

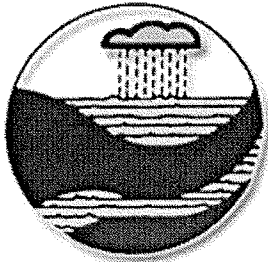
**WITHLACOOCHEE
REGIONAL
WATER
SUPPLY
AUTHORITY**

Board Meeting Package

September 21, 2011
4:30 p.m.

Meeting Location:

Withlacoochee Regional Planning Council
Headquarters Conference Room
1241 SW 10th Street (SR 200)
Ocala, Florida 34474-0323



WITHLACOOCHEE REGIONAL WATER SUPPLY AUTHORITY

MEMORANDUM

To: Water Supply Authority Board of Directors and Interested Parties
From: Jackson E. Sullivan, Executive Director
Date: September 7, 2011
Subject: Monthly Meeting of the Withlacoochee Regional
Water Supply Authority

The next meeting of the Withlacoochee Regional Water Supply Authority will be on **Wednesday, September 21, 2011, 4:30 p.m.**, at the **Withlacoochee Regional Planning Council Headquarters Conference Room, 1241 SW 10th Street (SR 200), Ocala, Florida 34474-0323**

Enclosed for your review are the following items:

- Agenda
- Minutes of the July 20, 2011 meeting
- Board Package*

* Copies of the Board Package are available through the Internet. Log on to www.wrwsa.org. On the Authority's Home Page go to the left side of the page and click on "Meetings." On the slide out menu is a button for the current Board Package. Click on the Board Package to download and print the Board Package.

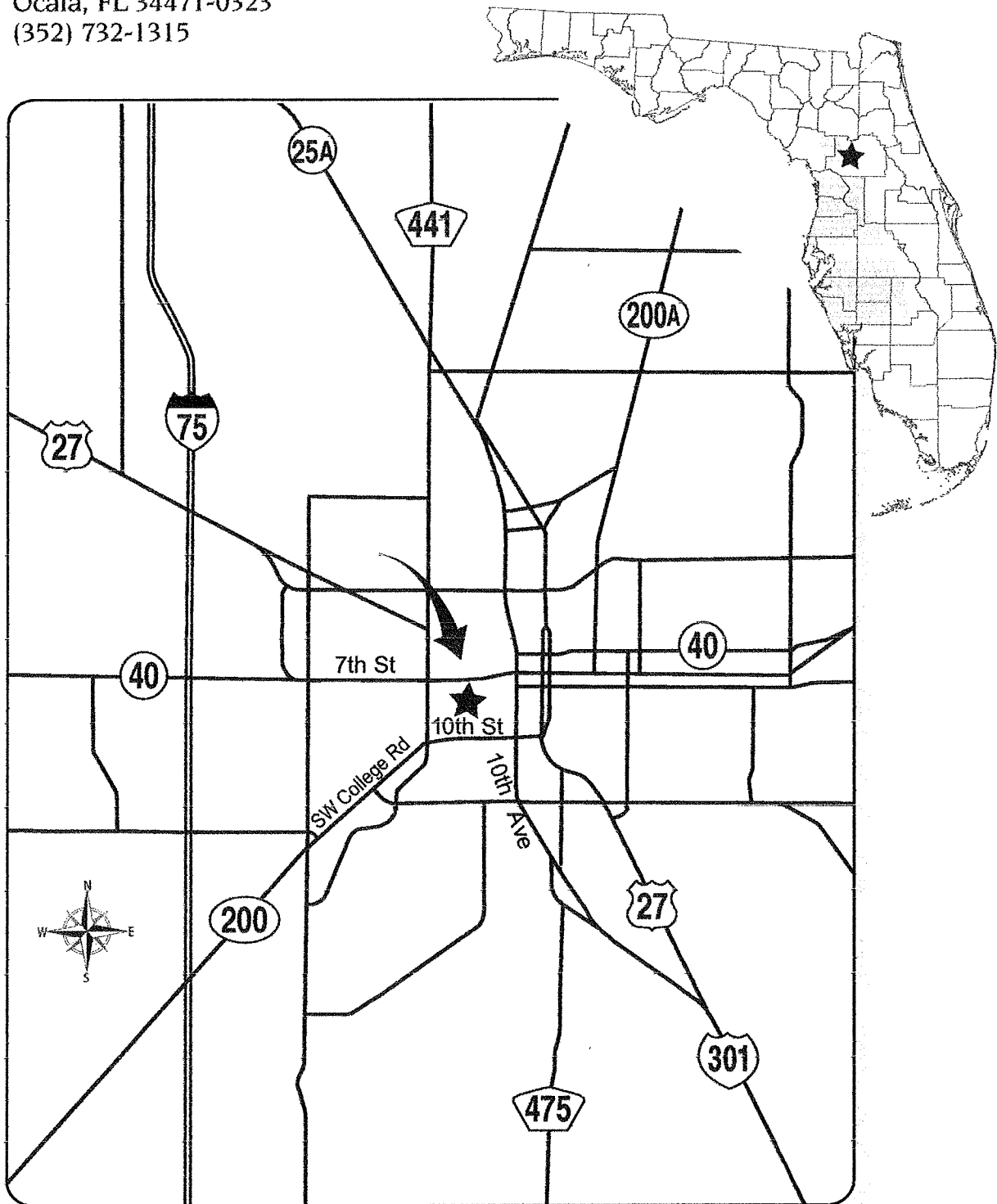
Please note that if a person decides to appeal any decision made by the Board with respect to any matter considered at the above cited meeting, he will need a record of the proceedings, and for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes that testimony and evidence upon which the appeal is to be based.

Enclosures

1107 Shalimar Drive – Tallahassee, FL 32312
(850) 385-0220 – FAX (850) 385-0223
jesull@comcast.net

P.O. Box 15369 – Brooksville, FL 34604
(352) 796-4970 – FAX (352) 754-6874
jesull@comcast.net

Withlacoochee Regional Planning Council
1241 S.W. 10th Street (SR 200)
Ocala, FL 34471-0323
(352) 732-1315



Note:

The Council's office is located approximately 2.6 miles east of Interstate 75 on State Road 200 and approximately .5 miles west of Pine Street, which is also US Highway 27, 301 & 401.

**WITHLACOOCHEE REGIONAL WATER SUPPLY AUTHORITY
BOARD OF DIRECTORS MEETING
AGENDA**

**WITHLACOOCHEE REGIONAL PLANNING COUNCIL
HEADQUARTERS CONFERENCE ROOM
1241 SW 10TH STREET (SR 200)
OCALA, FLORIDA 34474-0323**

**September 21, 2011
4:30 p.m.**

- Item #1 Call to Order**
- Item #2 Roll Call**
- Item #3 Introductions and Announcements**
- Item #4 Approval of Minutes of July 20, 2011 Meeting**
- Item #5 Progress on SWFWMD Utility Outreach Program ... SWFWMD Staff**
- Item #6 Executive Director's Report ... Jack Sullivan, WRWSA**
 - a. Bills to be Paid**
 - b. FY 2010-11 3rd Quarter Financial Report**
 - c. Proposal to Add Contract Support for Authority Administration**
 - d. Proposal to Move WRWSA Administrative Offices**
 - e. WRA Request for Extension of Regional Framework and Marion Conservation Contracts**
 - f. Correspondence**
 - g. News Articles**
- Item #7 Legislative Update ... Diane Salz, Legislative Consultant**
- Item #8 Attorney's Report ... Larry Haag, WRWSA Attorney**
 - a. Local Government Water Conservation Contracts**
 - b. Contract to Renew General Services Contract with WRA**
- Item #9 Other Business**
- Item #10 Public Comment**
- Item #11 Next Meeting Time and Location ... October 19, 2011, 4:30 p.m., Withlacoochee Regional Planning Council Headquarters Conference Room, 1241 SW 10th Street (SR 200), Ocala, Florida 34474-0323**
- Item #12 Adjournment**

**WITHLACOOCHEE REGIONAL WATER SUPPLY AUTHORITY
BOARD OF DIRECTORS MEETING MINUTES
July 20, 2011**

TIME: 4:30 p.m.
PLACE: Withlacoochee Regional Planning Council
1241 SW 10th Street (SR 200)
Ocala, Florida 34471-0323

The numbers preceding the items listed below correspond with the published agenda.

1. Call to Order

Chairman Stan McClain called the Withlacoochee Regional Water Supply Authority (WRWSA) meeting to order at 4:35 p.m. and asked for a roll call.

2. Roll Call

Mr. Jack Sullivan, Executive Director, called the roll and a quorum was declared present.

MEMBERS PRESENT

Stan McClain, Chairman, Marion County Commissioner
Dennis Damato, Vice-Chairman, Citrus County Commissioner
Jim Adkins, Hernando County Commissioner
Mike Amsden, Marion County Commissioner
Randy Mask, Sumter County Commissioner
Maureen McNiff, Crystal River City Councilwoman
Winn Webb, Citrus County Commissioner

MEMBERS ABSENT

John Druzbeck, Treasurer, Hernando County Commissioner
Wayne Dukes, Hernando County Commissioner
Rebecca Bays, Citrus County Commissioner
Gary Ernst, Belleview City Councilman
Richard Hoffman, Sumter County Commissioner
Emory Pierce, Brooksville City Councilman
John Priester, Ocala City Councilman
Mary S. Rich, Ocala City Councilwoman
David Russell, Hernando County Commissioner
Dale Swain, Bushnell City Councilman
Carl Zalak, Marion County Commissioner

3. Introductions and Announcements

Mr. Jack Sullivan introduced others in the audience.

