South Florida Water Management District

GOVERNING BOARD MONTHLY MEETING
AGENDA

August 11, 2016
9:00 AM
District Headquarters - B-1 Auditorium
3301 Gun Club Road
West Palm Beach, FL 33406

FINAL

1. Call to Order - Dan O'Keefe, Chairman, Governing Board

2. Pledge of Allegiance - Dan O'Keefe, Chairman, Governing Board

3. Employee Recognitions - Presented by Peter Antonacci, Executive Director
   - August Employee of the Month: Jesus Zamora, Engineering Technician III, Hydro Data Management
   - 35 Year Service Award: Judy Longarzo, Permit Technician II, Water Use Bureau
   - Good Samaritan Award: Robert Prescott, Travis McElroy, Robert Hancock, Homero Torres and Greg Hoyle, Okeechobee Field Station

4. Agenda Revisions - Tia Barnett, Director, Board & Executive Services

5. Abstentions by Board Members from items on the Agenda

6. Water Resources Advisory Commission (WRAC) Report - Jim Moran, Chair

7. Approval of the Minutes

Consent Agenda

8. Public Comment on Consent Agenda

9. Move Consent Agenda Items to Discussion Agenda

10. Board Comment on Consent Agenda

11. Waivers for Water Resource Advisory Commission (WRAC) members pursuant to Section 112.313, Florida Statutes

12. Regulatory Consent Items

Conservation Easements and Releases

- Collier County
  Approve the release of a recorded conservation easement for Lodge/Abbot Associates, LLC for a project known as Kalea Bay (Application No. 160119-22, Permit No. 11-01882-P).

  Summary:
  Lodge/Abbot Associates, LLC is requesting to release a 1.73 acre conservation easement to accommodate a site plan modification in the first phase of the western portion of the development. The applicant is providing 0.73 mitigation bank credits as mitigation, as well as additional conservation areas in the eastern portion of the project site which encompass 2.9 acres of wetlands and 3.7 acres of uplands. The original conservation easement totaled 268.8 acres, and the revised conservation easement as a result of this permit modification will total approximately 273.3 acres. (Regulation, staff contact, Melissa Roberts, ext. 7795)

- Lee County
  Approve the amendment of a recorded conservation easement for Northbrook Holdings, LLC for a project known as Stoneybrook North (Application No. 141212-10, Permit No. 36-06899-P).

  Summary:
  Northbrook Holdings, LLC is requesting an amendment of conservation easement to release 6.81 acres of upland areas within the recorded conservation easement, to accommodate minor site plan reconfigurations, and add 14.53 acres of conservation area that includes both wetlands and uplands. The original conservation easement acreage totaled 123.09 acres, and as a result of this amendment the conservation easement areas will total approximately 130.81 acres. (Regulation, staff contact, Melissa Roberts, ext. 7795)

13. Right of Way - Regulatory Consent

Right of Way Occupancy New Permits

- Broward County
  Staff recommends approval of a request by Archdiocese of Miami (Application Number 16-0303-5) for issuance of Right of Way Occupancy Permit Number 14650 for dredging, excavation and seawall construction within the south right of way of the Dania Cut-off Canal associated with the creation of an upland commercial marina basin located outside of the District's right of way. Project location: south right of way of the Dania Cut-off Canal immediately west of NE 5th Avenue, Broward County, Section 34, Township 50 South, Range 42 East. (Field Operations & Land Management, staff contact, Karen Estock, ext. 6282)

14. Resolution No. 2016 - 0801 Approve release of canal, mineral and road reservations. (Real Estate, staff contact, Kathy Massey, ext. 6835)

Summary:
The District has jurisdiction over certain reserved rights to construct canal and road right of ways, and mineral rights, together with the right of ingress, egress and exploration. Applications requesting releases of these reservations are routinely received from landowners, attorneys, title companies and lending institutions, who consider the reservations to be title defects. Applications are reviewed by appropriate District staff and applicable local governmental agencies to determine that there is no present or future need for the reservations.

Staff Recommendation:
Staff Contact, Kathy Massey, ext. 6835
Staff recommends approval of the following:

- Broward County
  Release canal, mineral and road reservations for Jesus E. Flores and Dalia Flores (File Nos. 7-16-1 and 18699) for 0.41 acres
- Broward County
  Release of canal reservations for Genesis RE Holdings, LLC (File No. 7-16-3) for 0.24 acres
- Palm Beach County
  Release canal and road reservations for Stavros Georgakopoulos and Alexia Georgakopoulos (File Nos. 18696, 18697 and 18698) for 0.37 acres
- Palm Beach County
  Release canal reservations for Geraldyne C. Stein, Trustee (File No. 18700) for 0.12 acres
- Palm Beach County
  Release canal and road reservations for Boynton Beach Associates XXII, LLLP (File Nos. 18701 and 18702) for 53.81 acres
- Palm Beach County
  Release canal reservations for Lantana Shiv Property, LLC (File No. 7-16-2) for 0.01 acres

15. Resolution No. 2016 - 0802 Approve a 1-year parking lease with South Florida Stadium, LLC, on 3.32 acres, more or less, in Miami-Dade County. (Contract No. 4600003460) (Real Estate, staff contact, Ray Palmer, ext. 2246)

Summary:
The District owns real property located in Miami-Dade County, known as Encumbrance ID AR10E-002. The specific property is located within the C-9 Right of Way. The District acquired the property for the C-9 Right of Way. Staff proposes to lease the 3.32 acre property for parking only on game days on a short term basis, for a period of 1-year generating approximately $18,000 of revenue.

South Florida Stadium, LLC requested the temporary use of the north right of way of the C-9 located west of NW 27th Avenue for parking while the stadium is under construction. The proposed lease is for 1-year with the potential of an optional 1-year extension if stadium construction schedule is delayed. The lease contract includes a provision providing for extensions at the District's discretion. This Lease is not being competitively bid because it is the District's justifiable belief that the restriction against any revenue generation by a lessee, coupled with the unique location and configuration of the leased premises, results in the realistic conclusion that South Florida Stadium, LLC is the only logical bidder. The revenues generated from this lease will assist Land Management in managing District lands.

16. Resolution No. 2016 - 0803 Approve declaring surplus land interests in St. Lucie County containing 5.81 acres, more or less, without reservation of interests under Section 270.11, Florida Statutes, together with any structures and improvements and personal property appurtenant thereto, and approving offering said property to the public for bid to be sold for the highest price obtainable but not less than the appraised value. (Real Estate, staff contact, Ray Palmer, ext. 2246)

Summary:
Pursuant to Resolution 2013-0710, the Governing Board directed staff to further analyze the options for disposal of certain lands and to thereafter propose recommendations to the Governing Board for further approval. Tract D0100-004 containing 5.81 acres, more or less, located in St. Lucie County (the "Tract"). The Tract was originally acquired and developed for use as the Ft. Pierce field station. Operations were relocated to the Okeechobee field station, leaving this former field station no longer in use. Staff further analyzed the options for disposal of the Tract, obtained an ecological assessment, and conducted a public meeting on May 27, 2016, regarding the surplus and sale of the Tract. The ecological assessment did not identify any matters of concern. An appraisal establishing an appraised value of $130,000 for the Tract was also obtained. Staff recommends the Tract be declared surplus, without reservation of phosphate, minerals, metals and petroleum under Section 270.11, Florida Statutes and be offered to the public for bid to be sold for the highest price obtainable, but in no event less than appraised value.

17. Resolution No. 2016 - 0804 Approve a conceptual land exchange in which the South Florida Water Management District will receive fee interest in 315 acres, more or less, within the Pennsuco Wetlands in consideration for and exchange of 50 acres, more or less, of land to be conveyed by the District in fee, subject to the District retaining a flowage and conservation easement, within the Bird Drive Basin in Miami-Dade County. (Real Estate, staff contact, Richard Bassell, ext. 2510)

Summary:
Staff seeks conceptual approval of an exchange of lands located in Miami-Dade County, between the South Florida Water Management District ("District") and Pan American Acquisitions LLC ("Company"). The District proposes to convey fee interest in approximately 50 acres of District land within Bird Drive Basin to the Company, subject to a flowage and conservation easement retained by the District. The District will grant an access and utility easement across District land from Krome Avenue to the District Parcel to enable the Company to provide utility service and access to the District Parcel. In exchange, the Company conveys to the District its fee interest in approximately 315 acre parcel within the Pennsuco Wetlands in Miami-Dade County, which is encumbered by an existing District conservation easement ("Company Parcel").

The Company will use the District Parcel for the installation and operation of radio antennae, associated facilities, and access roads by iHeart Radio, Inc., subject to permitting. All improvements are to be elevated to levels agreed to by the parties to enable the District to store and flow water across the District Parcel for environmental restoration purposes. Following the conceptual approval, the parties will endeavor to complete a binding written Exchange Agreement between the District and the Company.

18. Authorize amendments to cooperative agreements with Florida Fish and Wildlife Conservation Commission (Field Operations & Land Management, staff contact, Steve Coughlin, ext. 2603)

A. Resolution No. 2016 - 0805 Authorize an amendment to agreement 4600000961 with the Florida Fish and Wildlife Conservation Commission to continue providing public use and land and wildlife management services on District lands, to extend the term by three years from October 1, 2016 to September 30, 2019, and provide funding in an amount not to exceed $657,000 of which $219,000 in ad valorem and non-ad valorem funds are subject to Governing Board approval of the Fiscal Year 2016-2017 budget and the remainder is subject to Governing Board approval of the Fiscal Year 2017-2018 and Fiscal Year 2018-2019 budgets.

Summary:
Since 1991, agreements have been executed with the Florida Fish and Wildlife Conservation Commission (FWC) to provide public use and land and wildlife management services on District properties. These agreements have provided cost-effective land management and public use support on District lands and have reduced the need for additional staffing within the Land Stewardship Section.

The current agreement funds the salaries and operational expenses of two full time wildlife biologists whose services are directed towards managing public use activities and performing land and wildlife management functions on the Dupuis and CREW Wildlife and Environmental Areas. These positions are responsible for establishing and running public use programs including hunting activities, developing area specific public use regulations, assisting with land management activities including prescribed burning and habitat restoration, and providing wildlife management services on District lands. In addition to securing the services of these full-time biologists, this agreement also provides funding for the operation of hunter check stations and the administration of regulated public waterfowl hunts on STA 1W, STA 2, STA 3/4 and STA 5/6, in accordance with District protocol, and for managing public use on an additional 133, 100 acres of District property established by the FWC as public hunting areas under the wildlife management area system. Approval of amendment A05 will extend and provide funding for this agreement for an additional three year period and will help assure District lands and public recreation is managed in an environmentally acceptable manner.

B. Resolution No. 2016 - 0806 Authorize an amendment to cooperative agreement 3600000000 with the Florida Fish and Wildlife Conservation Commission for law enforcement services on District lands to provide funding for the next three years of the agreement in an amount not to exceed $1,421,492 of which $416,192 in ad valorem and Federal Grant Program Income funds will be budgeted, subject to Governing Board approval of the Fiscal Year 2016-2017 budget and the remainder is subject to Governing Board approval of the Fiscal Year 2017-2018 and Fiscal Year 2018-2019 budgets.

Summary:
In 1999, the District entered into a twenty-five year agreement with the Florida Fish and Wildlife Conservation Commission (FWC) to patrol and provide law enforcement services on District lands. The purpose of these patrols is to enforce the District 40E-7 Public Use Rule and State and Federal rules and regulations

pertaining to resource protection, access, and public use on District lands. These patrols have been effective in addressing and preventing illegal activities such as target shooting, dumping, unauthorized vehicle use, illegal taking of wildlife, and vandalism on District property. The services provided under this agreement include providing law enforcement patrols and special details on District property that otherwise could not be provided by the FWC due to staffing limitations and competing priorities for environmental law enforcement support. This amendment provides funding for equipment and labor costs necessary to provide the requested law enforcement services on behalf of the District for an additional three year period.

19. Resolution No. 2016 - 0807 Authorize entering into a 330-day contract with Murray Logan Construction, Inc., the lowest responsive and responsible bidder, for the S-351 and S-354 Lifting Mechanisms for the Manatee Protection Barriers Project, in the amount of $946,800, for which $70,000 is budgeted in Fiscal Year 2015-2016, and the remainder is subject to Governing Board approval for the Fiscal Year 2016 - 2017 budget. (Contract No. 4600003465) (Operations, Engineering and Construction, staff contact, John P. Mitnik, ext. 2679)

Summary:
With the District's initiative of "Moving the Water South," the S-351 and S-354 spillway structures, in Palm Beach County, are being operated on a significantly more frequent basis. This being the case, the buildup of vegetation on the Manatee Protection Barriers (Grates) is expected to be significant, reducing the flow through the bay, and thus requiring a more routine maintenance schedule for cleaning the Grates. Currently, the District has to mobilize a crane and provide personnel to access the Grate by boat to remove the vegetation, which is labor-intensive and time-consuming. A more efficient means to remove the Grates to allow for cleaning needs to be implemented.

The project consists of the construction of a structural steel lifting mechanism to efficiently remove and replace the Manatee Protection Barrier at the S-351 and S-354 spillway structures. Once the Grates are removed, the vegetation will be cleaned off the Grates, and then the lifting mechanism would be used to put the Grates back in place.

20. Resolution No. 2016 - 0808 Authorize an amendment to an Agreement between the South Florida Water Management District and the Florida Department of Transportation, for the G-58 Gate Replacement and Refurbishment Project, in the amount of $840,000, which is budgeted in Fiscal Year 2015-2016. (Contract No. 4600003263-A01) (Operations, Engineering and Construction, staff contact, John P. Mitnik, ext. 2679)

Summary:
G-58 is located in the City of North Miami, along Arch Creek on N.E. 135th Street in Miami-Dade County. The structure maintains optimum upstream water control stages in Arch Creek and prevents saline intrusion from high water stages in downstream Biscayne Bay. The Florida Department of Transportation (FDOT) owns the culverts located under N.E. 135th Street and the downstream flap gates. The District owns the headwall, gates and control building. In August 2015, FDOT and the District entered into a Locally Funded Agreement with the FDOT for the G-58 Gate Replacement and Refurbishment Project. By amending the agreement with FDOT the G-58 Gate

Replacement and Refurbishment Project will continue to be funded and operations of the water control structure will help ensure flood control operations and protection from saline intrusion will be uninterrupted.

21. Resolution No. 2016 - 0809 Authorize entering into an Agreement with the Florida Department of Transportation for the Krome Avenue Relocation and Reconstruction of Control Structure (S-194) at the C-102 Project, at no cost to the District. (Contract No. 4600003253) (Operations, Engineering and Construction, staff contact, John P. Mitnik, ext. 2679)

Summary:
S-194 is located northwest of the City of Homestead, along C-102 on Krome Avenue in Miami-Dade County. The structure is a drainage divide structure and maintains control for stages in C-102. The Florida Department of Transportation (FDOT) is widening and reconstructing Krome Avenue. Because of the timing of their Krome Avenue widening and reconstruction work, FDOT believes it is in their best interest to replace S-194. This Off-System Construction and Maintenance Agreement allows FDOT to replace S-194. Upon completion of the project, the SFWMD will continue to own and maintain S-194. Relocating and reconstructing the control structure (S-194) at the C-102 Project would ensure continuing operation of a water control structure that is listed as a structure in poor condition (C-4 overall) and allow for optimal upstream C-102 water control stages.

22. Resolution No. 2016 - 0810 Authorize an amendment to Contract No. OT061107/3600001161 with Lykes Brothers, Inc. for the West Waterhole Pasture Florida Ranchlands Environmental Services Pilot Project to extend the term of the agreement by one year at a cost of $470,238.10, for which funds are budgeted in Fiscal Year 2015-2016. (Everglades Policy & Coordination, staff contact, Eva Velez, ext. 6672)

Summary:
The West Waterhole Pasture Pilot Project, located in Glades County, a public/private partnership under the District's Dispersed Water Management Program, has been operating since 2008 and has successfully stored and treated stormwater consistent with the project goals. Lykes Brothers, Inc. expressed interest to extend the agreement (Contract No. OT061107/3600001161) and continue the water storage and treatment project. This is the second amendment to the Amended and Restated Agreement executed in 2014. The contract amendment with Lykes Brothers, Inc. for the West Waterhole Pasture Florida Ranchlands Environmental Services Pilot Project will extend the term of the agreement by one year at a cost of $470,238.10, for which funds are budgeted in Fiscal Year 2015-2016.

23. Resolution No. 2016 - 0811 Authorize administrative denial of Application No. 140307-8 and authorizing District staff to file a law suit in the 11th Circuit of Miami-Dade County against Dixie Garden, Nursery Inc. for illegal filling of wetlands and illegal construction of a surface water management system. Further authorizing District staff to take all appropriate action it deems necessary in this matter for the purpose of successfully enforcing the District's rules, subject to approval of the Executive Director. (Office of Counsel, staff contact, Julia Lomonico, ext. 6210)

Summary:
Dixie Garden Nursery, Inc.("Dixie Garden"), applied for an Environmental Resource Permit ("ERP") from the District on March 7, 2014, for works on 31.94 acres of

wetlands located on two adjacent parcels of property in Miami-Dade County ("Property"). Despite numerous attempts by District staff to aid the applicant in the application process, Application No. 140307-8 remains open and incomplete. Dixie Garden subsequently constructed and continuously operates a truck parking lot facility over approximately 14+ acres of wetlands on the Property without an ERP from the District. On or before January 7, 2014, Dixie Garden also constructed inlets and culverts that appear to collect and convey stormwater runoff to an exfiltration trench which overflows into perimeter swales and then overflows into a wetland mitigation area. This constitutes a stormwater water management system and requires a District permit.

24. Resolution No. 2016 - 0812 Approve an amendment to Contract No. 4600003251 with Ford & Harrison LLP, to extend the term by two years through May 20, 2019, to continue providing legal services in connection with employee labor relations matters and training and to increase the contract amount by $150,000 of which $75,000 funds are budgeted in Fiscal Year 2015 - 2016, and the remainder is subject to Governing Board approval of the Fiscal 2017 through Fiscal Year 2018 budgets. (Office of Counsel, staff contact, Eileen Coates, ext. 6208)

Summary:
This is a request to authorize an amendment to Contract No. 4600003251 with Ford & Harrison LLP, to extend the term by two years through May 20, 2019, to continue providing legal services in connection with employee labor relations matters and training and to increase the contract amount by $150,000 of which $75,000 is budgeted in Fiscal Year 2015 - 2016, and the remainder is subject to Governing Board approval of the Fiscal Year 2017 through Fiscal Year 2018 budgets. The revised total contract value is $300,000.

25. Board Vote on Consent Agenda

26. Board Comment

Discussion Agenda

27. Technical Reports

A) Water Conditions Report - John P. Mitnik, Division Director, Operations, Engineering & Construction (ext. 2679)

(i) Florida Bay Project Update - John P. Mitnik, Division Director, Operations, Engineering & Construction (ext. 2679)

B) Ecological Conditions Report - Terrie Bates, Division Director, Water Resources (ext. 6952)

28. Fiscal Year 2016 - 2017 Tentative Budget Update - Peter Antonacci, Executive Director

29. Best Management Practices (BMP) Program for the Everglades Agricultural Area and C-139 Basins Annual Update - Pamela Wade, Bureau Chief, Everglades Regulation Bureau (ext. 6901)

Summary:
This presentation provides the annual update for the Regulatory Source Control Best Management Practices (BMPs) Program for the Southern Everglades. In Water Year 2016 (WY2016, the period between May 1, 2015 to April 30, 2016), both the Everglades Agricultural Area (EAA) and C-139 Basins complied with the Everglades Forever Act (EFA, 373.4595, Florida Statutes) performance requirements. These requirements are based on a comparison of WY2016 phosphorus levels to a pre-BMP base period. In WY2016, the EAA phosphorus loads were reduced by 27% compared to the loads in the base period, which meets the 25% phosphorus load reduction requirement. The C-139 Basin complied with the requirement to maintain phosphorus levels at or below pre-BMP base period levels. The EFA mandates the District to implement this program using BMPs in the EAA and C-139 Basins. These are primarily agricultural basins that discharge into District works, including stormwater treatment areas (STAs), and ultimately the Everglades. The EFA requires a monitoring network to assess the effectiveness of the BMP program in reducing phosphorus loads in these basins' discharges and ensure the performance requirements are met. Accordingly, the quantitative compliance assessment methods used are included in Chapter 40E-63, Florida Administrative Code.

30. Authorize entering into two separate Project Partnership Agreements, with the U.S. Department of the Army (Everglades Policy & Coordination, staff contact, Matt Morrison, ext. 6844)

A. Resolution No. 2016 - 0813 Authorize entering into a Project Partnership Agreement, with the U.S. Department of the Army for construction, operation, maintenance, repair, replacement and rehabilitation of the Broward County Water Preserve Areas Project, a component of the Comprehensive Everglades Restoration Plan, and affirming South Florida Water Management District's financial capability to satisfy the obligations of the Non-Federal Sponsor described in the Project Partnership Agreement, for which the South Florida Water Management District will be responsible for providing a 50 percent cost-share subject to Governing Board approval of future fiscal year budgets. (Contract No. 4600003446)

Summary:
Staff requests Governing Board approval to enter into a Project Partnership Agreement with the U.S. Department of the Army for a 50-50 cost share of the construction, operation, maintenance, repair, replacement and rehabilitation of the Broward County Water Preserve Areas Project, a component of the Comprehensive Everglades Restoration Plan (CERP). This agreement, coupled with the CERP Master Agreement (Contract No. 40001759), specifies the terms and conditions for implementing this project, including construction, operations and maintenance responsibilities and cost-share. The total estimated project cost is $926,805,000, including the costs for acquisition of lands needed for the project. The estimated annual cost for operation and maintenance of the project is $5,146,000. Staff also requests approval for the Division Director of Administrative Services to sign a Non-Federal Sponsor Certification of Financial Capability indicating that South Florida Water Management District has the financial capability to fulfill its obligations under the Project Partnership Agreement.

B. Resolution No. 2016 - 0814 Authorize entering into a Project Partnership Agreement with the U.S. Department of the Army for construction, operation, maintenance, repair, replacement and rehabilitation of the Biscayne Bay Coastal Wetlands Phase I Project, a component of the Comprehensive Everglades Restoration Plan, and affirming South Florida Water Management District's financial capability to satisfy the obligations of the Non-Federal Sponsor described in the Project Partnership Agreement, for which the South Florida Water Management District will be responsible for providing a 50 percent cost-share subject to Governing Board approval of future fiscal year budgets. (Contract No. 4600003445)

Summary:
Staff requests Governing Board approval to enter into a Project Partnership Agreement with the U.S. Department of the Army for a 50-50 cost share of the construction, operation, maintenance, repair, replacement and rehabilitation of the Biscayne Bay Coastal Wetlands Phase I Project, a component of the Comprehensive Everglades Restoration Plan (CERP). This agreement, coupled with the CERP Master Agreement (Contract No. 40001759), specifies the terms and conditions for implementing this project, including construction, operations and maintenance responsibilities and cost-share. The total estimated Federal project cost is $170,994,000 including the costs for acquisition of lands needed for the project. The estimated annual cost for operation and maintenance of the project is $2,431,000. Staff also requests approval for the Division Director of Administrative Services to sign a Non-Federal Sponsor Certification of Financial Capability indicating that South Florida Water Management District has the financial capability to fulfill its obligations under the Project Partnership Agreement.

31. Vegetation Management Contract for Ground Application Services - (Field Operations & Land Management, staff contact, Francois Laroche, ext. 6193)

Authorize the official ranking of short-listed firms and enter into a 3-year work order contract with two 1-year renewal options, subject to successful negotiations with one of nine firms selected for ground application services for aquatic, wetland, and terrestrial vegetation control throughout the District, in an amount not-to-exceed $13,000,000 each year for all nine contracts (4600003451, 4600003452, 4600003453, 4600003454, 4600003455, 4600003456, 4600003457, 4600003458, and 4600003459); of which ad valorem and non-ad valorem funds in the combined amount of $13,000,000 are subject to Governing Board approval of the Fiscal Year 2017 budget and additional amounts not-to-exceed $13,000,000 annually are subject to Governing Board approval of the Fiscal Year 2018-2021 budgets; providing that if negotiations are unsuccessful with one contractor the District will proceed in ranked order until a contract has been successfully negotiated.

Resolution 2016-0815	Applied Aquatic Management, Inc
Resolution 2016-0816	Aquatic Plant Management, Inc
Resolution 2016-0817	Aquatic Vegetation Control, Inc
Resolution 2016-0818	EarthBalance Corporation
Resolution 2016-0819	Environmental Quality, Inc
Resolution 2016-0820	Environmental Restoration Consultants, Inc
Resolution 2016-0821	Florida Best Inc. of Haines City
Resolution 2016-0822	Lake & Wetland Management, Inc
Resolution 2016-0823	Native Creations, Inc

Summary:
Invasive exotic and nuisance plants threaten the operation and maintenance of the C&SF project and the health and stability of the natural ecosystems of South Florida. Plant species with the highest potential for impacting District infrastructure and District-managed natural areas are best controlled through an integrated management approach using chemical, biological, and physical methods. However, the primary method of control is the application of herbicides using ground application equipment. The District utilizes contractors to apply herbicides to various types of aquatic, wetland and upland vegetation using ground application equipment and associated support vehicles, in accordance with District project management directions. Staff proposes to issue 3-year work order contracts with two 1-year renewal options to nine contractors following negotiations. The existing ground services contracts expire on September 30, 2016.

32. Resolution No. 2016 - 0824 Authorize entering into a 578-day contract with LM Heavy Civil Construction, LLC, the lowest responsive and responsible bidder, for the S-140 Pump Station Improvements Project, in the amount of $11,267,000, for which $169,000 is budgeted, and the remainder is subject to Governing Board approval of future years' budgets. (Contract No. 4600003468) (Operations, Engineering and Construction, staff contact, John P. Mitnik, ext. 2679)

Summary:
The S-140 Pump Station Improvements Project is intended to be constructed by the District over the next two years. The project will consist of pump station improvements as well as construction of a new trash rake to serve the pump station. This project is an integral component of the District's 10-year Strategic Plan to refurbish the infrastructure of the Central and Southern Florida Flood Control Project. This item is necessary to maintain the operation of the station for at least the next 50 years. The S-140 Pump Station provides flood control for 110 square miles north and east of the L-28 interceptor canal and west of L-28.

33. Resolution No. 2016 - 0825 Authorize entering into a 790-day contract with D.H. Higgins, the only responsive and responsible bidder, for the S-331 Pump Refurbishment Project, in the amount of $1,674,000, of which $100,000 is budgeted, and the remainder is subject to Governing Board approval of future years' budgets. (Contract No. 4600003463) (Operations, Engineering and Construction, staff contact, John P. Mitnik, ext. 2679)

Summary:
The S-331 Pump Station is located in Miami-Dade County and provides flood control for the area to the north along the L-31N Canal. The pump station was built in 1978, and based on the 2015 vibration analysis and inspections by the Infrastructure Management Section, it was found that the #3 pump shaft was bent and the bearings were worn. Due to the age and condition of the pumps, refurbishment is required.

To address the deficiencies at the pump station, a construction contract for the reconditioning and upgrade of the three vertical axial flow impeller pumps is required. This includes the following for each pump: replacement of bearings, mechanical seals, impeller housing, pump shafts, pump couplings and hardware; inspection, repair and coating of suction bell housing, bearing housing, pump casing and discharge elbow; reassembly of pump system; a new name plate with refurbishment information; replacement of the shaft stabilizer; and dewatering of all pump bays as needed. Additionally, for pump #1, the work includes replacement of the water line to the upper stuffing box.

34. Resolution No. 2016 - 0826 Authorize entering into a 660-day contract with D.N. Higgins, Inc., the lowest responsive and responsible bidder, for the Spillway Refurbishment of the S72, S75 and S82 Project, in the amount of $9,771,000, for which $250,000 is budgeted, and the remainder is subject to Governing Board approval of future years' budgets. (Contract No. 4600003467) (Operations, Engineering and Construction, staff contact, John P. Mitnik, ext. 2679)

Summary:
During inspection of the S72, S75 spillway structures in Glades County and S82 in Highlands County, District staff noticed severe concrete deterioration and exposed rebar on the spillway walls and weir. Based on these observations, refurbishment of the S72, S75 and S82 Spillway structures in the Indian Prairie Basin was recommended to support the continued operation of these aging Central and South Florida System structures.

The objective of this project is to repair the identified spillway structures. The project includes repairing the spalled concrete, replacing gates, recoating the wing walls, adding steel plating to the weir crest and along the corners of the gates' recesses, installing new hand and guard rails, adding staff gauges/stilling wells, and any other structure-specific deficiencies identified. This work will strictly address repair and maintenance issues and will not change the level of service, intent or operations plan of the original structures.

35. General Public Comment

Staff Reports

36. Monthly Financial Report - Dorothy Bradshaw

37. General Counsel's Report - Brian Accardo

38. Public Affairs Report - Jerry Eisenband

39. Real Estate Report - Richard Bassell

40. Executive Director's Report - Peter Antonacci

41. Board Comment

42. Attorney Client Session

Attorney client session pursuant to Section 286.011(8), Florida Statutes (2015), to discuss strategy related to litigation expenditures and/or settlement negotiations in

Lake Point Phase I, LLC, et al. v. South Florida Water Management District, et al., 19th Judicial Circuit Court, Martin County, Florida, Case No. 2013-001321-CA.

ATTENDEES: Governing Board Members S. Accursio, F. Barber, S. Batchelor, C. Harlow, M. Hutchcraft, J. Moran, D. O'Keefe, M. Peterson, K. Powers; Executive Director P. Antonacci; District attorneys B. Accardo, A. Cooper, C. Kowalsky, J. Lomonico. (Brian J. Accardo, ext. 6232)

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

43. Adjourn

Members of the public wishing to address the Governing Board on agenda items which require a vote are to complete a Public Comment Card and submit the card to the front desk attendant. You will be called by the Board Chairman or designee to speak. Governing Board policy limits comments from the public to 3 minutes unless otherwise determined by the Governing Board Chairman. Your comments will be considered by the Governing Board prior to adoption of the Consent Agenda. Unless otherwise determined by the Chairman, Board action on Consent Agenda items moved to the discussion agenda will occur at or after 9:00 a.m. on Thursday.

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CONSENT AGENDA TABLE OF CONTENTS
REGULATORY ITEMS FOR GOVERNING BOARD ACTION
August 11, 2016

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Attachment: ca_reg_rm_100sd(II) (3078 : Regulatory Consent Agenda)

REGULATION AGENDA ITEMS

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

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

Surface Water Management: Permits for drainage systems, which address flood protection, water quality, and environmental protection of wetlands.

Water Use: Permits for the use of ground and/or surface water from wells, canals, or lakes.

Lake Okeechobee Works of the District: Permits that set concentration limits for total phosphorus in surface discharge from individual parcels in the Lake Okeechobee Basin.

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

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

ADMINISTRATIVE HEARING: A case in litigation conducted pursuant to the Administrative Procedures Act (Chapter 120, Florida Statutes) involving the determination of a suit upon its merits. Administrative hearings provide for a timely and cost effective dispute resolution forum for interested persons objecting to agency action.

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

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

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

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

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

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

Attachment: ca_reg_rm_100sd(II) (3078 : Regulatory Consent Agenda)

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

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

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

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

Attachment: ca_reg_rm_100sd(II) (3078 : Regulatory Consent Agenda)

CONSERVATION EASEMENT AMENDMENTS AND RELEASES

1. PERMITTEE: LODGE/ABBOT ASSOCIATES LLC — PERMIT NO. 11-01882-P
PROJECT: KALEA BAY — APPLICATION NO. 160119-22

SEC 8,16,17,20 TWP 48S RGE 25E — COLLIER COUNTY

APPROVE THE RELEASE OF A RECORDED CONSERVATION EASEMENT FOR LODGE/ABBOT ASSOCIATES, LLC FOR A PROJECT KNOWN AS KALEA BAY (APPLICATION NO. 160119-22, PERMIT NO. 11-01882-P) LOCATED IN COLLIER COUNTY.

SUMMARY:

LODGE/ABBOT ASSOCIATES, LLC IS REQUESTING TO RELEASE A 1.73 ACRE CONSERVATION EASEMENT TO ACCOMMODATE A SITE PLAN MODIFICATION IN THE FIRST PHASE OF THE WESTERN PORTION OF THE DEVELOPMENT. THE APPLICANT IS PROVIDING 0.73 MITIGATION BANK CREDITS AS MITIGATION, AS WELL AS ADDITIONAL CONSERVATION AREAS IN THE EASTERN PORTION OF THE PROJECT SITE WHICH ENCOMPASS 2.9 ACRES OF WETLANDS AND 3.7 ACRES OF UPLANDS. THE ORIGINAL CONSERVATION EASEMENT TOTALED 268.8 ACRES, AND THE REVISED CONSERVATION EASEMENT AS A RESULT OF THIS PERMIT MODIFICATION WILL TOTAL APPROXIMATELY 273.3 ACRES.

2. PERMITTEE: NORTHBROOK HOLDINGS LLC — PERMIT NO. 36-06899-P
PROJECT: STONEYBROOK NORTH — APPLICATION NO. 141212-10

SEC 15,16,21 TWP 43S RGE 25E — LEE COUNTY

APPROVE THE AMENDMENT OF A RECORDED CONSERVATION EASEMENT FOR NORTHBROOK HOLDINGS, LLC FOR A PROJECT KNOWN AS STONEYBROOK NORTH (APPLICATION NO. 141212-10, PERMIT NO. 36-06899-P) LOCATED IN LEE COUNTY.

SUMMARY:

NORTHBROOK HOLDINGS, LLC IS REQUESTING AN AMENDMENT OF CONSERVATION EASEMENT TO RELEASE 6.81 ACRES OF UPLAND AREAS WITHIN THE RECORDED CONSERVATION EASEMENT, TO ACCOMMODATE MINOR SITE PLAN RECONFIGURATIONS, AND ADD 14.53 ACRES OF CONSERVATION AREA THAT INCLUDES BOTH WETLANDS AND UPLANDS. THE ORIGINAL CONSERVATION EASEMENT ACREAGE TOTALED 123.09 ACRES, AND AS A RESULT OF THIS AMENDMENT THE CONSERVATION EASEMENT AREAS WILL TOTAL APPROXIMATELY 130.81 ACRES.

Attachment: ca_reg_rm_100sd(II) (3078 : Regulatory Consent Agenda)

TABLE OF CONTENTS

RIGHT OF WAY OCCUPANCY CONSENT AGENDA FOR GOVERNING BOARD APPROVAL

August 10, 2016

		PAGE
I	**RIGHT OF WAY OCCUPANCY NEW PERMITS:** Governing Board action is required for routine requests for permits which conform to applicable rules for utilization of Works and Lands of the District. Items are placed on this Consent Agenda when the staff's recommendation is for approval.	2

Attachment: 2016-08 GB Agenda (3085 : Right of Way - Regulatory Consent)

RIGHT OF WAY OCCUPANCY NEW PERMITS

Under consideration is a request by Archdiocese of Miami (Application Number 16-0303-5) for issuance of a Standard Right of Way Occupancy Permit. The project proposes dredging, excavation and seawall construction within the south right of way of the Dania Cut-Off canal associated with the creation of an upland marina basin located outside of the District's right of way. The proposed dredging and excavation will connect the 384-foot wide marina basin to the canal. The project is located in tidal waters within an area that has numerous other commercial marina basins along the canal. (Specific project location: south right of way of the Dania Cut-Off canal immediately west of NE 5th Avenue, Broward County, Section 34, Township 50 South, Range 42 East.)

A Standard Permit and hence Governing Board approval is required for this project due to the proposed dredging. It is anticipated that the project will result in improved conditions for water management through the removal of an eroded canal bank and exotic vegetation, and improved canal conveyance as a result of dredging. The project will also provide bank stabilization along sides of the basin through the construction of a seawall and placement of limerock rip-rap. All mooring facilities/docks will be located outside of the District’s right of way within the upland marina basin. The proposed project use is for a commercial marina and is consistent with area zoning. The Environmental Resource Permit and Environmental Resource License have been issued by Broward County and the project has an approved manatee protection plan.

