERING

Default Date: 8/2/2021

Project Summary:

Florida Gulf Coast University (FGUA) is requesting a renewal and modification to a master dewatering water use permit for a project known as Florida Gulf Coast University Master Dewatering in Lee County. The use is for dewatering to facilitate numerous proposed construction projects on the campus as detailed in the 2020-2030 master plan for the university.

- **Water Source**

Water table aquifer.

- **Estimated Dewatering Volume**

The estimated maximum dewatering volume for the Project is 13 million gallons per day or 36,000 million gallons over 10 years.

- **Dewatering Effluent Disposal**

Dewatering effluent will be retained on-site in the surface water management system to the maximum extent possible; however, off-site discharge to the neighboring Miromar Lakes CDD is authorized in this permit.

- **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.

Additional Information:

FGCU is a growing university that will continue to expand over the next ten years, located on the east side of Ben Hill Griffin Parkway, approximately 1.5 miles south of Alico Road, in Lee County. A water use permit is required for dewatering of the water table aquifer to assist in numerous proposed projects including expansion and construction of new academic, faculty and support buildings; installation of underground utilities; construction of athletic fields; and the construction of roads. Proposed projects will require dewatering associated with the construction of stormwater management infrastructure, underground utilities, footings/pilings, elevator shafts, roads, and site preparation.

-
1. MCARTHUR GOLF CLUB
MCARTHUR GOLF CLUB, LLC
- APPL. NO. 201112-5
PERMIT NO. 43-01218-W
- ACREAGE: 206.10
LAND USE: GOLF COURSE
LANDSCAPE
- PERMIT TYPE: WATER USE MODIFICATION
WATER SOURCE: SURFICIAL AQUIFER SYSTEM, ON-SITE LAKE(S)
ALLOCATION: 20 MILLION GALLONS PER MONTH
LAST DATE FOR AGENCY ACTION: JULY 27, 2021
-
2. MCARTHUR WEST GOLF COURSE
MCARTHUR GOLF CLUB, LLC
- APPL. NO. 210115-5126
PERMIT NO. 43-104952-P
- ACREAGE: 518.10
LAND USE: RECREATIONAL
INCLUDING GOLF
- PERMIT TYPE: ENVIRONMENTAL RESOURCE (NEW CONSTRUCTION/OPERATION)
LAST DATE FOR AGENCY ACTION: JULY 27, 2021
-

Summary Report for Application Number: 201112-5

Project Name: MCARTHUR GOLF CLUB LLC

Default Date: 07/27/2021

Project Summary:

McArthur Golf Club, LLC is requesting a modification of their existing water use permit for a Project known as MacArthur Golf Club in Martin County. The allocation is for the irrigation of 192.5 acres of golf course and 13.6 acres of landscape using a sprinkler irrigation system. This Application is requesting an increase in the irrigated golf course acreage from 92.5 acres to 192.5 acres of turf; thus, increasing the maximum month allocation from 14.97 million gallons to 20.00 million gallons and the annual allocation from 84.00 million gallons to 129.62 million gallons. Further modifications to the water use permit include an increase of the amount of reclaimed water delivered to on-site lined Lake 3 by South Martin Regional Utility from 150,000 gallons per day to 400,000 gallons per day.

Water Source:

On-Site Lakes with groundwater recharge from the surficial aquifer system

Annual Allocation:

129.62 million gallons

Project Description:

McArthur Golf Club is an existing, permitted golf course located immediately west of intersection of SE Federal Highway and SE Osprey Street, in eastern Martin County. The golf course is proposing an increase in acreage to construct an 18-hole golf course on the west site of the property.

Impact Assessment:

In order to provide reasonable assurances that the conditions for permit issuance are met, the Permittee provided a drawdown impact analysis using a groundwater model. The modeling data are consistent with the criteria for basic analytical impact assessments set forth in Subsection 3.1.2 of the Applicant's Handbook for Water Use Permit Applications within the South Florida Water Management District. The purpose of the analysis was to simulate withdrawal of the maximum month allocation during a 1-in-10 year drought rainfall scenario. 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.

Permit Duration:

Five years as the request includes an increase in allocation from the surficial aquifer system, which is a source of limited availability in the Upper East Coast Regional Supply Planning Area.

Additional Information:

The applicant is requesting an increase in the irrigated golf course acreage from 92.5 acres to 192.5 acres of turf; thus, increasing the maximum month allocation from 14.97 million gallons to 20.00 million gallons and the annual allocation from 84.00 million gallons to 129.62 million gallons. The actual calculated maximum month demands by the Modified Blaney-Criddle method are 23.68 million gallons; however, the monthly demand is being limited to 20 million gallons in order to provide reasonable assurance that no harm shall occur to the on-site wetlands. Therefore, a 1-in-10 rainfall level of certainty is not being met by this permit. In this application, a surface water source (on-site lakes) is also being added.

Primary withdrawals are from on-site unlined Lakes 1-2 (located on the proposed west golf course), via one proposed pump station (i.e. three surface water pumps) with groundwater recharge from three existing surficial aquifer system wells. Withdrawals from on-site unlined Lakes 1-2 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 on-site unlined Lakes 1-2 must be the same volume of water put into on-site unlined Lakes 1-2). The replacement of groundwater into on-site unlined Lakes 1-2 is for water quality treatment or supplementation and not for the artificial maintenance of lake levels. On-site lined Lake 3 (located on the existing golf course) is supplemented with reclaimed water that is being delivered by the South Martin regional Utility via one reclaimed water pump. Irrigation withdrawals from on-site lined Lake 3 are via one pump station consisting of four existing surface water pumps.

Summary Report for Application Number: 210115-5126 | Project Name: McArthur West Golf Course
Default date: 07/27/2021

Project Summary

This Environmental Resource Permit authorizes Construction and Operation of a stormwater management (SWM) system serving 518.10 acres of recreational development known as McArthur West Golf Course, located in Hobe Sound, Martin County, Florida.

Water Quality

The project provides 23.07 ac-ft of water quality treatment through interconnected wet and dry detention ponds. The design includes a site-specific pollutant loading analysis for nutrients and an additional 50% water quality treatment volume above the amounts required pursuant to Section 4.2.1, of the Applicant's Handbook Volume II, as reasonable assurances that the project's discharge will not cause or contribute to violations of State water quality standards.

Issuance of this permit constitutes certification of compliance with state water quality standards in accordance with Rule 62-330.062, F.A.C.

Water Quantity

The project discharge for the 25-year, 3-day design storm event is within the allowable limit, based on a pre- vs. post-development discharge rate analysis, showing that the post-development design peak discharge rates are less than the pre-development peak discharge (Section 3.3.2, Applicant's Handbook Volume II).

Receiving Waterbody

The project discharges to an existing unnamed slough, that conveys flows north and south, mainly into the north fork of the Loxahatchee River and the south fork of the St. Lucie River.

Wetlands and Other Surface Waters

The site contains 27 jurisdictional wetlands totaling 193.5 acres. The project will result in approximately 0.15 acres of wetland impacts. Mitigation for wetland impacts will be accomplished through onsite wetland creation.

The project proposes works over approximately 1.89 acres of other surface waters, which consist of manmade agricultural ditches and canals. Mitigation for impacts to other surface waters is not required, pursuant to Section 10.2.2.2, Applicant's Handbook Volume I.

Mitigation and Monitoring Plan

Mitigation for the proposed wetland impacts will be conducted onsite. As mitigation for the 0.15 acres of wetland impacts, the applicant will recreate 0.20 acres of wet prairie wetland, along with a 50-foot upland buffer. The applicant will preserve the wetland and upland mitigation area in perpetuity by placing it under a 0.79-acre conservation easement. Monitoring will be conducted by the permittee for a minimum period of five consecutive years or until District staff determines that mitigation success has been achieved. There is no net loss of wetland or other surface water functional value associated with the proposed project (Section 10.3.3.1, Vol. I).

Fish, Wildlife, and Listed Species

The onsite wetlands provide habitat for wetland dependent and listed species. The proposed mitigation will provide and improve habitat for wetland-dependent and aquatic species. Pursuant to Section 10.2.2 of the Applicant's Handbook, Volume 1, there is reasonable assurance that the proposed project will not impact the values of wetland and other surface water functions so as to cause adverse impacts to the abundance, diversity, or habitat of fish, wildlife and listed species.

Additional Information:

The site is located west of the existing McArthur Golf Course, and west of Highway US-1, in Hobe Sound, Martin County, Florida.

1. CEPP NEW WATERS EAA A-2 STORMWATER TREATMENT AREA	APPL. NO.	210519-1
PHILLIPS & JORDAN, INCORPORATED	PERMIT NO.	50-12142-W
SEC 2,13,17-20,22-26,29-32,35-36 TWP 46,47S	ACREAGE:	6500.00
RGE 25,35,36E	LAND USE:	DEWATERING

PERMIT TYPE: WATER USE PROPOSED
WATER SOURCE: WATER TABLE AQUIFER
ALLOCATION: NOT REQUIRED
LAST DATE FOR AGENCY ACTION: SEPTEMBER 13, 2021

2. WEST PALM BEACH PARK GOLF COURSE	APPL. NO.	210309-5554
CITY OF WEST PALM BEACH	PERMIT NO.	50-104830-P
	ACREAGE:	165.70
	LAND USE:	RECREATIONAL INCLUDING GOLF

PERMIT TYPE: ENVIRONMENTAL RESOURCE (NEW CONSTRUCTION/OPERATION)
LAST DATE FOR AGENCY ACTION: JULY 30, 2021

Project Summary:

Phillips & Jordan, Incorporated are requesting a new master dewatering water use permit for a project known as CEPP New Waters EAA A-2 Stormwater Treatment Area. The use is for dewatering associated with the construction of the EAA A-2 Stormwater Treatment Area in Palm Beach County.

- **Water Source**
Water table aquifer.
- **Estimated Dewatering Volume**
The estimated dewatering volume for the Project is 2,384 million gallons.
- **Dewatering Effluent Disposal**
Dewatering effluent will be routed to former farm ditches within the A2-STA and routed to an on-site storage area and kept on-site where it will be allowed to seep back into the WTA. If the capacity of the on-site ditches is exceeded, the dewatering effluent will be routed off-site to the Miami Canal, via the Miami Culverts 1 and 2. Off-site dewatering will only occur as an emergency backup operation.
- **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.

Additional Information:

The Project contains approximately 7,000 acres of farmland that is being converted into a Storm Water Treatment Area (STA) with three treatment cells. The project is part of the Central Everglades Planning Project (CEPP), which is part of the Comprehensive Everglades Restoration Plan (CERP). The A2-STA is permitted by a Florida Department of Environmental Protection (FDEP) permit under the Everglades Forever Act (EFA) [File Numbers 0370631-003, 0370631-004, and 0370631-005 - USACE Permit Nos. SAJ-2018-03427 (SP-KDS), SAJ-2018-03427(SP-KDS) Modification 1, and SAJ-2018-03427(SP-KDS) Modification 2]. The STAs are components of the Everglades Construction Project (ECP) and their construction, operation, and maintenance are required by the EFA (Section 373.4592 of the Florida Administrative Code).