OTHERS PRESENT

Jack Sullivan, WRWSA Executive Director
Jeanne Haag, WRWSA Attorney
Dianne Salz, WRWSA Legislative Liaison
Debra Burden, Citrus County

Kim Dinkins, Marion County
John Ferguson, SWFWMD
Al Grubman, TOO FAR
Jan Grubman, TOO FAR
Jeff Halcomb, City of Ocala
David Hornsby, SJRWMD
Peter Hubbell, Water Resource Associates
Robert Knight, Citrus County Utilities
Cara Martin, SWFWMD
Connie Mullis, Legislative Aide to Senator Evelyn Lynn
Darryl Muse, City of Ocala
Nancy Smith, Nancy H. Smith, Inc.
Joe Stapf, Hernando County
Flip Mellinger, Marion County
Tahla Paige, Recording Secretary

4. Approval of Minutes of June 15, 2011 Meeting

A copy of the minutes was provided in the board packet for review.

Following consideration, **a motion was made by Mr. Mask to approve the minutes for the June 15, 2011 meeting. The motion was seconded by Ms. McNiff and carried unanimously.**

5. Local Government Water Conservation Grant Awards

- a. Hernando County Water Conservation Program**
- b. Citrus County Water Conservation Program**
- c. Marion County Water Conservation Program**
- d. City of Belleview Storm Water Reuse Augmentation**

Mr. Sullivan reviewed the grant applications and stated the requests totaled \$150,830. He stated that since the WRWSA had a budget of \$130,000 for grants, he adjusted each grant to stay within budget. Hernando County was reduced from \$48,150 to 43,500, Citrus County was reduce from \$45,000 to \$41,500, Marion County was reduced from \$41,100 to \$39,000, and the City of Belleview was reduced from \$16,580 to \$6,000.

Following consideration, **a motion was made by Mr. Adkins to approve the adjusted award amounts for the grant applications. The motion was seconded by Mr. Webb and carried unanimously.**

6. Update on Progress of Regional Framework and Chassahowitzka Spring/River MFL

Mr. Peter Hubbell, Water Resource Associates, gave an update of the progress on the Regional Framework which was discussed at the WRWSA Technical Review Committee (TRC) meeting on March 16, which included discussion regarding existing water supply systems, alternative water supplies and any expansion plans being contemplated. He reviewed the Marion County Water Conservation and Reclaimed Water Project which is aiming at developing efficient and cost-effective water conservation and reclaimed water programs within the SJRWMD area of the WRWSA. Mr. Hubbell stated SWFWMD is

holding public workshops on establishment of the MFLs on the Chassahowitzka River, Crystal River and the Homosassa River. Ms. McNiff asked how this affected the timeline for the approval of the MFLs. Ms. Cara Martin, SWFWMD, stated it was delayed for several months until the public workshops have been completed.

Mr. Webb stated he had two comments. First, there were a lot of unhappy people in Yankeetown due the poor water quality coming from their wells, which turns the houses brown. And, he said Kings Spring's water had zero visibility due to the algae bloom and low water flow contributing to the degradation of the water.

This item was presented for the WRWSA's information; no action was required.

7. Executive Director's Report

a. Bills to be Paid

Mr. Sullivan provided a handout to the WRWSA detailing June 2011 bills, which totaled \$19,739.11. Mr. Sullivan requested the WRWSA approve the payment of those bills.

Following consideration, **a motion was made by Mr. Hoffman to approve payment of the June 2011 bills totaling \$19,739.11. The motion was seconded by Mr. Mask and carried unanimously.**

b. Report on Regional Irrigation Audit Program

Mr. Sullivan gave a brief explanation of the funding for the program.

This item was presented for the WRWSA's information; no action was required.

c. Correspondence

Mr. Sullivan stated several letters were enclosed in the packet for review.

This item was presented for the WRWSA's information; no action was required.

d. News Articles

Mr. Sullivan provided news articles on water supply issues relating to areas both regional and statewide.

This item was presented for the WRWSA's information; no action was required.

8. Legislative Update

Ms. Dianne Salz reviewed the items in the packet which included a list of members on the House Select Committee on Water Policy, the merging of the SWFWMD Basin Boards with the Governing Board, and the Septic Tank Evaluation Program Update.

9. Attorney's Report

Mrs. Jeanne Haag stated she had nothing new to report to the board.

10. Other Business

Mr. Sullivan requested the August meeting be cancelled due to lack of agenda items. It was the consensus of the WRWSA Board to cancel the August meeting.

11. Public Comment

None.

12. Next Meeting Time and Location

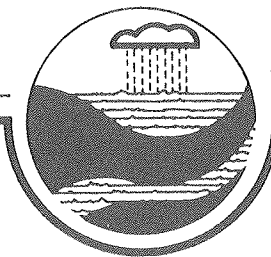
Next meeting is scheduled for September 21, 2011 at 4:30 p.m. at the Withlacoochee Regional Planning Council Headquarters Conference Room, 1241 Southwest 10th Street (SR 200), Ocala, Florida 34474-0323.

13. Adjournment

Chairman McClain announced there was no further business or discussion to come before the Board and adjourned the meeting at 5:52 p.m.

Stan McClain, Chairman

Jackson E. Sullivan, Executive Director

**MEMORANDUM**

September 7, 2011

To: WRWSA Board of Directors
From: Jack Sullivan, Executive Director
Re: SWFWMD Utility Outreach Program

In 2008, the SWFWMD Governing Board adopted a rule that requires each utility in the northern portion of the District, which includes the entire Withlacoochee region, to achieve a per person consumption of water no greater than 150 gallons per day. Water supply utilities throughout the region may need to implement significant water conservation efforts in order to achieve this requirement. SWFWMD's Outreach program is designed to provide assistance to utilities in the Withlacoochee Region to help develop conservation programs and achieve the 150 gallons per person per day compliance requirement.

Over the past year, SWFWMD staff has been working with utilities in the northern portion of the District to verify specific demographic parameters for each utility. The parameters can then be entered into a conservation model developed by the District that would provide an array of water conservation programs that are matched to the demographics of the utility. The program would then identify how much water each type of water conservation measure could conserve.

District staff are currently working with utilities to complete the utility parameters for input to the conservation model. The presentation at the September 21 Board meeting by District staff is intended to inform the Board of how this program could assist utilities in the region.

For information only. No Board action required.

Water Conservation Plan Checklist

08/08/11

Water Conserving Practices

Water Conservation Practices	Have implemented	Would consider implementing	Comments
♣ Utility website includes water conservation information including tips, available programs, water rates and water restrictions	<input type="checkbox"/>	<input type="checkbox"/>	
♣ Use of alternative water sources for irrigation	<input type="checkbox"/>	<input type="checkbox"/>	
♣ Water conservation training program for employees	<input type="checkbox"/>	<input type="checkbox"/>	
♣ In-school education program	<input type="checkbox"/>	<input type="checkbox"/>	
♣ Participate in Water Champ SM program for hotels and motels, a free towel and linen reuse program	<input type="checkbox"/>	<input type="checkbox"/>	
♣ Participate in Water PRO for restaurants, a free program that helps restaurants lower operating costs and conserve water	<input type="checkbox"/>	<input type="checkbox"/>	
♣ Toilet rebates/replacements	<input type="checkbox"/>	<input type="checkbox"/>	
♣ Plumbing retrofit kits	<input type="checkbox"/>	<input type="checkbox"/>	
♣ Landscape irrigation evaluations	<input type="checkbox"/>	<input type="checkbox"/>	
♣ Soil moisture sensor devices	<input type="checkbox"/>	<input type="checkbox"/>	
♣ Rain sensor devices	<input type="checkbox"/>	<input type="checkbox"/>	
♣ Non-potable irrigation source rebates	<input type="checkbox"/>	<input type="checkbox"/>	
♣ Urinal rebates/replacements for industrial commercial (IC) customers	<input type="checkbox"/>	<input type="checkbox"/>	
♣ Pre-rinse spray valve replacements for IC customers	<input type="checkbox"/>	<input type="checkbox"/>	
♣ Facility audits for IC customers	<input type="checkbox"/>	<input type="checkbox"/>	
♣ Minimization of lawn and landscape irrigation with supplies other than reclaimed water	<input type="checkbox"/>	<input type="checkbox"/>	
♣ Use of micro-irrigation on plant beds and other non-turf areas where irrigation is required, and minimization of the irrigated lawn area acreage	<input type="checkbox"/>	<input type="checkbox"/>	
♣ Use of micro-irrigation on plant beds and other non-turf areas where irrigation is required, and minimization of the irrigated lawn area acreage	<input type="checkbox"/>	<input type="checkbox"/>	

Water Conservation Practices	Have implemented	Anticipated Date for Implementation	Comments
<i>The following practices are required to be implemented:</i>			
◆ Implement Florida Friendly landscape principles and components consistent with (Section 373.185, F.S.) the FDEP's Florida-Friendly Landscape Guidance Models for Ordinances, Covenants, and Restrictions	<input type="checkbox"/>		
◆ Properly installed, and maintained and operational rain or soil moisture sensor shutoff devices or an evapotranspiration controller plus rain sensors and an active data subscription	<input type="checkbox"/>		
◆ Individual use metering and a water conserving rate structure for irrigation quantities that are supplied via a conveyance system that is separate from the indoor potable supply	<input type="checkbox"/>		
◆ Water- conserving rate structure	<input type="checkbox"/>		
◆ Meter accuracy/replacement program	<input type="checkbox"/>		
◆ Perform water audit to evaluate the efficiency of the internal and external water distribution systems and to determine the amount of unaccounted for water	<input type="checkbox"/>		

District Water Conservation Model Report

Utility Name: Sample Utility

Permit Number:

x

2009 Compliance Per Capita:

x

GPCD Required by 2014

x

2015 population:

x

Savings per person based on model savings:

x

Per capita reached by 2014 w/ model savings:

x

Based on 50% participation.