Staff recommends approval of the request by Archdiocese of Miami (Application Number 16-0303-5) for issuance of a Standard Right of Way Occupancy Permit (Number 14650).

(Easement)

Attachment: 2016-08 GB Agenda (3085 : Right of Way - Regulatory Consent)

M E M O R A N D U M

TO: Governing Board Members

FROM: Richard Bassell, Division Director

DATE: August 11, 2016

SUBJECT: Release of Reservations

Summary:
The District has jurisdiction over certain reserved rights to construct canal and road right of ways, and mineral rights, together with the right of ingress, egress and exploration. Applications requesting releases of these reservations are routinely received from landowners, attorneys, title companies and lending institutions, who consider the reservations to be title defects. Applications are reviewed by appropriate District staff and applicable local governmental agencies to determine that there is no present or future need for the reservations.

Staff Recommendation:
Staff contact, Kathy Massey; ext. 6835
Staff recommends approval of the following:

- Broward County
  Release canal, mineral and road reservations for Jesus E. Flores and Dalia Flores (File Nos. 7-16-1 and 18699) for 0.41 acres
- Broward County
  Release of canal reservations for Genesis RE Holdings, LLC (File No. 7-16-3) for 0.24 acres
- Palm Beach County
  Release canal and road reservations for Stavros Georgakopoulos and Alexia Georgakopoulos (File Nos. 18696, 18697 and 18698) for 0.37 acres
- Palm Beach County
  Release canal reservations for Geraldyne C. Stein, Trustee (File No. 18700) for 0.12 acres
- Palm Beach County
  Release canal and road reservations for Boynton Beach Associates XXII, LLLP (File Nos. 18701 and 18702) for 53.81 acres
- Palm Beach County
  Release canal reservations for Lantana Shiv Property, LLC (File No. 7-16-2) for 0.01 acres

Additional Background:
See Memorandum Exhibit “A” and maps attached hereto and made a part hereof, which contain the details and locations of the releases to be approved and 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.

Funding Source:
None; the reservations were acquired at no cost to the District.

Staff Contact and/or Presenter:
Kathy Massey, kmassey@sfwmd.gov, 561-682-6835

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2016 - 0801

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

WHEREAS, certain underlying landowners have requested that the South Florida Water Management District (District) release certain canal, mineral and road reservations;

WHEREAS, the District is empowered to grant such releases 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 canal, mineral and road 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 11th day of August, 2016.

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

_____
Chairman

Attest:

_____
District Clerk/Secretary

Legal form approved:
By:

_____
Office of Counsel

Print name:

_____

RESOLUTION - EXHIBIT "A"

Broward County

File Nos.:	7-16-1 and 18699
Applicant:	Jesus E. Flores and Dalia Flores, husband and wife
Reserving Deeds:	T-16571 (DB 7-576, 9/24/1917) and E-2207 (DB 470-276, 1/15/1945)
Action:	Release canal, mineral and road reservations
Acres:	0.41 acre, more or less
Legal Description:	Lot 13, Block 1, SECTOR 2 – PARCELS 11, 27, 28 and 29, PB 168-20, Section 2, Township 50 South, Range 39 East
Location:	1059 Nautica Drive, Weston, Broward County

File No.:	7-16-3
Applicant:	Genesis RE Holdings, LLC, a Florida limited liability company
Reserving Deed:	T-16160
Action:	Release canal reservations
Acres:	0.24 acre, more or less
Legal Description:	Lot 91, Block 12, PEMBROKE FALLS - PHASE 2, PB 161-12, Section 11, Township 51 South, Range 40 East
Location:	13015 NW 13th Street, Pembroke Pines, Broward County

Palm Beach County

File Nos.:	18696, 18697 and 18698
Applicant:	Stavros Georgakopoulos and Alexia Georgakopoulos, husband and wife
Reserving Deeds:	E-271 (DB 681-169, 2/28/1944), E-564 (DB 305-12, 3/31/1919) and T-2840 (DB 336-252, 11/30/1925)
Action:	Release canal and road reservations
Acres:	0.37 acre, more or less
Legal Description:	Lot 118, CANYON ISLES – PLAT TWO, PB 105-40, Section 32, Township 45 South, Range 42 East
Location:	8672 Thornbrook Terrace Point, Boynton Beach, Palm Beach County

File No.:	18700
Applicant:	Geraldyne C. Stein, Trustee of the Geraldyne C. Stein Revocable Trust Agreement dated August 8, 1994
Reserving Deeds:	T-3681 (DB 348-368, 2/10/1926) and T-4385 (DB 357-516, 3/31/1926)
Action:	Release canal reservations
Acres:	0.12 acre, more or less
Legal Description:	Lot C-82, INDIAN HILLS, PLAT NO. 2, PB 77-163, Section 21, Township 45 South, Range 42 East
Location:	9647 Honeybell Circle, Boynton Beach, Palm Beach County

Attachment: ca_re_200_Resolution_Exh_A_Massey_Release_of_Reservations (Resolution No. 2016 - 0801 : Release of Reservations)

RESOLUTION - EXHIBIT "A" (cont'd)

Palm Beach County (cont'd)

File Nos.:	18701 and 18702
Applicant:	Boynton Beach Associates XXII, LLLP, a Florida limited liability limited partnership
Reserving Deeds:	T-3266 (DB 348-334, 2/18/1926), T-4385 (DB 357-516, 3/31/1926), T-3392 (unrecorded, 1/28/1926), T-4866 (unrecorded, 6/15/1926) and QCD (DB 626-156, 2/3/1941)
Action:	Release canal and road reservations
Acres:	53.81 acres, more or less
Legal Description:	A portion of Tracts 31 through 44, Block 51, PALM BEACH FARMS CO. PLAT NO. 3, PB 2-45, Section 19, Township 45 South, Range 42 East
Location:	Vacant land North of Boynton Beach Blvd., between U.S. Highway 441 (State Road 7) and Lyons Road, Boynton Beach, Palm Beach County

File No.:	7-16-2
Applicant:	Lantana Shiv Property, LLC, a Florida limited liability company
Reserving Deed:	BOE-3881 (DB 143-1, 8/1/1920)
Action:	Release canal reservations
Acres:	0.01 acre, more or less
Legal Description:	A portion of Hiatus Lot 1, Tract 37, Section 37, Township 44½ South, Range 42 East
Location:	6014 South Military Trail, Lantana, Palm Beach County

Attachment: ca_re_200_Resolution_Exh_A_Massey_Release_of_Reservations (Resolution No. 2016 - 0801 : Release of Reservations)

MEMORANDUM - EXHIBIT "A"

Broward County

File Nos.:	7-16-1 and 18699
Applicant:	Jesus E. Flores and Dalia Flores, husband and wife
Reserving Deeds:	T-16571 (DB 7-576, 9/24/1917) and E-2207 (DB 470-276, 1/15/1945)
Fee Paid:	$250.00
Action:	Release canal, mineral and road reservations
Acres:	0.41 acre, more or less
Legal Description:	Lot 13, Block 1, SECTOR 2 – PARCELS 11, 27, 28 and 29, PB 168-20, Section 2, Township 50 South, Range 39 East
Location:	1059 Nautica Drive, Weston, Broward County
Reviewed By:	No routing due to size and land use

File No.:	7-16-3
Applicant:	Genesis RE Holdings, LLC, a Florida limited liability company
Reserving Deed:	T-16160
Fee Paid:	$250.00
Action:	Release canal reservations
Acres:	0.24 acre, more or less
Legal Description:	Lot 91, Block 12, PEMBROKE FALLS - PHASE 2, PB 161-12, Section 11, Township 51 South, Range 40 East
Location:	13015 NW 13th Street, Pembroke Pines, Broward County
Reviewed By:	No routing due to size and land use

Palm Beach County

File Nos.:	18696, 18697 and 18698
Applicant:	Stavros Georgakopoulos and Alexia Georgakopoulos, husband and wife
Reserving Deeds:	E-271 (DB 681-169, 2/28/1944), E-564 (DB 305-12, 3/31/1919) and T-2840 (DB 336-252, 11/30/1925)
Fee Paid:	$750.00
Action:	Release canal and road reservations
Acres:	0.37 acre, more or less
Legal Description:	Lot 118, CANYON ISLES – PLAT TWO, PB 105-40, Section 32, Township 45 South, Range 42 East
Location:	8672 Thornbrook Terrace Point, Boynton Beach, Palm Beach County
Reviewed By:	No routing due to size and land use

File No.:	18700
Applicant:	Geraldyne C. Stein, Trustee of the Geraldyne C. Stein Revocable Trust Agreement dated August 8, 1994
Reserving Deeds:	T-3681 (DB 348-368, 2/10/1926) and T-4385 (DB 357-516, 3/31/1926)
Fee Paid:	$500.00
Action:	Release canal reservations
Acres:	0.12 acre, more or less
Legal Description:	Lot C-82, INDIAN HILLS, PLAT NO. 2, PB 77-163, Section 21, Township 45 South, Range 42 East
Location:	9647 Honeybell Circle, Boynton Beach, Palm Beach County
Reviewed by:	No routing due to size and land use

Attachment: ca_re_200_Memorandum_Exh_A_Massey_Release_of_Reservations (Resolution No. 2016 - 0801 : Release of Reservations)

MEMORANDUM - EXHIBIT "A" (cont'd)

Palm Beach County (cont'd)

File Nos.:	18701 and 18702
Applicant:	Boynton Beach Associates XXII, LLLP, a Florida limited liability limited partnership
Reserving Deeds:	T-3266 (DB 348-334, 2/18/1926), T-4385 (DB 357-516, 3/31/1926), T-3392 (unrecorded, 1/28/1926), T-4866 (unrecorded, 6/15/1926) and QCD (DB 626-156, 2/3/1941)
Fee Paid:	$1,250.00
Action:	Release canal and road reservations
Acres:	53.81 acres, more or less
Legal Description:	A portion of Tracts 31 through 44, Block 51, PALM BEACH FARMS CO. PLAT NO. 3, PB 2-45, Section 19, Township 45 South, Range 42 East
Location:	Vacant land North of Boynton Beach Blvd., between U.S. Highway 441 (State Road 7) and Lyons Road, 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

File No.:	7-16-2
Applicant:	Lantana Shiv Property, LLC, a Florida limited liability company
Reserving Deed:	BOE-3881 (DB 143-1, 8/1/1920)
Fee Paid:	$250.00
Action:	Release canal reservations
Acres:	0.01 acre, more or less
Legal Description:	A portion of Hiatus Lot 1, Tract 37, Section 37, Township 44½ South, Range 42 East
Location:	6014 South Military Trail, Lantana, Palm Beach County
Reviewed By:	No routing due to size and land use

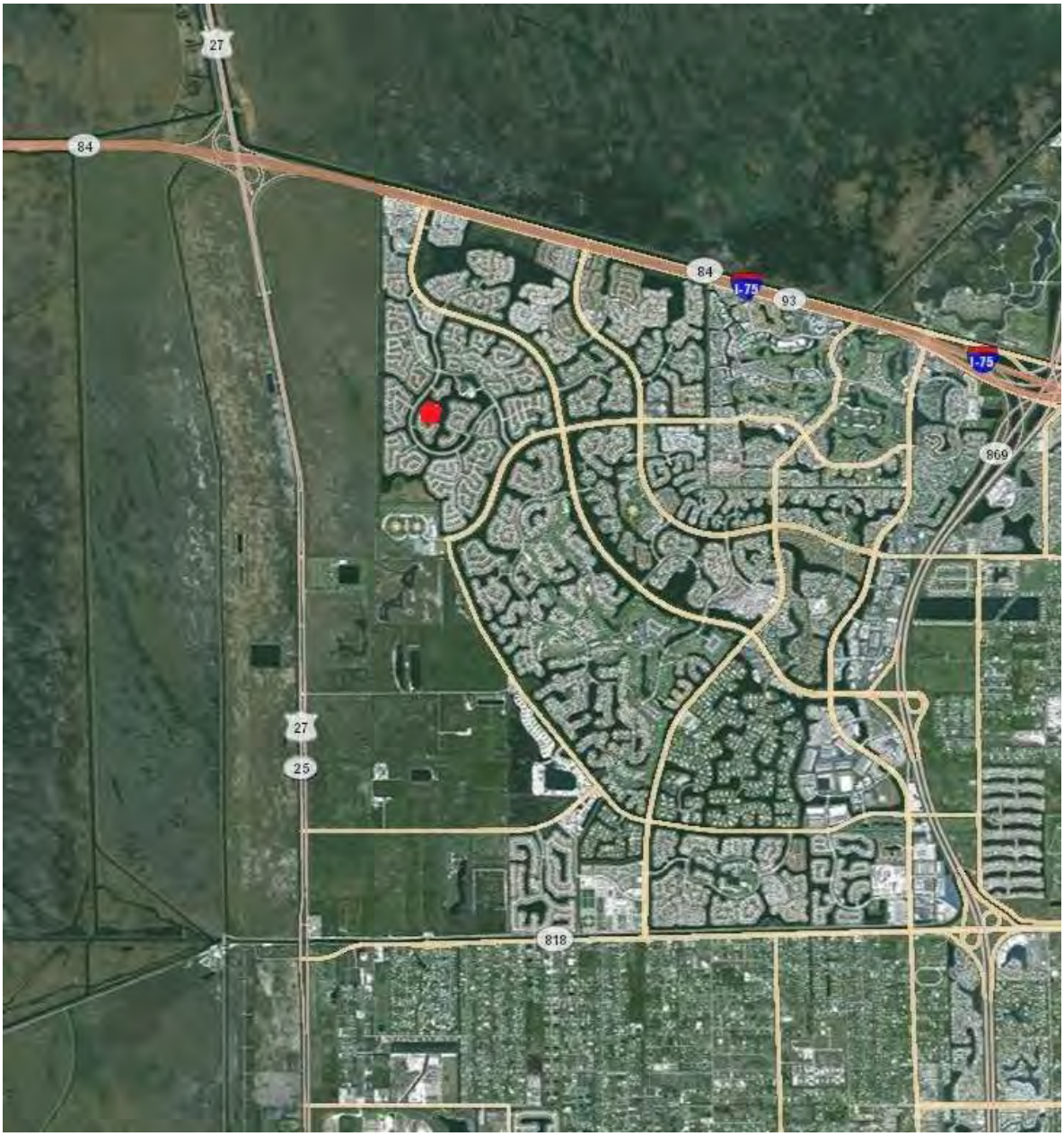
Attachment: ca_re_200_Memorandum_Exh_A_Massey_Release_of_Reservations (Resolution No. 2016 - 0801 : Release of Reservations)

File Nos. 7-16-1 and 18699
Jesus E. Flores and Dalia Flores, 0.41+/- acre
1059 Nautica Drive, Weston, Broward County

Attachment: ca_re_200_Memorandum_Maps_Massey_Release_of_Reservations (Resolution No. 2016 - 0801 : Release of Reservations)

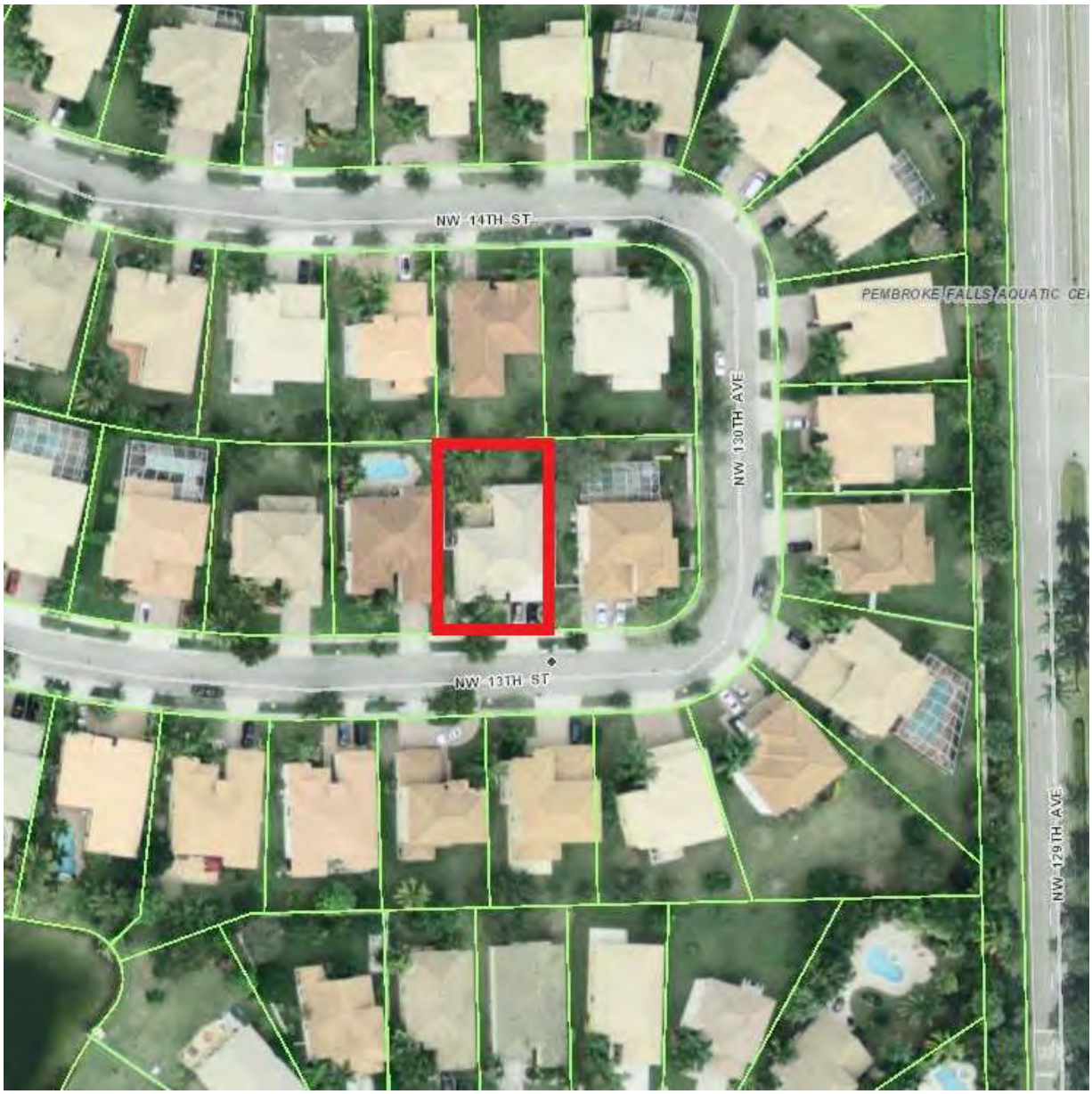
File Nos. 7-16-1 and 18699
Jesus E. Flores and Dalia Flores, 0.41+/- acre
1059 Nautica Drive, Weston, Broward County

Property Location: **1.0+/- East of U.S. Highway 27 (State Road 25), 1.50+/- South of State Road 84, 4.0+/- miles West of Interstate 75 (State Road 93), and 4.0+/- miles North of Griffin Road (State Road 818)**



Attachment: ca_re_200_Memorandum_Maps_Massey_Release_of_Reservations (Resolution No. 2016 - 0801 : Release of Reservations)

File No. 7-16-3
Genesis RE Holdings, LLC, 0.24+/- acre
13015 NW 13th Street, Pembroke Pines, Broward County



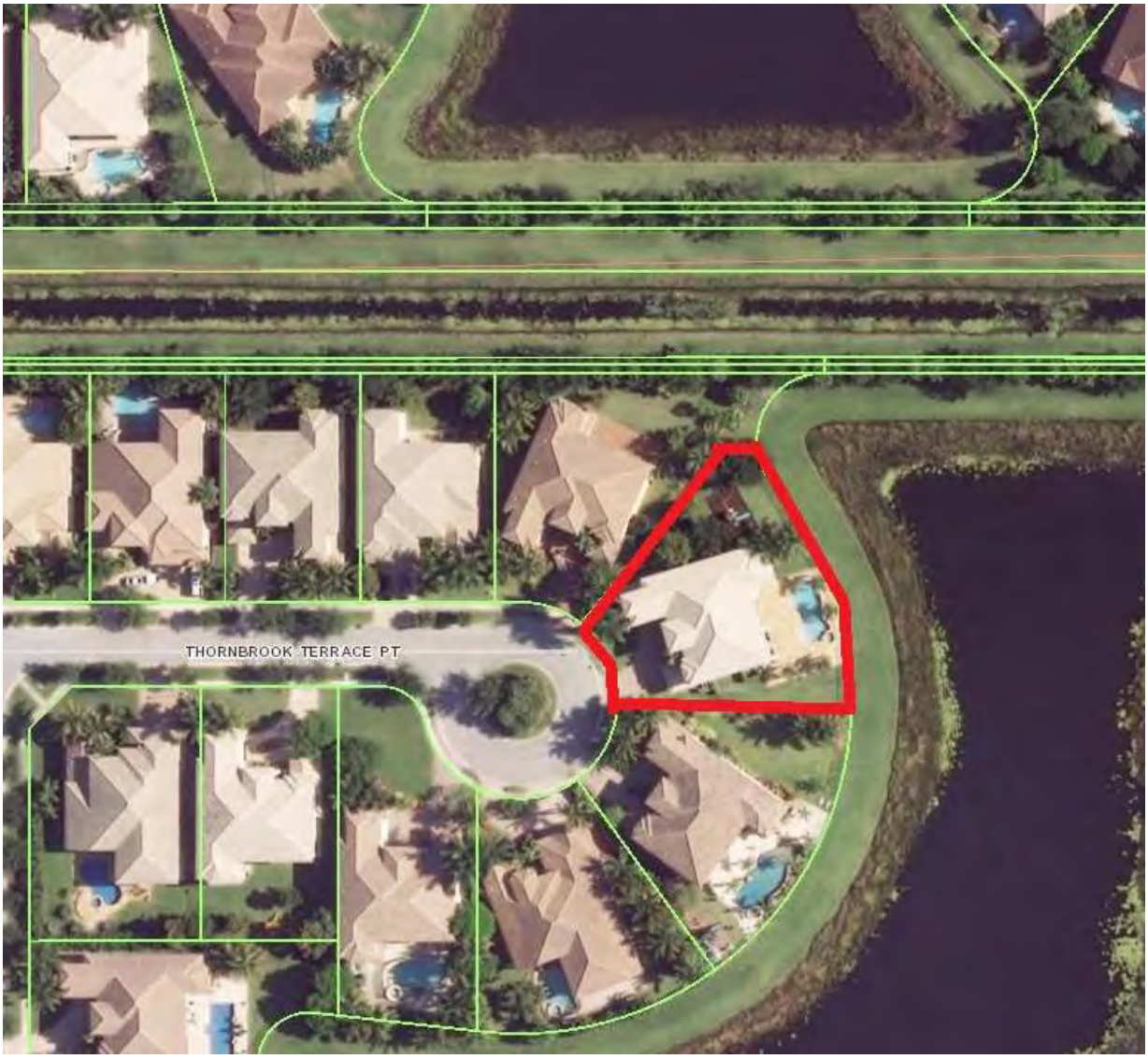
Attachment: ca_re_200_Memorandum_Maps_Massey_Release_of_Reservations (Resolution No. 2016 - 0801 : Release of Reservations)

File No. 7-16-3
Genesis RE Holdings, LLC, 0.24+/- acre
13015 NW 13th Street, Pembroke Pines, Broward County

Property Location: **1.25+/- miles East of I-75 (State Road 93), 0.75+/- miles South of Sheridan Street, 0.75+/- miles West of Flamingo Road (State Road 823) and 0.50+/- mile North of Pines Blvd. (State Road 820)**

Attachment: ca_re_200_Memorandum_Maps_Massey_Release_of_Reservations (Resolution No. 2016 - 0801 : Release of Reservations)

File Nos. 18696, 18697 and 18698
Stavros Georgakopoulos and Alexia Georgakopoulos, 0.37+/- acre
8672 Thornbrook Terrace Point, Boynton Beach, Palm Beach County



Attachment: ca_re_200_Memorandum_Maps_Massey_Release_of_Reservations (Resolution No. 2016 - 0801 : Release of Reservations)

File Nos. 18696, 18697 and 18698
Stavros Georgakopoulos and Alexia Georgakopoulos, 0.37+/- acre
8672 Thornbrook Terrace Point, Boynton Beach, Palm Beach County

Property Location: **1.50+/- miles East of U.S. Highway 441 (State Road 7), 1.0+/- mile South of Boynton Beach Blvd. (State Road 804), 0.50+/- mile West of Florida's Turnpike, and 4.0+/- miles North of West Atlantic Avenue (State Road 806)**

Attachment: ca_re_200_Memorandum_Maps_Massey_Release_of_Reservations (Resolution No. 2016 - 0801 : Release of Reservations)

File No. 18700
Geraldyne C. Stein, Trustee, 0.12+/- acre
9647 Honeybell Circle, Boynton Beach, Palm Beach County

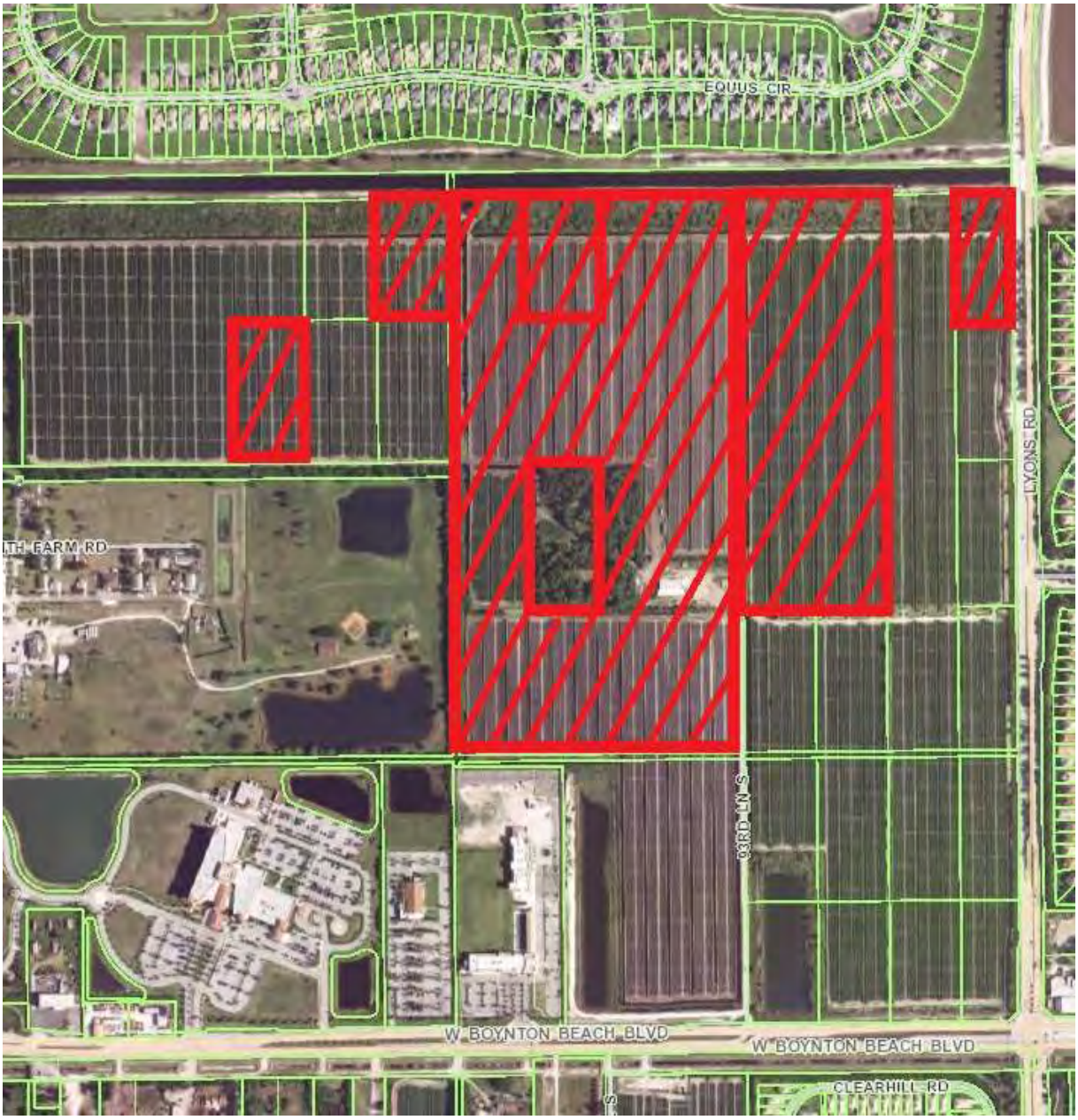
Attachment: ca_re_200_Memorandum_Maps_Massey_Release_of_Reservations (Resolution No. 2016 - 0801 : Release of Reservations)

File No. 18700
Geraldyne C. Stein, Trustee, 0.12+/- acre
9647 Honeybell Circle, Boynton Beach, Palm Beach County

Property Location: On the East side of Florida's Turnpike (State Road 91), 2.50+/- South of Hypoluxo Road, 1.50+/- West of Jog Road, and 0.25+/- mile North of Boynton Beach Blvd. (State Road 804)

Attachment: ca_re_200_Memorandum_Maps_Massey_Release_of_Reservations (Resolution No. 2016 - 0801 : Release of Reservations)

File Nos. 18701 and 18702
Boynton Beach Associates XXII, LLLP, 53.81+/- acres
Vacant land North of Boynton Beach Blvd., between U.S. Highway 441 (State Road 7) and Lyons Road, Boynton Beach, Palm Beach County



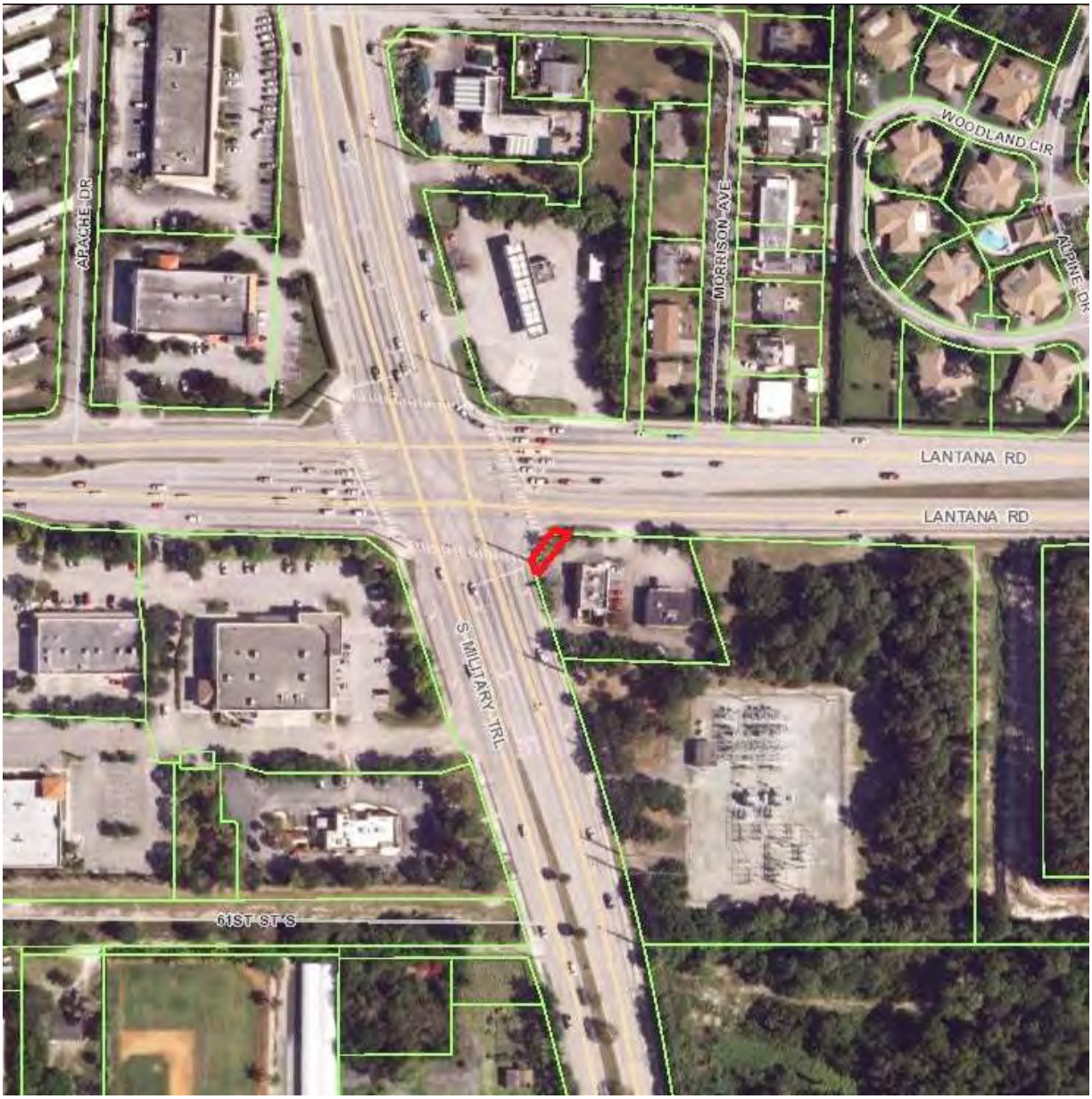
Attachment: ca_re_200_Memorandum_Maps_Massey_Release_of_Reservations (Resolution No. 2016 - 0801 : Release of Reservations)

File Nos. 18701 and 18702
Boynton Beach Associates XXII, LLLP, 53.81+/- acres
Vacant land North of Boynton Beach Blvd., between U.S. Highway 441 (State Road 7) and Lyons Road, Boynton Beach, Palm Beach County

Property Location: **0.50+/- mile East of U.S. Highway 441 (State Road 7), 0.50+/- North of Boynton Beach Blvd. (State Road 804), 1.0+/- mile West of Florida's Turnpike, and 2.0+/- miles South of Hypoluxo Blvd.**

Attachment: ca_re_200_Memorandum_Maps_Massey_Release_of_Reservations (Resolution No. 2016 - 0801 : Release of Reservations)

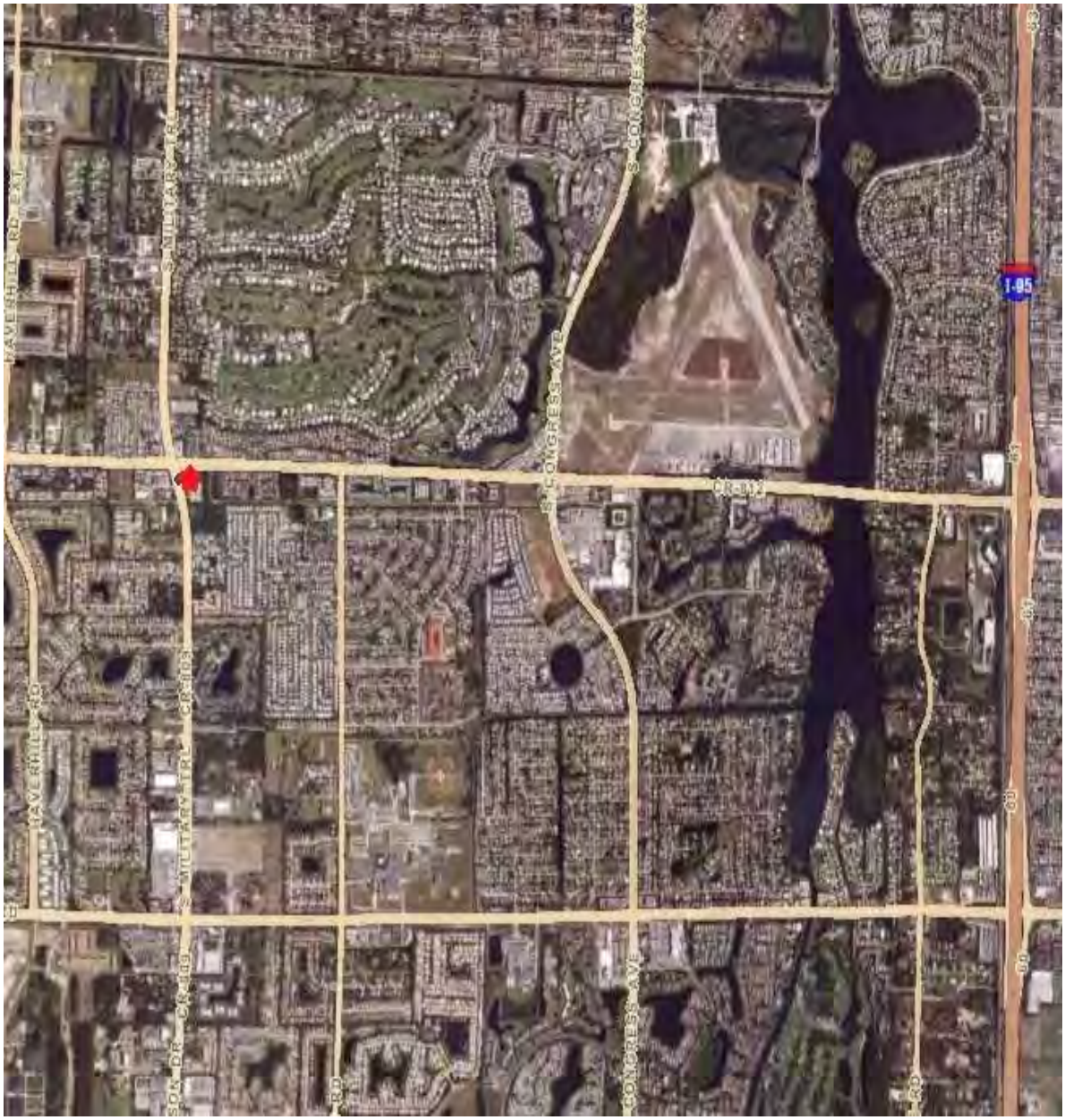
File No. 7-16-2
Lantana Shiv Property, LLC, 0.01+/- acre
6014 South Military Trail, Lantana, Palm Beach County



Attachment: ca_re_200_Memorandum_Maps_Massey_Release_of_Reservations (Resolution No. 2016 - 0801 : Release of Reservations)

File No. 7-16-2
Lantana Shiv Property, LLC, 0.01+/- acre
6014 South Military Trail, Lantana, Palm Beach County

Property Location: **At the Southeast corner of Military Trail (County Road 809) and Lantana Road (County Road 812), 2.50+/- miles West of Interstate 95**



Attachment: ca_re_200_Memorandum_Maps_Massey_Release_of_Reservations (Resolution No. 2016 - 0801 : Release of Reservations)

M E M O R A N D U M

TO: Governing Board Members

FROM: Richard Bassell, Division Director

DATE: August 11, 2016

SUBJECT: Parking lease to South Florida Stadium, LLC on 3.32 acres, more or less, in Miami-Dade County

Summary:
The District owns real property located in Miami-Dade County, Florida, known as Encumbrance ID AR10E-002 (Exhibit "A"). The specific property is located within the C-9 Right of Way. The District acquired the property for the C-9 Right of Way. Staff proposes to lease the 3.32 acre property for parking only on game days on a short term basis, for a period of 1-year generating approximately $18,000 of revenue.