Dewatering activities will be required to facilitate construction of the following: construction spillway structure (S-647) in the C-623 Inflow/Outflow Canal, inflow and outflow control structures (S-641A-B, S-643A-B, S-645A-B, S-642, S-644A-B, S-646A-B), discharge structure (S-649), temporary inflow pump station (S-640), a seepage pump station (S-648), a spillway structure (S-635) in the STA 3/4 Inflow Canal, and an ungated culvert on the northeast side of the A-1 FEB (S-634). In addition, the existing G-200 Pump Station will be demolished, and a replacement pump station of equal capacity (G-200E) will be constructed in the Holey Land Distribution Canal to be located at a short distance east of the existing pump station. Dewatering operations will include temporary cofferdams when needed. For structures requiring cofferdams, a wellpoint system will be used for dewatering operations. For structures that do not require cofferdams, open excavation will be used in conjunction with hydraulic pumps. Some dewatering activities will utilize sheet piles.

Project Summary:

This Environmental Resource Permit (ERP) authorizes Construction and Operation of a stormwater management (SWM) system serving 165.70 acres of recreational development known as West Palm Beach Golf Course.

The project proposes the demolition of an existing parking lot, reshaping of an existing golf course, construction of a new lake and two new buildings with associated parking. The SWM system consists of wet retention lakes and exfiltration trench for water quality treatment prior to discharge via to the C-51 Canal.

Site Location

The site is an existing golf course located at 7001 Parker Avenue, east of I-95 and west of Georgia Avenue, in West Palm Beach, Palm Beach County.

Water Quality

The SWM system consists of two basins: Golf & Performance Basin, encompassing 163.98 acres, and Golf Maintenance Basin, encompassing 1.72 acres. The Golf & Performance Basin SWM system sheet flows into wet retention lakes. The Golf Maintenance Basin SWM system consists of exfiltration trench for water quality treatment prior to discharge via a bubble-up structure adjacent to the C-51 Canal. The project provides 13.87 ac-ft of water quality treatment. The project is not within an impaired waterbody. The SWM system complies with Section 4.2.1, ERP Applicant's Handbook Volume II.

Issuance of this permit constitutes certification of compliance with state water quality standards in accordance with Rule 62-330.062, F.A.C.

Water Quantity

The discharge for the 10-year, 3-day design storm event is within the allowable limit based on the C-51 sub-basin 36 discharge formula of 35.0 CSM, per Ch. 40E-41.263.

Receiving Waterbody

The project discharges to the C-51 Canal.

Wetlands and Other Surface Waters

There are no wetlands or other surface waters located within the project site or affected by this project.

Mitigation and Monitoring Plan

Not applicable as there are no wetlands or other surface waters located within the project site or affected by this project.

Fish, Wildlife, and Listed Species

The project site does not contain significant habitat for wetland-dependent endangered or threatened wildlife species, or species of special concern. No wetland-dependent endangered or threatened species or species of special concern were observed onsite. Submitted information indicates that potential use of the site by such species is minimal.

1. PROJECT MIDWAY	APPL. NO.	210409-5882
LTC RANCH JOINT VENTURE	PERMIT NO.	56-105413-P
	ACREAGE:	107.35
	LAND USE:	INDUSTRIAL
		INCLUDING
		UTILITIES
PERMIT TYPE: ENVIRONMENTAL RESOURCE (NEW CONSTRUCTION/OPERATION)		
LAST DATE FOR AGENCY ACTION: AUGUST 28, 2021		

Summary Report for Application Number: 210409-5882 | Project Name: Project Midway
Default date: 08/28/2021

Project Summary

This Environmental Resource Permit authorizes Construction and Operation of a stormwater management (SWM) system serving 107.35 acres of an industrial development known as Project Midway, located in Port Saint Lucie, St. Lucie County, Florida.

Water Quality

The project provides 39.89 ac-ft of water quality treatment through both wet and dry detention ponds. The design includes a site-specific pollutant loading analysis for nutrients and an additional 50% water quality treatment volume above the amounts required pursuant to Section 4.2.1, of the Applicant's Handbook Volume II, as reasonable assurances that the project's discharge will not cause or contribute to violations of State water quality standards.

Issuance of this permit constitutes certification of compliance with state water quality standards in accordance with Rule 62-330.062, F.A.C.

Water Quantity

The project discharge is within the allowable limit based on the master SWM system. In addition, the volume discharged does not exceed 2.0 inches over a 24-hour period in the 10-year, 3-day design storm event, per North Saint Lucie River Water Control District (NSLRWCD).

Receiving Waterbody

The project discharges to the North Saint Lucie River Water Control District (NSLRWCD) Canal C-104.

Wetlands and Other Surface Waters

The project site contains two wetlands and other surface waters totaling 25.0 acres. Preservation of 9.8 acres of wetlands and enhancement of 1.0 acre of uplands was required onsite as compensatory mitigation for impacts authorized under Conceptual Permit No. 56-01480-P for LTC Ranch Industrial Park and subsequent modifications. No additional direct or secondary impacts to wetlands are proposed with this project. Work is proposed in 15.2 acres of other surface waters consisting of an existing borrow pit. Mitigation for impacts to other surface waters is not required, pursuant to Section 10.2.2.2, Applicant's Handbook Volume I.

Fish, Wildlife, and Listed Species

The onsite preserved wetlands provide habitat for wetland dependent species and listed species. The construction of wet detention lakes with associated littoral zone plantings, and the continued preservation of the onsite wetlands will provide or improve habitat for wetland-dependent and aquatic species.

Additional Information:

The site is located east of Interstate 95, and south of Midway Road in Port Saint Lucie, St. Lucie County.

M E M O R A N D U M

TO: Governing Board Members

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

DATE: August 12, 2021

SUBJECT: A. Land Acquisition

Agenda Item Background:

The District, as local sponsor for the United States Army Corps of Engineers ("Corps"), has agreed to acquire the lands needed to complete the Fakahatchee Strand State Preserve Component of the Picayune Strand Restoration Project ("Project"), pursuant to the Project Partnership Agreement by and between the District and Corps, dated August 13, 2009 ("PPA"), as amended by the 2015 Limited Reevaluation Report ("LLR"). A map of the Project boundary and tract to be acquired is attached hereto as Exhibit "AA." Tract SG100-049, owned by Six L's Packing Company, Inc., contains approximately 1.25 acres. The appraised value of the Tract is \$42,500. District staff is requesting authority to make a written offer at the appraised value of \$42,500. If the landowner fails to accept and enter into an agreement for sale and purchase, approval of the Governing Board item will also grant authority to file an eminent domain action.

Core Mission and Strategic Priorities:

The Picayune Strand Restoration Project will restore freshwater wetlands, improve estuarine water quality by increasing groundwater recharge, reduce large and unnatural freshwater inflows, and restore and enhance habitat for fish and wildlife, including threatened and endangered species. This is a Comprehensive Everglades Restoration Plan project and is included in the District's Five-Year Plan of Acquisition.

Funding Source:

All costs associated with the acquisition of the tract herein described will be funded from the Land Acquisition Trust Fund and/or the Florida Forever Surplus funds.

Staff Contact and/or Presenter:

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

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2021 - 0801

A Resolution of the Governing Board of the South Florida Water Management District authorizing a final purchase offer of \$42,500 and eminent domain proceedings for the acquisition of land interests containing 1.25 acres, more or less, in Collier County, Florida, for the Picayune Strand Restoration Project, Fakahatchee Strand State Preserve Component, for which dedicated funds (Land Acquisition Trust Fund and/or Florida Forever Surplus funds) have been budgeted; providing an effective date.

WHEREAS, the Picayune Strand Restoration Project ("Project") was authorized by Section 1001(15) of the Water Resource Development Act of 2007, Public Law 110-114, and is a Comprehensive Everglades Restoration Plan Project; and

WHEREAS, the primary objective of the Project is to restore freshwater wetlands, increase groundwater recharge and storage, reduce large and unnatural freshwater inflows, reestablish natural plant distribution and composition, and restore and enhance habitat for fish and wildlife, including threatened and endangered species; and

WHEREAS, the District, as local sponsor pursuant to Section 373.1501, Florida Statutes, and the United States Army Corps of Engineers ("Corps") entered into a Project Partnership Agreement ("PPA") regarding the Project on August 13, 2009, as amended in 2015 by the Limited Reevaluation Report ("LRR"), wherein the District agreed to acquire all of the remaining land interest necessary to complete the Project; and

WHEREAS, the District desires to purchase land interests containing 1.25 acres, more or less, identified as Tract No. SG100-049 (the "Property") for the Project in Collier County, and as shown on the location map Exhibit "AA," attached hereto and made a part hereof, in the amount of \$42,500; and

WHEREAS, the South Florida Water Management District is authorized to acquire land, or interests or rights in land, pursuant to Section 373.139, Florida Statutes.

WHEREAS, the Florida Legislature has declared in Section 373.139(1), Florida Statutes, that the acquisition of real property for water-related resources is in the public interest for a public purpose for which public funds may be expended, and therefore necessary for the public health and welfare; and

WHEREAS, the Florida Legislature in Section 373.139(2), Florida Statutes, has empowered and authorized the Governing Board of the District to acquire real property interests by eminent domain for the purpose of water storage or flood control, and therefore for the purpose of implementing and maintaining the Project; and

WHEREAS, the Governing Board, of the District, as applicable to the Property hereinafter mentioned, has considered the required factors pursuant to Florida law, including safety, costs, alternative routes or methodologies, long range planning, and the environment, as more fully set forth in Schedule "1," attached hereto and made a part hereof; and

WHEREAS, after considering the said factors, the Governing Board of the District has determined the acquisition of the Property hereinafter mentioned is necessary for the following public use and purpose, to wit: to restore freshwater wetlands, increase groundwater recharge and storage, reduce large and unnatural freshwater inflows, reestablish natural plant distribution and composition, and restore and enhance habitat for fish and wildlife, including threatened and endangered species; and

WHEREAS, the Governing Board shall direct District staff to acquire the Property by eminent domain, if an agreement for the sale and purchase of the Property is not reached.

NOW THEREFORE, BE IT RESOLVED by the Governing Board of the South Florida Water Management District that the acquisition by the District of the following land interests, in the Fakahatchee Strand State Preserve Component of the Picayune Strand Restoration Project, in Collier County, Florida, consisting of 1.25 acres, more or less, as more particularly described on attached Exhibit "A," as shown on the map attached hereto as Exhibit "AA," and as identified as Tract No. SG100-049, hereinafter referred to as the "Property," with respect to which the District will seek to acquire fee title from the owner of the said land interests, is found by the Governing Board of the District to be necessary to complete the Picayune Strand Restoration Project and is in the public interest and for a public purpose.