Conservation Measure	Use Sector	Targeted Number of Measures	Water Savings (gpd)	Cost per Measure	Cost Benefit 1000/gal	Estimated Per Capita Savings per Measure
Clothes Washer Rebate	SF					
Clothes Washer Rebate (MF Common Area)	MF					
Clothes Washer Rebate (MF in-unit)	MF					
Plumbing Retrofit Kit	SF					
Plumbing Retrofit Kit	MF					
ULF Toilet Rebate	SF					
ULF Toilet Rebate	MF					
Water Efficient Landscape and Irrigation Evaluation & Rebate	SF					
Water Efficient Landscape and Irrigation Evaluation & Rebate	MF					
Soil Moisture Shut-off Device	SF					
Soil Moisture Shut-off Device	MF					
Rain Sensor Shut-off Device	SF					
Rain Sensor Shut-off Device	MF					
Pre-Rinse Spray Valves	NR					
ULF Urinal Rebate	NR					
ULF Toilet Rebate	NR					
Irrigation Evaluation	NR					
Soil Moisture Shut-off Device	NR					
Rain Sensor Shut-off Device	NR					
Totals						

2009 Compliance Per Capita:

GPCD Required by 2019

2020 population:

x
150
x

Savings per person based on model savings:

Per capita reached w/ model savings:

x
x

Based on 50% participation.

Conservation Measure	Use Sector	Targeted Number of Measures	Water Savings (gpd)	Cost per Measure	Cost Benefit 1000/gal	Estimated Per Capita Savings per Measure
Clothes Washer Rebate	SF					
Clothes Washer Rebate (MF Common Area)	MF					
Clothes Washer Rebate (MF in-unit)	MF					
Plumbing Retrofit Kit	SF					
Plumbing Retrofit Kit	MF					
ULF Toilet Rebate	SF					
ULF Toilet Rebate	MF					
Water Efficient Landscape and Irrigation Evaluation & Rebate	SF					
Water Efficient Landscape and Irrigation Evaluation & Rebate	MF					
Soil Moisture Shut-off Device	SF					
Soil Moisture Shut-off Device	MF					
Rain Sensor Shut-off Device	SF					
Rain Sensor Shut-off Device	MF					
Pre-Rinse Spray Valves	NR					
ULF Urinal Rebate	NR					
ULF Toilet Rebate	NR					
Irrigation Evaluation	NR					
Soil Moisture Shut-off Device	NR					
Rain Sensor Shut-off Device	NR					
Totals						

INDEPENDENT ACCOUNTANTS' COMPILATION REPORT

To The Governing Board
Withlacoochee Regional Water Supply Authority
Ocala, Florida

We have compiled the accompanying financial statements of the business-type activities and major fund of Withlacoochee Regional Water Supply Authority, an Independent Special District, as of and for the three months and nine months ended June 30, 2011, which collectively comprise the District's basic financial statements. We have not audited or reviewed the accompanying financial statements and, accordingly, do not express an opinion or provide any assurance about whether the financial statements are in accordance with accounting principles generally accepted in the United States of America.

The management of the Withlacoochee Regional Water Supply Authority is responsible for the preparation and fair presentation of the financial statements in accordance with accounting principles generally accepted in the United States of America and for designing, implementing, and maintaining internal controls relevant to the preparation and fair presentation of the financial statements.

Our responsibility is to conduct the compilation in accordance with Statements on Standards for Accounting and Review Services issued by the American Institute of Certified Public Accountants. The objective of a compilation is to assist the management of the Withlacoochee Regional Water Supply Authority in presenting financial information in the form of financial statements without undertaking to obtain or provide any assurance that there are no material modifications that should be made to the financial statements.

Management has elected to omit substantially all of the disclosures required by accounting principles generally accepted in the United States of America. If the omitted disclosures were included in the financial statements, they might influence the user's conclusions about the Entity's financial position, results of operations, and cash flows. Accordingly, these financial statements are not designed for those who are not informed about such matters.

Management has not presented the management's discussion and analysis information that the Governmental Accounting Standards Board has determined is required to supplement, although not required to be a part of, the basic financial statements.

The budgetary comparison information is not a required part of the basic financial statements but is supplementary information required by the Governmental Accounting Standards Board. We have compiled the supplementary information from information that is the representation of management, without audit or review. Accordingly, we do not express an opinion or provide any assurance on the supplementary information.

Purvis, Gray and Company

August 24, 2011
Tallahassee, Florida

Certified Public Accountants

443 East College Avenue • Tallahassee, Florida 32301 • (850) 224-7144 • FAX (850) 224-1762
MEMBERS OF AMERICAN AND FLORIDA INSTITUTES OF CERTIFIED PUBLIC ACCOUNTANTS
MEMBER OF AMERICAN INSTITUTE OF CERTIFIED PUBLIC ACCOUNTANTS PRIVATE COMPANIES AND S.E.C. PRACTICE SECTIONS

Withlacoochee Regional Water Supply Authority
BALANCE SHEET
As of June 30, 2011

ASSETS

CURRENT ASSETS

Cash in Bank - SunTrust	\$ 742.35
Cash in Bank - LGIP	873,395.30
Cash in Bank - Fund B	6,141.76
Cash in Bank - LGIP/Citrus Revenue	682,018.76
Cash in Bank - Fund B/Citrus Revenue	15,712.37

Total Current Assets	<u>1,578,010.54</u>
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PROPERTY AND EQUIPMENT

Equipment	1,559.85
Accum Deprec - Equipment	(1,559.85)
Citrus Co. Wellfield 88'	4,895,231.21
Accum Deprec - Wellfield	<u>(2,937,141.81)</u>

Total Property and Equipment	<u>1,958,089.40</u>
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TOTAL ASSETS	<u><u>3,536,099.94</u></u>
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LIABILITIES AND NET ASSETS

CURRENT LIABILITIES

Accounts Payable - Special Projects	\$ 5,064.17
Accounts Payable - General	14,674.94

Total Current Liabilities	<u>19,739.11</u>
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NET ASSETS

Unrestricted	1,558,271.43
Investment in Capital Assets	1,958,089.40

Total Net Assets	<u>3,516,360.83</u>
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TOTAL LIABILITIES AND NET ASSETS	<u><u>3,536,099.94</u></u>
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See Independent Accountant's Compilation Report

Withlacoochee Regional Water Supply Authority
STATEMENT OF REVENUE AND EXPENSES
For the Period Ended June 30, 2011

	3 months ended June 30, 2011	%	9 months ended June 30, 2011	%
REVENUE				
Citrus Co. Assessments	\$ 6,773.93	7.00 %	\$ 20,321.79	7.25 %
Hernando Co. Assessments	7,839.78	8.11 %	23,519.34	8.39 %
Sumter Co. Assessments	4,527.99	4.68 %	13,583.97	4.85 %
City of Ocala Assessments	2,593.45	2.68 %	7,780.35	2.78 %
Marion County Assessment	13,102.45	13.55 %	39,307.35	14.03 %
Citrus Co Facilities Recovery	40,896.75	42.28 %	122,690.25	43.78 %
Citrus County Wildl Admin Recov	14,773.26	15.27 %	44,319.78	15.82 %
SWFWMD 07-08 Ph II & VII Fund	5,962.50	6.16 %	8,462.50	3.02 %
Irrigation Audit Class Registra	250.00	0.26 %	250.00	0.09 %
Total Revenue	96,720.11	100.00 %	280,235.33	100.00 %
OPERATING EXPENSES				
Consulting Executive Director	24,999.99	25.85 %	74,999.97	26.76 %
Advertising	0.00	0.00 %	105.40	0.04 %
Bank Charges	45.00	0.05 %	197.88	0.07 %
Registration/Dues	0.00	0.00 %	175.00	0.06 %
Legal - Monthly Meeting	1,000.00	1.03 %	3,500.00	1.25 %
Legal - Other Services	2,066.88	2.14 %	4,792.50	1.71 %
Office Supplies	257.12	0.27 %	1,014.86	0.36 %
Printing & Reproduction	240.38	0.25 %	265.44	0.09 %
Postage	577.62	0.60 %	1,253.37	0.45 %
Audit	0.00	0.00 %	7,995.00	2.85 %
Bookkeeping/Financial Asst.	450.00	0.47 %	1,350.00	0.48 %
Web Page/Internet Services	698.70	0.72 %	2,149.10	0.77 %
Telephone	814.65	0.84 %	2,420.86	0.86 %
Travel	2,846.74	2.94 %	6,763.67	2.41 %
Legislative Consultant	9,999.00	10.34 %	29,997.00	10.70 %
06-07 RWSP Ph VII MFL Anal	17,575.00	18.17 %	30,825.00	11.00 %
08-09 North Sumter Data Coll.	0.00	0.00 %	5,781.85	2.06 %
FY10 Hernando Water Conserve	0.00	0.00 %	4,405.00	1.57 %
FY10 Citrus Water Conservation	0.00	0.00 %	29,684.31	10.59 %
FY11 WRA General Services	6,893.37	7.13 %	23,040.73	8.22 %
FY11 WRA Marion Conservation	4,548.02	4.70 %	6,000.00	2.14 %
11 Irri Audit Cert Course	0.00	0.00 %	3,610.00	1.29 %
Total Operating Expenses	73,012.47	75.49 %	240,326.94	85.76 %
Operating Income (Loss)	23,707.64	24.51 %	39,908.39	14.24 %
OTHER INCOME				
Interest Income SBA 1	324.85	0.34 %	807.25	0.29 %
Interest Income SBA 2	613.32	0.63 %	2,260.72	0.81 %
Total Other Income	938.17	0.97 %	3,067.97	1.09 %
Net Income (Loss)	24,645.81	25.48 %	42,976.36	15.34 %

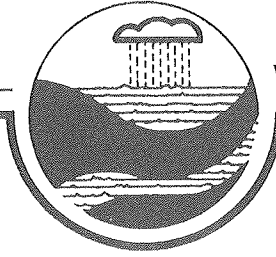
See Independent Accountant's Compilation Report