South Florida Stadium, LLC requested the temporary use of the north right of way of the C-9 located west of NW 27th Avenue for parking while the stadium is under construction. The proposed lease is for 1-year with the potential of an optional 1-year extension if stadium construction schedule is delayed. The lease contract includes a provision providing for extensions at the District's discretion. This Lease is not being competitively bid because it is the District's justifiable belief that the restriction against any revenue generation by a lessee, coupled with the unique location and configuration of the leased premises, results in the realistic conclusion that South Florida Stadium, LLC is the only logical bidder.

The revenues generated from this lease will assist Land Management in managing District lands.

Staff Contact and/or Presenter:
Ray Palmer, rpalmer@sfwmd.gov, 561-682-2246

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2016 - 0802

A Resolution of the Governing Board of the South Florida Water Management District approving a 1-year parking lease with South Florida Stadium, LLC, on 3.32 acres, more or less, in Miami-Dade County as more particularly described herein; providing an effective date. (Contract No. 4600003460)

WHEREAS, the Governing Board, pursuant to Section 373.093, of the Florida Statutes, may lease lands or interests in land under terms and conditions determined by the Governing Board;

WHEREAS, the District and South Florida Stadium, LLC, Lessee desire to lease the premises for 1-year under Contract No. 4600003460 (the "Lease Agreement"); and

WHEREAS, the Lessee's main use of the Premises will be parking only on game days.

WHEREAS, the Governing Board of the South Florida Water Management District deems it appropriate and in the public interest to approve South Florida Stadium, LLC for a 1-year lease, Contract No. 4600003460, a parking lease on approximately 3.32 acres in Miami-Dade County (Exhibit "A") (the "premises") in the gross amount of $18,000 annual rent with an optional one year extension if stadium construction schedule is delayed at the District's sole discretion.

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 Contract No. 4600003460 with South Florida Stadium, LLC for 1-year for a parking lease on approximately 3.32 acres in Miami-Dade County, with an optional 1-year extension if stadium construction schedule is delayed at the District's sole discretion.

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

PASSED and **ADOPTED** this 11th day of August, 2016.

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

_____
Chairman

Attest:

_____
District Clerk/Secretary

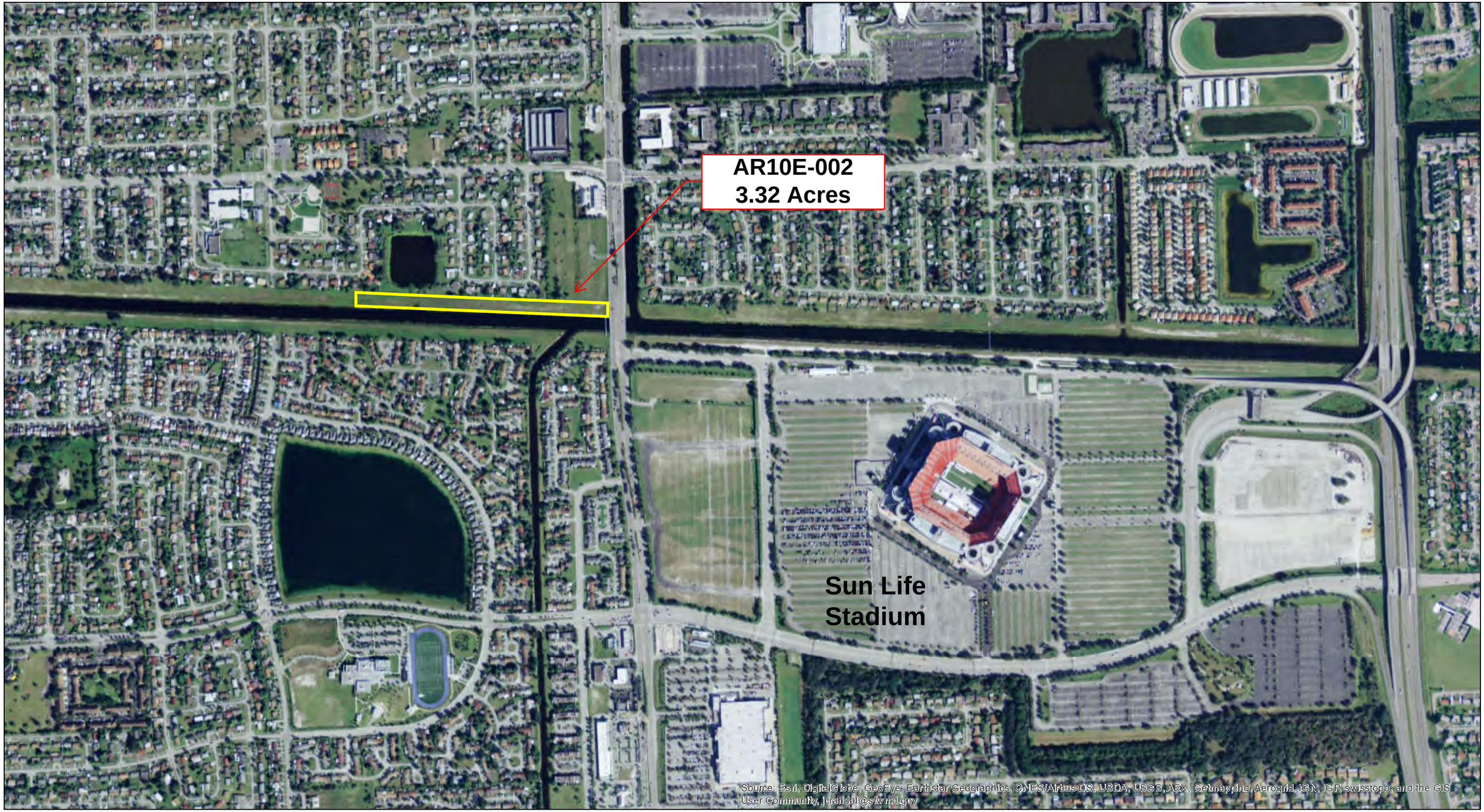
Legal form approved:
By:

_____
Office of Counsel

Print name:

_____

Exhibit A



South Florida Water Management District
3301 Gun Club Rd, West Palm Beach, Florida 33406
(561) 686-8800; 1-800-432-2045; www.sfwmd.gov

AR10E-002

0 0.1 0.2 0.3 0.4 Miles

0 0.1 0.2 0.3 0.4 0.5 0.6 Kilometers

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.

Map Produced on Date: 2/24/2016 11:29:19 AM

Attachment: ca_re_201_Map_Exhibit_A_Palmer_South_Florida_Stadium_Lease (Resolution No. 2016 - 0802 : Parking lease to South Florida

M E M O R A N D U M

TO: Governing Board Members

FROM: Richard Bassell, Division Director

DATE: August 11, 2016

SUBJECT: Approve declaring surplus land interests containing a total of 5.81 acres, +/-, in St. Lucie County

Summary:
Pursuant to Resolution 2013-0710, the Governing Board directed staff to further analyze the options for disposal of certain lands and to thereafter propose recommendations to the Governing Board for further approval. Tract D0100-004 containing 5.81 acres, more or less, located in St. Lucie County (the "Tract"). The Tract was originally acquired and developed for use as the Ft. Pierce field station. Operations were relocated to the Okeechobee field station, leaving this former field station no longer in use. Staff further analyzed the options for disposal of the Tract, obtained an ecological assessment, and conducted a public meeting on May 27, 2016, regarding the surplus and sale of the Tract. The ecological assessment did not identify any matters of concern. An appraisal establishing an appraised value of $130,000 for the Tract was also obtained. Staff recommends to the Governing Board that the Tract be declared surplus, without reservation of phosphate, minerals, metals and petroleum under Section 270.11, Florida Statutes and be offered to the public for bid to be sold for the highest price obtainable, but in no event less than appraised value.

Funding Source:
Ad valorem funds will be used to pay for the costs of advertising and appraisal, but will be recovered from and paid by the successful bidder at closing. All closing costs will be paid by the successful bidder. The Tract was acquired in April 1972 with ad valorem funds specified for the administrative purpose of establishing the subject Fort Pierce field station. The funds derived from the sale of the Tract will be committed to the District's fund balance for unrestricted purposes. The acquisition pre-dates Section 373.139, F.S., and is not subject to its restrictions on use of sale proceeds. The funds derived from the sale of the Tract will be committed to the District's fund balance for unrestricted purposes.

Staff Contact and/or Presenter:
Ray Palmer, rpalmer@sfwmd.gov, 561-682-2246

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2016 - 0803

A Resolution of the Governing Board of the South Florida Water Management District approving declaring surplus land interests in St. Lucie County containing 5.81 acres, more or less, without reservation of interests under Section 270.11, Florida Statutes, together with any structures and improvements and personal property appurtenant thereto, and approving offering said property to the public for bid to be sold for the highest price obtainable but not less than the appraised value; providing an effective date.

WHEREAS, pursuant to Resolution 2013-0710, the Governing Board directed staff to further analyze the options for disposal of certain lands and to thereafter propose recommendations to the Governing Board for further approval; and

WHEREAS, that certain parcel of land containing 5.81 acres, more or less, located in St. Lucie County and identified as Tract D0100-004 (the "Tract"), was included within Resolution 2013-0710; and

WHEREAS, staff has further analyzed the options for disposal of the Tract, has obtained an ecological assessment ("Ecological Assessment"), and recommends to the Governing Board that the Tract be declared surplus and be offered for bid; and

WHEREAS, the Governing Board has determined that the fee ownership of the Tract is not required by the District for present or future use; and

WHEREAS, the Governing Board has determined that it is in the public interest to declare the Tract surplus; and

WHEREAS, the District shall offer the Tract to the public for bid to be sold for the highest price obtainable, but in no event less than the respective appraised value; and

WHEREAS, the District has obtained an appraisal establishing an appraised value of $130,000 for the Tract; and

WHEREAS, the District shall not reserve any interest in the phosphate, minerals, metals and petroleum, pursuant to Section 270.11, Florida Statutes; and

WHEREAS, the District, pursuant to Section 373.089, Florida Statutes, has the authority to sell lands, or interests, or rights in land owned by the District not required for its purposes, for the highest price obtainable, but not less than the appraised value; and

WHEREAS, pursuant to Section 373.089(6), Florida Statutes, the Governing Board shall be required to make a determination that the lands are no longer needed for conservation purposes by at least a two-thirds (2/3) majority.

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: (i) determines that fee ownership of that certain parcel of land containing 5.81 acres, more or less, located in St. Lucie County and identified as Tract D0100-004, depicted in Exhibit "A" attached hereto, is not required by the District for present or future use; (ii) approves declaring the Tract surplus, together with any structures and improvements and personal property appurtenant thereto, and (iii) approves offering the Tract to the public for bid and sold for the highest price obtainable, but in no event less than the appraised value, in accordance with the provisions of Section 373.089, Florida Statutes. Any disposal shall be subject to funding source and subdivision ordinance requirements.

Section 2: The District shall not reserve an interest in the phosphate, minerals, metals and petroleum, pursuant to Section 270.11, Florida Statutes.

Section 3: Consistent with the requirements of Section 373.089(6), Florida Statutes and based on the Ecological Assessment, the Governing Board hereby determines that the subject lands are no longer needed for conservation purposes, and that this Resolution was approved by the Governing Board by at least a two-thirds (2/3) vote.

Section 4: The Governing Board of the South Florida Water Management District hereby authorizes the Chairman or Vice Chairman to execute the conveyance document. The Governing Board of the South Florida Water Management District hereby authorizes the Executive Director or the Executive Director's designee to execute all other documents necessary to consummate this transaction.

Section 5: This Resolution shall take effect immediately upon adoption.

PASSED and **ADOPTED** this 11th day of August, 2016.

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

_____
Chairman

Attest:

_____
District Clerk/Secretary

Legal form approved:
By:

_____
Office of Counsel

Print name:

_____

Exhibit "A"

Tract No: D0100-004

A tract of land in Section 10, Township 36 South, Range 38 East, Saint Lucie County, Florida more particularly described as follows:

The North 400 feet of the East half of the Northeast Quarter of the Northeast Quarter (E1/2 of NE1/4 of NE1/4) of said Section 10.

Less and except those lands described in Official Records Book 1805, Page 1701, Saint Lucie County, Florida Public Records.

Containing 5.81 acres more or less. (Total Fee Acres)

Subject to easements and right of ways of record.

This legal description is not valid unless accompanied by a description sketch.

SOUTH FLORIDA WATER MANAGEMENT DISTRICT
INFRASTRUCTURE MANAGEMENT BUREAU–SURVEY & MAPPING SECTION
P.O. BOX 24680, 3301 GUN CLUB ROAD
WEST PALM BEACH, FLORIDA 33416–4680

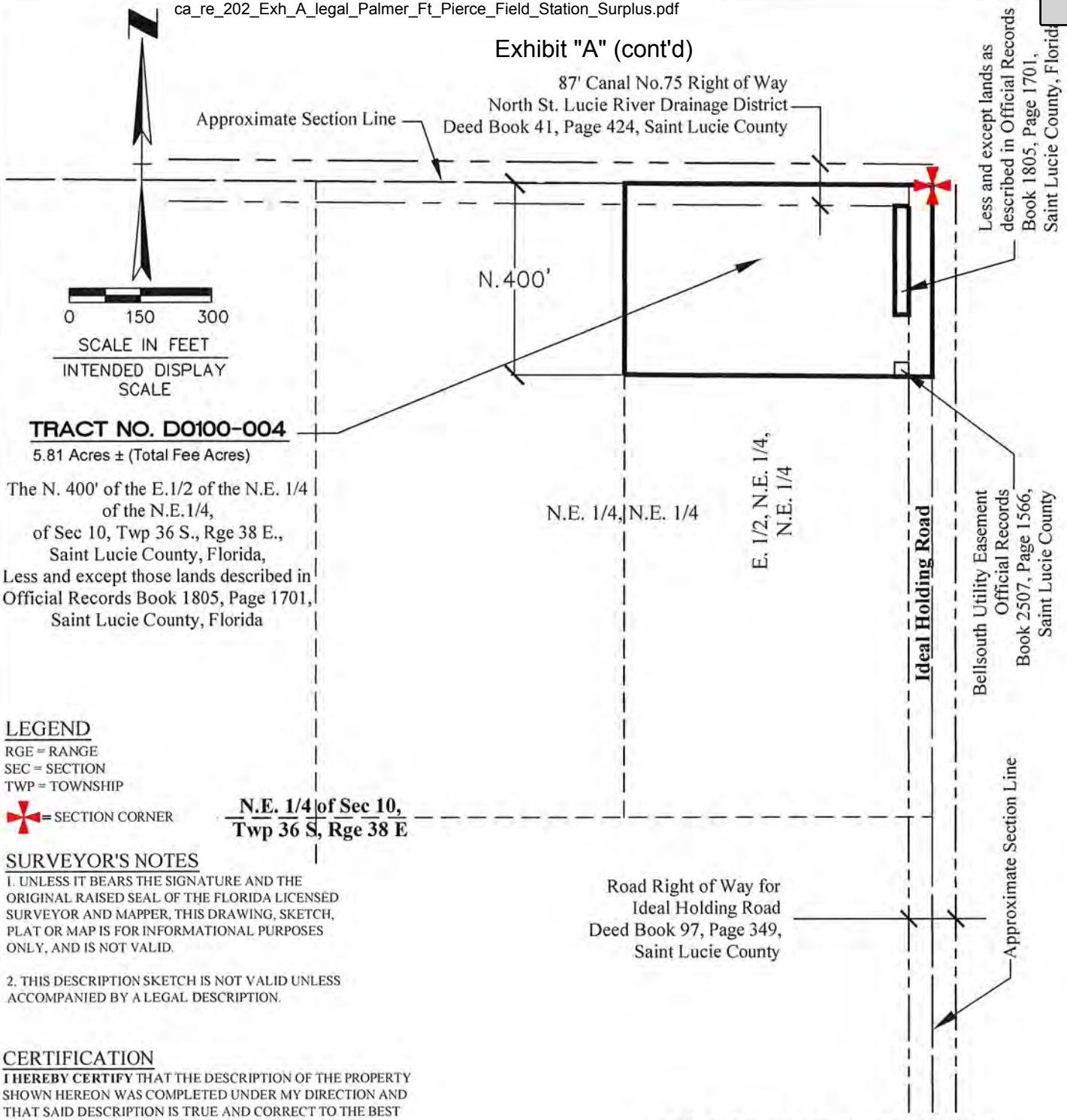
EXHIBIT "A"
TRACT NO. D0100-004

DRAWN	CHECKED	DATE	REVISIONS

DRAWN	CHECKED	DATE	SCALE	DRAWING NUMBER	SHEET
CMH	REB	04–13–16	AS SHOWN	D0100–004_LDSK.dwg	1 of 2

S:\IN-HOUSE PROJECTS\ft pierce fs\01- AutoCad\dwg\D0100-004_LDSK.dwg

Exhibit "A" (cont'd)



LEGEND

RGE = RANGE
SEC = SECTION
TWP = TOWNSHIP
= SECTION CORNER

SURVEYOR'S NOTES

1. UNLESS IT BEARS THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF THE FLORIDA LICENSED SURVEYOR AND MAPPER, THIS DRAWING, SKETCH, PLAT OR MAP IS FOR INFORMATIONAL PURPOSES ONLY, AND IS NOT VALID.

2. THIS DESCRIPTION SKETCH IS NOT VALID UNLESS ACCOMPANIED BY A LEGAL DESCRIPTION.

CERTIFICATION

I HEREBY CERTIFY THAT THE DESCRIPTION OF THE PROPERTY SHOWN HEREON WAS COMPLETED UNDER MY DIRECTION AND THAT SAID DESCRIPTION IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

I FURTHER CERTIFY THAT THIS DESCRIPTION AND SKETCH WAS MADE UNDER MY RESPONSIBLE CHARGE AND CONFORMS TO THE STANDARDS OF PRACTICE SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS ADOPTED IN RULE 5J-17.052, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027, FLORIDA STATE STATUTES.
NO SEARCH OF THE PUBLIC RECORDS HAS BEEN MADE BY THIS OFFICE.

DATE OF SIGNATURE 5/19/16

RICHARD E. BARNES, JR
PROFESSIONAL SURVEYOR AND MAPPER
FLORIDA CERTIFICATE NO. 5173

STATE OF FLORIDA
SURVEYOR

THIS IS NOT A SURVEY

SEC 10, TWP 36 S., RGE 38 E.,
SAINT LUCIE COUNTY, FLORIDA

SOUTH FLORIDA WATER MANAGEMENT DISTRICT
INFRASTRUCTURE MANAGEMENT BUREAU–SURVEY & MAPPING SECTION
P.O. BOX 24680, 3301 GUN CLUB ROAD
WEST PALM BEACH, FLORIDA 33416–4680

EXHIBIT "A"
TRACT NO. D0100-004

DRAWN	CHECKED	DATE	REVISIONS

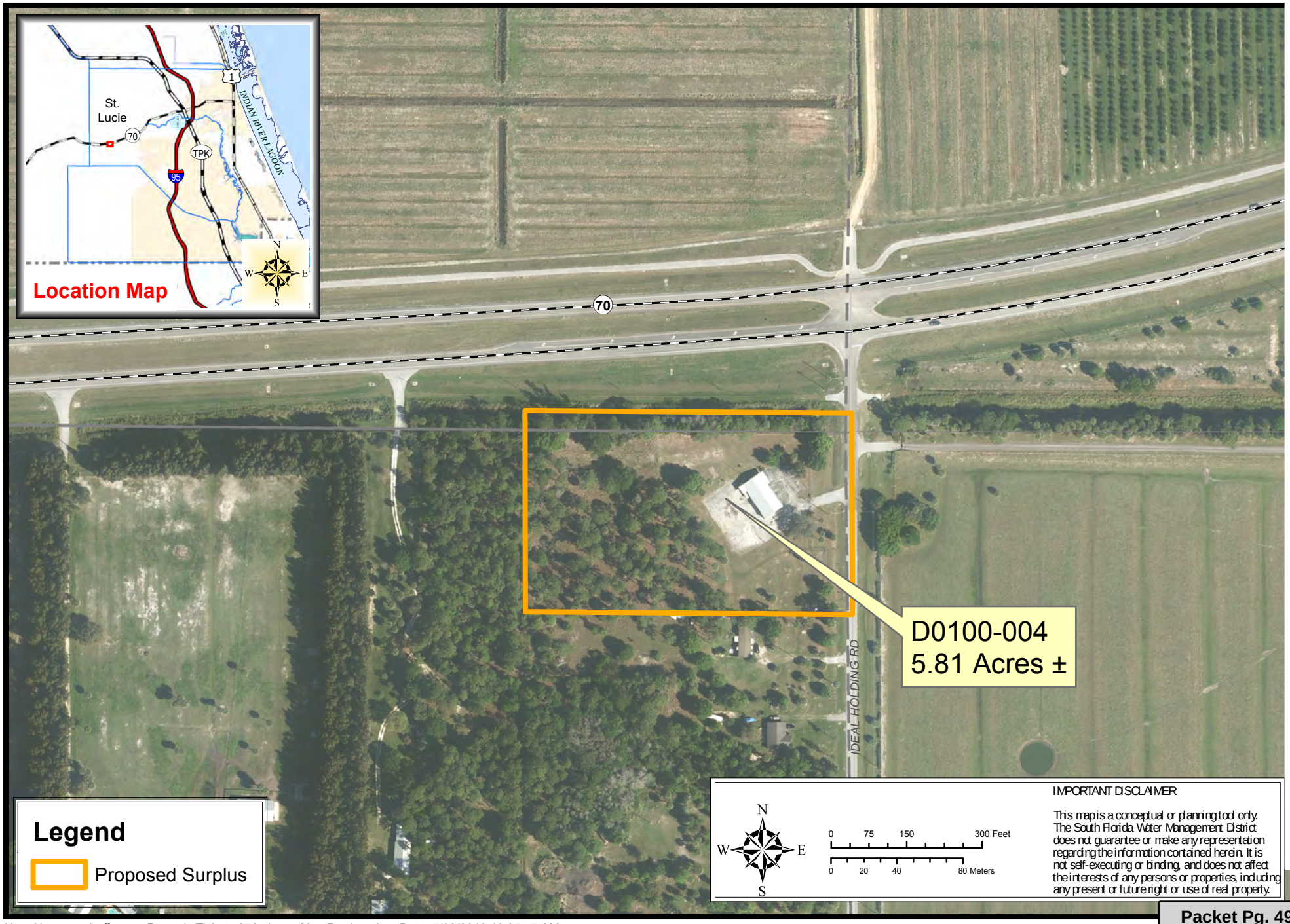
DRAWN	CHECKED	DATE	SCALE	DRAWING NUMBER	SHEET
CMH	REB	04–13–16	AS SHOWN	D0100–004_LDSK.dwg	2 of 2

S:\IN-HOUSE PROJECTS\fl pierce fs\01- AutoCad\dwg\D0100-004_LDSK.dwg

Exhibit "A"

Former Fort Pierce Field Station

St. Lucie County



User Name: rschaff Remedy Ticket: 35241 Map Produced on Date: 7/22/2016 10:35:47 AM

Document Path: I:\arc_data\maps\pr

Attachment: ca_re_202_Exh_A_Map_Palmer_Ft_Pierce_Field_Station_Surplus (Resolution No. 2016 -

M E M O R A N D U M

TO: Governing Board Members

FROM: Richard Bassell, Division Director

DATE: August 11, 2016

SUBJECT: Conceptual approval of an exchange of lands in Miami-Dade County

Summary:
Staff seeks conceptual approval of an exchange of lands located in Miami-Dade County, Florida between the South Florida Water Management District ("District") and Pan American Acquisitions LLC ("Company"). The District proposes to convey fee interest in approximately 50 acres of District land within Bird Drive Basin to the Company, as generally shown on the attached map labeled Exhibit A ("District Parcel"), subject to a flowage and conservation easement retained by the District. The District will grant an access and utility easement across District land from Krome Avenue to the District Parcel to enable the Company to provide utility service and access to the District Parcel. In exchange, the Company conveys to the District its fee interest in approximately 315 acre parcel within the Pennsuco Wetlands in Miami-Dade County, as generally shown on the attached map labeled Exhibit B, which is encumbered by an existing District conservation easement ("Company Parcel").

The Company will use the District Parcel for the installation and operation of radio antennae, associated facilities, and access roads by iHeart Radio, Inc., subject to permitting. All improvements are to be elevated to levels agreed to by the parties to enable the District to store and flow water across the District Parcel for environmental restoration purposes.

Following the conceptual approval, the parties will endeavor to complete a binding written Exchange Agreement between the District and the Company containing the following terms:

- The District will obtain an appraisal of the fee interest in the District Parcel, subject to the retained flowage and conservation easement, and the fee interest in the Company Parcel in accordance with District procedures. The difference in the appraised value of the two interests is to be offset by a cash payment only in the event the District Parcel appraisal exceeds the Company Parcel appraisal.
- The Company agrees to pay the District's reasonable expenses, including staff time, incurred with respect to: (i) cooperating in the application process, (ii) mapping, survey, title review, and title insurance, (iii) appraisals, (iv) environmental assessments, (v) recording fees and closing costs, and (vi) due diligence activities.
- The parties will endeavor to complete a binding written Exchange Agreement, containing terms, conditions, and provisions acceptable to both parties, for review and consideration for approval by the Governing Board of the South Florida Water Management District no later than its February 2017 meeting at which time the Governing Board will also consider for approval declaring the District Parcel surplus. Failure to execute the Exchange Agreement on or

before February 28, 2017, unless the District and the Company mutually agree to extend the date, will render this conceptual approval of the land exchange void and of no effect.

- The Closing of the land exchange would occur within ninety (90) days of execution of the Exchange Agreement.
- The Company will convey to the District at least 315 acres of land as shown on the map attached as Exhibit “B”.
- The District will convey to the Company at least 50 acres of land on the map attached as Exhibit “A”, subject to a retained flowage and conservation easement.
- The District will grant an access and utility easement across District land from Krome Avenue to the District Parcel.
- The Closing will be subject to due diligence review and inspections to be conducted by the parties prior to the Closing.

Core Mission and Strategic Priorities:
This proposed exchange will convey the remaining fee ownership of 315 acres of privately-owned land within Pennsuco Wetlands to the District, thus reducing the remaining amount of acreage that needs to be acquired for Project requirements. The District will achieve a more land within the project, consistent with its environmental goals, while enhancing the efficiency of land management activities carried out by the Land Stewardship Section.

Staff Contact and/or Presenter:
Richard Bassell, 561-682-2510

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2016 - 0804

A Resolution of the Governing Board of the South Florida Water Management District conceptually approving a land exchange in which the South Florida Water Management District will receive fee interest in 315 acres, more or less, within the Pennsuco Wetlands in consideration for and exchange of 50 acres, more or less, of land to be conveyed by the District in fee, subject to the District retaining a flowage and conservation easement, within the Bird Drive Basin in Miami-Dade County; providing an effective date.

WHEREAS, the South Florida Water Management District (District) proposes to convey fee interest in approximately 50 acres of District land within Bird Drive Basin to Pan American Acquisitions LLC ("Company"), subject to the District retaining a flowage and conservation easement, as generally shown on the attached map ("District Parcel") as Exhibit "A"; and

WHEREAS, the Company proposes to convey fee interest in approximately 315 acres of lands within the District's Pennsuco Wetlands project area shown on the map attached ("Company Parcel") as Exhibit "B"; and

WHEREAS, the Pennsuco Wetlands area, situated between the Everglades Water Conservation Area and the Lake Belt Mining Area, is a significant buffer feature to the Water Conservation Areas; and

WHEREAS, the Company and the District desire to effectuate an exchange of parcels to add significant land interest to the District's existing lands in the Pennsuco Wetlands project while retaining a flowage and conservation easement over the District Parcel to be conveyed to the Company in the Bird Drive Basin; and

WHEREAS, this conceptual approval is subject to a future Exchange Agreement to be developed by the parties; and

WHEREAS, the proposed Exchange Agreement will contain the following terms:

- The parties will endeavor to complete a binding written Exchange Agreement, containing terms, conditions, and provisions acceptable to both parties, for review and consideration for approval by the Governing Board of the South Florida Water Management District no later than its February 2017 meeting and at which time the Governing Board will also consider for approval declaring the 50 acre District Parcel surplus. Failure to execute the Exchange Agreement on or before February 28, 2017, unless the District and the Company mutually agree to extend the date, will render this conceptual approval of a land exchange void and of no effect.

- The Closing of the land exchange would occur within ninety (90) days of execution of the Exchange Agreement.

- The Company will convey to the District at least 315 acres of land as

shown on the map attached as Exhibit “B”.

- The District will convey to the Company at least 50 acres of land on the map attached as Exhibit “A”, subject to the District retaining a flowage and conservation easement.

- The District will grant an access and utility easement across District land from Krome Avenue to the District Parcel.

- The Closing will be subject to due diligence review and inspections to be conducted by the parties prior to the Closing.

- The District will obtain appraisals of the District Parcel and Company Parcel to be exchanged with the difference in the appraised value to be offset by a cash payment only in the event the District Parcel appraised value exceeds the Company Parcel appraised value.

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 conceptually approves the exchange of lands.

Section 2. The Governing Board also authorizes staff to proceed with completing an Exchange Agreement in accordance with the terms hereof.

Section 3. Staff is directed to bring the Exchange Agreement back to the Governing Board for review and consideration for approval.

Section 4. This Resolution shall take effect immediately upon adoption.

PASSED and **ADOPTED** this 11th day of August, 2016.