BE IT FURTHER RESOLVED that in accordance with Chapter 73, Florida Statutes, the Governing Board of the South Florida Water Management District hereby authorizes and directs staff to making final written offer to voluntarily purchase land interests for \$42,500 containing a total of 1.25 acres, more or less, for the Picayune Strand Restoration Project, as stated below, together with associated costs, as follows:

Tract No.	Owner	Interest	Acres	Appraised Value	Purchase Price Offer
SG100-049	Six L's Packing Company, Inc., a Florida Corporation	Fee	1.25	\$42,500	\$42,500

Budgeted:

Dollars	Fund	Fund Center	Functional Area	Commitment Item GL Account	Account Description
\$42,500	425000/ 404100	3510144000	P130	580020	Acquisition

BE IT FURTHER RESOLVED that the Governing Board of the South Florida Water Management District hereby authorizes the Chairman or Vice Chairman to execute an Agreement for Sale and Purchase and any instrument(s) affecting record real estate interests,

and hereby authorizes the Executive Director or the Executive Director's designee to execute all other documents necessary to consummate this transaction.

BE IT FURTHER RESOLVED that the Governing Board of the South Florida Water Management District hereby approves utilization of dedicated funds (Land Acquisition Trust Fund and/or Florida Forever Surplus funds).

BE IT FURTHER RESOLVED by the Governing Board of the South Florida Water Management District that staff is authorized to make a final written offer of the appraised value for fee acquisition of the Property, and agree to purchase the Property at the appraised value, and that upon the Property owner's refusal to enter into the Agreement for Sale and Purchase referenced above, a Legal Officer of the District is hereby authorized, instructed, and directed to acquire land interests by eminent domain, to institute or cause to be instituted eminent domain proceedings as may be necessary pursuant to Chapters 73 and 74, Florida Statutes, to avail the District of all eminent domain powers and procedures authorized by Florida Statute and by rule of court, and to accomplish the acquisition described herein, including the authority to negotiate the acquisition of the described property. This resolution shall take effect immediately upon adoption.

PASSED and **ADOPTED** this 12th day of August, 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:

EXHIBIT "A"

Tract Number: SG100-049
Tax Folio Number: 00887480005

LEGAL DESCRIPTION

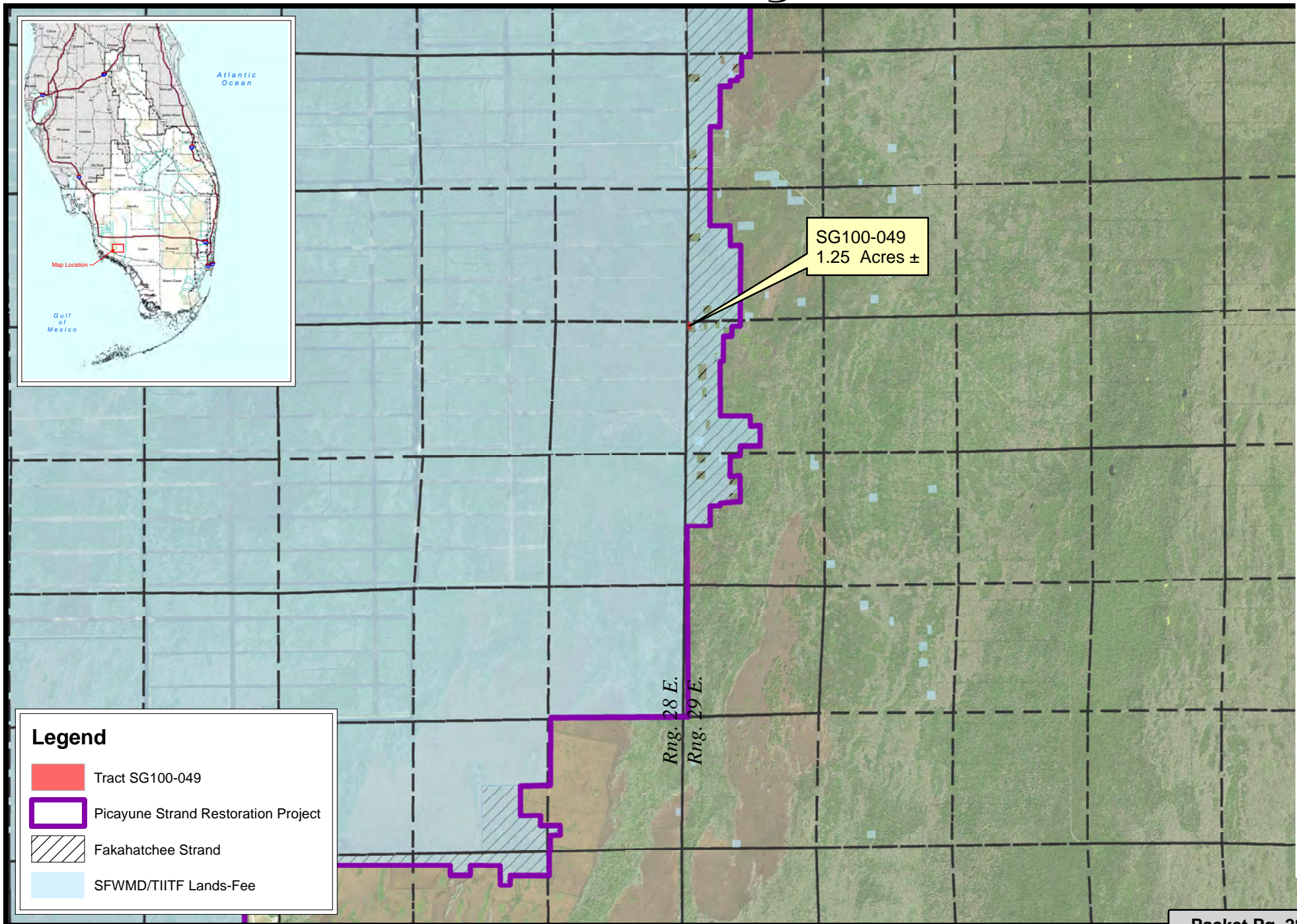
West 1/2 of the NW 1/4 of the NW 1/4 of the NW 1/4 of the NW 1/4 of Section 18, Township 51 South, Range 29 East, Collier County, Florida

Containing 1.25 Acres more or less per the Office of the Property Appraiser, Collier County.

Picayune Strand - Fakahatchee Strand Restoration Project Collier County

b

Exhibit "AA"



Attachment: Schaeffer_ExhAA_Six-Ls_SG100-049 (Resolution No. 2021 - 0801 : A. Land Acquisition)

Schedule "1"

SAFETY:

There is no conceivable adverse impact on public safety resulting from the acquisition of these tracts in connection with the implementation of the Picayune Strand Restoration Project. The purpose of this project is to restore freshwater wetlands, improve estuarine water quality by increasing groundwater recharge, reduce large and unnatural freshwater inflows, and restore and enhance habitat for fish and wildlife, including threatened and endangered species. The specifics of the project will not result in safety issues or concerns as a result of acquiring these tracts.

COST:

The District received legislative funding for the acquisition of lands needed for the Picayune Strand Restoration Project. After considering alternatives based on cost, as well as other factors, the cost of acquiring these tracts fits into the planned funding for this project.

ALTERNATIVES:

Alternative plans were evaluated during the planning process and development of the Project Implementation Report and Environmental Impact Statement. An array of twenty-two plans, including a "no action" alternative, were modeled and analyzed based on cost and benefits. The final plan was selected from the alternatives that best met the project's planning objectives and benefits.

LONG RANGE PLANNING:

The District's acquisition effort of the subject properties is consistent with the Comprehensive Everglades Restoration Plan (CERP). The intent of CERP is to restore, preserve, and protect the South Florida ecosystem while providing for other water-related needs of the region. The acquisition of these particular parcels also furthers the Forever Florida goals delineated in Section 259.105(4), Florida Statutes, specifically (a)3., (c)1., (c)4., (c)6.; (d)2., (e)1., (e)2., and (e)3.

ENVIRONMENT:

There are no adverse environmental impacts through or associated with the acquisition of the subject properties. Specifically, the implementation of the project on the subject properties will improve the environment by dramatically increasing the acreage of wetlands, reducing the frequency and intensity of wild fires, decreasing the abundance of exotic and invasive species, restoring the quantity and distribution of fresh water discharges to the estuaries of the Ten Thousand Islands region, and improving the ecological connectivity among adjacent public preserves, refuges, and parks.

M E M O R A N D U M

TO: Governing Board Members

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

DATE: August 12, 2021

SUBJECT: B. Release of Funds

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2021 - 0802

A Resolution of the Governing Board of the South Florida Water Management District advising the Florida Department of Environmental Protection of the proposed acquisition of land interests containing 1.25 acres, more or less, for the Picayune Strand Restoration Project, Fakahatchee Strand State Preserve Component, in Collier County, and requesting the release of funds from the Land Acquisition Trust Fund and/or usage of Florida Forever Surplus funds for acquisition of such land interests, together with associated costs; providing an effective date.

WHEREAS, the Picayune Strand Restoration Project ("Project") is a Comprehensive Everglades Restoration Plan ("CERP") project, authorized by Section 1001(15) of the Water Resources Development Act of 2007, Public Law 110-114; and

WHEREAS, the South Florida Water Management District ("District"), as local sponsor for the U. S. Army Corps of Engineers, has an active program underway to acquire land interests in the Fakahatchee Strand State Preserve Component of the Project; and,

WHEREAS, pursuant to Section 373.139(3)(c) Florida Statutes, the District is required to submit a resolution to the Florida Department of Environmental Protection when requesting funds from a trust fund, including the Land Acquisition Trust Fund; and

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

Section 1. It does hereby advise the Secretary of the Florida Department of Environmental Protection of its intent to acquire fee simple title to Tract SG100-049 ("Tract") at a cost of \$42,500, containing 1.25 acres, more or less, in Collier County, Florida, for the Picayune Strand Restoration Project, Fakahatchee Strand State Preserve Component. The District has a contract to acquire the Tract. The Tract is shown on the map attached hereto and made a part hereof as Exhibit "AA."

Section 2. The purchase price of the Tract of \$42,500 equals the \$42,500 appraised value based on the certified appraisal used to determine the value of the land interests to be purchased, taking into account the value of improvements, non-cash considerations, defects in title or outstanding interests.

Section 3. The lands being acquired have been reviewed for the presence of State Sovereign submerged lands and the District has taken reasonable measures to avoid paying for sovereign lands.

Section 4. This request for funds is consistent with the District's Five-Year Plan of acquisition for the South Florida Water Management District Florida Forever Work Plan, as contained in Chapter 6A, Volume II of the South Florida Environmental Report, which has been filed with the Legislature and the Florida Department of Environmental Protection, and is consistent with Sections 373.139 and 373.470, Florida Statutes, as applicable.