ACCOMPANYING SUPPLEMENTARY INFORMATION

Withlacoochee Regional Water Supply Authority
BUDGET TO ACTUAL
For the Period Ended June 30, 2011

	<u>9 months ended</u> <u>June 30, 2011</u> <u>Actual</u>	<u>9 months ended</u> <u>June 30, 2011</u> <u>Budget</u>	<u>Variance</u> <u>Over/(Under)</u> <u>Budget</u>	<u>Annual</u> <u>Budget</u>	<u>Budget</u> <u>Remaining</u>
REVENUE					
Citrus Co. Assessments	\$ 20,321.79	\$ 20,321.79	\$ 0.00	\$ 27,095.72	\$ 6,773.93
Hernando Co. Assessments	23,519.34	23,519.34	0.00	31,359.12	7,839.78
Sumter Co. Assessments	13,583.97	13,583.97	0.00	18,111.96	4,527.99
City of Ocala Assessments	7,780.35	7,780.35	0.00	10,373.80	2,593.45
Marion County Assessment	39,307.35	39,307.35	0.00	52,409.80	13,102.45
Citrus Co Facilities Recovery	122,690.25	122,690.25	0.00	163,587.00	40,896.75
Citrus County Wifld Admin Recov	44,319.78	44,319.78	0.00	59,093.04	14,773.26
SWFWMD 07-08 Ph II & VII Fund	8,462.50	18,750.01	(10,287.51)	25,000.00	16,537.50
SWFWMD Match Reg Irri Audit Pgr	0.00	0.00	0.00	100,000.00	100,000.00
Irrigation Audit Class Registra	250.00	0.00	250.00	0.00	(250.00)
Vlg Ctr CDD Irrigation Audit Pr	0.00	0.00	0.00	12,500.00	12,500.00
Total Revenue	280,235.33	290,272.84	(10,037.51)	499,530.44	219,295.11
OPERATING EXPENSES					
Consulting Executive Director	74,999.97	75,000.01	(0.04)	100,000.00	25,000.03
Advertising	105.40	749.98	(644.58)	1,000.00	894.60
Bank Charges	197.88	299.98	(102.10)	400.00	202.12
Registration/Dues	175.00	749.98	(574.98)	1,000.00	825.00
Legal - Monthly Meeting	3,500.00	4,500.00	(1,000.00)	6,000.00	2,500.00
Legal - Other Services	4,792.50	10,500.02	(5,707.52)	14,000.00	9,207.50
Office Supplies	1,014.86	1,125.00	(110.14)	1,500.00	485.14
Printing & Reproduction	265.44	749.98	(484.54)	1,000.00	734.56
Postage	1,253.37	1,125.00	128.37	1,500.00	246.63
Audit	7,995.00	8,500.00	(505.00)	8,500.00	505.00
Bookkeeping/Financial Asst.	1,350.00	1,350.00	0.00	1,800.00	450.00
Publications/Software	0.00	374.99	(374.99)	500.00	500.00
State Fees/Assessments	0.00	149.99	(149.99)	200.00	200.00
Web Page/Internet Services	2,149.10	2,025.00	124.10	2,700.00	550.90
Telephone	2,420.86	3,187.49	(766.63)	4,250.00	1,829.14
Travel	6,763.67	10,499.99	(3,736.32)	14,000.00	7,236.33
Legislative Consultant	29,997.00	30,000.01	(3.01)	40,000.00	10,003.00
06-07 RWSP Ph VII MFL Anal	30,825.00	59,999.99	(29,174.99)	80,000.00	49,175.00
08-09 North Sumter Data Coll.	5,781.85	24,999.75	(19,217.90)	33,333.00	27,551.15
FY10 Hernando Water Conserve	4,405.00	0.00	4,405.00	0.00	(4,405.00)
FY10 Citrus Water Conservation	29,684.31	0.00	29,684.31	0.00	(29,684.31)
FY11 WRA General Services	23,040.73	18,750.01	4,290.72	25,000.00	1,959.27
FY11 WRA Marion Conservation	6,000.00	14,999.99	(8,999.99)	20,000.00	14,000.00
FY11 Citrus Wtr Conservation	0.00	33,750.00	(33,750.00)	45,000.00	45,000.00
FY11 Hernando Wtr Conservation	0.00	35,550.00	(35,550.00)	47,400.00	47,400.00
FY11 Marion Wtr Conservation	0.00	28,125.00	(28,125.00)	37,500.00	37,500.00
11 Irri Audit Cert Course	3,610.00	5,000.00	(1,390.00)	5,000.00	1,390.00
11 Vlgs Match Irri Audits	0.00	7,000.00	(7,000.00)	25,000.00	25,000.00
Total Operating Expenses	240,326.94	379,062.16	(138,735.22)	516,583.00	276,256.06
Operating Income (Loss)	39,908.39	(88,789.32)	128,697.71	(17,052.56)	(56,960.95)
OTHER INCOME					
Interest Income SBA 1	807.25	0.00	807.25	0.00	(807.25)
Interest Income SBA 2	2,260.72	0.00	2,260.72	0.00	(2,260.72)
Total Other Income	3,067.97	0.00	3,067.97	0.00	(3,067.97)
Net Income (Loss)	42,976.36	(88,789.32)	131,765.68	(17,052.56)	(60,028.92)

See Independent Accountant's Compilation Report

**MEMORANDUM**

September 7, 2011

To: Board of Directors, WRWSA
From: Jack Sullivan, Executive Director
Re: Addition of Administrative Support for Authority

Changes in SWFWMD Support Services

As most of you know, the SWFWMD headquarters building was flooded in July by a faulty sprinkler system and all of the equipment and records in my office there were removed and stored. There was also damage to the SWFWMD Governing Board meeting room. In late August, I was informed that the office space I had occupied would no longer be available and that I would have a choice of offices in the Operations Center or another office building in the back of the SWFWMD Brooksville office campus. I have looked at those offices and although they are adequate for one person and files, they would be very cramped. In addition, my Administrative Assistant, Tahla Paige was fired by the District along with 31 other employees the week of August 22. I was then informed that the District would no longer be able to provide any administrative support for the Authority.

As I indicated to the Board at the June budget hearing, I plan to retire from the Authority at the end of the 2011-12 fiscal year – September 30, 2012. For better or worse, I have been the face as well as the person behind the scenes doing the work for the Authority for almost 29 years. Although I have had excellent administrative assistance from various people during that time, none of those people continue to be a part of the administration of the Authority. There is no “institutional memory” of the history, activities and procedures of the Authority other than mine. Consequently, the recent action by SWFWMD mentioned above leads me to conclude that the Authority needs to move in other directions for its administrative functions.

I anticipate that the Board will advertise, interview and hire a new Executive Director during the next fiscal year. However, there is no way that I can pass along the details of our work program, accounting and fiscal policies, record-keeping, contract obligations and other details that have accumulated over the past 29 years in the short over-lap that I would have with the new Director. Additionally, it is my firm belief that the new Director will need someone to assist in the administration of the Authority’s business. The level of activity has expanded to the point that I have difficulty keeping up with administrative duties and reporting requirements. To try to meet those needs and help assure a smooth transition, I have a proposal that I believe will significantly help the Authority maintain and improve its high level of activity and work throughout the region.

Administrative Assistant

I believe the Authority wants to maintain the current method of operation, which is to out-source not only its work program, but also the continuing administration of the Authority. Therefore, I would propose that we contract with someone to provide administrative support to the Executive Director. I would propose that we bring the person on board beginning October 1, 2011 to allow me to thoroughly train that person in the administrative details of the Authority over the next

fiscal year. When the Board selects a new Director, the administrative assistant will be able to carry on with the administrative details of the Authority while I overlap with the new Director to acclimate him/her.

I have carefully considered the needs of the Authority and the type of person to bring on board and I would recommend Nancy Smith to the Board. Nancy lives in Citrus County and is a consultant there who has worked with the City of Ocala, Marion County, the City of Crystal River and with various land use consulting firms before forming her own firm several years ago. Nancy has a masters degree in urban and regional planning from the University of Tennessee and importantly, has worked on Authority business for me as an employee with my consulting business in 1983-4 and later as a subcontractor to me as a recording secretary before she left to work for Crystal River. Currently, she is providing the Authority with administrative support as a consultant for the Regional Irrigation Audit Evaluation program.

I have discussed the administrative work effort with Nancy and she is agreeable to doing the administrative work as a contractor to the Authority. To do this as a sole-source contract, we would have to keep the amount to \$25,000 or less. I believe Nancy, with her background and experience is well worth the entire \$25,000. I would pay for this amount by reducing the approved increase to the General Services contract from \$50,000 back down to \$25,000.

Therefore, my recommendation is to contract with Nancy Smith for administrative work for the Authority at an amount of \$25,000.

NANCY H. SMITH, AICP

Nancy H. Smith Inc.