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

_____
Chairman

Attest:

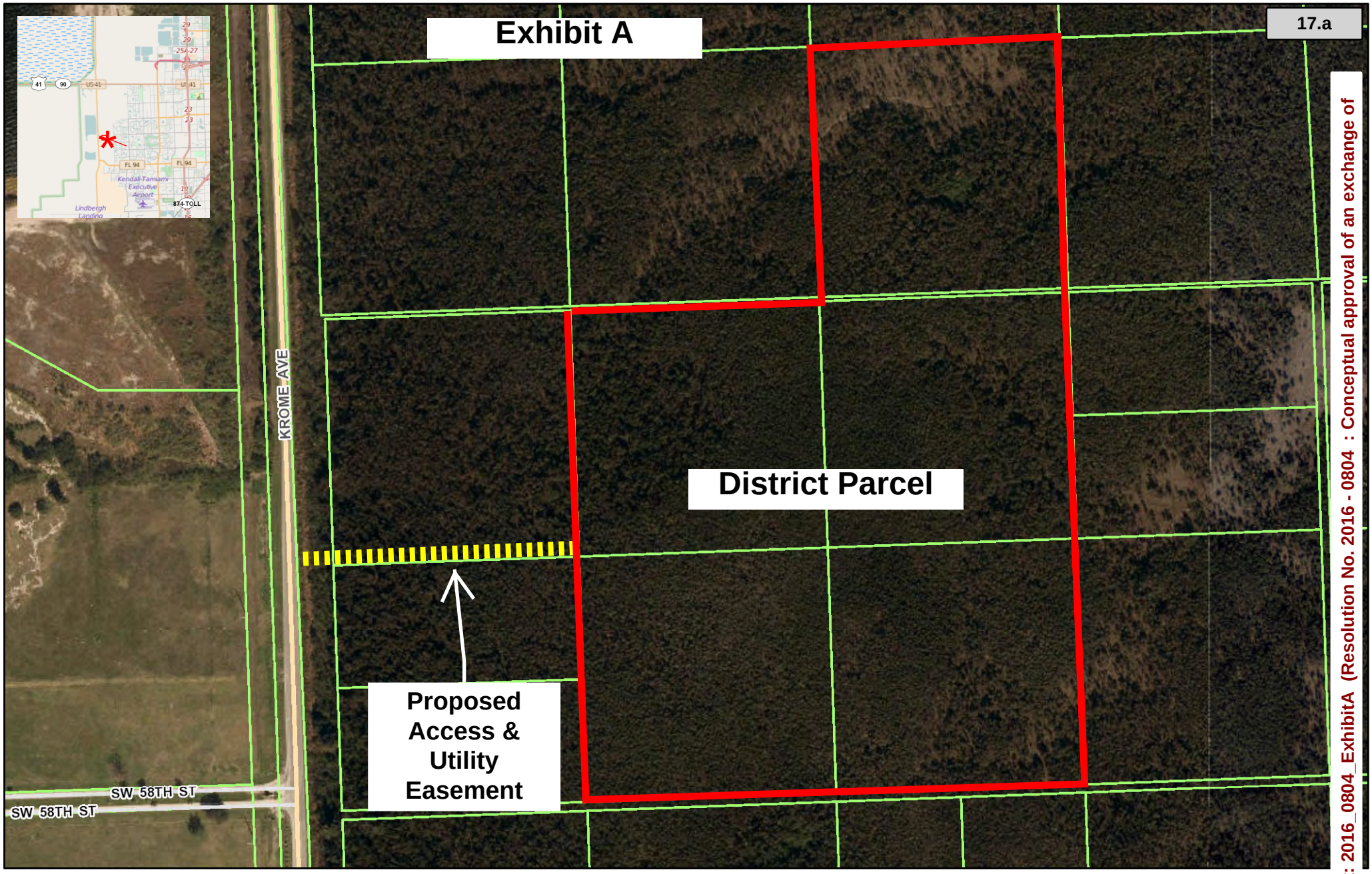
_____
District Clerk/Secretary

Legal form approved:
By:

_____
Office of Counsel

Print name:

_____



District Parcel - 50 Acres, MOL

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

N W E S

0 0.03 0.06 0.09 0.12 Miles

0 0.06 0.12 0.18 Kilometers

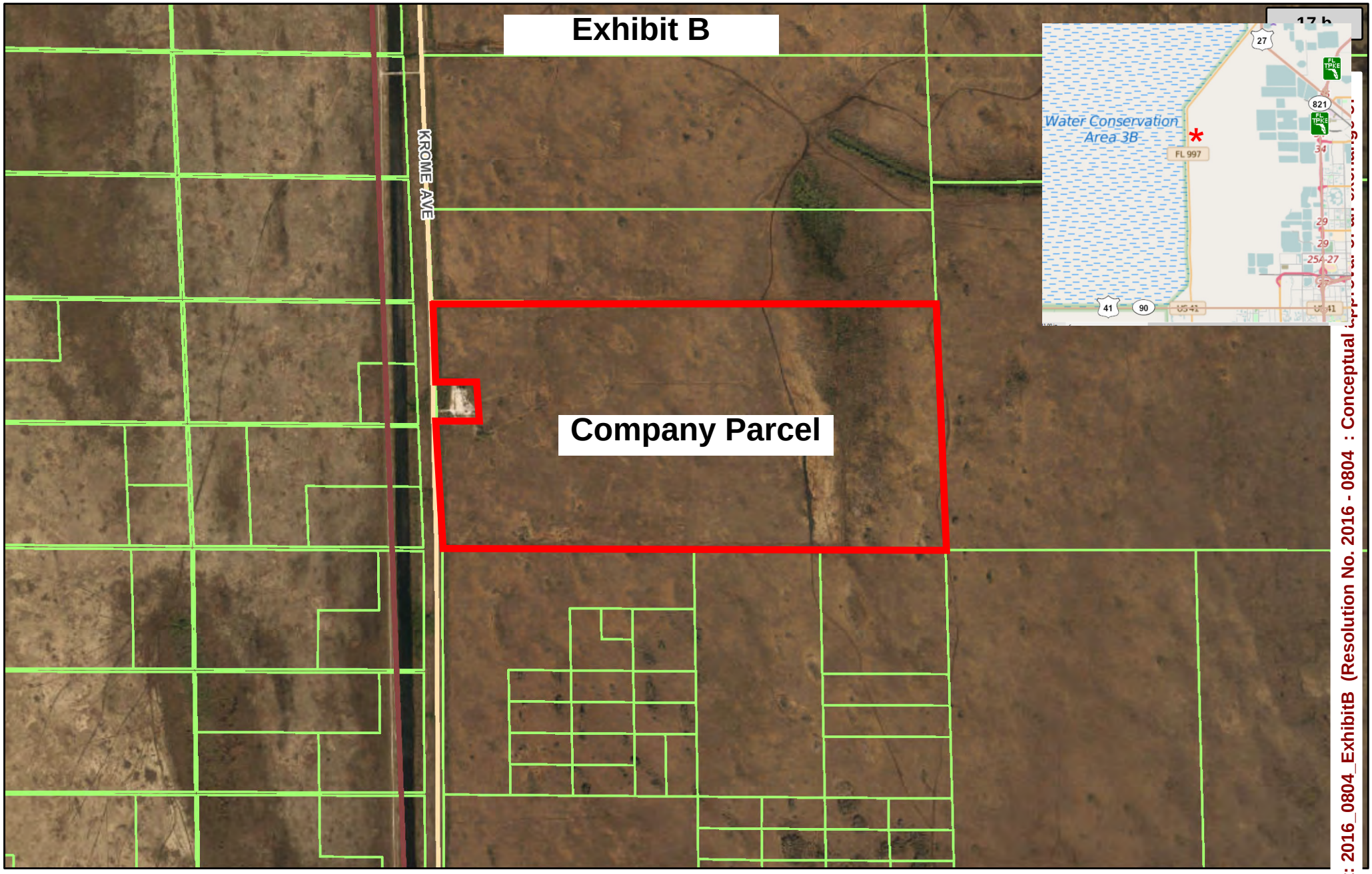
DISCLAIMER:
This map is a conceptual or planning tool only.The South Florida Water Management District does not guarantee or make any representation regarding the information contained herein. It is not self-executing or binding, and does not affect the interests of any persons or properties, including any present or future right or use of real property.

ca_re_205_Map_Exhibit_A_Bassell_Exchange_Miami-Dade County.pdf

Map Produced on Date: 8/2/2016 1:53:57 PM

SFWMD Geospatial Services

Exhibit B



Company Parcel - 315 acres, MOL

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

N W E S

0 0.1 0.2 0.3 0.4 Miles

0 0.25 0.5 0.75 Kilometers

DISCLAIMER:
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ca_re_205_Map_Exhibit_B_Bassell_Exchange_Miami-Dade County

Map Produced on Date: 7/27/2016 1:49:15 PM

SFWMD Geospatial Services

M E M O R A N D U M

TO: Governing Board Members

FROM: Karen Estock, Director, Field Operations & Land Management

DATE: August 11, 2016

SUBJECT: Cooperative Agreement with the Florida Fish and Wildlife Conservation Commission to provide public u

Summary:
Since 1991, agreements have been executed with the Florida Fish and Wildlife Conservation Commission (FWC) to provide public use and land and wildlife management services on District properties. These agreements have provided cost-effective land management and public use support on District lands and have reduced the need for additional staffing within the Land Stewardship Section.

The current agreement funds the salaries and operational expenses of two full time wildlife biologists whose services are directed towards managing public use activities and performing land and wildlife management functions on the Dupuis and CREW Wildlife and Environmental Areas. These positions are responsible for establishing and running public use programs including hunting activities, developing area specific public use regulations, assisting with land management activities including prescribed burning and habitat restoration, and providing wildlife management services on District lands. In addition to securing the services of these full-time biologists, this agreement also provides funding for the operation of hunter check stations and the administration of regulated public waterfowl hunts on STA 1W, STA 2, STA 3/4 and STA 5/6, in accordance with District protocol, and for managing public use on an additional 133, 100 acres of District property established by the FWC as public hunting areas under the wildlife management area system. Approval of amendment A05 will extend and provide funding for this agreement for an additional three year period and will help assure District lands and public recreation is managed in an environmentally acceptable manner.

Core Mission and Strategic Priorities:
This item will provide public use and land management support to ensure District lands and public use opportunities are managed appropriately for the benefit of the public and in accordance with Section 373.1391, F.S.

Funding Source:
Funding for the next three years of the agreement will be in an amount not to exceed $657,000 of which a total of $219,000 ($49,000 in ad valorem funds and $170,000 in lease revenue funds) will be subject to Governing Board approval of the Fiscal Year 2016-2017 budget and the remainder will be subject to Governing Board approval of the Fiscal Year 2017-2018 and Fiscal Year 2018-2019 budgets.

Staff Contact and/or Presenter:
Steve Coughlin, Section Administrator, Land Stewardship Section, (561) 682-2603 / scoughli@sfwmd.gov

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2016 - 0805

A Resolution of the Governing Board of the South Florida Water Management District to authorize an amendment to the cooperative agreement 4600000961 with the Florida Fish and Wildlife Conservation Commission to continue providing public use and land and wildlife management services on District lands, to extend the term by three years from October 1, 2016 to September 30, 2019, and provide funding in an amount not to exceed $657,000 of which $219,000 in ad valorem and non-ad valorem funds are subject to Governing Board approval of the Fiscal Year 2016-2017 budget and the remainder is subject to Governing Board approval of the Fiscal Year 2017-2018 and Fiscal Year 2018-2019 budgets; providing an effective date.

WHEREAS, the Governing Board of the South Florida Water Management District has determined it is necessary, appropriate and in the public interest to authorize an amendment to the cooperative agreement (Contract No. 46000000961) with the Florida Fish and Wildlife Conservation Commission to continue providing public use and land and wildlife management services on District lands and to extend the term by three years from October 1, 2016 to September 30, 2019, in an amount not to exceed $657,000 of which $219,000 in ad valorem funds and non-ad valorem funds are subject to Governing Board approval of the Fiscal Year 2016-2017 budget and the remainder is subject to Governing Board approval of the Fiscal Year 2017-2018 and Fiscal Year 2018-2019 budgets.

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

Section 1. The Governing Board of the South Florida Water Management District hereby authorizes the execution of cooperative agreement 46000000961-A05 with the Florida Fish and Wildlife Conservation Commission.

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

PASSED and **ADOPTED** this 11th day of August, 2016.

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

_____
Chairman

Attest:

_____
District Clerk/Secretary

Legal form approved:
By:

_____
Office of Counsel

Print name:

_____

SOUTH FLORIDA WATER MANAGEMENT DISTRICT AMENDMENT

IN WITNESS WHEREOF, the Parties or their duly authorized representatives hereby execute this **AMENDMENT NO. 5** on the date first written above.

SOUTH FLORIDA WATER MANAGEMENT DISTRICT
BY ITS GOVERNING BOARD

By: _____

Lennart Lindahl
Assistant Executive Director

SFWMD OFFICE OF COUNSEL APPROVED
BY: _____
PRINT NAME: _____
DATE: _____
SFWMD PROCUREMENT APPROVED
BY: _____
DATE: _____

FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION

By: _____

Title: _____

Attachment: 4600000961_A5s (Resolution No. 2016 - 0805 : Cooperative Agreement with the Florida Fish and Wildlife Conservation

M E M O R A N D U M

TO: Governing Board Members

FROM: Karen Estock, Director, Field Operations & Land Management

DATE: August 11, 2016

SUBJECT: Cooperative Agreement C-10162-A13 / 3600000000 with the Florida Fish & Wildlife Conservation Comm.

Summary:
In 1999, the District entered into a twenty-five year agreement with the Florida Fish and Wildlife Conservation Commission (FWC) to patrol and provide law enforcement services on District lands. The purpose of these patrols is to enforce the District 40E-7 Public Use Rule and State and Federal rules and regulations pertaining to resource protection, access, and public use on District lands. These patrols have been effective in addressing and preventing illegal activities such as target shooting, dumping, unauthorized vehicle use, illegal taking of wildlife, and vandalism on District property. The services provided under this agreement include providing law enforcement patrols and special details on District property that otherwise could not be provided by the FWC due to staffing limitations and competing priorities for environmental law enforcement support. This amendment provides funding for equipment and labor costs necessary to provide the requested law enforcement services on behalf of the District for an additional three year period.

Core Mission and Strategic Priorities:
This Governing Board item supports the District's core mission and strategic goals by providing law enforcement support to ensure District lands and recreational activities are properly managed for the benefit of the resource and the public in accordance with Section 373.1391, F.S.

Funding Source:
Funding for the next three years of the agreement will be in an amount not to exceed $1,421,492 of which a total of $416,192 ($155,792 in ad valorem funds, $110,400 in wetland mitigation funds, $90,000 in lease revenue funds, and $60,000 in land acquisition trust fund monies) will be subject to Governing Board approval of the Fiscal Year 2016-17 budget and the remainder will be subject to Governing Board approval of the Fiscal Year 2017-18 and Fiscal Year 2018-19 budgets.

Staff Contact and/or Presenter:
Steve Coughlin, Section Administrator, Land Stewardship Section, (561) 682-2603 / scoughli@sfwmd.gov

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2016 - 0806

A Resolution of the Governing Board of the South Florida Water Management District to authorize an amendment to cooperative agreement 3600000000 with the Florida Fish and Wildlife Conservation Commission for law enforcement services on District lands to provide funding for the next three years of the agreement in an amount not to exceed $1,421,492 of which $416,192 in ad valorem and non-ad valorem funds, subject to Governing Board approval of the Fiscal Year 2016-2017 budget and the remainder is subject to Governing Board approval of the Fiscal Year 2017-2018 and Fiscal Year 2018-2019 budgets; providing an effective date.

WHEREAS, the Governing Board of the South Florida Water Management District determines it is necessary, appropriate and in the public interest to authorize an amendment to cooperative agreement 3600000000 with the Florida Fish and Wildlife Conservation Commission for law enforcement services on District lands and to provide funding for the next three years of the agreement in an amount not to exceed $1,421,492 of which $416,192 in ad valorem funds and non-ad valorem funds, subject to Governing Board approval of the Fiscal Year 2016-2017 budget and the remainder is subject to Governing Board approval of the Fiscal Year 2017-2018 and Fiscal Year 2018-2019 budgets.

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

Section 1. The Governing Board of the South Florida Water Management District hereby authorizes the execution of C-10162-A13 / 3600000000 with the Florida Fish and Wildlife Conservation Commission.

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

PASSED and **ADOPTED** this 11th day of August, 2016.

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

_____
Chairman

Attest:

_____
District Clerk/Secretary

Legal form approved:
By:

_____
Office of Counsel

Print name:

_____

SOUTH FLORIDA WATER MANAGEMENT DISTRICT AMENDMENT

3600000000-A13

AMENDMENT NO. 13

TO AGREEMENT NO. 3600000000

BETWEEN THE

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

AND

FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION

This **AMENDMENT NO. 13**, entered into on _____, 2016 to that **AGREEMENT** dated March 11, 1999, and as amended on January 5, 2000 (A01), April 3, 2001 (A02), March 4, 2002 (A03), October 28, 2002 (A04), June 30 2003 (A05), October 21, 2004 (A06), May 14, 2007 (A07), July 30, 2007 (A08), August 27, 2007 (A09), October 7, 2010 (A10), October 16, 2011 (A11) and October 8, 2013 (A12) between "the Parties," the South Florida Water Management District (**DISTRICT**), and Florida Fish and Wildlife Conservation Commission (**COMMISSION**).

WITNESSETH THAT:

WHEREAS, the Parties entered into an **AGREEMENT** wherein the **COMMISSION** would provide law enforcement services for patrol and surveillance on District Properties; and

WHEREAS, the **AGREEMENT** may be amended with the prior written approval of the Parties; and

WHEREAS, the **AGREEMENT** has been previously amended to revise the Statement of Work, increase the funding, revise the Payment and Deliverable Schedule, and modify the Rate Schedule of the **AGREEMENT;** and

WHEREAS, the Parties wish to further amend the **AGREEMENT** to provide funding for equipment and labor costs for an additional three years; and

WHEREAS, the Governing Board of the **DISTRICT**, at its August 11, 2016 meeting, approved entering into this **AMENDMENT NO. 13** with the **COMMISSION**;

Attachment: 3600000000_A13 (Resolution No. 2016 - 0806 : Cooperative Agreement C-10162-A13 / 3600000000 with the Florida Fish & Wildlife

SOUTH FLORIDA WATER MANAGEMENT DISTRICT AMENDMENT

NOW THEREFORE, the **DISTRICT** and the **COMMISSION**, in consideration of the mutual benefits flowing from each to the other, do hereby agree as follows:

1. This **AMENDMENT NO. 13** shall be effective on the date of execution of the Parties.

2. The monetary consideration for the **AGREEMENT** is hereby increased by an amount not-to-exceed One Million Four Hundred Twenty One Thousand, Four Hundred Ninety Two Dollars and No Cents ($1,421,492), for a total revised **AGREEMENT** amount not-to-exceed Twelve Million Two Hundred Seventy Seven Thousand Seven Hundred Forty Four Dollars and No Cents (12,277,744).

3. The amount expended under this **AGREEMENT** for the **DISTRICT'S** Fiscal Year ending September 30, 2017 shall not exceed $416,192 and is subject to Governing Board Approval of the Fiscal Year 2016 – 2017 budget. Further funding of this **AGREEMENT** for the 2018 and 2019 fiscal years is subject to **DISTRICT** Governing Board budgetary appropriation.

4. The Statement of Work, attached as Exhibit "A" to the **AGREEMENT**, is hereby amended as set forth in Exhibit "A-13", attached hereto and made a part of this **AMENDMENT NO. 13**.

5. The Payment and Deliverable Schedule, attached as Exhibit "D" to the **AGREEMENT**, is hereby amended as set forth in Exhibit "D-13", attached hereto and made a part of this **AMENDMENT NO. 13**.

6. The Rate Sheet is also hereby revised in accordance with Exhibit "L-13", attached hereto and made a part of this **AMENDMENT NO. 13**.

7. All other terms and conditions of the **AGREEMENT** remain unchanged.

Attachment: 36000000000_A13 (Resolution No. 2016 - 0806 : Cooperative Agreement C-10162-A13 / 3600000000 with the Florida Fish & Wildlife

SOUTH FLORIDA WATER MANAGEMENT DISTRICT AMENDMENT

IN WITNESS WHEREOF, the Parties or their duly authorized representatives hereby execute this **AMENDMENT NO. 13**on the date first written above.

SOUTH FLORIDA WATER MANAGEMENT DISTRICT
BY ITS GOVERNING BOARD

By: _____
Lennart Lindahl
Assistant Executive Director

SFWMD OFFICE OF COUNSEL APPROVED
BY: _____
PRINT NAME:_____
DATE:_____
SFWMD PROCUREMENT APPROVED
BY: _____
DATE: _____

FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION

By: _____

Title: _____

Attachment: 36000000000_A13 (Resolution No. 2016 - 0806 : Cooperative Agreement C-10162-A13 / 3600000000 with the Florida Fish & Wildlife

SOUTH FLORIDA WATER MANAGEMENT DISTRICT AMENDMENT

EXHIBIT "A-13"

STATEMENT OF WORK

1. INTRODUCTION

The South Florida Water Management District (DISTRICT) requires professional law enforcement services for the management and protection of DISTRICT properties and infrastructure. This Contract assists in providing these services by contracting through the Florida Fish and Wildlife Conservation Commission (COMMISSION) to provide Florida Certified Law Enforcement Officers to patrol and enforce area rules and regulations for security and resource protection purposes on DISTRICT properties.

The law enforcement services provided under this Contract include, but are not limited to, making contacts with resource users, enforcing applicable State Statutes and state agency rules and regulations, and protecting buildings, structures and land resources through active law enforcement patrols. The intent of the DISTRICT is to deter illegal activities through the use of law enforcement patrols, special details, field contacts with people utilizing DISTRICT property, and by providing the public with appropriate information regarding authorized activities on DISTRICT lands.

2. OBJECTIVE

The objective of this amendment is to fund the next three years of the 25 year Contract executed in 1999. This action is necessary to continue the services provided by the Contract and to modify the scope of services provided to include additional properties as necessary.

3. WORK BREAKDOWN STRUCTURE: ENHANCED PATROL PROGRAM

3.1 Law Enforcement Activities:

3.1.1. Officers shall provide scheduled patrolling and surveillance of DISTRICT lands. Officers are responsible for the enforcement of any criminal and civil rules and regulations promulgated by the DISTRICT, COMMISSION, Florida Department of Environmental Protection, Florida Forest Service, and applicable State Statutes.

3.1.2. Officers shall patrol and conduct surveillance of:

3.1.2.1. Boundary fence lines to prevent illegal entries

Attachment: 36000000000_A13 (Resolution No. 2016 - 0806 : Cooperative Agreement C-10162-A13 / 3600000000 with the Florida Fish & Wildlife

SOUTH FLORIDA WATER MANAGEMENT DISTRICT AMENDMENT

3.1.2.2. Properties to provide resource protection measures and prevent unauthorized activities
3.1.2.3. Buildings and other facilities to prevent theft and vandalism
3.1.2.4. Water control structures to prevent vandalism and unauthorized access
3.1.2.5. Plant and wildlife resources to prevent their unauthorized removal and/or damage

3.1.3 While patrolling DISTRICT lands, officers shall make efforts to contact resource users and local residents and provide them with current information regarding public use opportunities on DISTRICT properties.

3.1.4 When encountering suspected violators, officers shall follow the operating procedures as set forth by COMMISSION policy, (i.e. use of force, arrest, transport, pursuit, etc.).

3.1.5 Officers shall initiate and complete incident follow-up activities which include, but are not limited to, investigating violations, interviewing suspects and witnesses, completing and filing offense reports with prosecuting attorneys, and testifying in court.

3.1.6 Officers shall represent the DISTRICT in a positive and professional manner. Failure to do so will disqualify officers from patrolling DISTRICT properties under this Contract. Disqualification will be determined by the COMMISSION in accordance with existing policies and guidelines.

3.2 Reporting:

3.2.1 Officers shall report all activities in accordance with COMMISSION policy and standard operating procedures.

3.2.2 Officers shall maintain a daily patrol log, (see example included in Exhibit "M" to Contract), and shall submit a compilation of logs to the appropriate COMMISSION supervisor no later than five days after the end of the bi-weekly work period. After receipt, the appropriate COMMISSION supervisor will immediately forward the patrol logs to the DISTRICT Land Stewardship representative.

3.2.3. The daily patrol log shall be signed by the officer and shall contain all requested information including vehicle mileage and a brief narrative statement of special incidences and/or circumstances encountered during the patrol period.

3.2.4 The officers' daily patrol log shall include, but not be limited to:

Attachment: 36000000000_A13 (Resolution No. 2016 - 0806 : Cooperative Agreement C-10162-A13 / 3600000000 with the Florida Fish & Wildlife

SOUTH FLORIDA WATER MANAGEMENT DISTRICT AMENDMENT

3.2.4.1 Breaches in property boundary integrity (fence cuts and open gates)
3.2.4.2 Trespassers and illegal entry
3.2.4.3 Illegal hunting activities
3.2.4.4 Wildfires
3.2.4.5 Theft or vandalism
3.3.4.6 Hazards that may become a liability or may be damaging to DISTRICT property
3.2.4.7 Public contacts, citations and physical arrests
3.2.4.8. Any other improper activities or violations observed on DISTRICT lands.

3.2.5. Officers shall report within 24 hours to the appropriate COMMISSION supervisor any special incidents which may require maintenance and/or attention by DISTRICT Land Stewardship staff. The COMMISSION supervisor will notify the DISTRICT Land Stewardship representative of same within 24 hours.

3.2.6. Officers shall immediately report to the appropriate COMMISSION supervisor any special incidents, the observance or occurrence of any potentially dangerous activities, breeches of security, and any law enforcement or security issues which involve water control structures, pump stations, field stations or other DISTRICT assets. The appropriate COMMISSION supervisor will notify the DISTRICT Land Stewardship representative of such activity as soon as possible.

3.3 Equipment:

3.3.1 Officers shall use law enforcement vehicles, vessels, uniforms and equipment, supplied to them by the COMMISSION for patrolling DISTRICT properties.

3.3.2 Vehicles, vessels, and equipment shall be readily identifiable as belonging to the COMMISSION and shall be maintained in accordance with COMMISSION policy and procedure.

3.3.3 Officers shall patrol DISTRICT property in a COMMISSION uniform, vehicle, and vessel to maximize law enforcement visibility. The wearing of plain clothes and operating unmarked vehicles and vessels is permitted for patrolling DISTRICT property if the wearing of plain clothes and operating unmarked vehicles and vessels is required for their position and is approved by COMMISSION policy and procedure.

3.4 Scheduling:

Attachment: 36000000000_A13 (Resolution No. 2016 - 0806 : Cooperative Agreement C-10162-A13 / 3600000000 with the Florida Fish & Wildlife

SOUTH FLORIDA WATER MANAGEMENT DISTRICT AMENDMENT

3.4.1 The COMMISSION shall coordinate patrolling times and locations with the Land Stewardship representative. The DISTRICT will require patrols throughout the week, which may vary in starting times and duration. Routinely scheduled patrols will be three to eight hours of continuous duration but may vary according to DISTRICT needs or specific circumstances.

3.4.2 The DISTRICT Land Stewardship representative shall submit a patrol request to the COMMISSION on an annual basis prior to the beginning of the DISTRICT'S fiscal year. The annual patrol request will include the available budget for each area to be patrolled.

3.4.3 The COMMISSION shall designate a Reporting Lieutenant or Reporting Captain to schedule patrol hours and perform administrative functions for each geographic area within the DISTRICT as agreed to by the COMMISSION and the DISTRICT Land Stewardship representative.

3.5 Location of Project

3.5.1 Properties to be patrolled may vary during the term of the Contract. Patrol areas shall include but are not limited to DISTRICT lands excluding the Water Conservation Areas.

3.5.2 Patrol areas may also include Right of Way property along DISTRICT canals if deemed necessary.

4. SUPERVISION

4.1 The COMMISSION shall provide field supervision and coordination and radio dispatching for officers while on patrol.

4.2 A 24-hour emergency contact number for a COMMISSION supervisor will be made available to the DISTRICT Land Stewardship representative.

4.3 COMMISSION supervisors shall meet with DISTRICT staff to review law enforcement related issues and patrolling schedules on an annual basis, or more often if required and requested by DISTRICT or COMMISSION personnel.

5. ADMINISTRATION

Attachment: 36000000000_A13 (Resolution No. 2016 - 0806 : Cooperative Agreement C-10162-A13 / 3600000000 with the Florida Fish & Wildlife

SOUTH FLORIDA WATER MANAGEMENT DISTRICT AMENDMENT

5.1 The COMMISSION shall designate a Clerk position located in the South Regional Office in Palm Beach County to process timesheets and invoices related to law enforcement services provided under this Contract.

5.2 The COMMISSION shall designate Reporting Lieutenants or Reporting Captains to perform the administrative functions as area supervisors. The administrative functions include, but are not limited to, scheduling of patrols, patrol report data summation, and submission of all paperwork to the DISTRICT Land Stewardship representative and the COMMISSION designated Clerk responsible for processing timesheets for invoicing purposes.

Attachment: 36000000000_A13 (Resolution No. 2016 - 0806 : Cooperative Agreement C-10162-A13 / 3600000000 with the Florida Fish & Wildlife

SOUTH FLORIDA WATER MANAGEMENT DISTRICT AMENDMENT

SOUTH FLORIDA WATER MANAGEMENT DISTRICT AMENDMENT

EXHIBIT "D-13"
PAYMENT AND DELIVERABLE SCHEDULE

The COMMISSION shall submit monthly invoices to the DISTRICT no later than 45 days after the end of each month invoiced which details the number of hours patrolled on each specific DISTRICT land, hourly rate of pay, total number of miles driven for patrol, total hours of equipment time, and total amount requested for reimbursement. The COMMISSION Clerk and the DISTRICT Land Stewardship representative shall meet to review and verify the information for each monthly invoice. The DISTRICT shall not pay for patrol hours for which an officer patrol log has not been received.

Funding for this Contract will be appropriated annually. Funding utilized in the Contract may only be used to pay for services rendered during the same fiscal year (October 1 through September 30) in which the funding was appropriated.

FICA/Social Security and other applicable taxes resulting from this AGREEMENT shall be included in the monthly invoices to be reimbursed to the COMMISSION by the DISTRICT.

The People First expenses for administrative personnel and officers working Enhanced Patrol shall be reimbursed at the current rate established by the legislature.

Attachment: 36000000000_A13 (Resolution No. 2016 - 0806 : Cooperative Agreement C-10162-A13 / 3600000000 with the Florida Fish & Wildlife

SOUTH FLORIDA WATER MANAGEMENT DISTRICT AMENDMENT

SOUTH FLORIDA WATER MANAGEMENT DISTRICT AMENDMENT

EXHIBIT "L-13"
RATE SHEET

1. Florida Fish & Wildlife Conservation Commission Wildlife Officer Overtime Rate

Reporting Lieutenants and Reporting Captains will be paid a flat rate of $45 per hour, Patrol Lieutenants and Patrol Captains will be paid a flat rate of $40 per hour, and the COMMISSION Clerk will be paid a flat rate of $30 per hour. Field officers will be paid at one and a half (1 ½) times their normal hourly rate.

Patrol time billed to the DISTRICT shall begin when the officer arrives on the patrol site and will end when the officer finishes the scheduled shift and departs the patrol site. In addition, officers working enhanced patrol may be paid for actual travel time to and from DISTRICT property up to a maximum of one (1) hour per day. Mileage is computed as round trip from the officer's residence including the mileage recorded while on patrol.

2. Vehicle, vessels and Aircraft Usage

The DISTRICT shall pay the following rates for COMMISSION vehicles, vessels, and aircraft used by the COMMISSION in the performance of patrol duties under this CONTRACT.

Adjustments to the usage rates for vehicles, vessels, and aircraft will be reviewed annually by the COMMISSION and the DISTRICT and the DISTRICT shall be notified in writing of any rate changes.

Attachment: 36000000000_A13 (Resolution No. 2016 - 0806 : Cooperative Agreement C-10162-A13 / 3600000000 with the Florida Fish & Wildlife

SOUTH FLORIDA WATER MANAGEMENT DISTRICT AMENDMENT

Type of Vehicle	Rate
Patrol Vehicle	$0.445 Per Mile
Buggy	$35.00 Per Hour
ATV	$10.00 Per Hour
Aircraft	**Hourly Rate**
Single Engine Airplane	$150.00
Helicopter	$550.00

Boat Motor Size	Hourly Rate
10	$4.00
20, 25	$8.00
35 - 60	$11.50
90	$13.50
115	$16.56
135	$19.44
150	$21.60
200	$28.80
225	$32.40
Airboat	$35.00

3. <u>Estimated Fiscal Year Budget for Law Enforcement Services</u>

Total expenditures associated with this contract may be adjusted based on annual budgetary appropriations as approved by the DISTRICT Governing Board but shall not exceed the total expenditure amounts as identified below.

Fiscal Year	Total Not to Exceed Law Enforcement Services Expenditure Amounts
2017	$416,192
2018	$477,650
2019	$527,650

Attachment: 36000000000_A13 (Resolution No. 2016 - 0806 : Cooperative Agreement C-10162-A13 / 3600000000 with the Florida Fish & Wildlife

M E M O R A N D U M

TO: Governing Board Members

FROM: John P. Mitnik, Director, Operations, Engineering & Construction

DATE: August 11, 2016

SUBJECT: S-351 and S-354 Gate Lifting Mechanisms for Manatee Protection Barriers

Summary:
With the District's initiative of "Moving the Water South," the S-351 and S-354 spillway structures, in Palm Beach County, are being operated on a significantly more frequent basis. This being the case, the buildup of vegetation on the Manatee Protection Barriers (Grates) is expected to be significant, reducing the flow through the bay, and thus requiring a more routine maintenance schedule for cleaning the Grates. Currently, the District has to mobilize a crane and provide personnel to access the Grate by boat to remove the vegetation, which is labor-intensive and time-consuming. A more efficient means to remove the Grates to allow for cleaning needs to be implemented.

The project consists of the construction of a structural steel lifting mechanism to efficiently remove and replace the Manatee Protection Barrier at the S-351 and S-354 spillway structures. Once the Grates are removed, the vegetation will be cleaned off the Grates, and then the lifting mechanism would be used to put the Grates back in place.

Core Mission and Strategic Priorities:
This contract will support the District's purpose of providing unobstructed releases from Lake Okeechobee to meet water requirements in the Hillsboro and North New River service areas and other demands. It will also prevent hurricane tides from entering the Hillsboro or North New River Canals. It will be used, under certain conditions, to make regulatory releases from Lake Okeechobee into Water Conservation Areas through Stormwater Treatment Areas.

Funding Source:
The lowest responsive and responsible bidder is Murray Logan Construction, Inc., in the amount of $946,800, for which $70,000 is budgeted in Fiscal Year 2015-2016, and the remainder is subject to Governing Board approval of the Fiscal Year 2016-2017 budget.

Staff Contact and/or Presenter:
John P. Mitnik, Director, Operations, Engineering and Construction Division
561-682-2679 / jmitnik@sfwmd.gov

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2016 - 0807

A Resolution of the Governing Board of the South Florida Water Management District to authorize entering into a 330-day contract with Murray Logan Construction, Inc., the lowest responsive and responsible bidder, for the S-351 and S-354 Lifting Mechanisms for the Manatee Protection Barriers Project, in the amount of $946,800, for which $70,000 is budgeted in Fiscal Year 2015-2016, and the remainder is subject to Governing Board approval for the Fiscal Year 2016 - 2017 budget. (Contract No. 4600003465)

WHEREAS, the Governing Board of the South Florida Water Management District deems it necessary, appropriate and in the public interest to authorize entering into entering into a 330-day contract with Murray Logan Construction, Inc., the lowest responsive and responsible bidder, for the S-351 and S-354 Lifting Mechanisms for the Manatee Protection Barriers Project, in the amount of $946,800, for which $70,000 is budgeted in Fiscal Year 2015-2016, and the remainder is subject to Governing Board approval for the Fiscal Year 2016 - 2017 budget.

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 330-day contract with Murray Logan Construction, Inc., for the construction of the S-351 and S-354 Lifting Mechanisms for the Manatee Protection Barriers Project, in the amount of $946,800.

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

PASSED and **ADOPTED** this 11th day of August, 2016.

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

_____
Chairman

Attest:

_____
District Clerk/Secretary

Legal form approved:
By:

_____
Office of Counsel

Print name:

_____

M E M O R A N D U M

TO: Governing Board Members

FROM: John P. Mitnik, Director, Operations, Engineering & Construction

DATE: August 11, 2016

SUBJECT: Amendment to LFA with FDOT for G58 Gate Replacement and Refurbishment

Summary:
G-58 is located in the City of North Miami, along Arch Creek on N.E. 135th Street in Miami-Dade County. The structure maintains optimum upstream water control stages in Arch Creek and prevents saline intrusion from high water stages in downstream Biscayne Bay. The Florida Department of Transportation (FDOT) owns the culverts located under N.E. 135th Street and the downstream flap gates. The District owns the headwall, gates and control building. In August 2015, FDOT and the District entered into a Locally Funded Agreement with the FDOT for the G-58 Gate Replacement and Refurbishment Project. By amending the agreement with FDOT the G-58 Gate Replacement and Refurbishment Project will continue to be funded and operations of the water control structure will help ensure flood control operations and protection from saline intrusion will be uninterrupted.

Core Mission and Strategic Priorities:
The G-58 Gate Replacement and Refurbishment project supports the District's core mission of flood control. Successful construction of the project would optimally maintain upstream Arch Creek water control stages and prevent saline intrusion.

Funding Source:
The Locally Funded Agreement defines funding between FDOT and the District. Upon Governing Board Resolution and contract execution, the District will deposit funding for the Amendment in the amount of $840,000 into an escrow account.

Staff Contact and/or Presenter:
John P. Mitnik, P.E., Division Director, Operations, Engineering and Construction
561-682-2679 / jmitnik@sfwmd.gov

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2016 - 0808

A Resolution of the Governing Board of the South Florida Water Management District to authorize an amendment to a Locally Funded Agreement with the Florida Department of Transportation, for the G-58 Gate Replacement and Refurbishment Project, in the amount of $840,000, of which $840,000 is budgeted; providing an effective date. (Contract No. 4600003263-A01)

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 a Locally Funded Agreement with the Florida Department of Transportation for the G-58 Gate Replacement and Refurbishment Project, in the amount of $840,000.

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 Amendment to a Locally Funded Agreement with the Florida Department of Transportation for the G-58 Gate Replacement and Refurbishment Project, in the amount of $840,000.

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

PASSED and **ADOPTED** this 11th day of August, 2016.