Section 5. Acquisition of this land furthers the following Florida Forever goals set forth in Section 259.105(4), Florida Statutes:

- (a) Enhance the coordination and completion of land acquisition projects as measured by:
 - 3. The number of shared acquisition projects among Florida Forever funding partners and partners with other funding sources including local governments and the federal government.
- (c) Protect, restore and maintain the quality and natural functions of land, water and wetland systems of the state, as measured by:
 - 1. The number of acres publicly owned land identified as needing restoration, acres undergoing restoration, enhancement and management, acres with restoration activities completed, and acres managed to maintain such restored or enhanced conditions; the number of acres which represent actual or potential imperiled species habitat; the number of acres which are available pursuant to a management plan to restore, enhance, repopulate, and manage imperiled species habitat; and the number of acres of imperiled species habitat managed, restored, enhance, repopulated, or acquired;
 - 4. The number of acres acquired that protect natural floodplain functions; and
 - 6. The number of acres identified for acquisition to minimize damage from flooding and the percentage of those acres acquired.
- (d) Ensure that sufficient quantities of water are available to meet the current and future needs of natural systems and the citizens of the state, as measured by:
 - 2. The quantity of water made available through the water resource development component of a district water supply plan for which a water management district is responsible.
- (e) Increase natural resource-based public recreational and educational opportunities, as measured by:
 - 1. The number of acres acquired that are available for natural resource-based public recreation or education;
 - 2. The miles of trails that are available for public recreation, giving priority to those that provide significant connections including those that will assist in completing the Florida National Scenic Trail; and

3. The number of new resource-based recreation facilities, by type, made available on public land.

Section 6. The funds requested shall be used only for the acquisition costs and associated costs incurred during the process of acquiring the described land interests.

Section 7. The land interests being acquired shall be maintained in an environmentally acceptable manner.

Section 8. Should the District dispose of any or all of the interests acquired hereunder, all revenues derived therefrom will be used to acquire other lands for water management, water supply and the conservation and protection of water resources, within the boundaries of a CERP project.

Section 9. A Phase 1 environmental assessment of the property was conducted in November 2019 and no obvious environmental concerns were observed. Any environmental concerns discovered shall be remediated, as necessary, and any risks will be borne by the District.

Section 10. The lands shall be managed for multiple-use purposes, including recreational uses, where compatible with the resource values of and management objectives for such lands as set forth in Section 259.105(5), Florida Statutes.

Section 11. The Executive Director, or designee, is hereby authorized to request the release of funds for all acquisition costs, associated costs and expenses for the land interests identified in this Resolution.

Section 12. The Resolution to approve the acquisition of these land interests was approved by the Governing Board of the District on October 10, 2019.

Section 13. The District will utilize funds from the Land Acquisition Trust Fund and/or Florida Forever Surplus funds.

Section 14. This Resolution shall take effect immediately upon adoption.

PASSED and ADOPTED on this 12th day of August, 2021.

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

Chauncey P. Goss, II
Chairman

Attest:

District Clerk/Secretary

Legal form approved:
By:

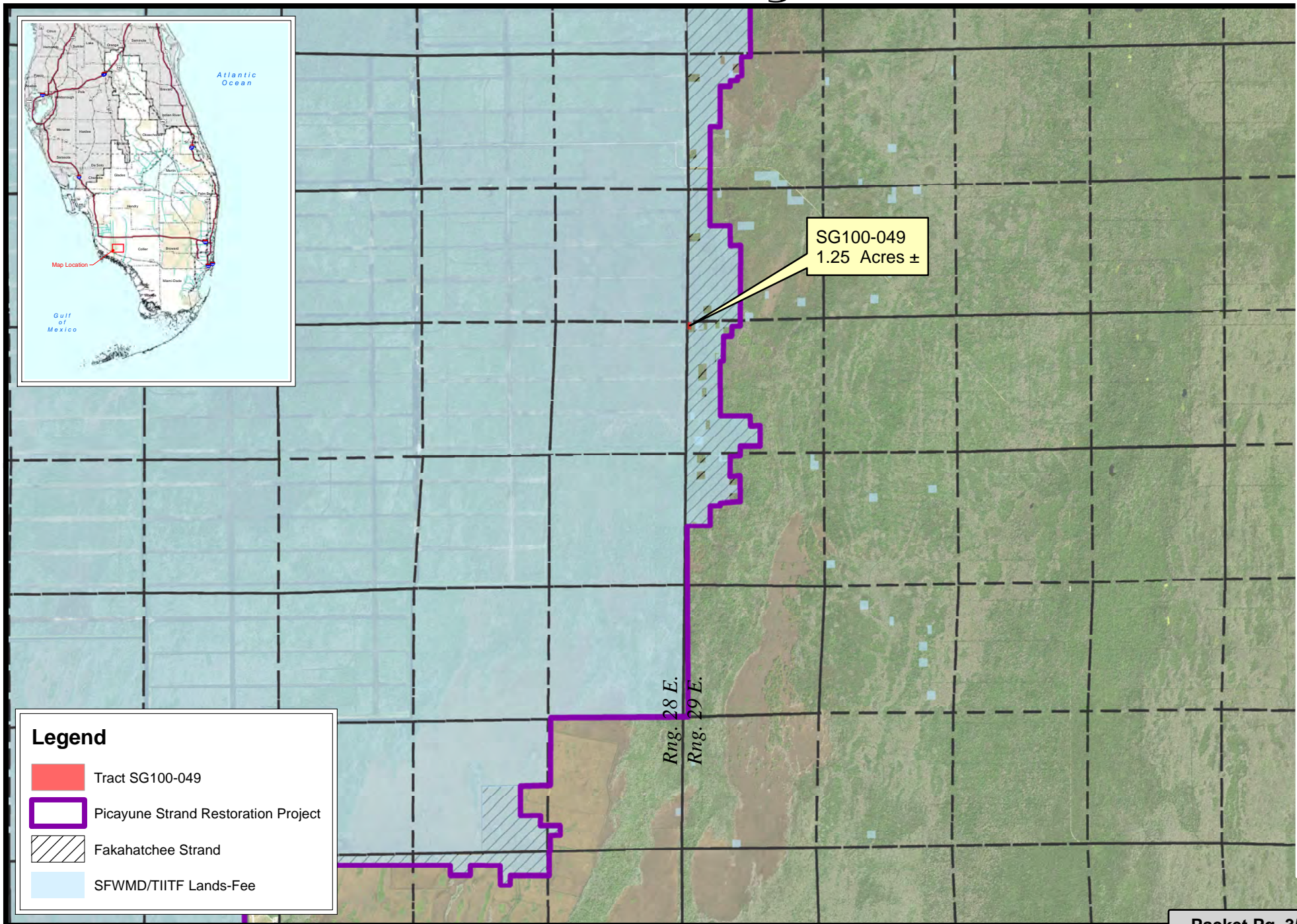
Office of Counsel

Print name:

Picayune Strand - Fakahatchee Strand Restoration Project Collier County

a

Exhibit "AA"



Attachment: Schaeffer_ExhAA_Six-Ls_SG100-049 (Resolution No. 2021 - 0802 : B. Release of Funds)

M E M O R A N D U M

TO: Governing Board Members

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

DATE: August 12, 2021

SUBJECT: Revocable Right of Entry/License on Tract KC100-024 (Duda Property), Glades County

Agenda Item Background:

In support of the Lake Hicpochee Hydrologic Enhancement Project, approximately 2,509.96 acres of land was acquired in August 2018 with funds from Land Acquisition Trust Fund for Tract KC100-018 (Duda Property) in Glades County. The primary objective of the Project is to provide shallow water storage north of Lake Hicpochee with incidental habitat restoration and water quality treatment benefits to Lake Hicpochee. Currently, the property has been leased back to A. Duda and Sons, Inc. for sugar cane production. The term of that lease will expire on June 1, 2023, at which point construction will commence on the water storage facility.

Long Hammock Grove, Inc. is a sugar cane farming operation that leases a landlocked tract of land to the south of Tract KC100-018 (Exhibit "A"). This Revocable Right of Entry/License (ROE) will allow Long Hammock Grove, Inc., a Florida Corporation (Grower), Couse Farms, Inc., a Florida Corporation (Harvester), and Berth Gran and Miller Couse, jointly and severally (Harvesters), to use an existing gate and roadway of approximately 1.3 miles in length within KC100-018 for access to the landlocked parcel to the south. The proposed grantees have been using the route of the proposed ROE since prior to the District acquisition and this agreement seeks to formalize the agreement. The ROE will expire concurrently with the termination of the Duda lease on the Tract KC100-018 to allow construction of the shallow reservoir to begin at that time. The ROE specifies a direct route over District property and can be terminated for any reason with 30 days written notice. 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.

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 - 0803

A Resolution of the Governing Board of the South Florida Water Management District to approve a Revocable Right of Entry/License to Long Hammock Grove, Inc., Couse Farms, Inc., Berth Gran and Miller Couse to access a gate and an existing farm road within Tract KC100-018 (Duda 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 Long Hammock Grove, Inc., Couse Farms, Inc., Berth Gran and Miller Couse to access a gate and roadway through Tract KC100-018 within the District-owned Duda Property in Glades County, through June 1, 2023.

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 June 1, 2023, to Long Hammock Grove, Inc., Couse Farms, Inc., Berth Gran and Miller Couse through Tract KC100-018 (Duda Property) in Glades County.

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

PASSED and ADOPTED this 12th day of August, 2021.

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

Chauncey P. Goss, II
Chairman

Attest:

Legal form approved:
By:

District Clerk/Secretary

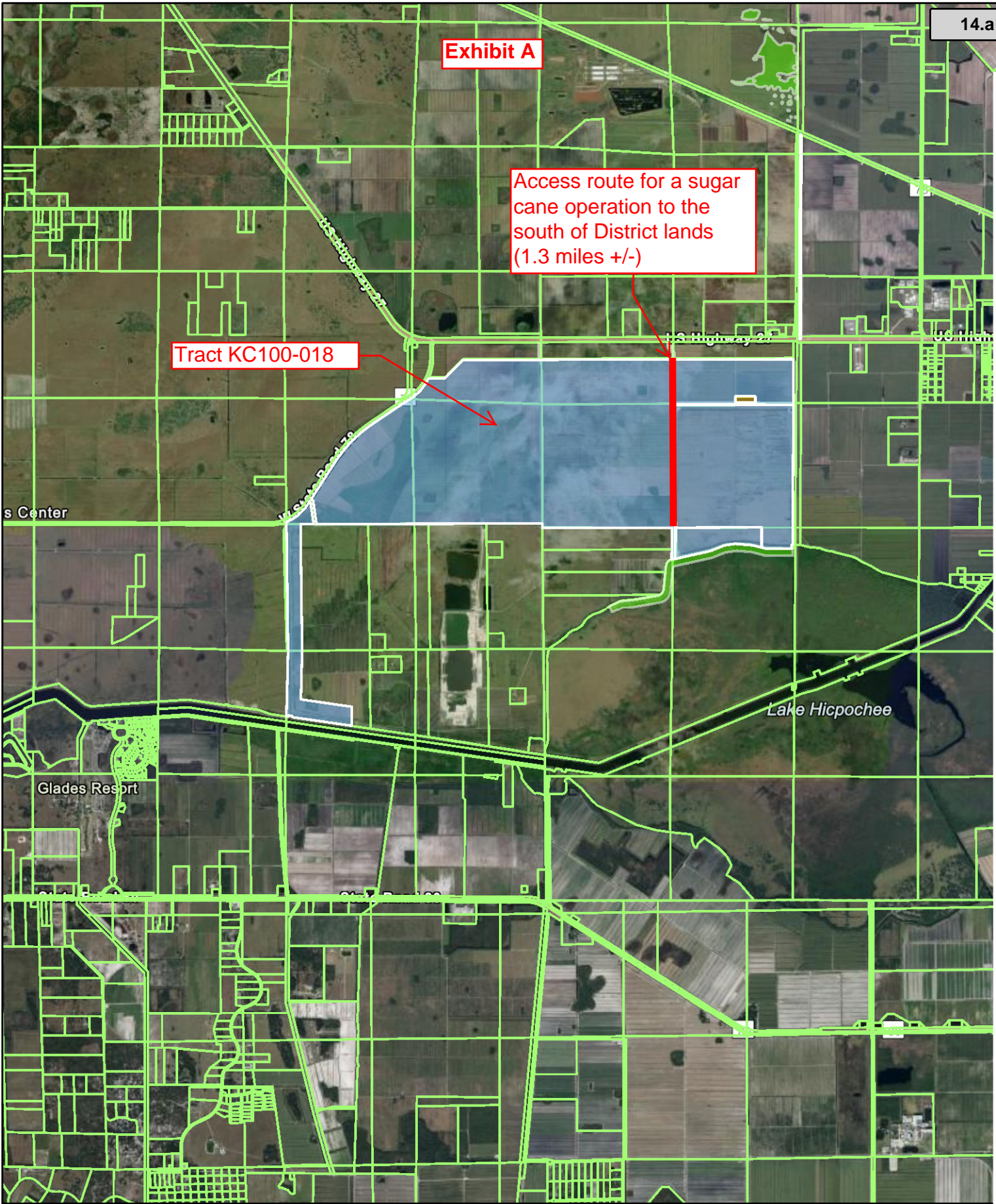
Office of Counsel

Print name:

Exhibit A

Access route for a sugar
cane operation to the
south of District lands
(1.3 miles +/-)

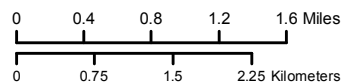
Tract KC100-018



Long Hammock Grove, Inc. Right of Entry



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



DISCLAIMER:

This map is a conceptual or planning tool only. The South Florida Water Management District does not guarantee or make any representation regarding the information contained herein. It is not self-executing or binding and does not affect the interests of any persons or properties, including any present or future right or use of real property and is exempt from public records disclosure and confidential under Section 119.071(3)(a)(1), Florida Statute.

MEMORANDUM

TO: Governing Board Members

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

DATE: August 12, 2021

SUBJECT: Release of Reservations

Agenda Item Background:

The District has certain reserved rights to construct canal right of ways. 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, staff recommend that the reservations are released for payment of a value equal to one percent of the appraised value of the land on the Property Appraiser's website in the County where the property is located. It has been determined that there is no present or future need for the reservations listed below.

Staff Recommendation:

Staff recommends approval of the following:

Palm Beach County

- Release District canal reservations for West Boynton Center, Ltd. (File No. 18873) for 6.85+/- acres; release value of \$11,564.78 was paid on 05/25/2021

See Memorandum Exhibit "A" and maps attached hereto and made a part hereof, which contain the details and location of the release 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 - 0804

A Resolution of the Governing Board of the South Florida Water Management District to release District canal reservations; providing an effective date.

WHEREAS, the applicant has requested that the South Florida Water Management District release certain District canal reservations; and

WHEREAS, the District is empowered to grant such release 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, 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 12th day of August, 2021.

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

Chauncey P. Goss, II
Chairman

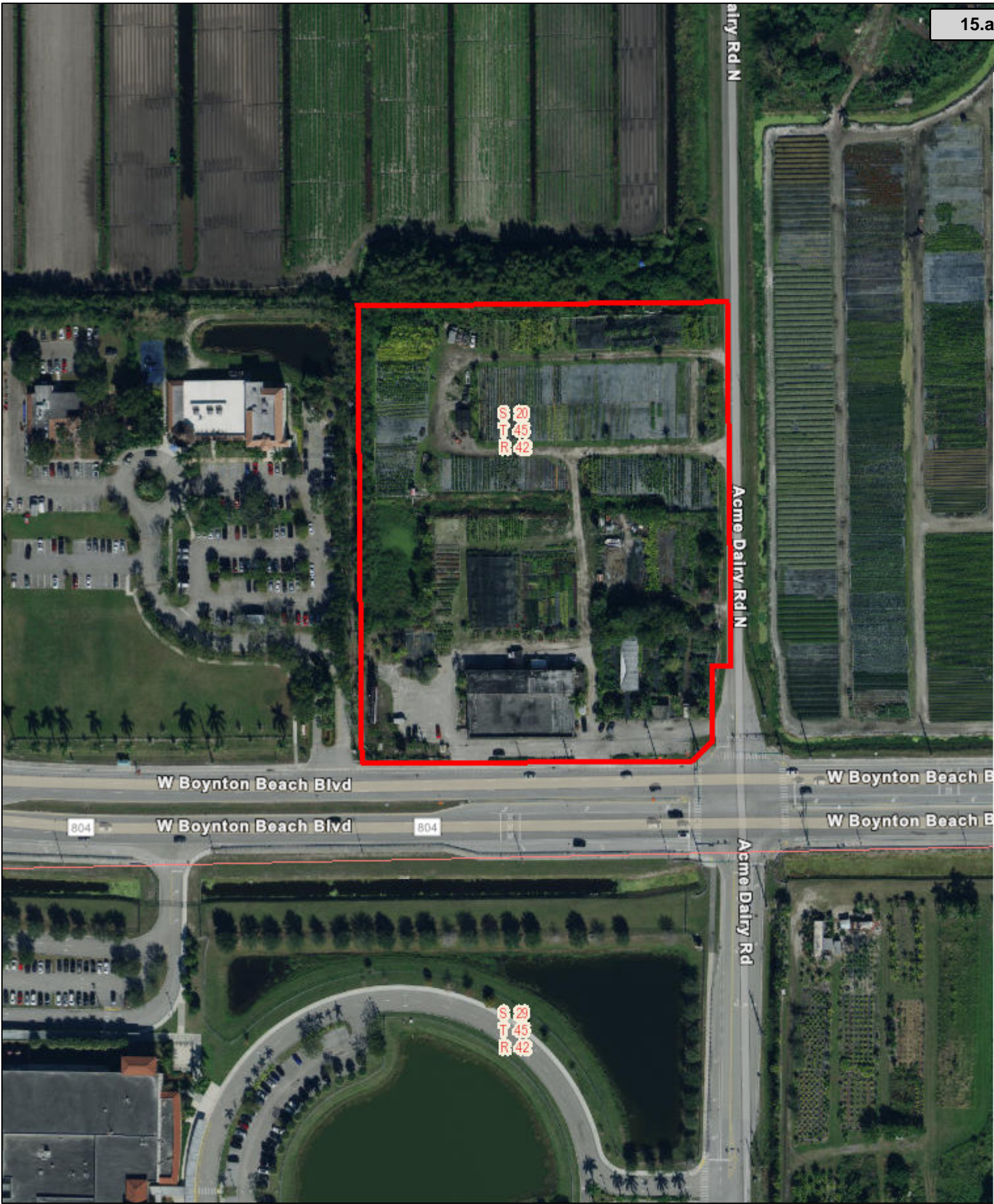
Attest:

Legal form approved:
By:

District Clerk/Secretary

Office of Counsel

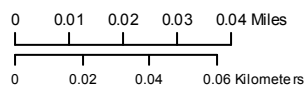
Print name:



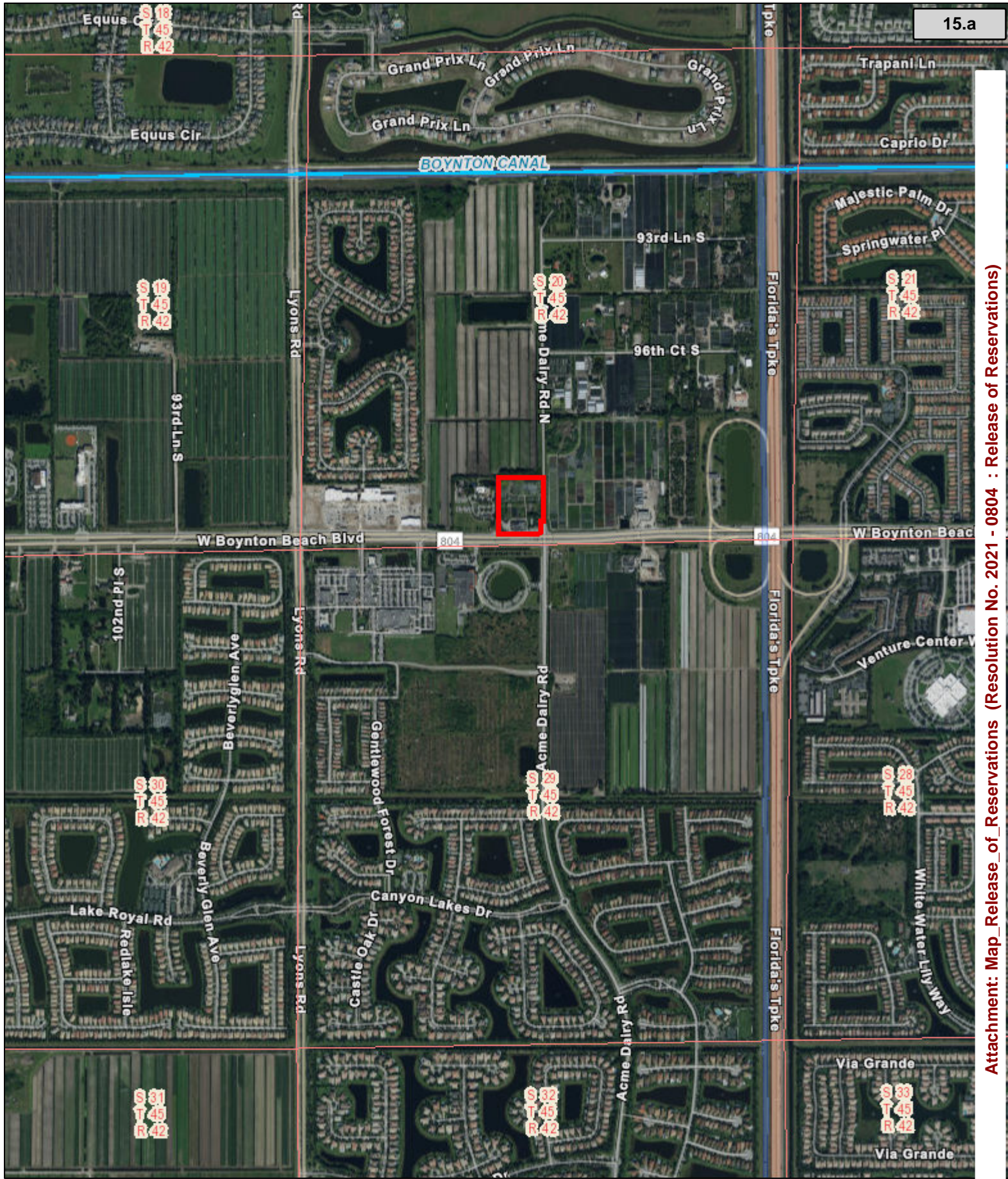
South Florida Water Management District
3301 Gun Club Road, West Palm Beach, Florida 33406
561-686-8800; www.sfwmd.gov



DISTRICT FILE NO. 18873



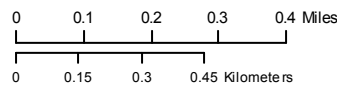
DISCLAIMER:
This map is a conceptual or planning tool only. The South Florida Water Management District does not guarantee or make any representation regarding the information contained herein. It is not self-executing or binding and does not affect the interests of any persons or properties, including any present or future right or use of real property and is exempt from public records disclosure and confidential under Section 119.071(3)(a)(1), Florida Statute.