Phone: (352) 586-0661

nsmithnhs@aol.com

PROFESSIONAL EXPERIENCE

2005 – Present Independent Planning Consultant

- **Comprehensive Plan Amendments, per Chapter 163, Florida Statutes**
 - EAR-Based Comprehensive Plan Amendment, Crystal River, Florida, 2010-2011
 - Planning Consultant to City of Crystal River, 2009-2010
 - EAR-Based Comprehensive Plan Amendment, Longwood, Florida, 2009
 - Water Supply Facilities Work Plan, 08-RWSP-1, Longwood, Florida
 - EAR-based amendments for Belleair Shore, Kenneth City, and Redington Beach, FL
 - Dunnellon, Florida, CPA 08-02: Intergovernmental Coordination Element
 - Cedar Key, Florida: Historic Preservation, Housing and Intergovernmental Coordination elements.
 - Wekiva Study Area, Wastewater Treatment, Longwood, Florida, CPA 01-06
 - Wekiva Study Area, Longwood, Florida WSA 05-01 (DCA 05WSA-1)
 - Future Land Use Element, Lynn Haven, Florida
- **Evaluation and Appraisal Reports, per s. 163.3191, Florida Statutes**
 - Lady Lake, Belleair Shore, Belleair Bluffs, Kenneth City, Indian Shores, Redington Shores, Redington Beach, and Longwood. Assisted with reports for Belleair, Largo, Madeira Beach, and Crystal River.
- **Unified Land Development Codes, associate**
 - Lowndes County, Georgia
 - Lynn Haven, Florida
- **Land Development Regulations**
 - Dunnellon, Florida: Reorganization of Land Development Code
 - Dunnellon, Florida: Ordinance preparation for Zoning Districts, Neighborhood Business Residential Design Standards, Conservation Subdivisions, Commercial Design Standards, and Revisions to Supplemental Standards
 - Traditional Neighborhood Development regulations, Lynn Haven, Florida
- **Pilot Springs Protection Initiative program, Department of Community Affairs. Prepared plan amendments and land development regulations for Wakulla, Levy, and Citrus counties.**
- **Comprehensive plans and water supply facilities work plans review, St. Johns River Water Management District, 2007**

2002-2005 Planner, City of Crystal River, Florida

- Administered the Land Development Code through site plan review, permit review, requests for information, and zoning verification.
- Prepared and presented staff reports on variances, special exceptions, site plans, zoning amendments, and Comprehensive Plan amendments to the Zoning Board of Adjustments and Appeals and the Parks, Planning and Zoning Commission and served as primary staff support to both boards.
- Coordinated major reorganization to the Land Development Code, including consistency with the Comprehensive Plan.
- Prepared and presented other reports and recommendations to local boards and to City Council.

- Completed a major land use map amendment to the Comprehensive Plan in 2003.

1990 - 1994 Assistant Planning Director, City of Ocala, Florida

- Supervised staff of 12 under the direction of the Director.
- Responsible for the preparation of the City's Comprehensive Plan, adopted May 1992.
- Supervised revision of Land Development Regulations, adopted in 1993.
- Prepared annual budget for the office, served on inter-city committees and handled numerous administrative details, supervised staff of 12 and assisted in policy development for the office.
- Participated in the interviewing, selection and hiring process for office staff and consultant selection.
- Administered contracts for planning services.

1987 -1990 Senior Planner, City of Ocala, Florida

- Reviewed site development plans.
- Wrote land development regulations including zero lot line, sidewalk and planned unit developments.
- Prepared staff reports on rezoning, land use amendments and changes to Developments of Regional Impact.

1984 -1987 Planner and Senior Planner, Board of County Commissioners, Marion County, Florida

- Responsible for long-range planning and comprehensive plan; responsible for planning department activities in the absence of the Planning Director.
- Prepared annual data on County development activities.
- Supervised historic, archaeological and architectural survey of Marion County including contract administration and served as staff liaison between the Marion County Historical Commission and the BOCC.

1983 - 1984 Associate Planner, J.E. Sullivan & Associates, Ocala, Florida

- Revised subdivision regulations, Oldsmar, FL
- Assisted in preparing the Citrus County Comprehensive Plan, Citrus County, FL
- Handled administrative details for the Withlacoochee Regional Water Supply Authority.

AFFILIATIONS

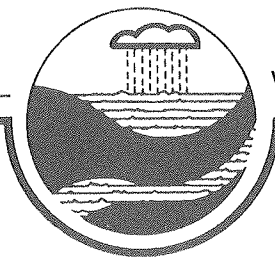
American Institute of Certified Planners
American Planning Association
American Planning Association, Florida

EDUCATION

Master of Science in Planning, University of Tennessee, Knoxville
B.A. History, Western Kentucky University, Bowling Green, Ky.

PUBLIC SERVICE

Citrus County Affordable Housing Advisory Committee, September 2008 – present

**MEMORANDUM**

September 7, 2011

To: Board of Directors, WRWSA
From: Jack Sullivan, Executive Director

Re: Move office space from SWFWMD to rental space

As I mentioned in my previous memorandum to the Board regarding additional administrative support, the SWFWMD headquarters building was flooded in July by a faulty sprinkler system and all of the equipment and records in my office there were removed and stored. There was also damage to the SWFWMD Governing Board meeting room. This meeting room used on alternating months with the WRPC Conference room will not be operational again until January 2012. The Authority can still use this meeting location if it desires. In late August, I was informed that the office space I had occupied would no longer be available and that I would have a choice of offices in the Operations Center or another office building in the back of the SWFWMD Brooksville office campus. I have looked at those offices and although they are adequate for one person and files, they would be very cramped. In addition, my Administrative Assistant, Tahla Paige was fired by the District along with 31 other employees the week of August 22. I was then informed that the District would no longer be able to provide any administrative support for the Authority.

After thinking about this situation for some time, I have concluded that the Authority needs to establish an office location of its own in the region and provide for at least a minimum staff to carry out its responsibilities. Assuming that the Board approves the addition of an Administrative Assistant to handle the continuing administrative duties of the Authority and an Executive Director to handle policy issues and work with the various agencies that it must liaison with, I believe the Authority should seek office space with a location central to the region. The office space does not need to be large. But should be sufficient to provide space for two individuals with space for files and bookcases along with some additional space for the historical records of the Authority. I believe it would be preferable to rent space from one of the Authority's local governments or another governmental agency as opposed to trying to renovate private commercial space.

With the thought in mind of renting from local governments in a central location or a location near our meeting locations, I talked with the City of Inverness (Frank D'Giovanni), Citrus County (Ken Frink) and the Withlacoochee Regional Planning Council (Mike Moehlman). All of them indicated that they had space available and would be able to provide additional items such as equipment and services to the Authority. I provided all of them with a list of items I thought the Authority would need and asked for a proposal from each. Attached are two proposals from the Withlacoochee Regional Planning Council and from Citrus County. The space contemplated by the City of Inverness required that the space be finished off with a drop ceiling and floor

covering. The City Manager, Frank D’Giovanni had to get a cost estimate from his building consultant for those improvements that he would then include as part of the rental cost of the facility. Therefore, his proposal was not ready for the Board Package, but would be available by the time of the September 21 Board meeting.

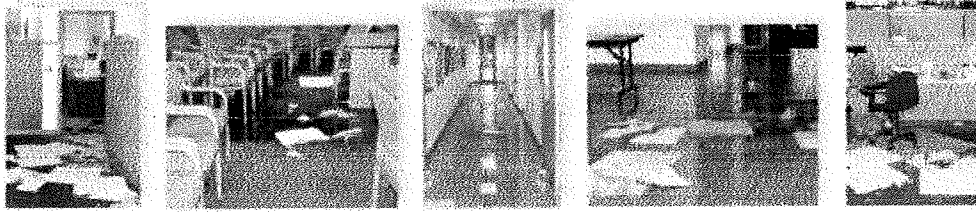
At the September 21 Board meeting, I will have a comparison of the three proposals ready for the Board to discuss and consider. I do not have a recommendation at this point but will provide one at the Board meeting.

WATER *matters*

M A G A Z I N E

[< Previous ...](#) [Next >](#)

Fire Sprinkler Malfunction Floods Headquarters Building



Disaster struck the District over the Independence Day weekend when a fire sprinkler flooded Building 4 at District Headquarters in Brooksville.

The problem began just after 4 p.m. on Sunday, July 3. A ceiling-mounted fire sprinkler activated on the third floor of the four-story building. The sprinkler worked as it was designed, with the fire pumping station supplying enough water pressure to douse a fire. The building's alarm system detected the water flow and sent an automated message to District staff that an alarm condition was under way.

"It was a lot of water," said Lloyd Roberts, director of the General Services Department and incident commander for the event. "We've heard guesses about the amount of water, but we just don't know. It would take some detailed hydraulic engineering work to come up with a good estimate. Suffice it to say, it was a lot."

District Tradesworker Jeff Toth responded to the Brooksville offices, located the problem and closed the valve. He and Senior Tradesworker Jason DiBattista got ready to draw water from the carpet and furnishings, but they soon discovered it was a bigger job than they could handle themselves.

"Jason and I looked around the third floor, and it didn't look like it would be too much to clean up," said Toth. "We went to get a wet-dry vacuum, but when we opened the stairwell, we could hear water."

The soaked third floor was just the beginning. Water began pouring into the second floor, destroying virtually every ceiling tile and pouring onto furniture and files. Water continued to flow downhill, pouring out of light fixtures in the Governing Board room, soaking the furniture and electronic equipment.

"There was a waterfall in the cafeteria," said Toth. Local cleanup and restoration contractors were called and they responded that evening and began extracting water.

Staff began to mobilize in earnest as word of the disaster got out. Information Resources, General Services and other department staff arrived in force to move equipment out of harm's way. With most of the salvageable equipment safeguarded, the majority of the staff finally left the premises around 11:30 p.m. The next phase was about to begin.

"We had to find space to relocate 130 people," said Roberts, "and all their stuff." About 80 staff members found spaces in other Brooksville headquarters' buildings. About 50 moved to the Tampa Service Office. A few were able to work from home. People set up desks in conference rooms, cubicle corners and hallway cubbyholes. The restoration contractor assigned workers to District staff members to help them pack up boxes and move them to their temporary spaces.

"The overall cooperation has been great," said Dave Orner, District project manager who is overseeing the restoration. "Everyone has been a delight to work with, from the executive leadership to the people who have been displaced."

Recovery from the incident is on track. The cafeteria opened back up on July 25, and repairs were nearly complete on the third floor at press time. The District carries insurance that covers buildings and contents and provides coverage for electronic equipment and the extra expenses incurred by the District, such as staff hours, travel and storage fees.

"It's a lot better to correct a problem than to fight it, and this was a problem that needed correcting."

Paul demonstrated his leadership in helping to develop a water alliance among Polk County's 17 municipalities and he promoted regional cooperation by reaching out to Toho Water Authority in neighboring Osceola County to get Polk a seat on Toho's board.