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

_____
Chairman

Attest:

_____
District Clerk/Secretary

Legal form approved:
By:

_____
Office of Counsel

Print name:

_____

Attachment: Amendment1_LFA_SFWMD_G-58_ID3079_080216 (Resolution No. 2016 - 0808 : Amendment to LFA with FDOT for G58 Gate

FIRST AMENDMENT TO LOCALLY FUNDED AGREEMENT BETWEEN THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION AND SOUTH FLORIDA WATER MANAGEMENT DISTRICT

This First Amendment to the Locally Funded Agreement dated August 28, 2015 (the "LFA") by and between South Florida Water Management District, a locally administered Public agency of the State of Florida ("SFWMD"), and the State of Florida Department of Transportation, an agency of the State of Florida ("DEPARTMENT"), is entered into this _____ day of _____, 20__.

RECITALS:

A. The Parties entered into the LFA for purposes of allocating SFWMD's project costs identified under Department's Financial Project Numbers under Financial Project Numbers 435601-1-52-03, 435601-1-61-01 and 435601-1-62-01, related to the installation of a new headwall to replace an existing one, new remotely operated sluice gates, and a new control building on the upstream end of the culverts on Structure G-58 on the north side State Road (S.R.) 916/N.E. 135th Street corridor at Arch Creek from Mile Post (MP) 10.165 to MP 10.205 (for purposes of this Amendment, the "Project"); and

B. The LFA stipulates that SFWMD's estimated contribution to the Project costs, (the "advanced deposit amount") is Two Million Two Hundred Sixty Six Thousand Seven Hundred Five and 24/100 Dollars ($2,266,705.24); and

C. The LFA further stipulates that if the accepted bid amount for the Project plus allowances is in excess of the advance deposit amount, the SFWMD shall provide the additional deposit of such cost; and

D. The estimated Project cost has resulted in an increase of Eight Hundred Forty

Thousand and 00/100Dollars ($840,000.00); and

E. Through Resolution No. _____ on _____, 20__, adopted by the SFWMD Governing Board, SFWMD has approved the Project cost increase amount from $2,266,705.24 to $3,106,705.24, and the additional deposit in the amount of $840,000.00.

NOW, THEREFORE, the Parties hereto, in consideration of the mutual covenants and benefits set forth herein and other good and valuable consideration, receipt of which is hereby acknowledged, hereby agree as follows:

1. The Recitals to this First Amendment are true and correct and are hereby incorporated herein by reference and made a part hereof.

2. A true and correct copy of Resolution No. _____ adopted by the SFWMD Governing Board on the ___ day of _____, 2016, approving this First Amendment, is attached hereto as Exhibit 1 and incorporated herein by reference.

3. The Financial Provisions and Exhibits of the LFA are amended as follows:

(a) The Parties agree that the total cost for the Project as of the date of this First Amendment is $3,106,705.24, as further outlined in Exhibit "2" attached hereto and incorporated herein by reference.

(b) SFWMD shall provide the additional deposit, in the amount of $840,000.00, within fourteen (14) days from the date of this First Amendment so that the total deposit for the Project is $3,106,705.24.

4. This First Amendment shall not alter or change in any manner the force and effect of the LFA except insofar as the same is altered and amended by this First Amendment. Wherever the

Attachment: Amendment1_LFA_SFWMD_G-58_ID3079_080216 (Resolution No. 2016 - 0808 : Amendment to LFA with FDOT for G58 Gate

terms of this First Amendment and the terms of the LFA are in conflict, the terms of this First Amendment shall govern and control.

[Intentionally Blank]

Attachment: Amendment1_LFA_SFWMD_G-58_ID3079_080216 (Resolution No. 2016 - 0808 : Amendment to LFA with FDOT for G58 Gate

IN WITNESS WHEREOF, the Parties hereto have made and executed this First Amendment, by the duly authorized signatory of each party.

State of Florida, Department of Transportation

_____
Name:_____
Title:_____

Attest:

By:_____
Executive Secretary

Legal review:

By:_____

South Florida Water Management District by its Governing Board

_____
Name:_____
Title:_____

Attest:

By:_____
SFWMD Clerk

Legal review:

By:_____

SFWMD Procurement Review:

By: _____

Attachment: Amendment1_LFA_SFWMD_G-58_ID3079_080216 (Resolution No. 2016 - 0808 : Amendment to LFA with FDOT for G58 Gate

"EXHIBIT 1"

COPY OF SFWMD RESOLUTION

Attachment: Amendment1_LFA_SFWMD_G-58_ID3079_080216 (Resolution No. 2016 - 0808 : Amendment to LFA with FDOT for G58 Gate

"EXHIBIT 2"

AMENDED LFA EXHIBIT 'B'

FINANCIAL SUMMARY

The DEPARTMENT's Work Program allocates the following funding, programmed under the following Financial Project Numbers, for PROJECT completion:

Financial Project No.	Fiscal Year:	Amount:	Fund Type:
435601-1-52-03 (LF)	2017/2018	$2,588,921.02	Local Funds
435601-1-61-01 (LF)	2017/2018	$ 129,446.06	Local Funds
435601-1-62-01 (LF)	2017/2018	$ 388,338.16	Local Funds

SOUTH FLORIDA WATER MANAGEMENT DISTRICT FINANCIAL RESPONSIBILITY: $ 3,106,705.24

Incorporated herein by reference is Exhibit "B1", cost estimate.

Attachment: Amendment1_LFA_SFWMD_G-58_ID3079_080216 (Resolution No. 2016 - 0808 : Amendment to LFA with FDOT for G58 Gate

AMENDED LFA EXHIBIT 'B1'

COST ESTIMATE

435601-1-52-03 NE 135 St. at Arch Crek G-58 Gate Replacement and Refurbishment					DATE	7/20/2016
SFWMD CONSTRUCTION COST LIST						
ITEM	**ALT**	**ITEM DESCRIPTION**	**UNITS**	**QUANTITY**	**Unit Price**	**Total**
101-1		Mobilization	LS	1	$200,000.00	$200,000.00
104-11		Floating Turbidity Barrier	LF	98	$12.50	$1,225.00
108-1		Protection of Existing Structures - Inspection and Settlement	LS	1	$20,000.00	$20,000.00
108-2		Protection of Existing Structures - Vibration Monitoring	LS	1	$25,000.00	$25,000.00
110-1-1		Clearing and Grubbing (Demolition)	LS	1	$266,470.40	$266,470.40
120-5		Channel Excavation	CY	495.7	$250.00	$123,925.00
173-77-1		Subsurface Pressure Grouting Sand Cement	CY	10	$1,000.00	$10,000.00
400-4-4		Concrete Class IV, Superstructure	CY	35	$1,250.00	$43,750.00
400-6		Precast Anchor Beams	EA	1	$13,000.00	$13,000.00
400-72		Precast Bulkhead Panels	SF	810	$90.00	$72,900.00
425-10		Yard Drain	EA	1	$3,850.00	$3,850.00
455-34-6		Prestressed Concrete Piling, 30" sq	LF	151	$1,500.00	$226,500.00
455-35-4		Steel Piling HP12x63	LF	120	$60.00	$7,200.00
455-35-22		Steel Piling, 24"Diam. Pipe	LF	75	$240.00	$18,000.00
455-87		Anchor Bar, Steel	EA	5	$3,000.00	$15,000.00
455-133-3		Sheet Piling Steel, F&I Permanent	SF	190	$150.00	$28,500.00
515-2-221		Pedestrian / Bicycle Railing, steel 54" with chain link Fence	LF	60	$150.00	$9,000.00
522-1		Concrete Sidewalk 4"	SY	28	$100.00	$2,800.00
530-3-4		Rip-Rap Rubble	TN	43	$180.00	$7,740.00
635-2-11		Pull & Splice Box, F&I, 13"x24" cover size	EA	4	$800.00	$3,200.00
0000-200-1		Staff Gauges	LS	1	$5,000.00	$5,000.00
0000-200-2		Slide Gate / Control Building System	LS	1	$1,325,095.60	$1,325,095.60
0000-200-3		Stilling Wells and Catwalk Platforms	LS	1	$110,000.00	$110,000.00
					SUBTOTAL ROADWAY	$2,538,156.00
					Subtotal	$2,538,156.00
					Contingency	$50,765.02
					Grand Total	$2,588,921.02
					435601-1-52-03	**$2,588,921.02**
					435601-1-61-01	**$129,446.06**
					435601-1-62-01	**$388,338.16**
					TOTAL	**$3,106,705.24**

Attachment: Amendment1_LFA_SFWMD_G-58_ID3079_080216 (Resolution No. 2016 - 0808 : Amendment to LFA with FDOT for G58 Gate

M E M O R A N D U M

TO: Governing Board Members

FROM: John P. Mitnik, Director, Operations, Engineering & Construction

DATE: August 11, 2016

SUBJECT: Off-System Construction and Maintenance Agreement with FDOT for S-194

Summary:
S-194 is located northwest of the City of Homestead, along C-102 on Krome Avenue in Miami-Dade County. The structure is a drainage divide structure and maintains control for stages in C-102. The Florida Department of Transportation (FDOT) is widening and reconstructing Krome Avenue. Because of the timing of their Krome Avenue widening and reconstruction work, FDOT believes it is in their best interest to replace S-194. This Off-System Construction and Maintenance Agreement allows FDOT to replace S-194. Upon completion of the project, the SFWMD will continue to own and maintain S-194. Relocating and reconstructing the control structure (S-194) at the C-102 Project would ensure continuing operation of a water control structure that is listed as a structure in poor condition (C-4 overall) and allow for optimal upstream C-102 water control stages.

Core Mission and Strategic Priorities:
The Krome Avenue Relocate and Reconstruct Control Structure (S-194) at C-102 Project supports the District core mission of flood control. Successful construction of the project would provide the provision to optimally maintain upstream C-102 water control stages.

Funding Source:
The agreement, under Contract Number 4600003253, defines funding between FDOT and the District. Upon Governing Board approval and contract execution, the FDOT will fund the project in its entirety, at no cost to the District.

Staff Contact and/or Presenter:
John P. Mitnik, Director, Operations, Engineering and Construction Division
561-682-2679 / jmitnik@sfwmd.gov

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2016 - 0809

A Resolution of the Governing Board of the South Florida Water Management District to authorize entering into an Off-System Construction and Maintenance Agreement with the Florida Department of Transportation for the Krome Avenue Relocation and Reconstruction of Control Structure (S-194) at the C-102 Project, at no cost to the District. (Contract No. 4600003253)

WHEREAS, the Governing Board of the South Florida Water Management District deems it necessary, appropriate and in the public interest to authorize entering into an Off-System Construction and Maintenance Agreement with the Florida Department of Transportation for the Krome Avenue Relocate and Reconstruct Control Structure (S-194) at the C-102 Project, at no cost to the District.

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 an Off-System Construction and Maintenance Agreement with the Florida Department of Transportation for the Krome Avenue Relocate and Reconstruct Control Structure (S-194) at the C-102 Project, at no cost to the District.

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

PASSED and **ADOPTED** this 11th day of August, 2016.

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

_____
Chairman

Attest:

_____
District Clerk/Secretary

Legal form approved:
By:

_____
Office of Counsel

Print name:

_____

OFF-SYSTEM CONSTRUCTION AND MAINTENANCE AGREEMENT

Between

STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION

("DEPARTMENT")

and

SOUTH FLORIDA WATER MANAGEMENT DISTRICT ("SFWMD"), a regional governmental agency of the State of Florida

THIS AGREEMENT is made and entered into as of _____, 2016, by and through THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, an agency of the State of Florida (the "Department"), and SOUTH FLORIDA WATER MANAGEMENT DISTRICT, FLORIDA, a regional governmental agency of the State of Florida ("SFWMD"), collectively referred to as the "Parties."

RECITALS

A. Upon approval of the Department's Work Program by the State of Florida Legislature, and adoption by the Department Secretary, the Department shall complete the various projects included in the Department Work Program; and

B. Included in the Department Work Program is Project Numbers FM No. 427369-2-52-01 and 427369-4-52-01 (the "Project") on SR997/Krome Avenue, from SW 232 Street to South of SW 184 Street/Eureka Drive (the "Project Limits"), in Miami-Dade County, Florida which includes the reconstruction of the Krome Avenue Bridge crossing C-102. The Project further entails the replacement of the S-194 culverts and the relocation of the S-194 control structure, and removal of the existing S-194 control structure, in the right of way which is not within Department Right of Way nor on the State Highway System; and

C. SFWMD is the holder of ownership rights to the right of way known as C-102, which is not Department Right of Way nor on the State Highway System; and

D. The Parties agree that it is in the best interest of each party for the Department to undertake and to complete all aspects of the Project, including but not limited to, the design, reconstruction, construction inspection, utilities, permits, easements and other associated tasks; and

Attachment: S194_OffSystemConstructionMaintenanceAgreement (Resolution No. 2016 - 0809 : Off-System Construction and Maintenance

E. The Parties further agree that it is in the best interest of each party to enter into this Agreement in order to allow the Department to construct and complete the Project.

TERMS

NOW THEREFORE, in consideration of the premises, the mutual covenants and other valuable considerations contained herein, the receipt and sufficiency of which are hereby acknowledged, the Parties agree as follows:

1. The recitals in this Agreement are true and correct, and incorporated into and made a part hereof.
2. The Parties agree that the Department intends to undertake and complete Project Numbers FM 427369-2-52-01 (removal of the existing S-194 control structure) and 427369-4-52-01 (the installation of the new S-194 control structure; the Project is for the widening and reconstruction of SR997/Krome Avenue, which shall include the widening and reconstruction of the Krome Avenue Bridge crossing C-102 and further includes the replacement of the S-194 culverts and the relocation of the S-194 control structure and removal of the existing S-194 structure within the C-102 Right of Way, and all activities associated therewith or arising thereof (the construction work related to S-194 shall hereinafter be referred to as "SFWMD Improvements", which is the subject of this Agreement), within SFWMD Right of Way. SFWMD shall cooperate with and shall support the Department's work efforts in these regards. The Department will design and construct the Project in accordance with all applicable federal and state laws and regulations and in accordance with the Department's design standards as set forth in the Department's guidelines, standards, Department's Standards and Specifications for Road and Bridge Construction, and/or procedures and SFWMD guidelines as applicable. In consultation with SFWMD, the Department shall have final decision authority with respect to the design, the design review process, and construction of the SFWMD Improvements, and the relocation of any utilities that the Department may determine to be required.

   The Parties acknowledge and agree that SFWMD will review the Project Design Plans ("PDP"), Technical Special Provisions, and any design documentation; and shall submit its comments, if any, via Electronic Reviewer Comments ("ERC".) The Department shall provide SFWMD access to the ERC, and the Department shall use the ERC to submit the Project Design Plans for SFWMD to review. When the Department places the Project Design Plans in the ERC, the Department will designate a Comment Due Date and a Response Due Date. SFWMD shall

Attachment: S194_OffSystemConstructionMaintenanceAgreement (Resolution No. 2016 - 0809 : Off-System Construction and Maintenance

submit its comments with regards to the Project Design Plans related to the SFWMD Improvements on or before the Comment Due Date, and the Department shall respond to the SFWMD's comments, if any, on or before the Response Due Date. In the event that the Department has not received comments from SFWMD, the Department shall submit an email notice to SFWMD, to the email address stipulated in paragraph 20, for purposes setting up a teleconference in order to address any issues related to the design plans related to the SFWMD Improvements. The review process for the Project Design Plans will be deemed concluded when the Department has submitted the Final Project Design Plans to the ERC, and the Comment Due Date and Response Due Date for the Final Project Design Plans have passed, and the Department has addressed all of the SFWMD's comments that were submitted through the ERC or via teleconference, as set forth above. Once the review process is concluded, SFWMD shall issue a written notice, via the email stipulated in paragraph 20, accepting the Final Project Design Plans for the SFWMD Improvements, and authorizing the Department to construct the SFWMD Improvements in accordance with the Final Project Design Plans. SFWMD acknowledges and agrees that, during construction of the Project, including the SFWMD Improvements, the Department will only utilize the services of law enforcement officers when required by the Department's Standard Specifications for Road and Bridge Construction, and no additional requirements will be imposed. Major modifications of the SFWMD Improvements contained in the approved plans must be submitted to SFWMD for review. A Major Modification is any modification that materially alters the kind or nature of the work depicted in the approved plans, or that alters the integrity or maintainability of the SFWMD Improvements, or related components. SFWMD's review shall be within the reasonable time schedule proposed by the Department, in order to avoid delay to the Department's construction contract. In the event that any Major Modifications are required during construction, and not reviewed timely by SFWMD, the Department shall be entitled to proceed with the modifications that are necessary to complete the construction of the SFWMD Improvements, and shall notify the SFWMD of the changes prior to proceeding with implementation of the same. It is specifically understood and agreed that any such changes during construction shall not delay nor affect the timely construction schedule of the Project.

4. SFWMD agrees to fully cooperate with the Department in the construction, reconstruction and relocation of utilities that are located within SFWMD's Right of Way, within the Project Limits. Utility relocations, if any, which may be required by the Department for purposes of the Project,

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shall be done in accordance with the Department's guidelines, standards and procedures. The Department shall submit the proposed Utility Relocation Schedule to SFWMD. Utility relocations, if any, shall be done in accordance with the provisions of Chapter 337, F. S.

5. SFWMD acknowledges that the Department will be utilizing federal, and potentially state funds, to construct the Project, and as a result thereof, SFWMD agrees to perpetually maintain the SFWMD Improvements. To maintain means to perform normal maintenance operations for the preservation of the SFWMD Improvements as are necessary for the safe and efficient use of the SFWMD Improvements.

   In the event that any permits have been issued by any governmental or jurisdictional authority, in conjunction with the SFWMD Improvements, the Parties understand and agree that the Department shall transfer such permit(s) to SFWMD as the operational maintenance entity of the SFWMD Improvements, and SFWMD agrees to accept said transfer and to be fully responsible to comply with all operational and maintenance conditions permit(s), related to the SFWMD Improvements, at its sole cost and expense.

   Notwithstanding the requirements hereof, maintenance of the Project during construction shall be the responsibility of the Department and its Contractor, as set forth in paragraph 9 of this Agreement, with the understanding, however, SFWMD shall be responsible for the maintenance of its existing S-194 control structure and related features.

6. The Parties acknowledge and agree that SFWMD 's Right of Way and the improvements and structures located within SFWMD 's Right of Way, are and will remain under the ownership of SFWMD, and that the Department will not have any ownership interest in the right-of-way, improvements, or structures located thereon or installed therein pursuant to this Project.

7. The Department shall require its construction contractor to maintain, at all times during the construction to carry Commercial General Liability insurance providing continuous coverage for all work or operations performed under the Construction Contract. Such insurance shall be no more restrictive than that provided by the latest occurrence form edition of the standard Commercial General Liability Coverage Form (ISO FormCG 00 01) as filed for use in the State of Florida. The limits of coverage shall not be less than $1,000,000 for each occurrence and not less than a $5,000,000 annual general aggregate, inclusive of amounts provided by an umbrella or excess policy, or such other minimum insurance coverage that may be required by the Department for the construction of the Project, in accordance with the Department's Standards and Specifications for Road and Bridge Construction. The Department shall further require its

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construction contractor to name SFWMD as additional insured Party on the afore-stated policies. Additionally, the Department shall require its construction contractor to provide Workers' Compensation Insurance in accordance with Florida's Workers' Compensation.

8. The Department shall notify SFWMD at least 48 hours before beginning construction within the SFWMD s Right of Way. Such notification may be provided via email to the email address per paragraph 20, however, the notice requirements set forth in paragraph 20 shall not apply to this paragraph.

   The Department agrees that SFWMD may, at reasonable times during the construction of the SFWMD Improvements, inspect the Contractor's construction site and perform such activities as are reasonably necessary to determine whether the goods or services required to be provided by the Contractor, pursuant the Contractor's Construction Agreement with the Department, conform to the terms of said Construction Agreement. Upon request by SFWMD, the Department shall coordinate with its Contractor to provide access to SFWMD for performance of said inspections. During the construction work related to the Project, SFWMD shall fully cooperate with any such work being performed by the Department and the Department's contractors. SFWMD shall not commit nor permit any act which may delay or interfere with the performance of any such work by the Department or the Department's contractors, unless the Department agrees in writing that SFWMD may commit or permit said act.

9. During construction, maintenance of any transportation features within SFWMD Right of Way, commencing as of the first date of construction, shall be the responsibility of the Department's Contractor, with the understanding, however, SFWMD shall be responsible for the maintenance of its existing S-194 control structure and features and any non-transportation features within including, but not limited to, existing culverts, within the SFWMD Right of Way. After completion of construction, SFWMD shall assume all maintenance responsibilities of the SFWMD Improvements.

10. Upon completion of construction, the Department will invite SFWMD on the Final Inspection of the work of the SFWMD Improvements within the Project Limits, and will incorporate valid SFWMD concerns that are within the scope of the contract into the final Project punch list to be corrected by the Contractor. The Final Inspection shall be performed and the Notice of Final Acceptance shall be issued in accordance with the Department's Standard Specifications for Road and Bridge Construction and the Construction Project Administration Manual (CPAM). The Department shall issue reasonable prior notice to SFWMD, to the email address in paragraph

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20, requesting SFWMD's presence at the Final Inspection. The Department shall conduct the Final Inspection, finalize the Project punch list, and issue a Notice of Final Acceptance to its Contractor, whether or not SFWMD attends the Final Inspection, so long as the Department has complied with the notice provision herein stated.

Upon issuance of the Notice of Final Acceptance to the Contractor, the Department shall provide a copy of said notice to SFWMD. As of the date of the Notice of Final Acceptance, SFWMD shall be immediately responsible for the maintenance of the SFWMD Improvements. The Department, however, shall have the right to assure completion of any punch list by the Contractor. Notwithstanding the issuance of the Notice of Final Acceptance, SFWMD may notify the Department Project Manager of deficiencies in SFWMD Improvements that may be covered by the warranty provisions in the contract between the Department and its Contractor. The Department shall enforce the warranty if the remedial action is required by the warranty provisions, as determined by the Department.

Upon completion of all work related to construction of the Project, the Department will be required to submit to SFWMD final as-built plans for the SFWMD Improvements and an engineering certification that construction was completed in accordance with the plans. Additionally, the Department shall vacate those portions of SFWMD 's Right of Way used to construct the SFWMD Improvements, and shall remove the Department's property, machinery, and equipment from said portions of SFWMD's Right of Way. Furthermore, the Department shall restore those portions of the SFWMD Right of Way disturbed by Project construction activities to the same condition than that which existed immediately prior to commencement of the construction of the Project.

11. This Agreement shall become effective as of the date both parties hereto have executed the agreement and shall continue in full force and effect until the Project is completed, as evidenced by the Department's issuance of the Notice of Final Acceptance.

    Prior to commencement of construction, the Department may, in its sole discretion, terminate this Agreement if it determines that it is in the best interest of the public to do so. If the Department elects to terminate this Agreement, the Department shall deliver formal notice of termination to SFWMD, as set forth in paragraph 20 of this Agreement.

12. In the event that any election, referendum, approval, ratification, or permit, notice or other proceeding, or authorization is required to carry out the Project, SFWMD agrees to expeditiously

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initiate and consummate, as provided by law, all actions necessary with respect to any such matters, with time being of the essence.

13. The Parties acknowledge and agree that the Project shall be constructed using federal funds and that all costs incurred must be in conformity with applicable federal and state laws, regulations, and policies and procedures.
14. The Department's performance and obligations under this Agreement are contingent upon an annual appropriation by the Legislature. If the Department's funding for this Project is in multiple fiscal years, funds approval from the Department's Comptroller must be received each fiscal year prior to costs being incurred. Project costs utilizing fiscal year funds are not eligible for reimbursement if incurred prior to funds approval being received.
15. In the event that this agreement is in excess of $25,000, and the agreement has a term for a period of more than one year, the provisions of Section §339.135(6)(a), Florida Statutes, are hereby incorporated into this agreement and are as follows::

    The department, during any fiscal year, shall not expend money, incur any liability, or enter into any contract which, by its terms, involves the expenditure of money in excess of the amounts budgeted as available for expenditure during any such fiscal year. Any contract, verbal or written, made in violation of this subsection is null and void, and no money may be paid on such contract. The department shall require a statement from the comptroller of the department that funds are available prior to entering into any such contract or other binding commitment of funds. Nothing herein contained shall prevent the making of contracts for periods exceeding 1 year, but any contract so made shall be executory only for the value of the services to be rendered or agreed to be paid for in succeeding fiscal years; and this paragraph shall be incorporated verbatim in all contracts of the department which are for an amount in excess of $25,000 and which have a term a for a period of more than 1 year.

16. The Department is a state agency, self-insured and subject to the provisions of Section 768.28, Florida Statutes. Nothing in this Agreement shall be deemed or otherwise interpreted as waiving the Department's sovereign immunity protections, or as increasing the limits of liability as set forth in Section 768.28, Florida Statutes.
17. A modification or waiver of any of the provisions of this Agreement shall be effective only if made in writing and executed with the same formality as this Agreement
18. This Agreement shall be governed by the laws of the State of Florida. Any provision hereof found to be unlawful or unenforceable shall be severable and shall not affect the validity of the remaining portions hereof. Venue for any and all actions arising out of or in any way related to

Attachment: S194_OffSystemConstructionMaintenanceAgreement (Resolution No. 2016 - 0809 : Off-System Construction and Maintenance

the interpretation, validity, performance or breach of this Agreement shall lie exclusively in a state court of appropriate jurisdiction in Leon County, Florida.

19. No term or provision of this Agreement shall be interpreted for or against any party because that party's legal counsel drafted the provision.
20. In accordance with Executive Order No. 11-02 the Department's Vendor/Contractor(s) shall utilize the U.S. Department of Homeland Security's E-Verify system, in accordance with the terms governing use of the system, to confirm the employment eligibility of;
    i. all persons employed by the Vendor/Contractor during the term of the Contract to perform employment duties within Florida; and
    ii. all persons, including subcontractors, assigned by the Vendor/Contractor to perform work pursuant to the contract with the Department.
21. All notices required pursuant to the terms hereof, shall be in writing and shall be sent by first class United States Mail, facsimile transmission, hand delivery or express mail. Notices shall be deemed to have been received by the end of five (5) business days from the proper sending thereof unless proof of prior actual receipt is provided. Unless otherwise notified in writing, notices shall be sent to the following:

To the SFWMD :

Engineering and Construction Division
Project Development Section
(copy to Procurement Bureau)
3301 Gun Club Road
West Palm Beach, FL 33406
For email notification, as required herein:
ldadrian@sfwmd.gov
Jlabrada@sfwmd.gov

To the Department:

Director of Transportation Operations
State of Florida, Department of Transportation
1000 N.W. 111th Avenue
Miami, Florida 33172

Telephone # 305-470-5100

For email notification as required herein:

(Design Project Manager: Baoying.Wang@dot.state.fl.us, District Construction Engineer: Mario.Cabrera@dot.state.fl.us), or to the individuals then occupying said positions.

Attachment: S194_OffSystemConstructionMaintenanceAgreement (Resolution No. 2016 - 0809 : Off-System Construction and Maintenance

IN WITNESS WHEREOF, the parties hereto have executed this agreement on the dates exhibited, by the signatures below.

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

By: _____

Name: Dorothy A. Bradshaw

Title: Procurement Bureau Chief

Date: _____

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION

By: _____

Name: _____

Title: _____

Date: _____

Procurement Approved:

_____

Approved as to form and legality:
SFWMD attorney

By:_____

Department Legal Review:

By:_____

Attachment: S194_OffSystemConstructionMaintenanceAgreement (Resolution No. 2016 - 0809 : Off-System Construction and Maintenance

M E M O R A N D U M

TO: Governing Board Members

FROM: Ernie Marks, Director, Everglades Policy & Coordination

DATE: August 11, 2016

SUBJECT: Contract Amendment for the West Waterhole Pasture Pilot Project

Summary:
The West Waterhole Pasture Pilot Project, located in Glades County, a public/private partnership under the District's Dispersed Water Management Program, has been operating since 2008 and has successfully stored and treated stormwater consistent with the project goals. Lykes Brothers, Inc. expressed interest to extend the agreement (Contract No. OT061107/3600001161) and continue the water storage and treatment project. This is the second amendment to the Amended and Restated Agreement executed in 2014. Staff recommends authorization to amend Contract No. OT061107/3600001161 with Lykes Brothers, Inc. for the West Waterhole Pasture Florida Ranchlands Environmental Services Pilot Project to extend the term of the agreement by one year at a cost of $470,238.10, for which funds are budgeted in Fiscal Year 2015-2016.

Additional Background:
Additional storage and nutrient reduction is a primary goal of the Northern Everglades and Estuaries Plan initiatives. The West Waterhole Pasture project is a unique method of providing additional storage and nutrient reduction in the Northern Everglades watersheds and has been included in the Lake Okeechobee Protection Plans. In 2015, the project removed an estimated 4.3 metric tons of total phosphorus (66% removal efficiency) and 40.9 metric tons of total nitrogen (24% removal efficiency) from the regional system (C-40 Canal) and 4.4 billion gallons (13,502 acre-feet) of excess stormwater.

Staff Contact:
Eva B. Velez, evelezto@sfwmd.gov, 561-682-6672

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2016 - 0810

A Resolution of the Governing Board of the South Florida Water Management District to authorize an amendment to Contract No. OT061107/3600001161 with Lykes Brothers, Inc. for the West Waterhole Pasture Florida Ranchlands Environmental Services Pilot Project to extend the term of the agreement by one year at a cost of $470,238.10, for which funds are budgeted in Fiscal Year 2015-2016; providing an effective date.

WHEREAS, the Governing Board of the South Florida Water Management District deems it necessary, appropriate and in the public interest to authorize an amendment to Contract No. OT061107/3600001161 with Lykes Brothers, Inc. for the West Waterhole Pasture Florida Ranchlands Environmental Services Pilot Project to extend the term of the agreement by one year at a cost of $470,238.10, for which funds are budgeted.

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 the execution of Amendment No. 2 to Contract No. OT061107/3600001161, the Amended and Restated Agreement executed in 2014.

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

PASSED and **ADOPTED** this 11th day of August, 2016.

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

_____
Chairman

Attest:

_____
District Clerk/Secretary

Legal form approved:
By:

_____
Office of Counsel

Print name:

_____

M E M O R A N D U M

TO: Governing Board Members

FROM: Brian J. Accardo, General Counsel

DATE: August 11, 2016

SUBJECT: Dixie Garden Nursery, Inc. Denial of App. 140307-8 & Authorization to Sue

Summary:

Dixie Garden Nursery, Inc.("Dixie Garden"), applied for an Environmental Resource Permit ("ERP") from the District on March 7, 2014, for works on 31.94 acres of wetlands located on two adjacent parcels of property in Miami-Dade County, Florida ("Property"). Despite numerous attempts by District staff to aid the applicant in the application process, Application No. 140307-8 remains open and incomplete. Dixie Garden subsequently constructed and continuously operates a truck parking lot facility over approximately 14+ acres of wetlands on the Property without an ERP from the District. On or before January 7, 2014, Dixie Garden also constructed inlets and culverts that appear to collect and convey stormwater runoff to an exfiltration trench which overflows into perimeter swales and then overflows into a wetland mitigation area. This constitutes a stormwater water management system and requires a District permit.

Staff Recommendation:

Staff recommends that the Governing Board:

1) Deny ERP Application No. 140307-8 due to the applicant's failure to provide the timely requested information needed to complete the application in accordance with Rule 62-330.020, Florida Administrative Code; and
2) Authorize staff to file suit to remedy violations of District rules and Florida law resulting from the Dixie Garden wetlands fill, construction of a stormwater management system, and other works without a permit; to seek costs and penalties for these violations; and to enjoin Dixie Garden from committing any further violations on the property.

Additional Background:

Dixie Garden applied for an after-the-fact ERP from the District in 2009 for fill on 2.72 acres of wetlands to build a plant nursery on the Property. District staff requested additional information on several occasions without response. In 2012, staff conducted routine aerial inspections of permitted properties and properties with pending applications. During these routine inspections, staff discovered that portions of the Property had been cleared and filled without a permit. The District issued a Notice of Violation to Dixie Garden as well as a subsequent In Aid of Settlement Letter.

In response to the Notice of Violation and In Aid of Settlement Letter, Dixie Garden's attorneys and consultants met on multiple occasions from September 2012 to February 2014 with District staff to address the violations. The District gave Dixie Garden several extensions of time to resolve the ERP compliance issues, but Dixie Garden never resolved them.

In March 2014, Dixie Garden abandoned the nursery project, withdrew its incomplete after-the-fact ERP application, and submitted Application No. 140307-8 for works on 31.94 acres to build a truck parking lot and facility and stormwater management system on the Property. Despite numerous attempts by District staff to aid Dixie Garden, Dixie Garden failed to complete the second application. The application remains open and incomplete. In July 2014, District staff discovered that the truck parking lot facility was in full operation on the Property and a stormwater water management system had been constructed. The District issued a second Notice of Violation.

District staff again met with Dixie Garden's attorneys and consultants on July 28, 2014 and continued to work with them through February 2015 to resolve the compliance issues. Dixie Garden has not responded to the District's March 2015 request for additional information. District staff issued a Cease and Desist Letter on May 18, 2015 and a Pre-Litigation Demand Letter on June 19, 2015. Subsequent aerial inspections of the Dixie Garden Property by District staff revealed additional filling and works on wetlands, for which the District issued a third Notice of Violation on November 19, 2015. Dixie Garden did not respond. The District sent yet another Pre-Litigation Demand Letter on December 14, 2015 without response from Dixie Garden. The truck parking lot facility and the stormwater management system remain unpermitted. Dixie Garden continues to fill wetlands and conduct works over wetlands to further widen their parking facility.

Dixie Garden Affiliates:

Milexys Fernandez (Owner of Dixie Garden, Inc.)

Robert Julia, P.A. (Former Attorney)

Jose Fuentes, Becker & Poliakoff (Former Attorney)

Kate Davis, Davis Environmental Solutions (Former Environmental Consultant)

Core Mission and Strategic Priorities:

The District's ERP Permit Applicant's Handbook requires the District to administratively deny incomplete ERP applications if the applicant fails to respond to a Request for Additional Information after 90 days.

There are a number of truck parking lots and commercial facilities immediately surrounding the Dixie Garden Property. Those facilities have consistently cooperated in obtaining the proper permits from the District. Filing the lawsuit will demonstrate the District's commitment to consistently enforcing its rules while supporting the District's core missions of flood control, protecting south Florida's ecosystems, and fulfilling its responsibilities under Chapter 373, Florida Statutes and Chapter 62, Florida Administrative Code.

Staff Contacts:

Julia Lomonico, Attorney, Office of Counsel, 561-682-6210, jlomonic@sfwmd.gov

Darryl Stoddard, Environmental Analyst 4, Regulation, 561-682-2919, dstoddar@sfwmd.gov

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2016 - 0811

A Resolution of the Governing Board of the South Florida Water Management District authorizing administrative denial of Application No. 140307-8 and authorizing District staff to file a law suit in the 11th Circuit of Miami-Dade County against Dixie Garden Nursery, Inc., for illegal filling of wetlands and illegal construction of a surface water management system. Further authorizing District staff to take all appropriate action it deems necessary in this matter for the purpose of successfully enforcing the District's rules, subject to approval of the Executive Director.

WHEREAS, Dixie Garden Nursery, Inc., filed an application for an Environmental Resource Permit and failed to respond to the District's request for additional information within 90 days; and

WHEREAS, Section 5.5.3.5 of the Environmental Resource Permit Applicant's Handbook Volume I requires the District to administratively deny applications where the applicant fails to respond to the District's request for additional information within 90 days; and

WHEREAS, Dixie Garden Nursery, Inc., illegally constructed and has continuously operated since 2012 a surface water management system for a truck parking lot facility over approximately 14+ acres of wetlands without obtaining an environmental resource permit from the District; and

WHEREAS, Sections 373.083(1) and 373.129, Florida Statutes, authorize the South Florida Water Management District to commence and maintain actions to enforce its rules, permits and orders and to protect and preserve the water resources of the state; and

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 administratively denies Application No. 140307-8.