DISTRICT FILE NO. 18873



South Florida Water Management District
3301 Gun Club Road, West Palm Beach, Florida 334 06
561-686-8800; www.sfwmd.gov



DISCLAIMER:

This map is a conceptual or planning tool only. The South Florida Water Management District does not guarantee or make any representation regarding the information contained herein. It is not self-executing or binding and does not affect the interests of any persons or properties, including any present or future right or use of real property and is exempt from public records disclosure and confidential under Section 119.07(3)(a)(1), Florida Statute.

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

File No: 18873
Applicant: West Boynton Center, Ltd., a Florida limited partnership
Reserving Deed: T-3970 (DB 374-245, 02/25/1926)
Application Fee Paid: \$250.00
Release Value: \$11,564.78 (paid on 05/25/2021)
Action: Release District canal reservations
Acres: 6.85 acres, more or less
Legal Description: A portion of Tracts 117 and 118, Block 50, PALM BEACH FARMS CO. PLAT NO. 3, PB 2-45, Section 20, Township 45 South, Range 42 East
Location: 8521 Boynton Beach Boulevard, Boynton Beach, Palm Beach County
Reviewed By: Water Supply Development Section, Right of Way Section, Environmental Resource Permitting Bureau, Survey Section, Office of Everglades Policy and Coordination, and Lake Worth Drainage District

RESOLUTION - EXHIBIT "A"**Palm Beach County**

File No: 18873
Applicant: West Boynton Center, Ltd., a Florida limited partnership
Reserving Deed: T-3970 (DB 374-245, 02/25/1926)
Release Value: \$11,564.78 (paid on 05/25/2021)
Action: Release District canal reservations
Acres: 6.85 acres, more or less
Legal Description: A portion of Tracts 117 and 118, Block 50, PALM BEACH FARMS CO.
PLAT NO. 3, PB 2-45, Section 20, Township 45 South, Range 42 East
Location: 8521 Boynton Beach Boulevard, Boynton Beach, Palm Beach County

M E M O R A N D U M

TO: Governing Board Members

FROM: Richard Virgil, Division Director of Field Operations

DATE: August 12, 2021

SUBJECT: Right of Way Occupancy Permit Request, Glades County (Staff contact, Rich Virgil)

TABLE OF CONTENTS

RIGHT OF WAY OCCUPANCY CONSENT AGENDA FOR GOVERNING BOARD APPROVAL

August 12, 2021

		PAGES
I	RIGHT OF WAY OCCUPANCY PERMIT REQUESTS WITH WAIVER OF DISTRICT CRITERIA: Governing Board action is required on petitions received requesting a waiver of District criteria. Section 120.542, F.S. and Rule 28-104.002, F.A.C., requires agencies to grant variances and waivers to their own rules when a person subject to the rules files a petition and demonstrates that he or she can achieve, or has achieved, the purpose of the underlying statute by other means and when application of rule would create a substantial hardship or would violate principles of fairness. A "substantial hardship" is defined as a demonstrated economic, technological, legal or other type of hardship to the person requesting the waiver. "Principles of fairness" are violated when the literal application of a rule affects a particular person in a manner significantly different from the way it affects other similarly situated persons who are subject to the rule. A "waiver" is defined as an agency decision not to apply all or part of a rule to the person subject to the rule.	2-3

Attachment: 2021_08_ROW_Attachment (5572 : C-41 Glades County Permit Request with Waiver Harney Pond Park)

RIGHT OF WAY OCCUPANCY PERMIT (ROW PERMIT) REQUESTS WITH WAIVER OF DISTRICT CRITERIA

Applicant	Glades County Board of County Commissioners
Application Number	21-0326-3M
Canal	C-41 Canal
Location	South of S.R. 78 in Lakeport and within Lake Okeechobee
Existing Improvements to be Authorized by Modification of ROW Permit 7447	Existing improvements consist of a pedestrian trail, information kiosk, playground equipment, wood fence, pavilion, and observation “lookout” tower
Required Waiver	Waiver to allow permanent above-ground facilities to be constructed within 40 feet from top of bank.

SUMMARY

Glades County Board of County Commissioners (Applicant) requests a modification of Standard Right of Way Occupancy Permit Number 7447 (ROW Permit) for existing unauthorized improvements within Harney Pond Recreational Park (a/k/a Margaret Van De Velde Park), a regional recreational/boating/fishing facility located south of S.R. 78 in Lakeport, Glades County. The existing improvements include a pedestrian trail, information kiosk, playground equipment, wood fence, pavilion, and observation “lookout” tower. The application requires a waiver of the 40-foot setback rule for the wood fence, pavilion, and observation “lookout” tower. The entire park is situated within the east right of way of the C-41 Canal requiring all improvements within the park be authorized by a Right of Way Occupancy Permit.

HISTORY

Use of the District’s C-41 right of way for a regional park was approved by ROW Permit 7447 in 1981. At that time, Glades County constructed three (3) boat ramps. A modification to the ROW Permit in 1983 allowed for a 350-foot southward expansion of the park and construction of a foot bridge, observation tower, pavilion, and picnic tables. Thereafter, the park was further extended south by another 2,000 feet via modification of the ROW Permit in 1992. In 2004, the District’s Governing Board approved a modification of the ROW Permit, including a waiver to the 40-foot setback rule, for construction of additional docking facilities, an existing restroom building and a proposed restroom building. Finally, in 2020, the District approved the most recent modification of the ROW Permit allowing for construction of a pedestrian bridge crossing the C-41 Canal. Construction of the bridge has not commenced.

Since the park’s approval nearly 40 years ago, the original approved foot bridge and observation tower became dilapidated and unsafe for public use due to weather and storm events and were removed by Glades County. An inspection of the park in 2020 determined that Glades County constructed or installed additional features at the park without prior District approval. These new features include a 10-foot wide pedestrian trail, a pavilion, an informational kiosk, a wood fence to separate the parking area from the picnic area, playground equipment (e.g., a swing set), and a new handicapped accessible observation “lookout” tower with panoramic views of the area from

20 feet above the ground. Approval of the subject application will legitimize these unauthorized improvements.

JUSTIFICATION FOR WAIVER

Applicant's request for a waiver is based upon principles of fairness. The District previously approved a waiver from the 40-foot setback rule for improvements within the park.

DISCUSSION

The application has been reviewed by District Field Operations. Approval of the ROW Permit and its associated waiver will not adversely impact District operations, maintenance, access, or the ability to perform construction along the C-41 Canal.

LEGAL NOTICE

The petition for waiver was reviewed by the Office of Counsel for compliance with applicable legal requirements. Pursuant to Section 120.542(6), Florida Statutes, notice of the petition was provided to the Department of State and published in Volume 47, Number 98 of the Florida Administrative Register on May 20, 2021. No public comments were received.

RECOMMENDATION

Staff recommends **approval** of the modification of Standard Right of Way Occupancy Permit Number 7447 and **approval** of the associated petition for waiver to allow permanent above-ground facilities to be constructed within 40 feet from top of bank. (Application No. 21-0326-3M).

(Easement)

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

**Glades County Board of County Commissioners
Existing Improvements with a Waiver of the 40-Foot Setback Rule
Harney Pond Recreational Park - C-41 Canal**

Right of Way Occupancy Permit No. 7447

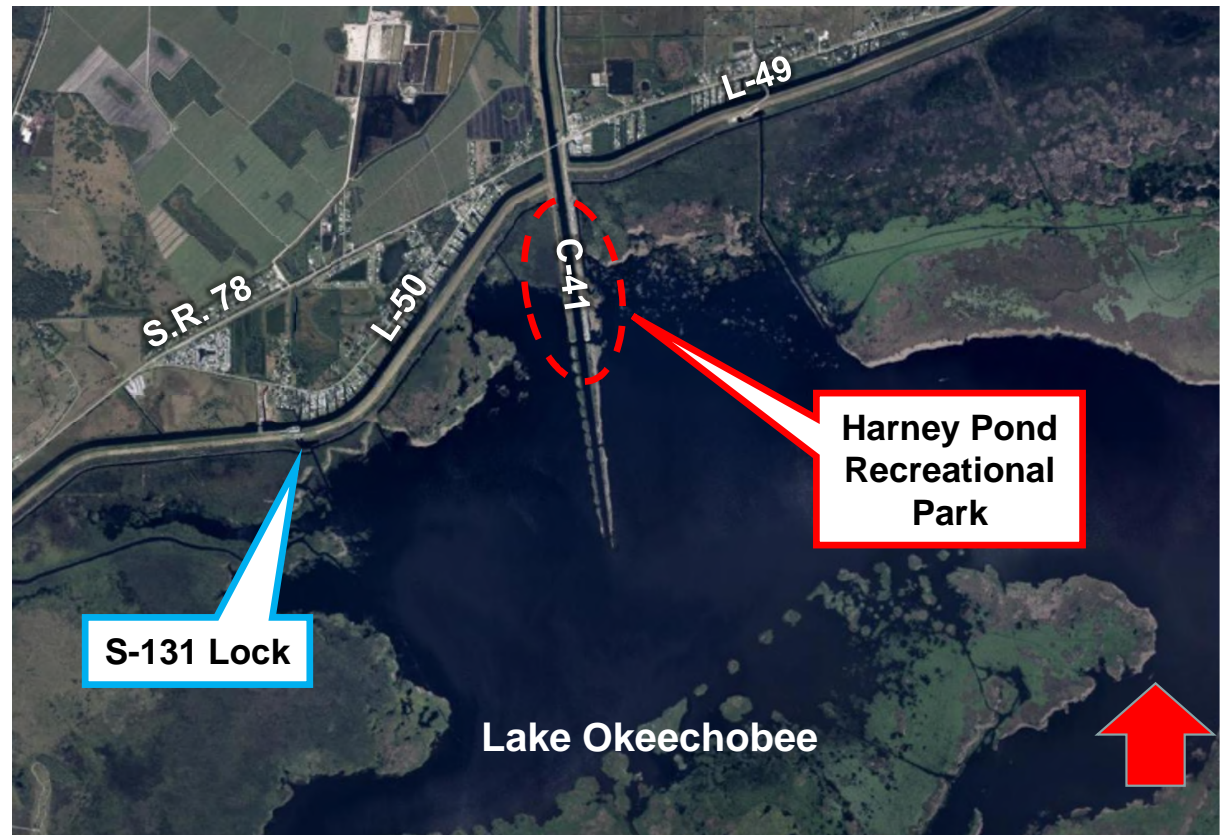
**John R. Hixenbaugh, J.D, AICP
Right of Way Section Administrator
South Florida Water Management District
Governing Board Meeting
August 12, 2021**

sfwmd.gov

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Application Information and Location Map

- **Applicant:** Glades County Board of County Commissioners
- **Permit Number:** 7447-M
- **Application Number:** 21-0326-3M
- **Canal:** C-41
- **Location:** South of S.R. 78 in Lakeport and within Lake Okeechobee
- **Request:** Approval of existing improvements within Harney Pond Recreational Park with a waiver of the 40-foot setback rule for the existing observation tower, fence and pavilion.