His experience with flooding and water supply issues made Paul a perfect choice to represent Polk County on the District's Governing Board. This year his fellow Governing Board members chose him as their chair.

He's aware that this ultimate leadership role in water resources protection comes at one of the most critical junctures in the District's 50-year history. With dwindling revenue and budgetary restraints, the District finds itself in the position of reexamining itself as an organization and more tightly defining its priorities. Decisions made now could impact the water resources of west-central Florida for years to come. Paul's confident that solutions can be found.

"There's nothing you can't work out if people are willing to pray about it, be reasonable about it and talk about it. I like results, and I've found you get better results when you work with people than when you fight them."

Open and honest communication is a fundamental principle for Paul, a lesson he learned early on from his father.

"My dad gave me a saying. 'You can do more harm with undercommunication than you can with overcommunication.' Many problems come down to communications — what you say and how you say it."

Paul began his tenure as Governing Board chair by making it clear to staff that the lines of communication are open and must remain so. He has reached out personally through emails to staff.

"We have great professional employees at the District. Their passion and commitment is made clear to us each day. We will find creative solutions that will serve the public and our water resources, while ensuring that the District is an exciting and creative place to be."

July-August 2011

[Return to Top](#)

MICHAEL R. MOEHLMAN
EXECUTIVE DIRECTOR

1241 S.W. 10th Street
OCALA, FLORIDA 34471-0323

Telephone 352-732-1315
FAX 352-732-1319
email: mailbox@wrpc.cc
http://www.wrpc.cc



OFFICERS

JOSEPH E. JOHNSTON, III
CHAIR

DENNIS DAMATO
VICE - CHAIR

MARTHA HANSON
SECRETARY

MEMORANDUM

DATE: September 2, 2011

TO: Jack Sullivan, Withlacoochee Regional Water Supply Authority

FROM: Michael R. Moehlman, Executive Director *M/R/M*

SUBJECT: Rental Space Discussion

Per our telephone and e-mail conversations, the Withlacoochee Regional Planning Council is offering to rent two (2) offices to the WRWSA. This offer is for \$250.00 per month and includes the following amenities:

- 2 - windowed offices measuring approximately 10' x 12' with carpeting
- 2 - desks (it would be best for you to select which desks you think would be appropriate)
- 2 - executive chairs
- 1 or 2 bookcase(s)
- 2 - 4-drawer filing cabinets
- * - Small area for storage
- * - Access to both a mini-conference room and a large board meeting room (*should coordinate with WRPC to avoid meeting schedule conflicts*)
- * - Access to copier(s) - there is a charge affiliated with copies
- * - Electric, Air/Heat, Water, Janitorial is included in rental
- * - Telephone connections/service (this would need to be worked out with our Office Manager and may require charges for long distance calls)
- * - Use of WRPC's Cox High Speed Internet

One item that was mentioned was Connections to County Intranet and we would not be able to provide direct access. If this were accessible through the regular Internet it could be accomplished.

Please let me know if you have additional questions. We look forward to hearing from you.

From: Jackson Sullivan <jsull@comcast.net>
Subject: **Fwd: Office Space et. al.**
Date: September 6, 2011 5:28:11 PM EDT

From: "Ken Frink" <Ken.Frink@bocc.citrus.fl.us>
Date: September 6, 2011 4:29:18 PM EDT
To: "Jackson Sullivan" <jsull@comcast.net>
Cc: "Darryl Clouse" <Darryl.Clouse@bocc.citrus.fl.us>
Subject: Re: Office Space et. al.

Hi Jack,

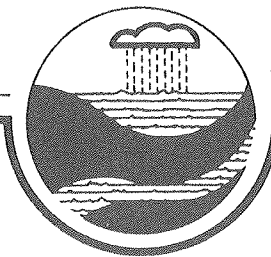
Everything you asked for, with one exception, is fine. We are in short supply of conference room tables. If one becomes available, I will make sure you get it but if not you will have to provide your own. We can sign a lease for the same deal we gave SWFWMD at \$170.64 per month. The room will take a bit of time to renovate, but we would take care of that under the above rate.

Thanks

Ken

Ken Frink
Public Works Director
Citrus County Board of County Commissioners
3600 West Sovereign Path, Suite 212
Lecanto, FL 34461
(352) 527-5477
ken.frink@bocc.citrus.fl.us

1. * Space for two people plus some storage space for documents.
2. * Access to a large conference room for meetings with Technical Review Committee.
3. * Loan of surplus furniture.
 - a. Two desks
 - b. Two executive chairs
 - c. Small conference table with four chairs
 - d. Book case
 - e. Two 4-drawer filing cabinets
4. * Other
 - a. Internet connections
 - b. Telephone connections/service
 - c. Connections to County intranet

**MEMORANDUM**

To: Board of Directors, WRWSA
From: Jack Sullivan, Executive Director

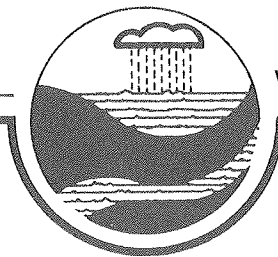
Re: Contract Extension for the Regional Framework Planning

As you are aware, the regional framework concept has been embraced by the WRWSA Board as the planning tool for the development of remaining traditional groundwater supplies in a manner that will allow the efficient introduction of regionally developed alternative water supplies. Water Resource Associates (WRA) has been developing the next steps of the framework based on a Board approved amendment to our planning process entitled: "Amendment to Scope of Services for the Withlacoochee Master Regional Water Supply Planning and Implementation Program (Phase VII): Northern District Modeling & Local Community Technical Support (HO37).

The initial workshop regarding this effort was held with the WRWSA Technical Review Committee (TRC) on March 16. The workshop was an opportunity for member utilities to share information regarding their existing water supply systems, research being done on alternative water supplies and any expansion plans that they are contemplating. This information is being used to guide the development of the Regional Framework Initiatives. A May 18 TRC meeting was held to discuss an outline for the Regional Framework Initiative Conceptual Plan; adjusted member demand numbers considering compliance per capita rates; and to continue discussions with member utilities on the Framework.

A summary of the discussions with members was given at the July 20, 2011 Board meeting including; Wildwood and the Villages; Marion County and the City of Ocala; and Citrus County and their talks with the WRWSA regarding the expansion of their system. Since talks are still continuing and the development of potential cooperative partnerships is starting to take shape, additional time on this contract is required. WRA is requesting a no-cost time extension until December 31, 2011. It is anticipated that a draft report will be presented to the TRC and the Board in October and the final report in November.

Recommendation: Approval of the no-cost time extension for contract.

**MEMORANDUM**

September 7, 2011

To: Board of Directors, WRWSA
From: Jack Sullivan, Executive Director

Re: Contract Extension for the Marion County Water Conservation and Reclaimed Water Project

The WRWSA has tasked WRA with cataloging and water conservation and reclaimed water efforts for areas of the Authority not contained within the SWFWMD. The objective of the "Marion County Water Conservation and Reclaimed Water Project" is to:

"Assist WRWSA members within the St. Johns River Water Management District (SJRWMD) in developing efficient and cost-effective water conservation and reclaimed water programs that lower existing and future water demands. The demand reduction will lessen the need for future water supply development and support local governments in their efforts to manage and lessen per capita rates."

The reason that this project is limited to the area within the SJRWMD is that the SWFWMD has a comprehensive program for WRWSA members within their district. This is to assist those members within the SJRWMD that does not currently have as robust an effort within their district. This effort will include Belleview, Reddick, Ocala, and the portion of Marion County east of I-75.

An overview of the project and an update was given to the Board at the July 20, 2011 meeting. Progress is continuing; however, to ensure that there is an adequate review and input into the final product WRA is requesting a no-cost time extension until December 31, 2011. It is anticipated that a draft report will be presented to the TRC and the Board in October and the final report in November.

Recommendation:

Approval of the no-cost time extension for this contract to December 31, 2011.



An Equal
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Southwest Florida Water Management District

2379 Broad Street, Brooksville, Florida 34604-6899

(352) 796-7211 or 1-800-423-1476 (FL only)

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Bartow Service Office
170 Century Boulevard
Bartow, Florida 33830-7700
(863) 534-1448 or
1-800-492-7862 (FL only)

Sarasota Service Office
6750 Fruitville Road
Sarasota, Florida 34240-9711
(941) 377-3722 or
1-800-320-3503 (FL only)

Tampa Service Office
7601 Highway 301 North
Tampa, Florida 33637-6759
(813) 985-7481 or
1-800-836-0797 (FL only)

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Carlos Beruff
Manatee

Bryan K. Baswick
DeSoto

Jennifer E. Closshey
Hillsborough

David L. Moore
Executive Director

William S. Bilenky
General Counsel

July 19, 2011

Mr. Jackson Sullivan
Executive Director
Withlacoochee Regional Water Supply Authority
1107 Shalimar Drive
Tallahassee, FL 32312

Subject: Refinement of Exhibit "B" - Completion Schedule dates for the
Withlacoochee Regional Water Supply Authority Irrigation Evaluation
Program (N278) - Agreement #11C00000066

Dear Mr. Sullivan:

I am in receipt of your memo dated July 19, 2011 requesting a refinement of some
of the Exhibit "B" - Completion Schedule dates for the Withlacoochee Regional
Water Supply Authority (WRWSA) Irrigation Evaluation Program (N278)

Per paragraph 1.1 of Agreement #11C00000066, the Southwest Florida Water
Management District hereby agrees to extend the following Exhibit "B" -
Completion Schedule dates:

Milestone	Original	Amended
Irrigation Evaluations/Installation start	7/01/2011	9/16/2011
Irrigation Evaluations/Installation end	8/01/2012	9/30/2012
Savings Analysis start	8/01/2012	9/30/2012
Savings Analysis end	9/30/2013	9/30/2013

Per your memo, this extension was requested due to extra time needed for the
WRWSA member governments to market the program in their respective service
areas and to develop a participant list through a direct mail marketing campaign.