Section 2. The Governing Board of the South Florida Water Management District hereby authorizes District staff to file a law suit in the 11th Circuit of Miami-Dade County against Dixie Garden Nursery, Inc., for illegal filling of wetlands and illegal construction of a surface water management system. District staff is authorized to take all appropriate action it deems necessary in this matter for the purpose of successfully enforcing the District's rules, subject to approval of the Executive Director.

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

PASSED and **ADOPTED** this 11th day of August, 2016.

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

_____
Chairman

Attest:

_____
District Clerk/Secretary

Legal form approved:
By:

_____
Office of Counsel

Print name:

_____

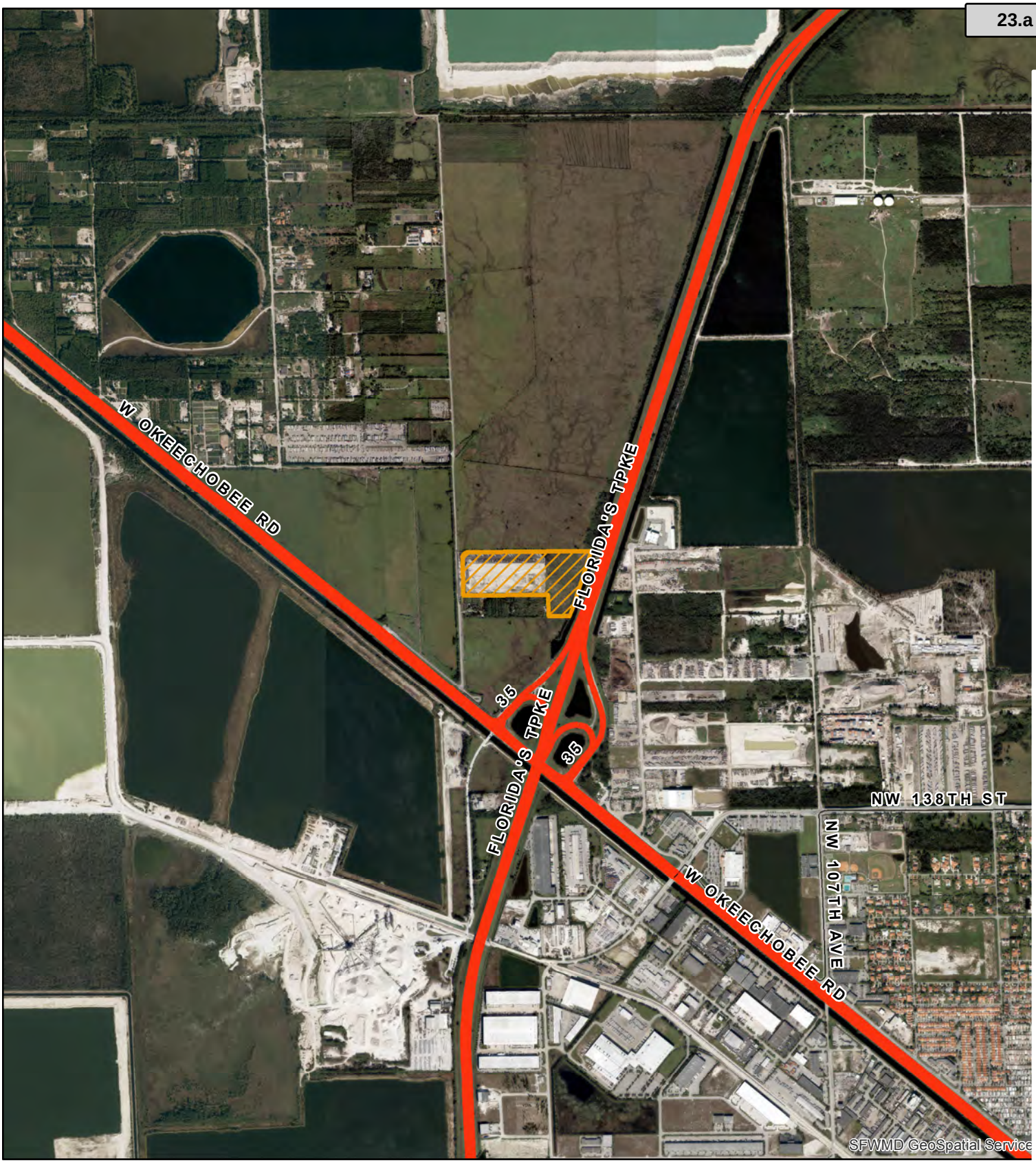

Exhibit A	Exhibit Created On: 2016-07-25	MIAMI-DADE COUNTY, FL

REGULATION DIVISION

Project Name: DIXIE GARDENS NURSERY

0 1,875 3,750 Feet

N

Site Location

Permit No: 13-04761-P
Cost Code: 10914
Application No: 140307-8

Created by

South Florida Water Management District

Attachment: Dixie Garden Aerial Map (Resolution No. 2016 - 0811 : Dixie Garden Nursery, Inc. Denial of App. 140307-8 & Authorization to Sue)

South Florida Water Management District

Environmental Resource Compliance Bureau
Supporting Photo Exhibit

Prepared by: Daryl Stoddard Date of this Exhibit: Jul 28, 2016

Project Name: Dixie Gardens Nursery

Permit Number: 13-04761-P (not issued) Application Number: 140307-8 Cost Code Number: 10914

County: Miami-Dade Service Center: WPB Photo taken on: May 18, 2012

Photographer: Robert Karafel Purpose: Enforcement

Direction of View: ○ North ○ Northeast ◉ East ○ Southeast ○ South ○ Southwest ○ West ○ Northwest

Notes & Comments:
Clearing of Dixie Gardens Nursery property. Extreme eastern portions of the site have been identified as wetlands by District and Miami-Dade Environmental Resource Staff. A 2009 Application was made for a nursery operation in the far southeastern portions of the site but did not include the more recent larger areas depicted in this photo. Solid red line is the boundary of the original nursery application and the dashed red lines are the boundaries of the enforcement case.

South Florida Water Management District

Environmental Resource Compliance Bureau
Supporting Photo Exhibit

Prepared by: Daryl Stoddard Date of this Exhibit: Jul 28, 2016

Project Name: Dixie Gardens Nursery

Permit Number: 13-04761-P (not issued) Application Number: 140307-8 Cost Code Number: 10914

County: Miami-Dade Service Center: WPB Photo taken on: Mar 10, 2014

Photographer: Robert Karafel Purpose: Enforcement

Direction of View: ○ North ○ Northeast ○ East ○ Southeast ○ South ◉ Southwest ○ West ○ Northwest

Notes & Comments:
Following the nursery site clearing, underground utilities for lighting, shellrock, and pavement were added to establish a commercial truck parking facility on once agricultural lands used for nursery production. A second Notice of Violation was issued to Dixie Gardens Nursery on July 25, 2014.

South Florida Water Management District

Environmental Resource Compliance Bureau
Supporting Photo Exhibit

Prepared by: Daryl Stoddard Date of this Exhibit: Jul 28, 2016

Project Name: Dixie Gardens Nursery

Permit Number: 123-04761-P (not issued) Application Number: 140307-8 Cost Code Number: 10914

County: Miami-Dade Service Center: WPB Photo taken on: October 5, 2015

Photographer: Purpose: Enforcement

Direction of View: ○ North ○ Northeast ○ East ○ Southeast ○ South ◉ Southwest ○ West ○ Northwest

Notes & Comments:
Dixie Gardens Nursery / Truck Parking Facility in full operation. Note track-hoe in foreground as work continues on an additional expansion of the facility (blue rectangle). A Cease and Desist / In Aid of Settlement letter was issued on May 18, 2015.

South Florida Water Management District

Environmental Resource Compliance Bureau
Supporting Photo Exhibit

Prepared by: Daryl Stoddard Date of this Exhibit: Jul 28, 2016

Project Name: Dixie Gardens Nursery

Permit Number: 123-04761-P (not issued) Application Number: 140307-8 Cost Code Number: 10914

County: Miami-Dade Service Center: WPB Photo taken on: Nov. 6, 2015

Photographer: Daryl Stoddard Purpose: Enforcement

Direction of View: ○ North ○ Northeast ○ East ○ Southeast ○ South ◉ Southwest ○ West ○ Northwest

Notes & Comments:
Dixie Gardens Nursery / Truck Parking Facility in full operation. Work continues along the center and northeast portions of the site for an additional expansion of the facility (blue polygon). A Cease and Desist / In Aid of Settlement letter was issued on May 18, 2015.

Attachment: Dixie Garden Supporting Photos (Resolution No. 2016 - 0811 : Dixie Garden Nursery, Inc. Denial of App. 140307-8 & Authorization

South Florida Water Management District

Environmental Resource Compliance Bureau
Supporting Photo Exhibit

Prepared by: Daryl Stoddard Date of this Exhibit: Jul 28, 2016

Project Name: Dixie Gardens Nursery

Permit Number: 13-04761-P (not issued) Application Number: 140307-8 Cost Code Number: 10914

County: Miami-Dade Service Center: WPB Photo taken on: Jun 8, 2016

Photographer: Daryl Stoddard Purpose: Enforcement

Direction of View: ○ North ○ Northeast ○ East ○ Southeast ○ South ○ Southwest ◉ West ○ Northwest

Notes & Comments:
On June 8, 2016, additional site clearing was observed to have occurred in the southeastern portion of the property. Since we have been unable to contact the owners of the parcel, District staff is unclear of the intended use. This area was previously noted as wetlands by District Staff and Miami-Dade Environmental Resource staff.

Attachment: Dixie Garden Supporting Photos (Resolution No. 2016 - 0811 : Dixie Garden Nursery, Inc. Denial of App. 140307-8 & Authorization

M E M O R A N D U M

TO: Governing Board Members

FROM: Brian J. Accardo, General Counsel

DATE: August 11, 2016

SUBJECT: Legal Services Contract Amendment - Ford & Harrison LLP

Summary:
This is a request to authorize an amendment to Contract No. 4600003251 with Ford & Harrison LLP, to extend the term by two (2) years through May 20, 2019, to continue providing legal services in connection with employee labor relations matters and training and to increase the contract amount by $150,000 of which $75,000.00 is budgeted in Fiscal Year 2016, and the remainder is subject to Governing Board approval of the Fiscal Year 2017- Fiscal Year 2018 budgets. The revised total contract value is $300,000.

Staff Contact and/or Presenter:
Brian J. Accardo, Office of Counsel, 561-682-6232 / baccardo@sfwmd.gov
Eileen Coates, Office of Counsel, 561-682-6208 / ecoates@sfwmd.gov

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2016 - 0812

A Resolution of the Governing Board of the South Florida Water Management District to approve an amendment to Contract No. 4600003251 with Ford & Harrison LLP, to extend the term by two (2) years through May 20, 2019, to continue providing legal services in connection with employee labor relations matters and training and to increase the contract amount by $150,000 of which $75,000 in funds are budgeted in Fiscal Year 2015 - 2016, and the remainder is subject to Governing Board approval of the Fiscal Year 2017 through Fiscal Year 2018 budgets.

WHEREAS, Governing Board of the South Florida Water Management District deems it necessary, appropriate, and in the public interest to amend contract 4600003251 with the Ford & Harrison LLP to extend the term and increase the authorized spending amount.

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 amending Contract 4600003251 with Ford & Harrison LLP to extend the term by two (2) years through May 20, 2019, to continue providing legal services and to increase the Contract amount by $150,000; providing an effective date.

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

PASSED and **ADOPTED** this 11th, day of August, 2016.

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

_____
Chairman

Attest:

_____
District Clerk/Secretary

Legal form approved:
By:

_____
Office of Counsel

Print name:

_____

M E M O R A N D U M

TO: Governing Board Members

FROM: Dorothy Bradshaw, Director, Administrative Services Division

DATE: August 11, 2016

SUBJECT: Fiscal Year 2016 - 2017 Tentative Budget Update

M E M O R A N D U M

TO: Governing Board Members

FROM: Jill Creech, Director, Regulation

DATE: August 11, 2016

SUBJECT: Best Management Practices Program for the Everglades Agricultural Area and C-139 Basins Annual Updat

Summary:
This presentation provides the annual update for the Regulatory Source Control Best Management Practices (BMPs) Program for the Southern Everglades. In Water Year 2016 (WY2016, the period between May 1, 2015 to April 30, 2016), both the Everglades Agricultural Area (EAA) and C-139 Basins complied with the Everglades Forever Act (EFA, 373.4595, Florida Statutes) performance requirements. These requirements are based on a comparison of WY2016 phosphorus levels to a pre-BMP base period. In WY2016, the EAA phosphorus loads were reduced by 27% compared to the loads in the base period, which meets the 25% phosphorus load reduction requirement. The C-139 Basin complied with the requirement to maintain phosphorus levels at or below pre-BMP base period levels. The EFA mandates the District to implement this program using BMPs in the EAA and C-139 Basins. These are primarily agricultural basins that discharge into District works, including stormwater treatment areas (STAs), and ultimately the Everglades. The EFA requires a monitoring network to assess the effectiveness of the BMP program in reducing phosphorus loads in these basins' discharges and ensure the performance requirements are met. Accordingly, the quantitative compliance assessment methods used are included in Chapter 40E-63, Florida Administrative Code.

Core Mission and Strategic Priorities:
The District's core mission is to manage and protect its water resources. To that end, strategic priorities include protecting District works from upstream discharges and restoring the Southern Everglades, including water quality considerations. A critical element for successfully achieving the District's water quality goals for phosphorus is the effective implementation of the mandated BMP programs. The EAA and C-139 Basins are sources of phosphorus to the Everglades, and the BMP programs in these basins regulate phosphorus loads into the District STAs so that the combined effect of the BMPs and STAs will ultimately assist in meeting the water quality goals of the Everglades.

Funding Source:
These BMP programs are funded by the Everglades Restoration Trust Special Revenue Fund which is used for expenditures required by the EFA. The specific source is a 0.0506 mill tax levy, non-ad valorem assessments to property owners in the EAA, State and Federal contributions, and interest earnings.

Staff Contact and/or Presenter:
Pamela Wade, P.E., Bureau Chief, Everglades Regulation

M E M O R A N D U M

TO: Governing Board Members

FROM: Ernie Marks, Director, Everglades Policy & Coordination

DATE: August 11, 2016

SUBJECT: Broward County Water Preserve Areas Project Partnership Agreement Approval

Summary:
Staff requests Governing Board approval to enter into a Project Partnership Agreement with the U.S. Department of the Army for a 50-50 cost share of the construction, operation, maintenance, repair, replacement and rehabilitation of the Broward County Water Preserve Areas Project, a component of the Comprehensive Everglades Restoration Plan (CERP). This agreement, coupled with the CERP Master Agreement (Contract No. 40001759), specifies the terms and conditions for implementing this project, including construction, operations and maintenance responsibilities and cost-share. The total estimated project cost is $926,805,000, including the costs for acquisition of lands needed for the project. The estimated annual cost for operation and maintenance of the project is $5,146,000. Staff also requests approval for the Division Director of Administrative Services to sign a Non-Federal Sponsor Certification of Financial Capability indicating that South Florida Water Management District (SFWMD) has the financial capability to fulfill its obligations under the Project Partnership Agreement.

Additional Background:
SFWMD has already acquired 6,869 acres of land needed for the project using funds provided by the State of Florida, along with financial contributions by the U.S. Department of the Interior. Upon execution of the Project Partnership Agreement, the SFWMD will be eligible to receive credit for over $250 million for prior land acquisition.

The Project Partnership Agreement and the CERP Master Agreement stipulate that the 50-50 cost-share for CERP will be managed on a programmatic basis, which allows SFWMD to use excess credit from other CERP projects in order to provide its 50% cost-share for the entire CERP program. The U.S. Army Corps of Engineers will construct all project features and SFWMD will be responsible for interim operations during the Operational Testing and Monitoring Period. SFWMD will be responsible for operating, maintaining, repairing, replacing and rehabilitating the project features at an estimated total cost of $4,600,000 per year, with 50% of these costs being borne by the U.S. Army Corps of Engineers. SFWMD will also be responsible for operating, maintaining, repairing, replacing and rehabilitating recreation features at 100% non-federal expense, at an estimated cost of $546,000 per year.

Funding Source:
SFWMD's funding source for the $1.9 million in Operational Testing and Monitoring Period costs will be subject to Governing Board approval of future fiscal year budgets and Legislative approval of Legacy Florida funding.

Staff Contact and/or Presenter:
Matt Morrison, mjmorris@sfwmd.gov, 561-682-6844

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2016 - 0813

A Resolution of the Governing Board of the South Florida Water Management District authorizing entering into a Project Partnership Agreement, Contract No. 4600003446, with the U.S. Department of the Army for construction, operation, maintenance, repair, replacement and rehabilitation of the Broward County Water Preserve Areas Project, a component of the Comprehensive Everglades Restoration Plan, and affirming South Florida Water Management District's financial capability to satisfy the obligations of the Non-Federal Sponsor described in the Project Partnership Agreement, for which the South Florida Water Management District will be responsible for providing a 50 percent cost-share subject to Governing Board approval of future fiscal year budgets; providing an effective date.

WHEREAS, the South Florida Water Management District (SFWMD) and the U.S. Army Corps of Engineers completed a Project Implementation Report in 2012 recommending implementation of the Broward County Water Preserve Areas Project; and

WHEREAS, the Broward County Water Preserve Areas Project, a component of the Comprehensive Everglades Restoration Plan, was authorized by Congress in Section 7002(5) of the Water Resources Reform and Development Act of 2014 (Public Law 113-121); and

WHEREAS, the SFWMD desires to enter into a Project Partnership Agreement with the U.S. Department of the Army (Contract No. 4600003446) to set forth the parties' responsibilities for construction, operation, maintenance, repair, replacement and rehabilitation of the Broward County Water Preserve Areas Project; and

WHEREAS, the total initial cost for the Project is estimated to be $926,805,000, including the costs for construction and land acquisition, which will be added to the total cost of the Comprehensive Everglades Restoration Plan to be cost-shared 50-50 on a programmatic basis; and

WHEREAS, the U.S. Army Corps of Engineers will construct all Project features, and the SFWMD will provide and receive credit for the value of the lands, perform interim operations and maintenance during the Operational Testing and Monitoring Period, and carryover excess credits from other Comprehensive Everglades Restoration Plan projects in order to provide its 50 percent programmatic cost-share for the Comprehensive Everglades Restoration Plan; and

WHEREAS, the SFWMD will be responsible for operating, maintaining, repairing, replacing and rehabilitating the project features, with a 50% cost-share from the U.S. Army Corps of Engineers; and

WHEREAS, the SFWMD will also be responsible for operating, maintaining, repairing, replacing and rehabilitating the recreation features at 100% non-federal expense, which is currently estimated at $546,000 per year.

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 authorizes execution of Contract No. 4600003446 with the U.S. Department of the Army for a 50-50 cost-share of the construction, operation, maintenance, repair, replacement and rehabilitation of the Broward County Water Preserve Areas Project, a component of the Comprehensive Everglades Restoration Plan.

Section 2. The South Florida Water Management District will be responsible for providing all lands necessary for the project. The SFWMD will be responsible for operating, maintaining, repairing, replacing and rehabilitating Project features with a 50% cost-share from the U.S. Army Corps of Engineers, and for operating, maintaining repairing, replacing and rehabilitating recreation features at 100% non-federal expense.

Section 3. The Governing Board authorizes the Division Director of Administrative Services to sign a Non-Federal Sponsor's Self-Certification of Financial Capability expressing SFWMD's financial capability to satisfy the Non-Federal Sponsor's obligations set forth in the Project Partnership Agreement for the Broward County Water Preserve Areas Project.

Section 4. This resolution shall take effect immediately upon adoption.

PASSED and **ADOPTED** this 11th day of August, 2016.

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

_____
Chairman

Attest:

_____
District Clerk/Secretary

Legal form approved:
By:

_____
Office of Counsel

Print name:

_____

M E M O R A N D U M

TO: Governing Board Members

FROM: Ernie Marks, Director, Everglades Policy & Coordination

DATE: August 11, 2016

SUBJECT: Biscayne Bay Coastal Wetlands Phase I Project Partnership Agreement Approval

Summary:
Staff requests Governing Board approval to enter into a Project Partnership Agreement with the U.S. Department of the Army for a 50-50 cost share of the construction, operation, maintenance, repair, replacement and rehabilitation of the Biscayne Bay Coastal Wetlands Phase I Project, a component of the Comprehensive Everglades Restoration Plan (CERP). This agreement, coupled with the CERP Master Agreement (Contract No. 40001759), specifies the terms and conditions for implementing this project, including construction, operations and maintenance responsibilities and cost-share. The total estimated Federal project cost is $170,994,000 including the costs for acquisition of lands needed for the project. The estimated annual cost for operation and maintenance of the project is $2,431,000. Staff also requests approval for the Division Director of Administrative Services to sign a Non-Federal Sponsor Certification of Financial Capability indicating that South Florida Water Management District (SFWMD) has the financial capability to fulfill its obligations under the Project Partnership Agreement.

Additional Background:
SFWMD has already acquired 1,137 acres of land needed for the project using funds provided by the State of Florida. Upon execution of the Project Partnership Agreement, SFWMD will receive credit for approximately $30.2 million for prior land acquisition and construction.

The Project Partnership Agreement and the CERP Master Agreement stipulate that the 50-50 cost-share for CERP will be managed on a programmatic basis, which allows SFWMD to use excess credit from other CERP projects in order to provide its 50% cost-share for the entire CERP program. SFWMD expedited construction of the Deering Estate component and four culverts in the L31E Flow-way component, and will construct the Cutler Wetlands component. The U.S. Army Corps of Engineers will construct all remaining project features of the L31E Flow-way component. SFWMD will be responsible for operating, maintaining, repairing, replacing and rehabilitating the project features at an estimated total cost of $2,400,000 per year, with 50% of these costs being borne by the U.S. Army Corps of Engineers. SFWMD will also be responsible for operating, maintaining, repairing, replacing and rehabilitating recreation features at 100% non-federal expense, at an estimated cost of $31,000 per year.

Funding Source:
SFWMD's funding source for construction of the Cutler Wetlands component and the Operational Testing and Monitoring Period costs will be subject to Governing Board approval of future fiscal year budgets and Legislative approval of Legacy Florida funding.

Staff Contact and/or Presenter:

Matt Morrison, mjmorris@sfwmd.gov, 561-682-6844

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2016 - 0814

A Resolution of the Governing Board of the South Florida Water Management District authorizing entering into a Project Partnership Agreement, Contract No. 4600003445, with the U.S. Department of the Army for construction, operation, maintenance, repair, replacement and rehabilitation of the Biscayne Bay Coastal Wetlands Phase I Project, a component of the Comprehensive Everglades Restoration Plan, and affirming South Florida Water Management District's financial capability to satisfy the obligations of the Non-Federal Sponsor described in the Project Partnership Agreement, for which the South Florida Water Management District will be responsible for providing a 50 percent cost-share subject to Governing Board approval of future fiscal year budgets; providing an effective date.

WHEREAS, the South Florida Water Management District (SFWMD) and the U.S. Army Corps of Engineers completed a final revised Project Implementation Report in May 2012 recommending implementation of the Biscayne Bay Coastal Wetlands Phase I Project; and

WHEREAS, the Biscayne Bay Coastal Wetlands Phase I Project, a component of the Comprehensive Everglades Restoration Plan, was authorized by Congress in Section 7002(5) of the Water Resources Reform and Development Act of 2014 (Public Law 113-121); and

WHEREAS, the SFWMD desires to enter into a Project Partnership Agreement with the U.S. Department of the Army (Contract No. 4600003445) to set forth the parties' responsibilities for construction, operation, maintenance, repair, replacement and rehabilitation of the Biscayne Bay Coastal Wetlands Phase I Project; and

WHEREAS, the total initial cost for the Project is estimated to be $170,994,000, including the costs for construction and land acquisition, which will be added to the total cost of the Comprehensive Everglades Restoration Plan to be cost-shared 50-50 on a programmatic basis; and

WHEREAS, the SFWMD expedited construction of the Deering Estate component and four culverts in the L31E Flow-way component, and will construct the Cutler Wetlands component, and the U.S. Army Corps of Engineers will construct all remaining project features of the L31E Flow-way component; and

WHEREAS, the SFWMD will provide and receive credit for the value of all real estate interests needed for the Project, and carryover excess credits from this Project to provide its 50 percent programmatic cost-share for the Comprehensive Everglades Restoration Plan; and

WHEREAS, the SFWMD will be responsible for operating, maintaining, repairing, replacing and rehabilitating the project features, with a 50% cost-share from the U.S. Army Corps of Engineers; and

WHEREAS, the SFWMD will also be responsible for operating, maintaining, repairing, replacing and rehabilitating the recreation features at 100% non-federal expense, which is currently estimated at $31,000 per year.

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 authorizes execution of Contract No. 4600003445 with the U.S. Department of the Army for a 50-50 cost-share of the construction, operation, maintenance, repair, replacement and rehabilitation of the Biscayne Bay Coastal Wetlands Phase I Project, a component of the Comprehensive Everglades Restoration Plan.

Section 2. The South Florida Water Management District will be responsible for constructing the Cutler Wetlands component and for providing all lands necessary for the project. The SFWMD will be responsible for operating, maintaining, repairing, replacing and rehabilitating Project features with a 50% cost-share from the U.S. Army Corps of Engineers, and for operating, maintaining repairing, replacing and rehabilitating recreation features at 100% non-federal expense.

Section 3. The Governing Board authorizes the Division Director of Administrative Services to sign a Non-Federal Sponsor's Self-Certification of Financial Capability expressing SFWMD's financial capability to satisfy the Non-Federal Sponsor's obligations set forth in the Project Partnership Agreement for the Biscayne Bay Coastal Wetlands Phase I Project.

Section 4. This resolution shall take effect immediately upon adoption.

PASSED and **ADOPTED** this 11th day of August, 2016.

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

_____
Chairman

Attest:

_____
District Clerk/Secretary

Legal form approved:
By:

_____
Office of Counsel

Print name:

_____

M E M O R A N D U M

TO: Governing Board Members

FROM: Brenda Low, District Clerk

DATE: August 11, 2016

SUBJECT: Vegetation Management Contract for Ground Application Services (RFP 6000000763)

Summary:
Invasive exotic and nuisance plants threaten the operation and maintenance of the C&SF project and the health and stability of the natural ecosystems of South Florida. Plant species with the highest potential for impacting District infrastructure and District-managed natural areas are best controlled through an integrated management approach using chemical, biological, and physical methods. However, the primary method of control is the application of herbicides using ground application equipment. The District utilizes contractors to apply herbicides to various types of aquatic, wetland and upland vegetation using ground application equipment and associated support vehicles, in accordance with District project management directions. Staff proposes to issue 3-year work order contracts with two 1-year renewal options to nine contractors following negotiations. The existing ground services contracts expire on September 30, 2016.

Nine contractors:
Applied Aquatic Management, Inc. - Contract No. 4600003451
Aquatic Plant Management, Inc. - Contract No. 4600003453
Aquatic Vegetation Control, Inc. - Contract No. 4600003452
EarthBalance Corporation - Contract No. 4600003455
Environmental Quality, Inc. - Contract No. 4600003456
Environmental Restoration Consultants, Inc. - Contract No. 4600003459
Florida Best Inc. of Haines City - Contract No. 4600003454
Lake & Wetland Management, Inc. - Contract No. 4600003457
Native Creations, Inc. - Contract No. 4600003458

Core Mission and Strategic Priorities:
Vegetation management is required to maintain efficient operation of the C&SF project, maximum performance capability of the STAs and additional CERP projects, environmental integrity of District-managed conservation lands and waters, and to facilitate recreational use of lands open to the public. District project sites include the canals, levees, rights-of-way, and interim project lands. Natural areas include, but are not limited to the Everglades Water Conservation Areas, Lake Okeechobee marsh, the Kissimmee River floodplain, The Kissimmee Chain of Lakes and other conservation lands.

Funding Source:
Funding comes from many dedicated funding sources, including State and Federal funds (Water Management Land Trust Fund, Invasive Plant Management Trust Fund, Land Acquisition Trust Fund, Wetland Mitigation, and Comprehensive Everglades Restoration Plan Fund). Ad valorem funding will also be used over the contract period. The total spending authority request is

$65,000,000 for the 5-year contract, which is subject to Governing Board approval of the Fiscal Year 2017-2021 budgets. FWC provides matching funds to the District melaleuca program under a cooperative agreement, 4600002523. The District is also reimbursed by the FWC for aquatic plant treatments in sovereign waters of the State, under agreement 4600002640.

Staff Contact and/or Presenter:
Francois Laroche, Section Administrator, Vegetation Management Section, (561) 682-6193 / flaroche@sfwmd.gov

M E M O R A N D U M

TO: Governing Board Members

FROM: Karen Estock, Director, Field Operations & Land Management

DATE: August 11, 2016

SUBJECT: Vegetation Management Contract for Ground Application Services (RFP 6000000763)

Summary:
Invasive exotic and nuisance plants threaten the operation and maintenance of the C&SF project and the health and stability of the natural ecosystems of South Florida. Plant species with the highest potential for impacting District infrastructure and District-managed natural areas are best controlled through an integrated management approach using chemical, biological, and physical methods. However, the primary method of control is the application of herbicides using ground application equipment. The District utilizes contractors to apply herbicides to various types of aquatic, wetland and upland vegetation using ground application equipment and associated support vehicles, in accordance with District project management directions. The District intends to issue 3-year work order contracts with two 1-year renewal options to nine contractors following negotiations. The existing ground services contracts expire on September 30, 2016.

Additional Background:
Nine contractors in ranked order:
Applied Aquatic Management, Inc. - Contract No. 4600003451
Aquatic Vegetation Control, Inc. - Contract No. 4600003452
Aquatic Plant Management, Inc. - Contract No. 4600003453
Florida Best Inc. of Haines City - Contract No. 4600003454
EarthBalance Corporation - Contract No. 4600003455
Environmental Quality, Inc. - Contract No. 4600003456
Lake & Wetland Management, Inc. - Contract No. 4600003457
Native Creations, Inc. - Contract No. 4600003458
Environmental Restoration Consultants, Inc. - Contract No. 4600003459

Core Mission and Strategic Priorities
Vegetation management is required to maintain efficient operation of the C&SF project, maximum performance capability of the STAs and additional CERP projects, environmental integrity of District-managed conservation lands and waters, and to facilitate recreational use of lands open to the public. District project sites include the canals, levees, rights-of-way, and interim project lands. Natural areas include, but are not limited to the Everglades Water Conservation Areas, Lake Okeechobee marsh, the Kissimmee River floodplain, The Kissimmee Chain of Lakes and other conservation lands.

Funding Source
Funding comes from many dedicated funding sources, including State and Federal funds (Water Management Land Trust Fund, Invasive Plant Management Trust Fund, Land Acquisition Trust Fund, Wetland Mitigation, and Comprehensive Everglades Restoration Plan Fund). Ad valorem

funding will also be used over the contract period. The total spending authority request for the 5-year contract, is subject to Governing Board approval of the Fiscal Year 2017-2021 budgets. FWC provides matching funds to the District melaleuca program under a cooperative agreement, 4600002523. The District is also reimbursed by the FWC for aquatic plant treatments in sovereign waters of the State, under agreement 4600002640.

Staff Contact and/or Presenter:
Francois Laroche, Section Administrator, Vegetation Management Section, (561) 682-6193 / flaroche@sfwmd.gov

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2016 - 0815

A Resolution of the Governing Board of the South Florida Water Management District to authorize the official ranking of short-listed firms and enter into a 3-year work order contract with two 1-year renewal options, subject to successful negotiations with Applied Aquatic Management, Inc., one of nine firms selected for ground application services for aquatic, wetland, and terrestrial vegetation control throughout the District, in an amount not-to-exceed $13,000,000 each year for all nine contracts (4600003451, 4600003452, 4600003453, 4600003454, 4600003455, 4600003456, 4600003457, 4600003458, and 4600003459); of which ad valorem and non-ad valorem funds in the combined amount of $13,000,000 are subject to Governing Board approval of the Fiscal Year 2017 budget and additional amounts not-too-exceed $13,000,000 annually are subject to Governing Board approval of the Fiscal Year 2018-2021 budgets; providing that if negotiations are unsuccessful with Applied Aquatic Management, Inc., the District will proceed in ranked order until a contract has been successfully negotiated.

WHEREAS, the Governing Board of the South Florida Water Management District deems it necessary, appropriate and in the public interest to authorize the official ranking of short-listed firms and enter into a 3-year work order contract with two 1-year renewal options, subject to successful negotiations with Applied Aquatic Management, Inc., one of nine firms selected for ground application services for aquatic, wetland, and terrestrial vegetation control throughout the District, in an amount not-to-exceed $13,000,000 each year for all nine contracts (4600003451, 4600003452, 4600003453, 4600003454, 4600003455, 4600003456, 4600003457, 4600003458, and 4600003459); of which ad valorem and non-ad valorem funds in the combined amount of $13,000,000 are subject to Governing Board approval of the Fiscal Year 2017 budget and additional amounts not-too-exceed $13,000,000 annually are subject to Governing Board approval of the Fiscal Year 2018-2021 budgets; providing that if negotiations are unsuccessful with Applied Aquatic Management, Inc., the District will proceed in ranked order until a contract has been successfully negotiated.

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 official ranking of short-listed firms and award of a 3-year work order contract with two 1-year renewal options to Applied Aquatic Management, Inc., subject to successful negotiation. If negotiations are unsuccessful with Applied Aquatic Management, Inc., the District will proceed in ranked order until a contract has been successfully negotiated.

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

PASSED and **ADOPTED** this 11th day of August, 2016.

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

_____
Chairman

Attest:

_____
District Clerk/Secretary

Legal form approved:
By:

_____
Office of Counsel

Print name:

_____

M E M O R A N D U M

TO: Governing Board Members

FROM: Karen Estock, Director, Field Operations & Land Management

DATE: August 11, 2016

SUBJECT: Vegetation Management Contract for Ground Application Services (RFP 6000000763)

Summary:
Invasive exotic and nuisance plants threaten the operation and maintenance of the C&SF project and the health and stability of the natural ecosystems of South Florida. Plant species with the highest potential for impacting District infrastructure and District-managed natural areas are best controlled through an integrated management approach using chemical, biological, and physical methods. However, the primary method of control is the application of herbicides using ground application equipment. The District utilizes contractors to apply herbicides to various types of aquatic, wetland and upland vegetation using ground application equipment and associated support vehicles, in accordance with District project management directions. The District intends to issue 3-year work order contracts with two 1-year renewal options to nine contractors following negotiations. The existing ground services contracts expire on September 30, 2016.

Additional Background:
Nine contractors in ranked order:
Applied Aquatic Management, Inc. - Contract No. 4600003451
Aquatic Vegetation Control, Inc. - Contract No. 4600003452
Aquatic Plant Management, Inc. - Contract No. 4600003453
Florida Best Inc. of Haines City - Contract No. 4600003454
EarthBalance Corporation - Contract No. 4600003455
Environmental Quality, Inc. - Contract No. 4600003456
Lake & Wetland Management, Inc. - Contract No. 4600003457
Native Creations, Inc. - Contract No. 4600003458
Environmental Restoration Consultants, Inc. - Contract No. 4600003459

Core Mission and Strategic Priorities
Vegetation management is required to maintain efficient operation of the C&SF project, maximum performance capability of the STAs and additional CERP projects, environmental integrity of District-managed conservation lands and waters, and to facilitate recreational use of lands open to the public. District project sites include the canals, levees, rights-of-way, and interim project lands. Natural areas include, but are not limited to the Everglades Water Conservation Areas, Lake Okeechobee marsh, the Kissimmee River floodplain, The Kissimmee Chain of Lakes and other conservation lands.