SOUTH FLORIDA WATER MANAGEMENT DISTRICT

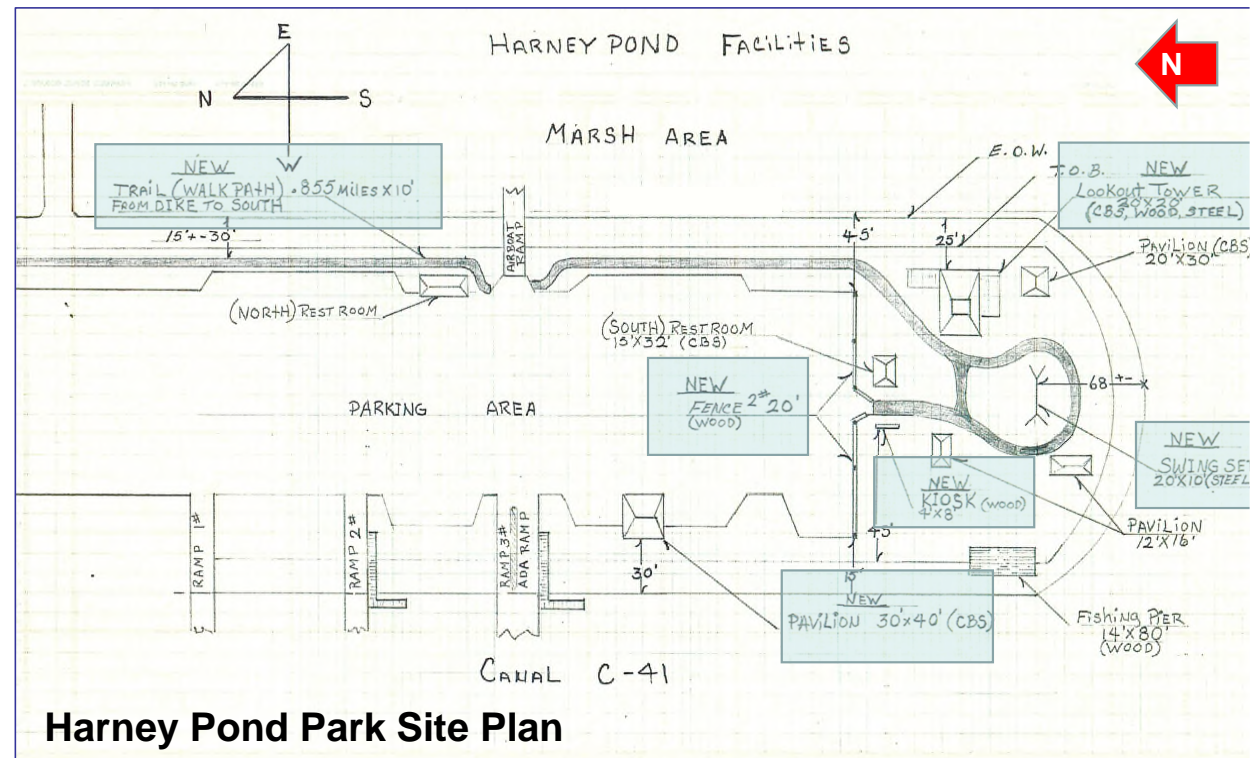
Origin and History of Harney Pond Recreational Park

Year	District Action
1981	Issued Right of Way Occupancy Permit No. 7447 to Glades County for use of a portion of C-41 right of way as a recreation area, including construction of (3) boat ramps. The authorization also included the construction of access roads and a ramp over the L-49 Canal.
1983 and 1992	Modified Permit No. 7447 to expand the park area 2,350 feet southward and to authorize construction of an additional docking facility, picnic shelter, picnic tables, foot bridge (demolished), and an observation tower (demolished).
2004	The District's Governing Board approved a modification of Permit No. 7447 and a waiver of the 40-foot setback rule to allow for both existing and proposed facilities. The modification authorized additional docking facilities, an existing restroom building, and a proposed restroom building.
2020	Modified Permit No. 7447 to allow construction of a pedestrian bridge crossing C-41 approximately 500 feet south of S.R. 78. Construction on the proposed bridge has not commenced.

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Site Plan Showing Unauthorized Improvements

Improvement	Waiver Required	No Waiver Required
Lookout Tower	x	
Pavilion	x	
Wood Fence	x	
Pedestrian Trail		x
Kiosk		x
Playground Equipment (e.g., swing set)		x



Existing Unauthorized Facilities



Pavilion

Pedestrian Trail



Observation
"Lookout" Tower



Wood Fence

Kiosk



Discussion

M E M O R A N D U M

TO: Governing Board Members

FROM: Candida Heater, Division Director, Administrative Services

DATE: August 12, 2021

SUBJECT: Security Guard Services, District Headquarters Facility, Palm Beach County

Agenda Item Background:

In November 2017, the District entered in a 3-year contract with two 1-year renewal options with G4S Secure Solutions USA, Inc., (G4S) for security guard services. G4S provided professional security guard services to ensure a safe and effective working environment for employees located at the District's headquarters facility. Services included 24-hour monitoring of security systems, daily visitor control, ID badge and access control assistance, crowd control and site security. The District did not directly solicit this contract. G4S is a vendor that was awarded a contract for security guard services through a competitive bid process administered by the State of Florida (Contract No. 92121500-14-01) which the District is permitted to utilize for its own security services.

To date, the contract with G4S has been amended as follows:

Contract	Execution Date	Contract Amount	Contract Total
Original contract (3 yrs.)	Nov 1, 2017	\$1,115,415.00	\$1,115,415.00
Amendment 1	May 15, 2018	\$106,335.32	\$1,221,750.32
Amendment 2	Jan 9, 2019	\$10,232.18	\$1,231,982.50
Amendment 3 (1 st 1 yr. Extension)	Oct 15, 2020	\$0	\$1,231,982.50

It is in the interest of the District to utilize the second and final renewal option to the contract with G4S in the amount of \$98,857. Governing Board approval is required since the final renewal option will cause the cumulative amount of Amendment No. 1 through 4 to exceed the District's threshold of \$150,000.

This request is to authorize the final 1-year renewal option to the contract with G4S, in the amount of \$98,857. This contract agreement will be at a total expenditure of \$1,330,839.50 over the 5-year term.

Core Mission and Strategic Priorities:

This item supports the District's obligation to provide a safe and secure environment for employees and visitors and to protect the District's physical assets located at its headquarters facility located in suburban West Palm Beach. The General Services Section in the Administrative Division will be responsible for implementing this contract.

Staff Contact and/or Presenter

Candida Heater, cheater@sfwmd.gov, 561-682-6486
 Anthony Phillips, aphillip@sfwmd.gov, 561-682-2854

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2021 - 0805

A Resolution of the Governing Board of the South Florida Water Management District to authorize an amendment to the contract with G4S Secure Solutions USA, Inc., for security guard services at headquarters, and on an as needed basis at other District locations, in the amount of \$98,857 to be funded from Ad Valorem funds subject to Governing Board approval of the Fiscal Year 2021-2022 budget for a total revised contract amount of \$1,330,839.50 to fund the second and final one-year renewal option; providing an effective date. (Contract No. 4600003714-A04)

WHEREAS, the Governing Board of the South Florida Water Management District deems it necessary, appropriate and in the public interest to authorize an amendment to contract 4600003714 with G4S for an additional \$98,857 to fund the second and final one-year renewal option for a total revised contract amount of \$1,330,839.50.

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 G4S Secure Solutions USA, Inc., for security guard services at headquarters, and on an as needed basis at other District locations, in the amount of \$98,857 to be funded from Ad Valorem funds subject to Governing Board approval of the Fiscal Year 2021-2022 budget for a total revised contract amount of \$1,330,839.50 to fund the second and final one-year renewal option. (Contract No. 4600003714-A04)

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

PASSED and ADOPTED this 12th day of August, 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: Jennifer Reynolds, Director-Ecosystem Restoration & Capital Projects

DATE: August 12, 2021

SUBJECT: C-25 Canal Banks Repair, St. Lucie County

Agenda Item Background:

As part of the Operations and Maintenance Capital program, the C-25 Canal Banks Repair Project will consist of repairing 4.32 miles of canal banks from downstream of S-99 Structure to West of Kings Highway. The banks were eroded during Hurricane Irma and the repair will consist of re-building the bank slopes and installing rubble rip-rap for protection from future erosion. The contractor will be responsible for providing all labor, equipment, and materials for the excavation, backfill, compaction, grading and rip-rap placement.

The lowest responsive and responsible bidder is recommended for award. In accordance with District policy and consistent with state law for Request for Bids (RFB) procurements, this item was competitively bid through a sealed bid process. The bid opening for this project was on August 2, 2021.

Core Mission and Strategic Priorities:

The C-25 Canal Banks Repair Project supports the District's missions of water supply and flood control by providing restored canal banks that will be less likely to be eroded in the future. The Ecosystem Restoration and Capital Projects Division will be responsible for implementing this project along with the Engineering and Construction Bureau. The Field Operations Division will benefit from this project.

Staff Contact and/or Presenter:

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

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2021 - 0806

A Resolution of the Governing Board of the South Florida Water Management District to authorize entering into a 540-day contract with Dickerson Florida, Inc., the lowest responsive and responsible bidder for the C-25 Canal Banks Repair Project, in the amount of \$4,856,400, for which \$100,000 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. 4600004462)

WHEREAS, the Governing Board of the South Florida Water Management District deems it necessary, appropriate, and in the public interest to enter into a 540-day contract with Dickerson Florida, Inc., the lowest responsive and responsible bidder for the C-25 Canal Banks Repair Project, in the amount of \$4,856,400.