The modification to these dates does not result in a change to the overall scope.
The agreement expiration date of February 28, 2014 also remains unchanged.

Sincerely,

Brent M. White

Brent M. White
Staff Water Conservation Analyst
Conservation & Water Use Outreach Section
Resource Projects Department

Approved by:

Mark A. Hammond, P.E., Director
Resource Projects Department

Mark A. Hammond 7/29/11

BW/jg

cc: Project File N278, Contract File

Agenda

Public Meeting for Pending Permit Applications

Southwest Florida Water Management District
Tampa Service Office, 7601 Highway 301 North
Tampa, Florida 33637-6759

Wednesday, September 7, 2011
9:00 AM

This meeting allows interested stakeholders the opportunity to comment on pending permit applications prior to permitting decisions. The below list identifies the pending applications for which public comment will be received during the meeting. If you would like to get more information about any of the permits listed below, please click on the application number.

Water Use Projects:

Item #:	1	Project Description:
Application #:	20 659.014	AGRICULTURAL
Project Name:	Deseret Farms/Valroy Stephens Ganey Parcels	
Applicant:	Farmland Reserve Inc.; Attn: Mr Will Redd	
County:	HILLSBOROUGH	
Item #:	2	Project Description:
Application #:	20 1156.012	PUBLIC SUPPLY
Project Name:	Bay Laurel Center Public Water Supply System	
Applicant:	Bay Laurel Community Development District	
County:	MARION	
Item #:	3	Project Description:
Application #:	20 7121.006	PUBLIC SUPPLY
Project Name:	CHARLES A BLACK WATER SUPPLY SYSTEM	
Applicant:	Citrus Co. BOCC & Withlacoochee Regional Water Suppl. Auth.	
County:	CITRUS	
Item #:	4	Project Description:
Application #:	20 11863.005	PUBLIC SUPPLY
Project Name:	Master Pasco County	
Applicant:	Pasco Co Utilities	
County:	PASCO	
Item #:	5	Project Description:
Application #:	20 20173.000	RECREATION/AESTHETIC
Project Name:	Candler Hills North Course and South Course	
Applicant:	Sidney Colen and Associates LTD	
County:	MARION	
Item #:	6	Project Description:
Application #:	20 20474.000	AGRICULTURAL
Project Name:	Circle Square Ranch	
Applicant:	On Top of the World Communities Inc	
County:	MARION	

Agenda

Public Meeting for Pending Permit Applications

Southwest Florida Water Management District
Tampa Service Office, 7601 Highway 301 North
Tampa, Florida 33637-6759

Wednesday, September 7, 2011
9:00 AM

This meeting allows interested stakeholders the opportunity to comment on pending permit applications prior to permitting decisions. The below list identifies the pending applications for which public comment will be received during the meeting. If you would like to get more information about any of the permits listed below, please click on the application number.

Environmental Resource Projects:

Item #:	1	Project Description:
Application #:	1220.011	GOVERNMENT - DRAINAGE
Project Name:	Hills Co.-Lake Meade Water Quality Improvements-Lake June Water Qual	SYSTEMS - 6.26 acres
Applicant:	Hillsborough County Public Works, Attn: Michael J. Williams	
County:	HILLSBOROUGH	
<hr/>		
Item #:	2	Project Description:
Application #:	40375.002	RESIDENTIAL - SINGLE-FAMILY
Project Name:	Silverleaf Phase 3	RESIDENTIAL - 64.28 acres
Applicant:	PGCI IV, LLC, Attn: James Schier	
County:	MANATEE	
<hr/>		
Item #:	3	Project Description:
Application #:	40375.004	RESIDENTIAL - SINGLE-FAMILY
Project Name:	Silverleaf Phase 5	RESIDENTIAL - 62.27 acres
Applicant:	PGCI IV, LLC, Attn: James Schier	
County:	MANATEE	
<hr/>		

From: "Robert Knight" <Robert.Knight@bocc.citrus.fl.us>
Subject: **Fwd: FW: NOTICE OF PUBLIC MEETING - September 7, 2011 at 9 AM**
Date: August 29, 2011 1:06:56 PM EDT
To: "Jack Sullivan" <jesull@comcast.net>
* 2 Attachments, 96.5 KB

FYI. I plan to attend. This is not a final hearing, but one in anticipation of the permit being issued in the near future.

From: Teri Hudson <Teri.Hudson@swfwmd.state.fl.us>
Date: August 26, 2011 4:36:28 PM EDT
To: Lou Kavouras <Lou.Kavouras@swfwmd.state.fl.us>, Patty McLeod <Patty.McLeod@swfwmd.state.fl.us>
Subject: **FW: NOTICE OF PUBLIC MEETING - September 7, 2011 at 9 AM**

To ensure that the public has an opportunity to provide in person input into the District's permitting process, District staff holds monthly public meetings prior to making decisions on Individual water use and environmental resource permits. A meeting notice and agenda (including the date, time and location) are posted on the District's web site prior to each meeting.

To comment in person, interested persons should attend the appropriate permitting public meeting when the permit application of interest is on the agenda. If you have submitted a comment via one of the written or electronic means listed below, you are not required to attend the meeting to have your comment considered prior to the permitting decision.

- Send comments via US Mail to one of the service offices (addresses listed below);
- Send comments via email to the appropriate service office director or the executive director; or
- Schedule an appointment to discuss your comments with the service office director.

NOTE: When sending comments via US mail or email, please clearly state in the subject line: "PUBLIC COMMENT FOR (APPLICATION #), (COUNTY)". This will ensure your comments are directed to the correct service office and application as quickly as possible. Thank you.

You can search for pending permits (by application number, project name, or by county) or sign up for electronic notification of applications received by visiting www.watarmatters.org and clicking on the E-Permitting link on the Features List (or click here: <http://www.swfwmd.state.fl.us/permits/epermitting/>).

For questions concerning this process, please contact [Danielle Sailler](#) at (352) 796-7211 or (800) 423-1476 (FL Only), extension 4355. (Click on name to send questions via email.)

For questions concerning a particular permit, please contact the appropriate Service Office:

District Headquarters

Serving Citrus, Hernando, Lake, Levy, Marion, Pasco and Sumter counties
2379 Broad Street, Brooksville, Florida 34604-6899
(352) 796-7211 or Florida Toll Free 1-800-423-1476
Permit Questions: Please contact [Charlotte Post](#), Brooksville Regulation, extension 4376.

Tampa Service Office

Serving Hillsborough and Pinellas counties
7601 U.S. Highway 301 North, Tampa, Florida 33637-6759
(813) 985-7481 or Florida Toll Free 1-800-836-0797
Permit Questions: Please contact [Jamie Parisi](#), Tampa Regulation, extension 2089.

Bartow Service Office

Serving Hardee, Highlands and Polk counties

170 Century Boulevard, Bartow, Florida 33830-7700

(863) 534-1448 or Florida Toll Free 1-800-492-7862

Permit Questions: Please contact Timea Parkerson, Bartow Regulation, extension 6006.

Sarasota Service Office

Serving Charlotte, Desoto, Manatee and Sarasota counties

6750 Fruitville Road, Sarasota, Florida 34240-9711

(941) 377-3722 or Florida Toll free 1-800-320-3503

Permit Questions: Please contact Donna Porter, Sarasota Regulation, extension 6520.

The meeting agenda is also available on the District's web site: <http://www.swfwmd.state.fl.us/calendar/view/2011/7/>

Please go to this link for an updated agenda after 3 PM the Friday prior to the meeting.

ATTACHMENT: Meeting Agenda

Patty McLeod

Sr. Administrative Assistant

Regulation Division - Performance Management Office

Southwest Florida Water Management District

(800) 423-1476 or (352) 796-7211, ext. 4346

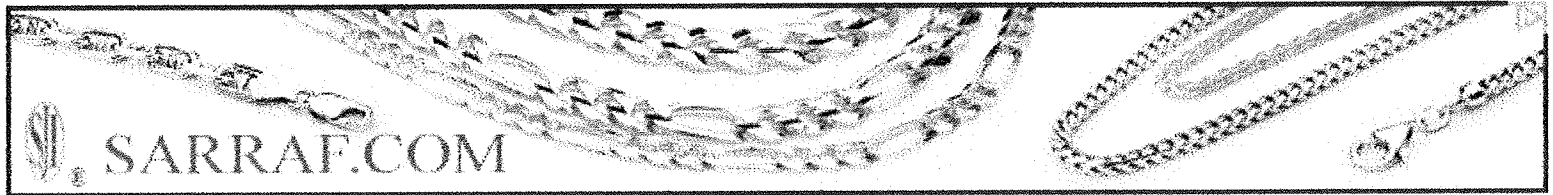
patty.mcleod@watermatters.org

WaterMatters.org/ePermitting

IMPORTANT NOTICE: All E-mail sent to or from this address are public record and archived.

The Southwest Florida Water Management District does not allow use of District equipment and E-mail facilities for non-District business purposes.

[sep11_public.pdf \(37.0 KB\)](#)



St. Petersburg Times tampabay.com

July 22, 2011

Commissioner wants Hernando to pull out of Withlacoochee Regional Water Supply Authority

By Barbara Behrendt, Times Staff Writer

Commissioner Wayne Dukes wants the county to pull out of the regional water authority.

BROOKSVILLE - During a recent workshop, County Commissioner Wayne Dukes asked a top county utility official: If Hernando withdrew from the regional water supply authority, could the county still provide drinking water now and in the future?

"We will not fail," Environmental Services director Joe Stapf assured him.

But there is more to the story.

Dukes will ask his fellow board members on Tuesday to agree to pull out of the Withlacoochee Regional Water Supply Authority, saying he doesn't see the value in the county's involvement or in the \$31,500 in dues paid each year.