Funding Source
Funding comes from many dedicated funding sources, including State and Federal funds (Water Management Land Trust Fund, Invasive Plant Management Trust Fund, Land Acquisition Trust Fund, Wetland Mitigation, and Comprehensive Everglades Restoration Plan Fund). Ad valorem

funding will also be used over the contract period. The total spending authority request for the 5-year contract, is subject to Governing Board approval of the Fiscal Year 2017-2021 budgets. FWC provides matching funds to the District melaleuca program under a cooperative agreement, 4600002523. The District is also reimbursed by the FWC for aquatic plant treatments in sovereign waters of the State, under agreement 4600002640.

Staff Contact and/or Presenter:
Francois Laroche, Section Administrator, Vegetation Management Section, (561) 682-6193 / flaroche@sfwmd.gov

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2016 - 0816

A Resolution of the Governing Board of the South Florida Water Management District to authorize the official ranking of short-listed firms and enter into a 3-year work order contract with two 1-year renewal options, subject to successful negotiations with Aquatic Vegetation Control, Inc., one of nine firms selected for ground application services for aquatic, wetland, and terrestrial vegetation control throughout the District, in an amount not-to-exceed $13,000,000 each year for all nine contracts (4600003451, 4600003452, 4600003453, 4600003454, 4600003455, 4600003456, 4600003457, 4600003458, and 4600003459); of which ad valorem and non-ad valorem funds in the combined amount of $13,000,000 are subject to Governing Board approval of the Fiscal Year 2017 budget and additional amounts not-too-exceed $13,000,000 annually are subject to Governing Board approval of the Fiscal Year 2018-2021 budgets; providing that if negotiations are unsuccessful with Aquatic Vegetation Control, Inc., the District will proceed in ranked order until a contract has been successfully negotiated.

WHEREAS, the Governing Board of the South Florida Water Management District deems it necessary, appropriate and in the public interest to authorize the official ranking of short-listed firms and enter into a 3-year work order contract with two 1-year renewal options, subject to successful negotiations with Aquatic Vegetation Control, Inc., one of nine firms selected for ground application services for aquatic, wetland, and terrestrial vegetation control throughout the District, in an amount not-to-exceed $13,000,000 each year for all nine contracts (4600003451, 4600003452, 4600003453, 4600003454, 4600003455, 4600003456, 4600003457, 4600003458, and 4600003459); of which ad valorem and non-ad valorem funds in the combined amount of $13,000,000 are subject to Governing Board approval of the Fiscal Year 2017 budget and additional amounts not-too-exceed $13,000,000 annually are subject to Governing Board approval of the Fiscal Year 2018-2021 budgets; providing that if negotiations are unsuccessful with Aquatic Vegetation Control, Inc., the District will proceed in ranked order until a contract has been successfully negotiated.

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 official ranking of short-listed firms and award of a 3-year work order contract with two 1-year renewal options to Aquatic Vegetation Control, Inc., subject to successful negotiation. If negotiations are unsuccessful with Aquatic Vegetation Control, Inc., the District will proceed in ranked order until a contract has been successfully negotiated.

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

PASSED and **ADOPTED** this 11th day of August, 2016.

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

_____
Chairman

Attest:

_____
District Clerk/Secretary

Legal form approved:
By:

_____
Office of Counsel

Print name:

_____

M E M O R A N D U M

TO: Governing Board Members

FROM: Karen Estock, Director, Field Operations & Land Management

DATE: August 11, 2016

SUBJECT: Vegetation Management Contract for Ground Application Services (RFP 6000000763)

Summary:
Invasive exotic and nuisance plants threaten the operation and maintenance of the C&SF project and the health and stability of the natural ecosystems of South Florida. Plant species with the highest potential for impacting District infrastructure and District-managed natural areas are best controlled through an integrated management approach using chemical, biological, and physical methods. However, the primary method of control is the application of herbicides using ground application equipment. The District utilizes contractors to apply herbicides to various types of aquatic, wetland and upland vegetation using ground application equipment and associated support vehicles, in accordance with District project management directions. The District intends to issue 3-year work order contracts with two 1-year renewal options to nine contractors following negotiations. The existing ground services contracts expire on September 30, 2016.

Additional Background:
Nine contractors in ranked order:
Applied Aquatic Management, Inc. - Contract No. 4600003451
Aquatic Vegetation Control, Inc. - Contract No. 4600003452
Aquatic Plant Management, Inc. - Contract No. 4600003453
Florida Best Inc. of Haines City - Contract No. 4600003454
EarthBalance Corporation - Contract No. 4600003455
Environmental Quality, Inc. - Contract No. 4600003456
Lake & Wetland Management, Inc. - Contract No. 4600003457
Native Creations, Inc. - Contract No. 4600003458
Environmental Restoration Consultants, Inc. - Contract No. 4600003459

Core Mission and Strategic Priorities
Vegetation management is required to maintain efficient operation of the C&SF project, maximum performance capability of the STAs and additional CERP projects, environmental integrity of District-managed conservation lands and waters, and to facilitate recreational use of lands open to the public. District project sites include the canals, levees, rights-of-way, and interim project lands. Natural areas include, but are not limited to the Everglades Water Conservation Areas, Lake Okeechobee marsh, the Kissimmee River floodplain, The Kissimmee Chain of Lakes and other conservation lands.

Funding Source
Funding comes from many dedicated funding sources, including State and Federal funds (Water Management Land Trust Fund, Invasive Plant Management Trust Fund, Land Acquisition Trust Fund, Wetland Mitigation, and Comprehensive Everglades Restoration Plan Fund). Ad valorem

funding will also be used over the contract period. The total spending authority request for the 5-year contract, is subject to Governing Board approval of the Fiscal Year 2017-2021 budgets. FWC provides matching funds to the District melaleuca program under a cooperative agreement, 4600002523. The District is also reimbursed by the FWC for aquatic plant treatments in sovereign waters of the State, under agreement 4600002640.

Staff Contact and/or Presenter:
Francois Laroche, Section Administrator, Vegetation Management Section, (561) 682-6193 / flaroche@sfwmd.gov

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2016 - 0817

A Resolution of the Governing Board of the South Florida Water Management District to authorize the official ranking of short-listed firms and enter into a 3-year work order contract with two 1-year renewal options, subject to successful negotiations with Aquatic Plant Management, Inc., one of nine firms selected for ground application services for aquatic, wetland, and terrestrial vegetation control throughout the District, in an amount not-to-exceed $13,000,000 each year for all nine contracts (4600003451, 4600003452, 4600003453, 4600003454, 4600003455, 4600003456, 4600003457, 4600003458, and 4600003459); of which ad valorem and non-ad valorem funds in the combined amount of $13,000,000 are subject to Governing Board approval of the Fiscal Year 2017 budget and additional amounts not-too-exceed $13,000,000 annually are subject to Governing Board approval of the Fiscal Year 2018-2021 budgets; providing that if negotiations are unsuccessful with Aquatic Plant Management, Inc., the District will proceed in ranked order until a contract has been successfully negotiated.

WHEREAS, the Governing Board of the South Florida Water Management District deems it necessary, appropriate and in the public interest to authorize the official ranking of short-listed firms and enter into a 3-year work order contract with two 1-year renewal options, subject to successful negotiations with Aquatic Plant Management, Inc., one of nine firms selected for ground application services for aquatic, wetland, and terrestrial vegetation control throughout the District, in an amount not-to-exceed $13,000,000 each year for all nine contracts (4600003451, 4600003452, 4600003453, 4600003454, 4600003455, 4600003456, 4600003457, 4600003458, and 4600003459); of which ad valorem and non-ad valorem funds in the combined amount of $13,000,000 are subject to Governing Board approval of the Fiscal Year 2017 budget and additional amounts not-too-exceed $13,000,000 annually are subject to Governing Board approval of the Fiscal Year 2018-2021 budgets; providing that if negotiations are unsuccessful with Aquatic Plant Management, Inc., the District will proceed in ranked order until a contract has been successfully negotiated.

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 official ranking of short-listed firms and award of a 3-year work order contract with two 1-year renewal options to Aquatic Plant Management, Inc., subject to successful negotiation. If negotiations are unsuccessful with Aquatic Plant Management, Inc., the District will proceed in ranked order until a contract has been successfully negotiated.

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

PASSED and **ADOPTED** this 11th day of August, 2016.

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

_____
Chairman

Attest:

_____
District Clerk/Secretary

Legal form approved:
By:

_____
Office of Counsel

Print name:

_____

M E M O R A N D U M

TO: Governing Board Members

FROM: Karen Estock, Director, Field Operations & Land Management

DATE: August 11, 2016

SUBJECT: Vegetation Management Contract for Ground Application Services (RFP 6000000763)

Summary:
Invasive exotic and nuisance plants threaten the operation and maintenance of the C&SF project and the health and stability of the natural ecosystems of South Florida. Plant species with the highest potential for impacting District infrastructure and District-managed natural areas are best controlled through an integrated management approach using chemical, biological, and physical methods. However, the primary method of control is the application of herbicides using ground application equipment. The District utilizes contractors to apply herbicides to various types of aquatic, wetland and upland vegetation using ground application equipment and associated support vehicles, in accordance with District project management directions. The District intends to issue 3-year work order contracts with two 1-year renewal options to nine contractors following negotiations. The existing ground services contracts expire on September 30, 2016.

Additional Background:
Nine contractors in ranked order:
Applied Aquatic Management, Inc. - Contract No. 4600003451
Aquatic Vegetation Control, Inc. - Contract No. 4600003452
Aquatic Plant Management, Inc. - Contract No. 4600003453
Florida Best Inc. of Haines City - Contract No. 4600003454
EarthBalance Corporation - Contract No. 4600003455
Environmental Quality, Inc. - Contract No. 4600003456
Lake & Wetland Management, Inc. - Contract No. 4600003457
Native Creations, Inc. - Contract No. 4600003458
Environmental Restoration Consultants, Inc. - Contract No. 4600003459

Core Mission and Strategic Priorities
Vegetation management is required to maintain efficient operation of the C&SF project, maximum performance capability of the STAs and additional CERP projects, environmental integrity of District-managed conservation lands and waters, and to facilitate recreational use of lands open to the public. District project sites include the canals, levees, rights-of-way, and interim project lands. Natural areas include, but are not limited to the Everglades Water Conservation Areas, Lake Okeechobee marsh, the Kissimmee River floodplain, The Kissimmee Chain of Lakes and other conservation lands.

Funding Source
Funding comes from many dedicated funding sources, including State and Federal funds (Water Management Land Trust Fund, Invasive Plant Management Trust Fund, Land Acquisition Trust Fund, Wetland Mitigation, and Comprehensive Everglades Restoration Plan Fund). Ad valorem

funding will also be used over the contract period. The total spending authority request for the 5-year contract, is subject to Governing Board approval of the Fiscal Year 2017-2021 budgets. FWC provides matching funds to the District melaleuca program under a cooperative agreement, 4600002523. The District is also reimbursed by the FWC for aquatic plant treatments in sovereign waters of the State, under agreement 4600002640.

Staff Contact and/or Presenter:
Francois Laroche, Section Administrator, Vegetation Management Section, (561) 682-6193 / flaroche@sfwmd.gov

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2016 - 0818

A Resolution of the Governing Board of the South Florida Water Management District to authorize the official ranking of short-listed firms and enter into a 3-year work order contract with two 1-year renewal options, subject to successful negotiations with Florida Best Inc. of Haines City, one of nine firms selected for ground application services for aquatic, wetland, and terrestrial vegetation control throughout the District, in an amount not-to-exceed $13,000,000 each year for all nine contracts (4600003451, 4600003452, 4600003453, 4600003454, 4600003455, 4600003456, 4600003457, 4600003458, and 4600003459); of which ad valorem and non-ad valorem funds in the combined amount of $13,000,000 are subject to Governing Board approval of the Fiscal Year 2017 budget and additional amounts not-too-exceed $13,000,000 annually are subject to Governing Board approval of the Fiscal Year 2018-2021 budgets; providing that if negotiations are unsuccessful with Florida Best Inc. of Haines City, the District will proceed in ranked order until a contract has been successfully negotiated.

WHEREAS, the Governing Board of the South Florida Water Management District deems it necessary, appropriate and in the public interest to authorize the official ranking of short-listed firms and enter into a 3-year work order contract with two 1-year renewal options, subject to successful negotiations with Florida Best Inc. of Haines City, one of nine firms selected for ground application services for aquatic, wetland, and terrestrial vegetation control throughout the District, in an amount not-to-exceed $13,000,000 each year for all nine contracts (4600003451, 4600003452, 4600003453, 4600003454, 4600003455, 4600003456, 4600003457, 4600003458, and 4600003459); of which ad valorem and non-ad valorem funds in the combined amount of $13,000,000 are subject to Governing Board approval of the Fiscal Year 2017 budget and additional amounts not-too-exceed $13,000,000 annually are subject to Governing Board approval of the Fiscal Year 2018-2021 budgets; providing that if negotiations are unsuccessful with Florida Best Inc. of Haines City, the District will proceed in ranked order until a contract has been successfully negotiated.

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 official ranking of short-listed firms and award of a 3-year work order contract with two 1-year renewal options to Florida Best Inc. of Haines City, subject to successful negotiation. If negotiations are unsuccessful with Florida Best Inc. of Haines City, the District will proceed in ranked order until a contract has been successfully negotiated.

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

PASSED and **ADOPTED** this 11th day of August, 2016.

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

_____
Chairman

Attest:

_____
District Clerk/Secretary

Legal form approved:
By:

_____
Office of Counsel

Print name:

_____

M E M O R A N D U M

TO: Governing Board Members

FROM: Karen Estock, Director, Field Operations & Land Management

DATE: August 11, 2016

SUBJECT: Vegetation Management Contract for Ground Application Services (RFP 6000000763)

Summary:
Invasive exotic and nuisance plants threaten the operation and maintenance of the C&SF project and the health and stability of the natural ecosystems of South Florida. Plant species with the highest potential for impacting District infrastructure and District-managed natural areas are best controlled through an integrated management approach using chemical, biological, and physical methods. However, the primary method of control is the application of herbicides using ground application equipment. The District utilizes contractors to apply herbicides to various types of aquatic, wetland and upland vegetation using ground application equipment and associated support vehicles, in accordance with District project management directions. The District intends to issue 3-year work order contracts with two 1-year renewal options to nine contractors following negotiations. The existing ground services contracts expire on September 30, 2016.

Additional Background:
Nine contractors in ranked order:
Applied Aquatic Management, Inc. - Contract No. 4600003451
Aquatic Vegetation Control, Inc. - Contract No. 4600003452
Aquatic Plant Management, Inc. - Contract No. 4600003453
Florida Best Inc. of Haines City - Contract No. 4600003454
EarthBalance Corporation - Contract No. 4600003455
Environmental Quality, Inc. - Contract No. 4600003456
Lake & Wetland Management, Inc. - Contract No. 4600003457
Native Creations, Inc. - Contract No. 4600003458
Environmental Restoration Consultants, Inc. - Contract No. 4600003459

Core Mission and Strategic Priorities
Vegetation management is required to maintain efficient operation of the C&SF project, maximum performance capability of the STAs and additional CERP projects, environmental integrity of District-managed conservation lands and waters, and to facilitate recreational use of lands open to the public. District project sites include the canals, levees, rights-of-way, and interim project lands. Natural areas include, but are not limited to the Everglades Water Conservation Areas, Lake Okeechobee marsh, the Kissimmee River floodplain, The Kissimmee Chain of Lakes and other conservation lands.

Funding Source
Funding comes from many dedicated funding sources, including State and Federal funds (Water Management Land Trust Fund, Invasive Plant Management Trust Fund, Land Acquisition Trust Fund, Wetland Mitigation, and Comprehensive Everglades Restoration Plan Fund). Ad valorem

funding will also be used over the contract period. The total spending authority request for the 5-year contract, is subject to Governing Board approval of the Fiscal Year 2017-2021 budgets. FWC provides matching funds to the District melaleuca program under a cooperative agreement, 4600002523. The District is also reimbursed by the FWC for aquatic plant treatments in sovereign waters of the State, under agreement 4600002640.

Staff Contact and/or Presenter:
Francois Laroche, Section Administrator, Vegetation Management Section, (561) 682-6193 / flaroche@sfwmd.gov

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2016 - 0819

A Resolution of the Governing Board of the South Florida Water Management District to authorize the official ranking of short-listed firms and enter into a 3-year work order contract with two 1-year renewal options, subject to successful negotiations with EarthBalance Corporation, one of nine firms selected for ground application services for aquatic, wetland, and terrestrial vegetation control throughout the District, in an amount not-to-exceed $13,000,000 each year for all nine contracts (4600003451, 4600003452, 4600003453, 4600003454, 4600003455, 4600003456, 4600003457, 4600003458, and 4600003459); of which ad valorem and non-ad valorem funds in the combined amount of $13,000,000 are subject to Governing Board approval of the Fiscal Year 2017 budget and additional amounts not-too-exceed $13,000,000 annually are subject to Governing Board approval of the Fiscal Year 2018-2021 budgets; providing that if negotiations are unsuccessful with EarthBalance Corporation, the District will proceed in ranked order until a contract has been successfully negotiated.

WHEREAS, the Governing Board of the South Florida Water Management District deems it necessary, appropriate and in the public interest to authorize the official ranking of short-listed firms and enter into a 3-year work order contract with two 1-year renewal options, subject to successful negotiations with EarthBalance Corporation, one of nine firms selected for ground application services for aquatic, wetland, and terrestrial vegetation control throughout the District, in an amount not-to-exceed $13,000,000 each year for all nine contracts (4600003451, 4600003452, 4600003453, 4600003454, 4600003455, 4600003456, 4600003457, 4600003458, and 4600003459); of which ad valorem and non-ad valorem funds in the combined amount of $13,000,000 are subject to Governing Board approval of the Fiscal Year 2017 budget and additional amounts not-too-exceed $13,000,000 annually are subject to Governing Board approval of the Fiscal Year 2018-2021 budgets; providing that if negotiations are unsuccessful with EarthBalance Corporation, the District will proceed in ranked order until a contract has been successfully negotiated.

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 official ranking of short-listed firms and award of a 3-year work order contract with two 1-year renewal options to EarthBalance Corporation, subject to successful negotiation. If negotiations are unsuccessful with EarthBalance Corporation, the District will proceed in ranked order until a contract has been successfully negotiated.

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

PASSED and **ADOPTED** this 11th day of August, 2016.

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

_____
Chairman

Attest:

_____
District Clerk/Secretary

Legal form approved:
By:

_____
Office of Counsel

Print name:

_____

M E M O R A N D U M

TO: Governing Board Members

FROM: Karen Estock, Director, Field Operations & Land Management

DATE: August 11, 2016

SUBJECT: Vegetation Management Contract for Ground Application Services (RFP 6000000763)

Summary:
Invasive exotic and nuisance plants threaten the operation and maintenance of the C&SF project and the health and stability of the natural ecosystems of South Florida. Plant species with the highest potential for impacting District infrastructure and District-managed natural areas are best controlled through an integrated management approach using chemical, biological, and physical methods. However, the primary method of control is the application of herbicides using ground application equipment. The District utilizes contractors to apply herbicides to various types of aquatic, wetland and upland vegetation using ground application equipment and associated support vehicles, in accordance with District project management directions. The District intends to issue 3-year work order contracts with two 1-year renewal options to nine contractors following negotiations. The existing ground services contracts expire on September 30, 2016.

Additional Background:
Nine contractors in ranked order:
Applied Aquatic Management, Inc. - Contract No. 4600003451
Aquatic Vegetation Control, Inc. - Contract No. 4600003452
Aquatic Plant Management, Inc. - Contract No. 4600003453
Florida Best Inc. of Haines City - Contract No. 4600003454
EarthBalance Corporation - Contract No. 4600003455
Environmental Quality, Inc. - Contract No. 4600003456
Lake & Wetland Management, Inc. - Contract No. 4600003457
Native Creations, Inc. - Contract No. 4600003458
Environmental Restoration Consultants, Inc. - Contract No. 4600003459

Core Mission and Strategic Priorities
Vegetation management is required to maintain efficient operation of the C&SF project, maximum performance capability of the STAs and additional CERP projects, environmental integrity of District-managed conservation lands and waters, and to facilitate recreational use of lands open to the public. District project sites include the canals, levees, rights-of-way, and interim project lands. Natural areas include, but are not limited to the Everglades Water Conservation Areas, Lake Okeechobee marsh, the Kissimmee River floodplain, The Kissimmee Chain of Lakes and other conservation lands.

Funding Source
Funding comes from many dedicated funding sources, including State and Federal funds (Water Management Land Trust Fund, Invasive Plant Management Trust Fund, Land Acquisition Trust Fund, Wetland Mitigation, and Comprehensive Everglades Restoration Plan Fund). Ad valorem

funding will also be used over the contract period. The total spending authority request for the 5-year contract, is subject to Governing Board approval of the Fiscal Year 2017-2021 budgets. FWC provides matching funds to the District melaleuca program under a cooperative agreement, 4600002523. The District is also reimbursed by the FWC for aquatic plant treatments in sovereign waters of the State, under agreement 4600002640.

Staff Contact and/or Presenter:
Francois Laroche, Section Administrator, Vegetation Management Section, (561) 682-6193 / flaroche@sfwmd.gov

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2016 - 0820

A Resolution of the Governing Board of the South Florida Water Management District to authorize the official ranking of short-listed firms and enter into a 3-year work order contract with two 1-year renewal options, subject to successful negotiations with Environmental Quality, Inc., one of nine firms selected for ground application services for aquatic, wetland, and terrestrial vegetation control throughout the District, in an amount not-to-exceed $13,000,000 each year for all nine contracts (4600003451, 4600003452, 4600003453, 4600003454, 4600003455, 4600003456, 4600003457, 4600003458, and 4600003459); of which ad valorem and non-ad valorem funds in the combined amount of $13,000,000 are subject to Governing Board approval of the Fiscal Year 2017 budget and additional amounts not-too-exceed $13,000,000 annually are subject to Governing Board approval of the Fiscal Year 2018-2021 budgets; providing that if negotiations are unsuccessful with Environmental Quality, Inc., the District will proceed in ranked order until a contract has been successfully negotiated.

WHEREAS, the Governing Board of the South Florida Water Management District deems it necessary, appropriate and in the public interest to authorize the official ranking of short-listed firms and enter into a 3-year work order contract with two 1-year renewal options, subject to successful negotiations with Environmental Quality, Inc., one of nine firms selected for ground application services for aquatic, wetland, and terrestrial vegetation control throughout the District, in an amount not-to-exceed $13,000,000 each year for all nine contracts (4600003451, 4600003452, 4600003453, 4600003454, 4600003455, 4600003456, 4600003457, 4600003458, and 4600003459); of which ad valorem and non-ad valorem funds in the combined amount of $13,000,000 are subject to Governing Board approval of the Fiscal Year 2017 budget and additional amounts not-too-exceed $13,000,000 annually are subject to Governing Board approval of the Fiscal Year 2018-2021 budgets; providing that if negotiations are unsuccessful with Environmental Quality, Inc., the District will proceed in ranked order until a contract has been successfully negotiated.

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 official ranking of short-listed firms and award of a 3-year work order contract with two 1-year renewal options to Environmental Quality, Inc., subject to successful negotiation. If negotiations are unsuccessful with Environmental Quality, Inc., the District will proceed in ranked order until a contract has been successfully negotiated.

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

PASSED and **ADOPTED** this 11th day of August, 2016.

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

_____
Chairman

Attest:

_____
District Clerk/Secretary

Legal form approved:
By:

_____
Office of Counsel

Print name:

_____

M E M O R A N D U M

TO: Governing Board Members

FROM: Karen Estock, Director, Field Operations & Land Management

DATE: August 11, 2016

SUBJECT: Vegetation Management Contract for Ground Application Services (RFP 6000000763)

Summary:
Invasive exotic and nuisance plants threaten the operation and maintenance of the C&SF project and the health and stability of the natural ecosystems of South Florida. Plant species with the highest potential for impacting District infrastructure and District-managed natural areas are best controlled through an integrated management approach using chemical, biological, and physical methods. However, the primary method of control is the application of herbicides using ground application equipment. The District utilizes contractors to apply herbicides to various types of aquatic, wetland and upland vegetation using ground application equipment and associated support vehicles, in accordance with District project management directions. The District intends to issue 3-year work order contracts with two 1-year renewal options to nine contractors following negotiations. The existing ground services contracts expire on September 30, 2016.

Additional Background:
Nine contractors in ranked order:
Applied Aquatic Management, Inc. - Contract No. 4600003451
Aquatic Vegetation Control, Inc. - Contract No. 4600003452
Aquatic Plant Management, Inc. - Contract No. 4600003453
Florida Best Inc. of Haines City - Contract No. 4600003454
EarthBalance Corporation - Contract No. 4600003455
Environmental Quality, Inc. - Contract No. 4600003456
Lake & Wetland Management, Inc. - Contract No. 4600003457
Native Creations, Inc. - Contract No. 4600003458
Environmental Restoration Consultants, Inc. - Contract No. 4600003459

Core Mission and Strategic Priorities
Vegetation management is required to maintain efficient operation of the C&SF project, maximum performance capability of the STAs and additional CERP projects, environmental integrity of District-managed conservation lands and waters, and to facilitate recreational use of lands open to the public. District project sites include the canals, levees, rights-of-way, and interim project lands. Natural areas include, but are not limited to the Everglades Water Conservation Areas, Lake Okeechobee marsh, the Kissimmee River floodplain, The Kissimmee Chain of Lakes and other conservation lands.

Funding Source
Funding comes from many dedicated funding sources, including State and Federal funds (Water Management Land Trust Fund, Invasive Plant Management Trust Fund, Land Acquisition Trust Fund, Wetland Mitigation, and Comprehensive Everglades Restoration Plan Fund). Ad valorem

funding will also be used over the contract period. The total spending authority request for the 5-year contract, is subject to Governing Board approval of the Fiscal Year 2017-2021 budgets. FWC provides matching funds to the District melaleuca program under a cooperative agreement, 4600002523. The District is also reimbursed by the FWC for aquatic plant treatments in sovereign waters of the State, under agreement 4600002640.

Staff Contact and/or Presenter:
Francois Laroche, Section Administrator, Vegetation Management Section, (561) 682-6193 / flaroche@sfwmd.gov

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2016 - 0821

A Resolution of the Governing Board of the South Florida Water Management District to authorize the official ranking of short-listed firms and enter into a 3-year work order contract with two 1-year renewal options, subject to successful negotiations with Lake & Wetland Management, Inc., one of nine firms selected for ground application services for aquatic, wetland, and terrestrial vegetation control throughout the District, in an amount not-to-exceed $13,000,000 each year for all nine contracts (4600003451, 4600003452, 4600003453, 4600003454, 4600003455, 4600003456, 4600003457, 4600003458, and 4600003459); of which ad valorem and non-ad valorem funds in the combined amount of $13,000,000 are subject to Governing Board approval of the Fiscal Year 2017 budget and additional amounts not-too-exceed $13,000,000 annually are subject to Governing Board approval of the Fiscal Year 2018-2021 budgets; providing that if negotiations are unsuccessful with Lake & Wetland Management, Inc., the District will proceed in ranked order until a contract has been successfully negotiated.

WHEREAS, the Governing Board of the South Florida Water Management District deems it necessary, appropriate and in the public interest to authorize the official ranking of short-listed firms and enter into a 3-year work order contract with two 1-year renewal options, subject to successful negotiations with Lake & Wetland Management, Inc., one of nine firms selected for ground application services for aquatic, wetland, and terrestrial vegetation control throughout the District, in an amount not-to-exceed $13,000,000 each year for all nine contracts (4600003451, 4600003452, 4600003453, 4600003454, 4600003455, 4600003456, 4600003457, 4600003458, and 4600003459); of which ad valorem and non-ad valorem funds in the combined amount of $13,000,000 are subject to Governing Board approval of the Fiscal Year 2017 budget and additional amounts not-too-exceed $13,000,000 annually are subject to Governing Board approval of the Fiscal Year 2018-2021 budgets; providing that if negotiations are unsuccessful with Lake & Wetland Management, Inc., the District will proceed in ranked order until a contract has been successfully negotiated.

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 official ranking of short-listed firms and award of a 3-year work order contract with two 1-year renewal options to Lake & Wetland Management, Inc., subject to successful negotiation. If negotiations are unsuccessful with Lake & Wetland Management, Inc., the District will proceed in ranked order until a contract has been successfully negotiated.

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

PASSED and **ADOPTED** this 11th day of August, 2016.

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

_____
Chairman

Attest:

_____
District Clerk/Secretary

Legal form approved:
By:

_____
Office of Counsel

Print name:

_____

M E M O R A N D U M

TO: Governing Board Members

FROM: Karen Estock, Director, Field Operations & Land Management

DATE: August 11, 2016

SUBJECT: Vegetation Management Contract for Ground Application Services (RFP 6000000763)

Summary:
Invasive exotic and nuisance plants threaten the operation and maintenance of the C&SF project and the health and stability of the natural ecosystems of South Florida. Plant species with the highest potential for impacting District infrastructure and District-managed natural areas are best controlled through an integrated management approach using chemical, biological, and physical methods. However, the primary method of control is the application of herbicides using ground application equipment. The District utilizes contractors to apply herbicides to various types of aquatic, wetland and upland vegetation using ground application equipment and associated support vehicles, in accordance with District project management directions. The District intends to issue 3-year work order contracts with two 1-year renewal options to nine contractors following negotiations. The existing ground services contracts expire on September 30, 2016.

Additional Background:
Nine contractors in ranked order:
Applied Aquatic Management, Inc. - Contract No. 4600003451
Aquatic Vegetation Control, Inc. - Contract No. 4600003452
Aquatic Plant Management, Inc. - Contract No. 4600003453
Florida Best Inc. of Haines City - Contract No. 4600003454
EarthBalance Corporation - Contract No. 4600003455
Environmental Quality, Inc. - Contract No. 4600003456
Lake & Wetland Management, Inc. - Contract No. 4600003457
Native Creations, Inc. - Contract No. 4600003458
Environmental Restoration Consultants, Inc. - Contract No. 4600003459

Core Mission and Strategic Priorities
Vegetation management is required to maintain efficient operation of the C&SF project, maximum performance capability of the STAs and additional CERP projects, environmental integrity of District-managed conservation lands and waters, and to facilitate recreational use of lands open to the public. District project sites include the canals, levees, rights-of-way, and interim project lands. Natural areas include, but are not limited to the Everglades Water Conservation Areas, Lake Okeechobee marsh, the Kissimmee River floodplain, The Kissimmee Chain of Lakes and other conservation lands.

Funding Source
Funding comes from many dedicated funding sources, including State and Federal funds (Water Management Land Trust Fund, Invasive Plant Management Trust Fund, Land Acquisition Trust Fund, Wetland Mitigation, and Comprehensive Everglades Restoration Plan Fund). Ad valorem

funding will also be used over the contract period. The total spending authority request for the 5-year contract, is subject to Governing Board approval of the Fiscal Year 2017-2021 budgets. FWC provides matching funds to the District melaleuca program under a cooperative agreement, 4600002523. The District is also reimbursed by the FWC for aquatic plant treatments in sovereign waters of the State, under agreement 4600002640.

Staff Contact and/or Presenter:
Francois Laroche, Section Administrator, Vegetation Management Section, (561) 682-6193 / flaroche@sfwmd.gov

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2016 - 0822

A Resolution of the Governing Board of the South Florida Water Management District to authorize the official ranking of short-listed firms and enter into a 3-year work order contract with two 1-year renewal options, subject to successful negotiations with Native Creations, Inc., one of nine firms selected for ground application services for aquatic, wetland, and terrestrial vegetation control throughout the District, in an amount not-to-exceed $13,000,000 each year for all nine contracts (4600003451, 4600003452, 4600003453, 4600003454, 4600003455, 4600003456, 4600003457, 4600003458, and 4600003459); of which ad valorem and non-ad valorem funds in the combined amount of $13,000,000 are subject to Governing Board approval of the Fiscal Year 2017 budget and additional amounts not-too-exceed $13,000,000 annually are subject to Governing Board approval of the Fiscal Year 2018-2021 budgets; providing that if negotiations are unsuccessful with Native Creations, Inc., the District will proceed in ranked order until a contract has been successfully negotiated.

WHEREAS, the Governing Board of the South Florida Water Management District deems it necessary, appropriate and in the public interest to authorize the official ranking of short-listed firms and enter into a 3-year work order contract with two 1-year renewal options, subject to successful negotiations with Native Creations, Inc., one of nine firms selected for ground application services for aquatic, wetland, and terrestrial vegetation control throughout the District, in an amount not-to-exceed $13,000,000 each year for all nine contracts (4600003451, 4600003452, 4600003453, 4600003454, 4600003455, 4600003456, 4600003457, 4600003458, and 4600003459); of which ad valorem and non-ad valorem funds in the combined amount of $13,000,000 are subject to Governing Board approval of the Fiscal Year 2017 budget and additional amounts not-too-exceed $13,000,000 annually are subject to Governing Board approval of the Fiscal Year 2018-2021 budgets; providing that if negotiations are unsuccessful with Native Creations, Inc., the District will proceed in ranked order until a contract has been successfully negotiated.

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 official ranking of short-listed firms and award of a 3-year work order contract with two 1-year renewal options to Native Creations, Inc., subject to successful negotiation. If negotiations are unsuccessful with Native Creations, Inc., the District will proceed in ranked order until a contract has been successfully negotiated.

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

PASSED and **ADOPTED** this 11th day of August, 2016.

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

_____
Chairman

Attest:

_____
District Clerk/Secretary

Legal form approved:
By:

_____
Office of Counsel

Print name:

_____

M E M O R A N D U M

TO: Governing Board Members

FROM: Karen Estock, Director, Field Operations & Land Management

DATE: August 11, 2016

SUBJECT: Vegetation Management Contract for Ground Application Services (RFP 6000000763)

Summary:
Invasive exotic and nuisance plants threaten the operation and maintenance of the C&SF project and the health and stability of the natural ecosystems of South Florida. Plant species with the highest potential for impacting District infrastructure and District-managed natural areas are best controlled through an integrated management approach using chemical, biological, and physical methods. However, the primary method of control is the application of herbicides using ground application equipment. The District utilizes contractors to apply herbicides to various types of aquatic, wetland and upland vegetation using ground application equipment and associated support vehicles, in accordance with District project management directions. The District intends to issue 3-year work order contracts with two 1-year renewal options to nine contractors following negotiations. The existing ground services contracts expire on September 30, 2016.

Additional Background:
Nine contractors in ranked order:
Applied Aquatic Management, Inc. - Contract No. 4600003451
Aquatic Vegetation Control, Inc. - Contract No. 4600003452
Aquatic Plant Management, Inc. - Contract No. 4600003453
Florida Best Inc. of Haines City - Contract No. 4600003454
EarthBalance Corporation - Contract No. 4600003455
Environmental Quality, Inc. - Contract No. 4600003456
Lake & Wetland Management, Inc. - Contract No. 4600003457
Native Creations, Inc. - Contract No. 4600003458
Environmental Restoration Consultants, Inc. - Contract No. 4600003459

Core Mission and Strategic Priorities
Vegetation management is required to maintain efficient operation of the C&SF project, maximum performance capability of the STAs and additional CERP projects, environmental integrity of District-managed conservation lands and waters, and to facilitate recreational use of lands open to the public. District project sites include the canals, levees, rights-of-way, and interim project lands. Natural areas include, but are not limited to the Everglades Water Conservation Areas, Lake Okeechobee marsh, the Kissimmee River floodplain, The Kissimmee Chain of Lakes and other conservation lands.

Funding Source
Funding comes from many dedicated funding sources, including State and Federal funds (Water Management Land Trust Fund, Invasive Plant Management Trust Fund, Land Acquisition Trust Fund, Wetland Mitigation, and Comprehensive Everglades Restoration Plan Fund). Ad valorem

funding will also be used over the contract period. The total spending authority request for the 5-year contract, is subject to Governing Board approval of the Fiscal Year 2017-2021 budgets. FWC provides matching funds to the District melaleuca program under a cooperative agreement, 4600002523. The District is also reimbursed by the FWC for aquatic plant treatments in sovereign waters of the State, under agreement 4600002640.