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 540-day contract with Dickerson Florida, Inc., the lowest responsive and responsible bidder for the construction of the C-25 Canal Banks Repair Project, in the amount of \$4,856,400. (Contract No. 4600004462)

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

PASSED and **ADOPTED** this 12th day of August, 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:

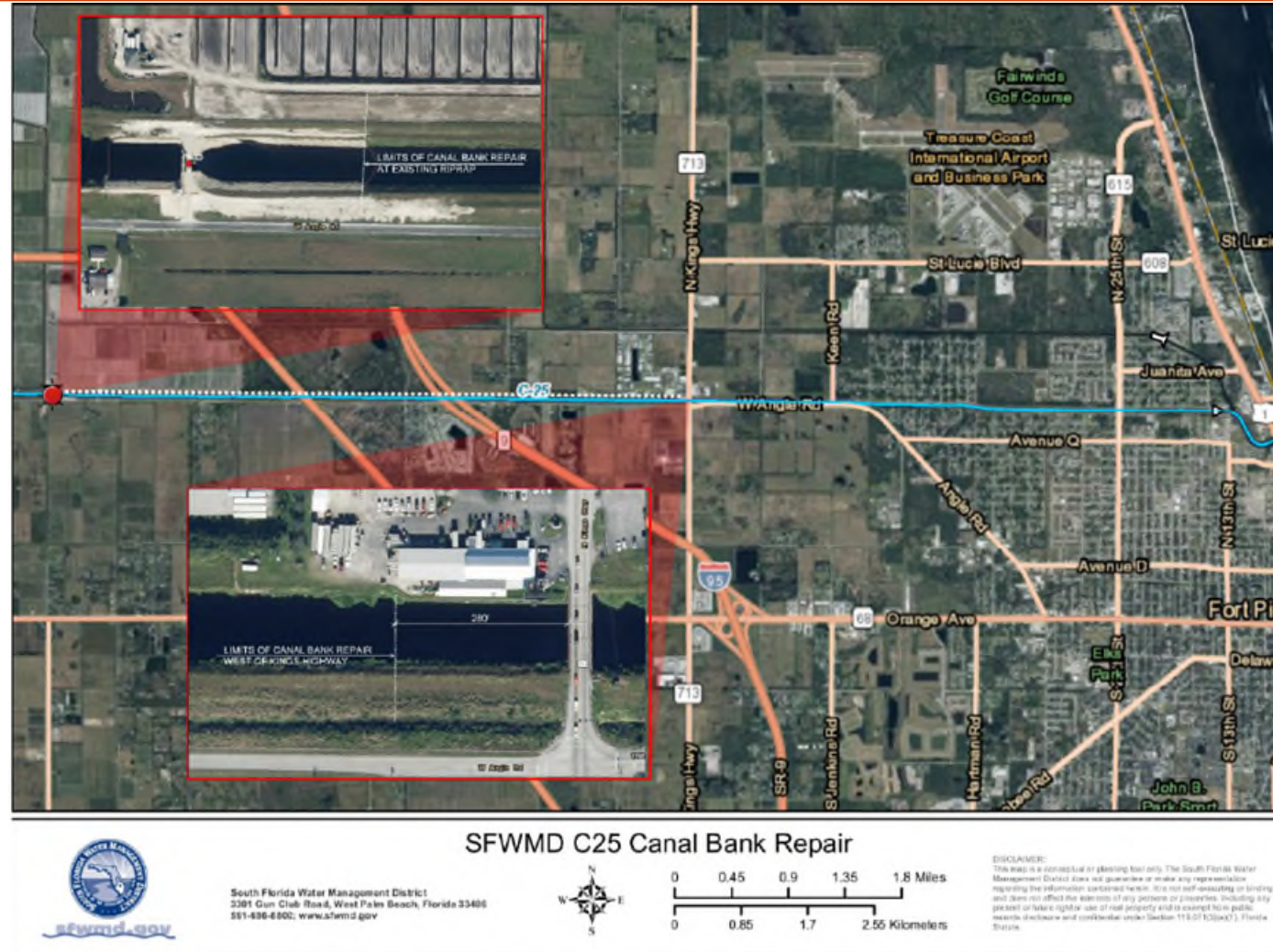
C-25 Canal Banks Repair

Alan Shirkey, P.E.
Operations, Engineering and Construction
South Florida Water Management District
Governing Board Meeting
August 12, 2021

sfwmd.gov



Location Map



C-25 Canal Banks Repair Scope

- Project will repair the north banks with rubble riprap between S-99 structure and to West of Kings Highway
- 4.32 miles of canal banks are to be repaired





SOUTH FLORIDA WATER MANAGEMENT DISTRICT NOTICE OF INTENT TO AWARD

RFB No.: 6000001143	Title: C-25 CANAL BANK REPAIRS, ST. LUCIE COUNTY
SBE Subcontracting Goal: 25%	Opening Date: 8/2/2021
Total Bids Received: 5	Advertised Date: 6/22/2021
Bids Received from SBEs: 2	Advertisement: St. Lucie Tribune
Total Number of Planholders: 77	
Total SBE Planholders: 31	
Contract Specialist: Gina Jolly	
Project Manager: Cleevens Guerrier	

BIDDERS**BID AMOUNT**

Dickerson Florida, Inc.	\$4,856,400.00
Loren Jock Trucking, Inc.	\$5,273,975.00
Poseidon Dredge & Marine, Inc.	\$5,865,378.03
Ferriera Construction Southern Division Co., Inc.	\$5,990,200.00
Thalle Construction Co., Inc.	\$9,295,300.79

The bid amounts indicated above are as submitted at the bid opening and are subject to verification. Award of the contracts to the lowest bidder is subject to the District's determination that the bid is responsive and that the bidder is responsible as indicated by the signatures below.

Approvals required in numerical order. Signatures must be dated.

Project Manager - Attach detailed justification that recommended bidder is responsive and responsible.

Recommendation for award to low bidder?

☐ Yes ☐ No

If no, recommend award to:

Basis of recommendation: _____

Governing Board approval of award or contract required?

☐ Yes ☐ No

**Signature only required when recommendation of award is to other than low bid (when low bidder has been deemed non-responsive and/or non-responsive). CS or PM must provide backup as appropriate in all cases. (Insert N/A if not applicable.)*

1. _____
Project Manager Date
2. _____
Section Administrator Date
3. _____
Bureau Chief Date
4. _____
Division Director Date
5. _____
Contract Specialist Date
6. _____
Contract Manager Date
7. _____
Office of Counsel * Date
8. _____
Procurement Bureau Chief Date

NOTE: This form shall serve as the District's Notice of a decision or intended decision as defined in Section 120.57(3)(a) F.S., and Chapter 28-110, Florida Administrative Code (F.A.C.). Failure to file a protest within the time prescribed in section 120.57(3), Florida Statutes, or failure to post the bond or other security required by law within the time allowed for filing a bond shall constitute a waiver of proceedings under chapter 120, Florida Statutes. Any protest or bond or other security must be filed with the District Clerk.

Posting Date: _____
Posting Time: _____
Initials: _____

Attachment: 6-1143 NOI (Resolution No. 2021 - 0806 : C-25 Canal Banks Repair)

M E M O R A N D U M

TO: Governing Board Members

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

DATE: August 12, 2021

SUBJECT: Key Construction Projects Update

Agenda Item Background:

A project status update will be provided on several of the District's ongoing ecosystem restoration projects, including components of the Comprehensive Everglades Restoration Plan (CERP), Restoration Strategies and STA-related improvements to enhance water quality for the Everglades. This is a briefing item and no Governing Board action is required.

- Old Tamiami Trail Removal
- Tamiami Next Steps
- S333N
- 8.5 SMA Curtain Wall
- EAA Reservoir/STA
- Bolles (L-16) Conveyance Improvements
- STA1E Modifications
- STA1W Refurbishments
- STA1W Expansion No. 2
- STA2 Refurbishments
- C139 FEB
- Lakeside Ranch S191A Pump Station
- Nubbin Slough STA Seepage Ditch Repairs
- Lake Okeechobee Watershed Restoration Plan - ASR
- C44 Reservoir/STA
- Picayune Strand Restoration
- Kissimmee River Restoration
- Biscayne Bay Coastal Wetlands
- C43 Reservoir

Staff Contact/Presenter:

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

M E M O R A N D U M

TO: Governing Board Members

FROM: Candida Heater, Division Director, Administrative Services

DATE: August 12, 2021

SUBJECT: Monthly Financial Report

M E M O R A N D U M

TO: Governing Board Members

FROM: Candida Heater, Director, Administrative Services Division

DATE: August 12, 2021

SUBJECT: Monthly Financial Statement – June 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 **\$586.9 million**. Including reserves, the total Fiscal Year 2020-2021 revenue sources collected were 64.5% of budget or **\$1.1 billion**.

- Taxes collected in the amount of \$294.7 million or 98.5% were distributed to the District through the Tax Collectors within the District's 16 counties. Compared to the five-year average of 99.4, as of the end of June, tax collections are 0.9% 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 \$255.8 million were recognized as of the end of June. 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 \$1.7 million was recognized as of the end of June. Last year, at this time, \$7.3 million was recognized.
- License and Permit Fees of \$5.4 million have been received, including \$1.5 million from Lake Belt mitigation fees, \$576,481 from Corkscrew Mitigation Bank, \$2.8 million from environmental resource permits, and \$457,250 from water use permits.

- Other budgeted revenues of \$29.3 million received include leases, sale of District property and revenue supporting District self-insured programs:
 - \$1.6 million in rock mining royalties have been collected and \$4.7 million in lease revenues, for a total of \$6.3 million. The timing of revenues received is based on the fee schedules within the agreements.
 - \$407,842 has been collected from cash discounts refunded from prior year expenditures, civil penalties, enforcement fees, and sale of recycled oil and scrap metal.
 - \$655,095 from the sale of District property has been received.
 - \$21.9 million in revenues recognized through the end of June 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 **\$554.6 million** and has encumbered **\$601.3 million** of its budget. The District has obligated (encumbrances plus expenditures) **\$1.2 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 \$75.7 million budgeted for this program, the District has obligated \$51.2 million: \$33.7 million expended and \$17.5 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 \$812 million: \$306.9 million expended and \$505.1 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 \$374.7 million budgeted for this program, the District has obligated \$242.1 million: \$167.4 million expended and \$74.7 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 \$14.7 million: \$14.2 million expended and \$0.5 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 \$919,409: \$908,842 is expended and \$10,567 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 \$42.4 million budgeted for this program, the District has obligated \$34.8 million: \$31.4 million expended and \$3.4 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: June 30, 2021. Percent of fiscal year completed: 75.0%

Sources	CURRENT BUDGET	Actuals Through June 2021	VARIANCE (UNDER) / OVER BUDGET	ACTUALS AS A % OF BUDGET
Taxes ¹	\$ 299,332,990	\$ 294,740,457	\$ (4,592,533)	98.5%
Intergovernmental	824,452,861	255,767,648	(568,685,213)	31.0%
Interest on Invested Funds	4,697,608	1,701,685	(2,995,923)	36.2%
Licenses Permits & Fees	3,441,000	5,414,689	1,973,689	157.4%
Other ²	42,800,083	29,315,460	(13,484,623)	68.5%
SUB-TOTAL OPERATING REVENUES	1,174,724,542	586,939,939	(587,784,603)	50.0%
Reserves	481,121,349	481,121,349	-	100.0%
Total Sources	\$ 1,655,845,891	\$ 1,068,061,287	\$ (587,784,603)	64.5%

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	\$ 75,732,687	\$ 33,706,583	\$ 17,533,843	\$ 24,492,261	44.5%	67.7%
Land Acquisition, Restoration and Public Works	1,139,220,434	306,917,971	505,109,985	327,192,478	26.9%	71.3%
Operation and Maintenance of Lands and Works	374,692,489	167,417,253	74,716,036	132,559,199	44.7%	64.6%
Regulation	22,569,327	14,240,960	480,917	7,847,451	63.1%	65.2%
Outreach	1,255,074	908,842	10,567	335,665	72.4%	73.3%
District Management and Administration	42,375,880	31,364,590	3,463,020	7,548,269	74.0%	82.2%
Total Uses	\$ 1,655,845,891	\$ 554,556,199	\$ 601,314,368	\$ 499,975,323	33.5%	69.8%

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 June 30, 2021, and covers the interim period since the most recent audited financial statement.