Staff Contact and/or Presenter:
Francois Laroche, Section Administrator, Vegetation Management Section, (561) 682-6193 / flaroche@sfwmd.gov

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2016 - 0823

A Resolution of the Governing Board of the South Florida Water Management District to authorize the official ranking of short-listed firms and enter into a 3-year work order contract with two 1-year renewal options, subject to successful negotiations with Environmental Restoration Consultants, Inc., one of nine firms selected for ground application services for aquatic, wetland, and terrestrial vegetation control throughout the District, in an amount not-to-exceed $13,000,000 each year for all nine contracts (4600003451, 4600003452, 4600003453, 4600003454, 4600003455, 4600003456, 4600003457, 4600003458, and 4600003459); of which ad valorem and non-ad valorem funds in the combined amount of $13,000,000 are subject to Governing Board approval of the Fiscal Year 2017 budget and additional amounts not-too-exceed $13,000,000 annually are subject to Governing Board approval of the Fiscal Year 2018-2021 budgets; providing that if negotiations are unsuccessful with Environmental Restoration Consultants, Inc., the District will proceed in ranked order until a contract has been successfully negotiated.

WHEREAS, the Governing Board of the South Florida Water Management District deems it necessary, appropriate and in the public interest to authorize the official ranking of short-listed firms and enter into a 3-year work order contract with two 1-year renewal options, subject to successful negotiations with Environmental Restoration Consultants, Inc., one of nine firms selected for ground application services for aquatic, wetland, and terrestrial vegetation control throughout the District, in an amount not-to-exceed $13,000,000 each year for all nine contracts (4600003451, 4600003452, 4600003453, 4600003454, 4600003455, 4600003456, 4600003457, 4600003458, and 4600003459); of which ad valorem and non-ad valorem funds in the combined amount of $13,000,000 are subject to Governing Board approval of the Fiscal Year 2017 budget and additional amounts not-too-exceed $13,000,000 annually are subject to Governing Board approval of the Fiscal Year 2018-2021 budgets; providing that if negotiations are unsuccessful with Environmental Restoration Consultants, Inc., the District will proceed in ranked order until a contract has been successfully negotiated.

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 official ranking of short-listed firms and award of a 3-year work order contract with two 1-year renewal options to Environmental Restoration Consultants, Inc., subject to successful negotiation. If negotiations are unsuccessful with Environmental Restoration Consultants, Inc., the District will proceed in ranked order until a contract has been successfully negotiated.

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

PASSED and **ADOPTED** this 11th day of August, 2016.

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

_____
Chairman

Attest:

_____
District Clerk/Secretary

Legal form approved:
By:

_____
Office of Counsel

Print name:

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M E M O R A N D U M

TO: Governing Board Members

FROM: John P. Mitnik, Director, Operations, Engineering & Construction

DATE: August 11, 2016

SUBJECT: S-140 Pump Station Improvements Project

Summary:
The S-140 Pump Station Improvements Project is intended to be constructed by the District over the next two years. The project will consist of pump station improvements as well as construction of a new trash rake to serve the pump station. This project is an integral component of the District's 10-year Strategic Plan to refurbish the infrastructure of the Central and Southern Florida Flood Control Project. This item is necessary to maintain the operation of the station for at least the next 50 years. The S-140 Pump Station provides flood control for 110 square miles north and east of the L-28 interceptor canal and west of L-28.

Core Mission and Strategic Priorities:
This contract will support the primary purpose of the flood control pumping station, which is to discharge excess drainage water from the Levee 28 borrow canal into Conservation Area No. 3, at the rate of 7/16" per day from the 110 square miles of tributary drainage area north and east of the L-28 interceptor canal and west of L-28. The District has access to the project lands/sites, has completed the design, and has received the permits for the S-140 Pump Station Improvements Project.

Funding Source:
The lowest responsive and responsible bidder is LM Heavy Civil Construction, LLC, in the amount of $11,267,000, for which $169,000 is budgeted, and the remainder is subject to Governing Board approval of future years' budgets.

Staff Contact:
John P. Mitnik, P.E., Division Director, Operations, Engineering and Construction
561-682-2679 / jmitnik@sfwmd.gov

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2016 - 0824

A Resolution of the Governing Board of the South Florida Water Management District to authorize entering into a 578-day contract with LM Heavy Civil Construction, LLC, the lowest responsive and responsible bidder, for the S-140 Pump Station Improvements Project, in the amount of $11,267,000, for which $169,000 is budgeted, and the remainder is subject to Governing Board approval of future years' budgets. (Contract No. 4600003468)

WHEREAS, the Governing Board of the South Florida Water Management District deems it necessary, appropriate and in the public interest to authorize entering into a 578-day contract with LM Heavy Civil Construction, LLC, the lowest responsive and responsible bidder, for the S-140 Pump Station Improvements Project, in the amount of $11,267,000, for which $169,000 is budgeted, and the remainder is subject to Governing Board approval of future years' budgets. (Contract No. 4600003468)

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 578-day contract with LM Heavy Civil Construction, LLC, for the construction of the S-140 Pump Station Improvements Project, in the amount of $11,267,000.

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

PASSED and **ADOPTED** this 11th day of August, 2016.

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

_____
Chairman

Attest:

_____
District Clerk/Secretary

Legal form approved:
By:

_____
Office of Counsel

Print name:

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M E M O R A N D U M

TO: Governing Board Members

FROM: John P. Mitnik, Director, Operations, Engineering & Construction

DATE: August 11, 2016

SUBJECT: S-331 Pump Refurbishment, Miami-Dade County

Summary:
The S-331 Pump Station is located in Miami-Dade County and provides flood control for the area to the north along the L-31N Canal. The pump station was built in 1978, and based on the 2015 vibration analysis and inspections by the Infrastructure Management Section, it was found that the #3 pump shaft was bent and the bearings were worn. Due to the age and condition of the pumps, refurbishment is required. If not refurbished, operation of the #3 pump could cause a failure and damage to other equipment.

To address the deficiencies at the pump station, a construction contract for the reconditioning and upgrade of the three (3) vertical axial flow impeller pumps is required (Allis Chalmers Model 15000, 108-inch impeller diameter, with an overall shaft length of approximately 26 feet). This includes for each pump: replacement of bearings, mechanical seals, impeller housing, pump shafts, pump couplings and hardware; inspection, repair and coating of suction bell housing, bearing housing, pump casing and discharge elbow; reassembly of pump system; a new name plate with refurbishment information; replacement of the shaft stabilizer; and dewatering of all pump bays as needed. Additionally, for Pump #1, the work includes replacement of the water line to the upper stuffing box.

Core Mission and Strategic Priorities:
The S-331 Pump Refurbishment Project supports the District's core mission of flood control. Successful completion of the project will provide three fully refurbished pumps that will function to reliably control water levels to the north.

Funding Source:
Funding for this project is from the O&M Capital Refurbishment Program. The total amount of the contract is $1,674,000, of which $100,000 is budgeted, and the remainder is subject to Governing Board approval of future years' budgets.

Staff Contact and/or Presenter:
John Mitnik, Division Director, Operation, Engineering and Construction
561-682-2679 / jmitnik@sfwmd.gov

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2016 - 0825

A Resolution of the Governing Board of the South Florida Water Management District to authorize entering into a 790-day contract with D.H. Higgins, the only responsive and responsible bidder, for the S-331 Pump Refurbishment Project, in the amount of $1,674,000, of which $100,000 is budgeted, and the remainder is subject to Governing Board approval of future years' budgets. (Contract number 4600003463)

WHEREAS, the Governing Board of the South Florida Water Management District deems it necessary, appropriate and in the public interest to authorize entering into a 790-day contract with D.N. Higgins, the only responsive and responsible bidder for the construction of the S-331 Pump Refurbishment Project, in the amount of $1,674,000.

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 790-day contract with D.N. Higgins, for the construction of the S-331 Pump Refurbishment Project, in the amount of $1,674,000.

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

PASSED and **ADOPTED** this 11th day of August, 2016

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

_____
Chairman

Attest:

_____
District Clerk/Secretary

Legal form approved:
By:

_____
Office of Counsel

Print name:

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M E M O R A N D U M

TO: Governing Board Members

FROM: John P. Mitnik, Director, Operations, Engineering & Construction

DATE: August 11, 2016

SUBJECT: Spillway Refurbishment for the S72, S75 and S82 Project

Summary:
During inspection of the S72, S75 spillway structures in Glades County and S82 in Highlands County, District, District staff noticed severe concrete deterioration and exposed rebar on the spillway walls and weir. Based on these observations, refurbishment of the S72, S75 and S82 Spillway structures in the Indian Prairie Basin was recommended to support the continued operation of these aging Central and South Florida System structures.

The objective of this project is to repair the identified spillway structures. The project includes repairing the spalled concrete, replacing gates, recoating the wing walls, adding steel plating to the weir crest and along the corners of the gate recesses, installing new hand and guard rails, adding staff gauges/stilling wells, and any other structure-specific deficiencies identified. This work will strictly address repair and maintenance issues and will not change the level of service, intent or operations plan of the original structures.

Core Mission and Strategic Priorities:
The Spillway Refurbishment for the S72, S75 and S82 Project supports the District's core mission of flood control. The successful construction of the project will provide the required repair and maintenance of the S72, S75 and S82 spillway structures in the Indian Prairie Basin.

Funding Source:
The lowest responsive and responsible bidder is D.N. Higgins, Inc., in the amount of $9,771,000, for which $250,000 is budgeted, and the remainder is subject to Governing Board approval of future years' budgets.

Staff Contact and/or Presenter:
John P. Mitnik, P.E., Director, Operations, Engineering and Construction
561-682-2679 / jmitnik@sfwmd.gov

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2016 - 0826

A Resolution of the Governing Board of the South Florida Water Management District to authorize entering into a 660-day contract with D.N. Higgins, Inc., the lowest responsive and responsible bidder, for the Spillway Refurbishment of the S72, S75 and S82 Project, in the amount of $9,771,000, for which $250,000 is budgeted, and the remainder is subject to Governing Board approval of the future years' budgets. (Contract No. 4600003467)

WHEREAS, the Governing Board of the South Florida Water Management District deems it necessary, appropriate and in the public interest to authorize entering into a 660-day contract with D.N. Higgins, Inc., the lowest responsive and responsible bidder for the Spillway Refurbishment of the S72, S75 and S82 Project, in the amount of $9,771,000.

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 660-day contract with D.N. Higgins, Inc., for the Spillway Refurbishment of the S72, S75 and S82 Project, in the amount of $9,771,000.

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

PASSED and **ADOPTED** this 11th day of August, 2016

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

_____
Chairman

Attest:

_____
District Clerk/Secretary

Legal form approved:
By:

_____
Office of Counsel

Print name:

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M E M O R A N D U M

TO: Governing Board Members

FROM: Dorothy Bradshaw, Director, Administrative Services Division

DATE: August 11, 2016

SUBJECT: Monthly Financial Report - Month Ending June 2016

M E M O R A N D U M

TO: Governing Board Members

FROM: Dorothy Bradshaw, Director, Administrative Services Division

DATE: August 11, 2016

SUBJECT: Monthly Financial Statement – June 2016

This report provides an overview of District financial activity, including revenue collections and expenditures. Attached is a summary in the State Program format in compliance with Chapter 373.536(4)(e) F.S., which requires each District to 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. This unaudited financial statement is provided as of June 30, 2016, with the fiscal year 75% complete.

Schedule of Sources and Uses – This financial statement compares revenues received and encumbrances/expenditures made against the District's Fiscal Year 2015-16 $873.6 million current budget. Encumbrances represent orders for goods and services which have not yet been received. Budget amounts include $123.2 million in encumbrance carryforward from Fiscal Year 2014-15.

- With the fiscal year 75% complete, 78.6% of the District's budgeted operating revenue (excludes prior year reserves) has been collected, with 21.4% remaining to be collected predominantly in intergovernmental revenues, restricted funding from the Land Acquisition Trust Fund, the Florida Fish and Wildlife Conservation Commission and NRCS. The primary source of operating revenue received to date is ad valorem taxes. The largest remaining revenue source is prior year reserves budgeted in the current year. Including reserves, total Fiscal Year 2015-16 revenue sources collected were 87.2% of budget or $761.4 million.

- 99.5% of budgeted Ad Valorem tax revenue and 91.2% of Agricultural Privilege tax revenue were collected through June. Ad Valorem and Agricultural Privilege tax collections peak November through January driven by the receipt of property tax bills in October and the 4.0% maximum discount available when paid in full by November 30. These taxes are budgeted at a discounted rate of 95.0% to allow for the discounts property owners receive through early payment. Historical ad valorem trends for the past five years through June average a collection rate of 98.1%.

- There is $5.4 million in budgeted intergovernmental revenue in ad valorem funds, which includes $3 million in USACE reimbursements and $1 million in Alligator Alley toll revenue. There was $9.3 million received as of the end of June, which includes unbudgeted $4.1 million from USACE for depreciation of the C-111 Project. There is $184.3 million in budgeted intergovernmental revenue in restricted funds, including $110.7 million in Land Acquisition Trust Funds, $41.4 million in Save Our Everglades Trust Fund, $8.7 million in reimbursements from the Florida Fish and Wildlife Conservation Commission (FWC) for aquatic/invasive plant control, $6.1 million in Alligator Alley tolls, and $6.9 million in Land Acquisition Trust Funds revenue for final debt service payments for retired land acquisition

Attachment: Monthly Financial Statement Memo June FY2016 (3091 : Monthly Financial Report - Month Ending June 2016)

bonds. This category also includes anticipated Federal revenues of $2.8 million for Allapattah restoration, $886K for BOMA water quality testing grant, and reimbursement of monitoring costs from the National Park Service. Fiscal Year 2015-16 revenue received as of June totals $80.3 million. Reimbursement requests are submitted based on actual expenses incurred.

- Budgeted Ad Valorem Investment Earnings is $3.6 million for Fiscal Year 2015-16. $3.2 million of revenue was recognized as of the end of June of which $2.4 million is in ad valorem funds, which is 65.9% of the budget amount. $752K was allocated to non-ad valorem funds.

- There is $12.7 million in budgeted permit fee and mitigation revenue, including water use permit (WUP) application fees ($749K), Environmental Resource Permit (ERP) application fees ($2 million), and Lake Belt Mitigation Fees for land acquisition and C-139 Annex Restoration ($9.8 million). $13.6 million has been received, including $10.4 million from Lake Belt mitigation fees, $2.2 million from ERP and $554K from WUP.

- Other budgeted revenue includes leases, sale of district property and revenue supporting District self-insured programs.
    - Lease revenue is collected from 76 active leases on 107,000 acres of District owned lands. The timing of revenue received is based on the fee schedules within the agreements. The District has received $3.1 million which represents 114% of the $2.7 million budgeted lease revenue. The use of lease revenue collected for lands purchased with State or Federal funds is restricted based on the guidelines in the acquisition or grant agreement.
    - Other budgeted revenue includes $210K in civil penalties and enforcement fees and $251K in miscellaneous revenues such as cash discounts, refund of prior year expenditures, and sale of recycled oil and scrap metal. Fiscal year collections to date of $1.3 million is more than triple the budget. Of this amount, $450K was received as Florida Crystals payment for land remediation in STA 1 W Expansion Project. Also included is $525,961 prior year refund related to COPs projects from MCIP (Master Controlled Insurance Program) with the Florida Municipal Construction Insurance Trust.
    - Sale of District Property represents the sale of real property and land. This conservative budget of $250K is due to uncertainty regarding the amount of equipment which is surplused in a given year. Fiscal Year 2015-16 revenues received total $2.7 million, of which $1.7 million resulted from the sale of 19.62 acres located on south Kanner Highway in Stuart, Martin County; $405,000 from the sale of 39.76 acres in Palm Beach County; $240,000 from 0.52 acres Right of Way easement in Broward County, $70,000 from 0.18 acres of Pompano Canal Right of Way, Broward County and 19.71 acres in Polk and Martin counties for $179,778. Other surplus items generated $101K which is 40.4% of the budget.
    - Revenues recognized for the District's self-insured programs, largely health insurance, are $22.8 million representing 63.6% of the $35.9 million budget. This includes District funding as well as premiums paid by employees, retirees, and COBRA participants.

Attachment: Monthly Financial Statement Memo June FY2016 (3091 : Monthly Financial Report - Month Ending June 2016)

Expenditure and Encumbrance Status – As of June 30, 2016, with 75% of the year complete, the District has spent **$329.5 million or 37.7%** and has encumbered **$248.1 million or 28.4%** of its budget. The District has obligated (encumbrances plus expenditures) **$577.6 million** or **66.1%** of its budget.

Summary of Expenditures and Encumbrances by Program – This financial statement illustrates the budget implementation effort to date for each of the District's program areas.

- The **Water Resources Planning and Monitoring Program** comprises all water management planning, including water supply planning, development of minimum flows and levels, and other water resources planning, and technical assistance (including local and regional plan and program review). Regional water supply plans for each planning area address the unique resources and needs of each region – Lower West Coast, Upper and Lower East Coast, Upper and Lower Kissimmee Basin. Agency 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 $55.9 million budgeted for this program, the District has obligated $39.8 million: $34.3 million expended and $5.5 million encumbered.

- The **Acquisition, Restoration and Public Works Program** includes the development and construction of all restoration capital projects. Restoration projects unique to the South Florida Water Management District include the Kissimmee River Restoration Project, design and implementation of the Northern Everglades and Estuaries Protection Program (NEEPP), Everglades Forever Act (EFA) projects, Critical Restoration Projects, and the Comprehensive Everglades Restoration Plan (CERP). This category also includes water resource development and water supply assistance projects, water control projects, cooperative projects and land acquisition for restoration. Of the $415.2 million budgeted for this program, the District has obligated $299.5 million: $112.8 million expended and $186.7 million encumbered.

- The **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, F.S. The District's operations and maintenance consists of activities to effectively and efficiently manage the primary canals and associated structures in South Florida. Operation and maintenance program activities include the Central and Southern Florida (C&SF) Project, as well as the Big Cypress Basin system. Activities include the operation and maintenance of a multi-purpose water management system comprising 4,098 miles of canals and levees, 692 water control structures and weirs, 71 pumping stations and 618 smaller project culverts. Of the $334.6 million budgeted for this program, the District has obligated $189.5 million: $136.1 million expended and $53.4 million encumbered.

- The **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. Other 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 $27.3

Attachment: Monthly Financial Statement Memo June FY2016 (3091 : Monthly Financial Report - Month Ending June 2016)

million budgeted for this program, the District has obligated $18.2 million: $17.7 million expended and $474K encumbered.

- The **Outreach Program** includes all environmental education activities, such as water conservation campaigns and water resource education; public information activities; all activities relating to local, regional, state, and federal governmental affairs; and all other public outreach activities. Of the $2.4 million budgeted for this program, the District has obligated $1.7 million: $1.6 million expended and $19K encumbered.

- The **District Management and Administration Program** includes all governing and basin board support, executive direction, information technology, general counsel, procurement, human resources, finance, audit, risk management, and administrative support services. Of the $38.1 million budgeted for this program, the District has obligated $28.9 million: $26.9 million expended and $2 million encumbered.

Expenditures in each program includes District expenditures for the self-insured program, largely health insurance.

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) 682-2823 or Candida Heater at (561) 682-6486.

DB/CJH
Attachment

Attachment: Monthly Financial Statement Memo June FY2016 (3091 : Monthly Financial Report - Month Ending June 2016)

South Florida Water Management District

Statement of Sources and Uses of Funds (Unaudited)

For the month ended: June 30, 2016. Percent of fiscal year completed: 75%

	CURRENT BUDGET	ACTUALS THROUGH 6/30/2016	VARIANCE (UNDER) / OVER BUDGET	ACTUALS AS A % OF BUDGET
Sources				
Taxes[1]	$ 277,892,829	$ 275,597,114	$ (2,295,715)	99.17%
Intergovernmental Revenues	190,483,281	89,594,463	(100,888,818)	47.04%
Interest on Invested Funds	3,650,000	3,158,069	(491,931)	86.5%
License and Permit Fees	12,657,602	13,576,170	918,568	107.3%
Other[2]	39,260,185	29,870,657	(9,389,528)	76.1%
SUB-TOTAL OPERATING REVENUES	523,943,897	411,796,473	(112,147,424)	78.6%
Reserves	349,628,742	349,628,742	-	100.0%
Total Sources	**$ 873,572,639**	**$ 761,425,215**	**$ (112,147,424)**	**87.2%**

[1] Includes Ad Valorem and Agricultural Privilege Taxes

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

	CURRENT BUDGET	EXPENDITURES	ENCUMBRANCES [3]	AVAILABLE BUDGET	% EXPENDED	% OBLIGATED [4]
Uses						
Water Resources Planning and Monitoring	$ 55,943,422	$ 34,319,359	$ 5,493,336	$ 16,130,727	61.3%	71.2%
Acquisition, Restoration and Public Works	415,177,572	112,788,893	186,693,404	115,695,275	27.2%	72.1%
Operation and Maintenance of Lands and Works	334,641,740	136,091,351	53,425,264	145,125,125	40.7%	56.6%
Regulation	27,319,212	17,730,158	473,532	9,115,522	64.9%	66.6%
Outreach	2,429,007	1,633,194	19,327	776,486	67.2%	68.0%
Management and Administration	38,061,686	26,936,771	1,985,808	9,139,107	70.8%	76.0%
Total Uses	**$ 873,572,639**	**$ 329,499,725**	**$ 248,090,672**	**$ 295,982,242**	**37.7%**	**66.1%**

[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, 2016, and covers the interim period since the most recent audited financial statements.

M E M O R A N D U M

TO: Governing Board Members

FROM: Lennart J. Lindahl, Assistant Executive Director

DATE: August 11, 2016

SUBJECT: Executive Director's Report - Peter Antonacci

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AUTHORITY DELEGATED TO EXECUTIVE DIRECTOR
FROM July 1, 2016 TO July 31, 2016

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Attachment: IP Issued by ED July 2016 (3122 : Executive Director's Report - Peter Antonacci)

COLLIER COUNTY

1. GOLF CLUB OF THE EVERGLADES
   PULTE HOME CORPORATION
   SEC 30,31,25,36 TWP 48,48S RGE 27,26E

APPL. NO. 160429-6
PERMIT NO. 11-03635-W
ACREAGE: 130.50
LAND USE: DEWATERING

PERMIT TYPE: WATER USE MODIFICATION/RENEWAL
WATER SOURCE: WATER TABLE AQUIFER
ALLOCATION: NOT REQUIRED
LAST DATE FOR AGENCY ACTION: JULY 28, 2016

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2. WILLOW RUN
   WILLOW RUN LAND TRUST
   SEC 2, 11-14 TWP 50S RGE 26E

APPL. NO. 150922-12
PERMIT NO. 11-03729-W
ACREAGE: 1.00
LAND USE: DEWATERING

PERMIT TYPE: WATER USE PROPOSED
WATER SOURCE: WATER TABLE AQUIFER
ALLOCATION: NOT REQUIRED
LAST DATE FOR AGENCY ACTION: JULY 24, 2016

Attachment: IP Issued by ED July 2016 (3122 : Executive Director's Report - Peter Antonacci)

GLADES COUNTY

1. BRONSON MINE
   ALICO INC
   SEC 24, 25 TWP 42S RGE 31E

APPL. NO. 130123-10
PERMIT NO. 22-00434-W

ACREAGE: 1.00
LAND USE: DEWATERING

PERMIT TYPE: WATER USE RENEWAL
WATER SOURCE: WATER TABLE AQUIFER
ALLOCATION: NOT REQUIRED
LAST DATE FOR AGENCY ACTION: AUGUST 1, 2016

Attachment: IP Issued by ED July 2016 (3122 : Executive Director's Report - Peter Antonacci)

HENDRY COUNTY

1. LITTLE CYPRESS - HENDRY 510
   HENDRY 510 L L C
   SEC 19, 20, 29, 30 TWP 46S RGE 34E

APPL. NO. 160426-12
PERMIT NO. 26-00303-S-05

ACREAGE: 510.50
LAND USE: AGRICULTURAL

PERMIT TYPE: ENVIRONMENTAL RESOURCE (CONSTRUCTION/OPERATION MODIFICATION)
RECEIVING BODY: EXISTING SWMS
LAST DATE FOR AGENCY ACTION: JULY 25, 2016

Attachment: IP Issued by ED July 2016 (3122 : Executive Director's Report - Peter Antonacci)

HIGHLANDS COUNTY

1. BRIGHTON VALLEY
   LYKES BROS INC

   SEC 25,26,17-35 TWP 37,37S RGE 31,32E

APPL. NO. 150605-14
PERMIT NO. 28-00011-S

ACREAGE: 266.00
LAND USE: AGRICULTURAL

PERMIT TYPE: ENVIRONMENTAL RESOURCE (CONSTRUCTION/OPERATION MODIFICATION)
RECEIVING BODY: C40
LAST DATE FOR AGENCY ACTION: JULY 20, 2016

Attachment: IP Issued by ED July 2016 (3122 : Executive Director's Report - Peter Antonacci)

LEE COUNTY

1. ALICO QUARRY
   L R A NAPLES, L L C
   SEC 5, 6, 7, 8 TWP 46S RGE 26E

APPL. NO. 160331-12
PERMIT NO. 36-00091-W

ACREAGE: 1196.00
LAND USE: INDUSTRIAL

PERMIT TYPE: WATER USE MODIFICATION/RENEWAL
WATER SOURCE: ON-SITE LAKE(S)
ALLOCATION: 491 MILLION GALLONS PER MONTH
LAST DATE FOR AGENCY ACTION: AUGUST 8, 2016

Attachment: IP Issued by ED July 2016 (3122 : Executive Director's Report - Peter Antonacci)

MARTIN COUNTY

1. CONSOLIDATED LANDS MARTIN COUNTY
TESORO GROVES L P
SEC 1-7,9-15,18, 22-27,6-8,18 TWP 40,40S
RGE 38,39E

APPL. NO. 160301-10
PERMIT NO. 43-00122-W
ACREAGE: 10294.20
LAND USE: AGRICULTURAL

PERMIT TYPE: WATER USE MODIFICATION
WATER SOURCE: SFWMD CANAL (C-44)
ALLOCATION: 1443.59 MILLION GALLONS PER MONTH
LAST DATE FOR AGENCY ACTION: AUGUST 1, 2016

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2. DIVISION 4 WEST
TESORO GROVES L P
SEC 33, 34,3, 4 TWP 39,40S RGE 38,38E

APPL. NO. 160301-12
PERMIT NO. 43-02736-W
ACREAGE: 529.47
LAND USE: AGRICULTURAL

PERMIT TYPE: WATER USE PROPOSED
WATER SOURCE: SURFICIAL AQUIFER SYSTEM
ALLOCATION: 16.52 MILLION GALLONS PER MONTH
LAST DATE FOR AGENCY ACTION: AUGUST 1, 2016

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3. LAKESIDE RANCH STA-SOUTH
MCM
SEC 4,5,6,31,32 TWP 39,38S RGE 37,37E

APPL. NO. 160531-2
PERMIT NO. 43-02757-W
ACREAGE: 980.00
LAND USE: DEWATERING

PERMIT TYPE: WATER USE PROPOSED
WATER SOURCE: WATER TABLE AQUIFER
ALLOCATION: NOT REQUIRED
LAST DATE FOR AGENCY ACTION: AUGUST 29, 2016

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4. PENNOCK PRESERVE PHASES 2 AND 3 DEWATERING
STANDARD PACIFIC OF FLORIDA G P INC
SEC 28 TWP 40S RGE 42E

APPL. NO. 160527-8
PERMIT NO. 43-02644-W
ACREAGE: 172.00
LAND USE: DEWATERING

PERMIT TYPE: WATER USE EXPIRED/PREVIOUSLY PERMITTED
WATER SOURCE: WATER TABLE AQUIFER
ALLOCATION: NOT REQUIRED
LAST DATE FOR AGENCY ACTION: AUGUST 25, 2016

Attachment: IP Issued by ED July 2016 (3122 : Executive Director's Report - Peter Antonacci)

1. GREYSTONE HOTEL
GREYSTONE TERRA FIRMA L L C
SEC 34 TWP 53S RGE 42E

APPL. NO. 160524-12
PERMIT NO. 13-06161-W

ACREAGE: .22
LAND USE: DEWATERING

PERMIT TYPE: WATER USE PROPOSED
WATER SOURCE: BISCAYNE AQUIFER
ALLOCATION: NOT REQUIRED
LAST DATE FOR AGENCY ACTION: AUGUST 22, 2016

Attachment: IP Issued by ED July 2016 (3122 : Executive Director's Report - Peter Antonacci)

OKEECHOBEE COUNTY

1. 373 OKEECHOBEE CITY L L C W R P PROJECT
U S D A - N R C S

SEC 25,36,30,31 TWP 36,36S RGE 33,34E

APPL. NO. 160425-12
PERMIT NO. 47-00090-S

ACREAGE: 377.70
LAND USE: ENVIRONMENTAL RESTORATION

PERMIT TYPE: ENVIRONMENTAL RESOURCE (CONSTRUCTION/OPERATION MODIFICATION)
RECEIVING BODY: KISSIMMEE RIVER
LAST DATE FOR AGENCY ACTION: JULY 24, 2016

Attachment: IP Issued by ED July 2016 (3122 : Executive Director's Report - Peter Antonacci)

ORANGE COUNTY

1. G O A A COMPREHENSIVE CONCEPTUAL STORMWATER PERMIT
GREATER ORLANDO AVIATION AUTHORITY

APPL. NO. 150922-7
PERMIT NO. 48-00063-S

SEC 28, 29, 32-36,1-5, 8-11, 14-17, 20-23 TWP 23,24S RGE 30,30E

ACREAGE: 6074.77
LAND USE: AIRPORT RELATED FACILITIES

PERMIT TYPE: ENVIRONMENTAL RESOURCE (CONCEPTUAL APPROVAL MODIFICATION)
RECEIVING BODY: EXISTING OIA MASTER SYSTEM
LAST DATE FOR AGENCY ACTION: JULY 15, 2016

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2. WATERLEIGH P D - CONCEPTUAL
D R HORTON

APPL. NO. 160121-2
PERMIT NO. 48-02495-P

SEC 07 TWP 24S RGE 27E

ACREAGE: 1140.00
LAND USE: RESIDENTIAL

PERMIT TYPE: ENVIRONMENTAL RESOURCE (CONCEPTUAL APPROVAL AND NEW CONSTRUCTION/OPERATION), INCLUDES CONSERVATION EASEMENT TO THE DISTRICT)
RECEIVING BODY:
LAST DATE FOR AGENCY ACTION: AUGUST 8, 2016

Attachment: IP Issued by ED July 2016 (3122 : Executive Director's Report - Peter Antonacci)

OSCEOLA COUNTY

1. CARD SOD FARMS
SOD FARMS TRUST
SEC 13,14,23,24,24 TWP 30,30S RGE 33,33E

APPL. NO. 160510-10
PERMIT NO. 49-02169-W
ACREAGE: 150.00
LAND USE: AGRICULTURAL

PERMIT TYPE: WATER USE RENEWAL
WATER SOURCE: ON-SITE DITCH(ES)
ALLOCATION: 19.3 MILLION GALLONS PER MONTH
LAST DATE FOR AGENCY ACTION: AUGUST 8, 2016

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2. KINDRED/TOHO PRESERVE PHASE 1 C AND 1 D
D R HORTON INCORPORATED
SEC 36,36 TWP 25,25S RGE 29,30E

APPL. NO. 160226-5
PERMIT NO. 49-02180-P
ACREAGE: 146.06
LAND USE: RESIDENTIAL

PERMIT TYPE: ENVIRONMENTAL RESOURCE (CONSTRUCTION/OPERATION MODIFICATION)
RECEIVING BODY: LAKE TOHOPEKALIGA VIA ADJACENT WETLAND WSM-1A
LAST DATE FOR AGENCY ACTION: AUGUST 2, 2016

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3. POINCIANA PARKWAY SEGMENT 4
JR DAVIS CONSTRUCTION COMPANY
SEC 3,10,27,28,34 TWP 27,26S RGE 28,28E

APPL. NO. 160517-11
PERMIT NO. 49-02415-W
ACREAGE: 49.02
LAND USE: DEWATERING

PERMIT TYPE: WATER USE MODIFICATION/RENEWAL
WATER SOURCE: WATER TABLE AQUIFER
ALLOCATION: NOT REQUIRED
LAST DATE FOR AGENCY ACTION: AUGUST 15, 2016

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4. SEDONA SUBDIVISION
NEW EARTH PROPERTIES L L L C
SEC 12,7 TWP 26,26S RGE 28,29E

APPL. NO. 141002-15
PERMIT NO. 49-02512-P
ACREAGE: 220.03
LAND USE: RESIDENTIAL

PERMIT TYPE: ENVIRONMENTAL RESOURCE (NEW CONSTRUCTION/OPERATION), INCLUDES CONSERVATION EASEMENT TO THE DISTRICT)
RECEIVING BODY:
LAST DATE FOR AGENCY ACTION: JULY 10, 2016

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5. SOUTHPORT GROVE
SOUTHPORT GROVE LLC
SEC 13,18,19 TWP 27,27S RGE 29,30E

APPL. NO. 160520-31
PERMIT NO. 49-00416-W
ACREAGE: 230.00
LAND USE: AGRICULTURAL

PERMIT TYPE: WATER USE RENEWAL
WATER SOURCE: UPPER FLORIDAN AQUIFER
ALLOCATION: 38.27 MILLION GALLONS PER MONTH
LAST DATE FOR AGENCY ACTION: AUGUST 18, 2016

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6. TAPESTRY PARCEL 8 - PONDS 3 AND 4
MATTAMY HOMES
SEC 17,8 TWP 25S RGE 29E

APPL. NO. 160505-13
PERMIT NO. 49-02509-W
ACREAGE: 244.00
LAND USE: DEWATERING

PERMIT TYPE: WATER USE PROPOSED
WATER SOURCE: WATER TABLE AQUIFER
ALLOCATION: NOT REQUIRED
LAST DATE FOR AGENCY ACTION: AUGUST 3, 2016

Attachment: IP Issued by ED July 2016 (3122 : Executive Director's Report - Peter Antonacci)

1. BALLPARK OF THE PALM BEACHES - IRRIGATION
PALM BEACH COUNTY F D & O
SEC 1 TWP 43S RGE 42E

APPL. NO. 160519-5
PERMIT NO. 50-11067-W

ACREAGE: 141.00
LAND USE: LANDSCAPE

PERMIT TYPE: WATER USE PROPOSED

WATER SOURCE: ON-SITE LAKE(S)

ALLOCATION: 15.46 MILLION GALLONS PER MONTH
LAST DATE FOR AGENCY ACTION: AUGUST 17, 2016

Attachment: IP Issued by ED July 2016 (3122 : Executive Director's Report - Peter Antonacci)

POLK COUNTY

1. REEDY CREEK MITIGATION BANK - PHASE I I I
   T C P I I REEDY CREEK L L C
   SEC 7, 17, 18 TWP 26S RGE 28E

APPL. NO. 160519-14
PERMIT NO. 53-00002-M

ACREAGE: 514.86
LAND USE: MITIGATION

PERMIT TYPE: MITIGATION BANKING (CONSTRUCTION/OPERATION MODIFICATION)
RECEIVING BODY: REEDY CREEK SWAMP
LAST DATE FOR AGENCY ACTION: JULY 18, 2016

Attachment: IP Issued by ED July 2016 (3122 : Executive Director's Report - Peter Antonacci)

ST LUCIE COUNTY

1. ROCK PIT LAKE
   ROCK ROAD HOLDINGS L L C
   SEC 2 TWP 35S RGE 39E

APPL. NO. 160516-16
PERMIT NO. 56-01234-S

ACREAGE: 24.64
LAND USE: MINING

PERMIT TYPE: ENVIRONMENTAL RESOURCE (CONSTRUCTION/OPERATION MODIFICATION)
RECEIVING BODY: ON SITE RETENTION
LAST DATE FOR AGENCY ACTION: JULY 15, 2016

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