Other officials disagree.

At the workshop this month, commissioners noted that Withlacoochee Authority had helped the county in its dispute with Skyland Utilities. With the recent disbanding of basin boards to advise the water management districts, they also were concerned about losing any more voice in regional water decisions.

Because the meeting was a workshop, the commission couldn't vote on membership at the time.

Now is a critical time for the county's future water use as Hernando negotiates a new water use permit with the Southwest Florida Water Management District, commonly known as Swiftmud.

Swiftmud is pushing to lower the amount that the county withdraws from its western Hernando wells from the permitted 24.39 million gallons per day to 22.713 gallons. Swiftmud also wants the county to find alternative water sources to supply the heavily populated Spring Hill area.

Stapf said one possibility is to develop a new well field on the property of the planned Quarry Preserve development north of Brooksville. That is the zone where new water sources should be located, he said.

There are also plans to expand the water pumping in the Seville development in northwest Hernando, where the county expects a significant contribution from the developer to build a water plant. Plans for that project are complete and the county staff is working on the funding.

Eventually, the county will run water lines from those new sources into Spring Hill and that is an activity where membership in the Withlacoochee Authority can help, Stapf said. If Hernando is coordinating water production activities with surrounding counties, the authority might be willing to pay the cost of up-sizing the water mains.

About 80 percent of the county's population in the unincorporated areas are served by Hernando County utilities. The west Hernando permit covers about 127,000 customers.

The county is also finishing off the expansion of the Glen Wastewater Treatment Plant in northwest Hernando, which will provide more than 1 million gallons of reuse water per day for area golf courses or other uses. The county gets partial credit for producing reusable water, Stapf said.

The other key component in dropping water use is conservation and he said the authority helps there as well. For the \$31,500 Hernando pays in dues, it receives a \$48,150 grant for conservation programs, overseen by water conservation coordinator Alys Brockway.

Water use rules

By 2018, the county must meet the water-use criteria of no more than 150 gallons per day per person. In 2010, Hernando County's use was 144 gallons per person daily.

But some, including Brockway, worry about the impacts of the commission's decision earlier this year to loosen watering rules.

In May, the board agreed to stop enforcing the once-a-week watering rule so that residents who had replaced lawns or patches of lawns devastated by last year's winter cold could save their investments.

Last week, the commission approved an ordinance that will allow twice-weekly watering through November. The results will be evaluated then.

Water use has gone up slightly, but Stapf maintains that the county's water rate system will turn that around eventually. The higher the usage, the more expensive the water gets per gallon.

"It's going to hit (customers) enough in the pocketbook that it's going to reduce their use," Stapf said.

Dukes said he understands the conservation element is important, but he hopes that another funding source can be found for that program, possibly through Swiftmud.

That won't likely happen, Withlacoochee Authority executive director Jack Sullivan told Dukes at the workshop. Swiftmud prefers to provide funds for programs that are more regional. If the agency awards conservation money, it is more likely to give it to the authority than to a county that isn't part of the regional network.

Sullivan argued to the commissioners that they need the water authority. Comprised of Hernando, Citrus, Sumter and Marion counties and the cities within them, the authority is funded through membership fees, proceeds from its Citrus County well field and various grants.

"We're trying to extend the use of ground water as much as possible and the way you do that is conservation," Sullivan said. At some point, however, another water source will be needed and that is when cooperation among the counties is vital, he said.

There has been discussion of a desalination plant at Progress Energy's Crystal River power complex for long-range planning purposes. Hernando County needs to be part of those regional discussions because Hernando has no place for a major reservoir and will likely need outside water at some point, Sullivan said.

Backers of authority

Keeping the membership with the water authority was also supported by several of the citizens who spoke at the recent workshop, including former Commissioner Rose Rocco, who served for a time as the chairwoman of the authority board.

"It's important for the counties to work together for cost-effective results," Rocco said. She also urged

commissioners to go to more meetings since most are members of the authority's governing board.

Janey Baldwin, a former basin board member, also asked to keep their membership.

"We have to decide what's more important, the money or the water," she said. "Without that authority, we have nothing. They've done away with the basin boards. Our clout is going to have to come from the authority."

Barbara Behrendt can be reached at behrendt@sptimes.com or (352) 848-1434.

St. Petersburg Times



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County retains membership in water authority

By MICHAEL D. BATES | Hernando Today

BROOKSVILLE County Commissioner Wayne Dukes said he doesn't see much value in retaining membership in the Withlacoochee Regional Water Supply Authority and asked his colleagues Tuesday to stop paying \$31,359 in agency dues.

However, Dukes' didn't get majority support for a pullout and his efforts died.

Commissioner Jeff Stabins sided with Dukes and agreed it would be prudent for the county to quit the agency.

In a memo, Director of Environmental Services Joe Stapf said the authority is a reliable source of grant funding for water conservation education, which the county promotes.

The county has a water conservation plan approved by the Southwest Florida Water Management District (or Swiftmud) and is required to implement it, he said.

"That will most assuredly cost money and that is where WRWSA comes in â they help us cover the total cost," Stapf said in a memo. "If we didn't get the funding from WRWSA, we would still have to run the program but it would be totally at the cost of the county."

Eleven of the 16 counties with Swiftmud belong to a water supply authority. Lake, Levy, Hardee, Highlands and Polk do not belong.

County staff worked up a report showing the pros and cons of staying a member of the Withlacoochee Regional Water Supply Authority.

The pros include:

- Having a voice and "seat at the table" for discussion and planning of the region's water supply and the county could monitor discussions about regional alternative water supply sources.
- Continued membership makes up some of the loss resulting from the dissolution of the Swiftmud basin boards.

Among the cons:

- The county would have to increase its utilities department budget by \$16,692 to continue funding water conservation efforts.
- Commissioners and staffers would have to take time out to attend monthly meetings, held at the Swiftmud headquarters in Brooksville and the Withlacoochee Regional Planning Council in Ocala.

Also Tuesday:

Board members discussed the merits of instituting a charter form of government in Hernando County.

The subject has been broached in the past and each time the idea died.

Commissioners brought it up again Tuesday and, despite a push from Dukes to form a committee exploring the concept, it failed for lack of support.

Charters are formal written documents that confer powers, duties, or privileges on the county. They resemble state or federal constitutions and they must be approved, along with any amendments, by the voters of a county, according to the Florida Association of Counties.

Charter government removes the resolution of local problems from the state Legislature's agenda and gives the local electorate greater control over regional affairs.

It also allows the people to set salaries and term limits for county commissioners. Currently, the state sets salary parameters for elected officials.

From: Diane Salz <disalz@yahoo.com>
Subject: **Marion County seeks help with Silver Springs...**
Date: July 27, 2011 2:17:34 PM EDT
To: Jack Sullivan <jesull@comcast.net>
Reply-To: Diane Salz <disalz@yahoo.com>

County seeks Nelson's help with Silver Springs

By Bill Thompson

Staff writer

Published: Monday, July 25, 2011 at 12:08 p.m.

County commissioners in recent weeks have expressed reservations about being hog-tied by the strings that can accompany money from Washington.

But the commission recently set aside those concerns to help Silver Springs.

The county has asked U.S. Sen. Bill Nelson to find \$3 million in federal funding for an effort to move residents and businesses around the renowned waterway off septic tanks and onto a centralized water and sewer system.

In a June 17 letter to Nelson, commission Chairman Stan McClain wrote that nitrogen levels in the springs had jumped "exponentially" over time.

McClain also noted that an "inadequate wastewater infrastructure" was a "major contributor" to the problem, as determined by a study he referenced in the letter.

Excessive nitrates can spawn dense vegetation growth, especially algae, that can suck the oxygen out of the water, thus harming plants and fish and reducing the water quality.

That September 2009 study reported that nitrate levels at Silver Springs had increased roughly 1,000 percent between the mid-1950s and 2004.

Researchers then looked at possible causes of nitrate filtration into the springs for a five-mile radius around the headwaters.

Those sources included fertilizer use at homes and golf courses, stormwater runoff from roadways, livestock waste, and discharges from 12,433 septic tanks in the community as well as the output of a handful of both publicly and privately owned centralized sewer systems.

Researchers, basing their estimates on a separate study of Wekiva Springs near Orlando, determined that switching people from septic tanks to a centralized system would reduce the flow of nitrates from the sewage to the springs by almost 90 percent — from nearly 236,000 pounds a year to about 27,000 pounds annually.

Achieving that would also entail spending an estimated \$136.4 million.

Yet, the study noted, such a project would also remove just 13 percent of the total nitrates flowing into Silver Springs.

The county has tried to deal with the nitrate issue. In June 2009 the commission adopted an ordinance that among other things mandated routine inspections of septic systems as well as the repair of leaky ones.

The commission subsequently repealed that provision last August when the Legislature passed a similar law that applied to the 2.3 million septic tanks statewide.

This past spring, lawmakers sought to repeal the law, saying the inspection costs were too burdensome.

Although that effort failed, state environmental regulators said the Legislature added language to the new budget prohibiting the Department of Health from spending any money to operate the

program.

Beyond that, the request to Nelson is a long-shot at best.

Bryan Gulley, Nelson's spokesman in Washington, said the Senate Environment and Public Works Committee has not decided how it might handle such requests, given the current state of the federal budget.

So it's unclear whether Nelson would even be able to request the funding, Gulley said.

More about that should be known when the panel begins work on the new Water Resources Development Act in September.

Gulley added that if Nelson is able to seek authorization for the money, the other hurdle is the ban on earmarks — or lawmakers' requests for pet projects in their districts — by the House of Representatives.

Thus, the county's request might not be considered in that chamber.

"You never say never, but it's a tough climate and the debate up here is how to cut expenditures with the increase in the debt we have," Gulley said.

Contact Bill Thompson at 867-4117 or at bill.thompson@starbanner.com

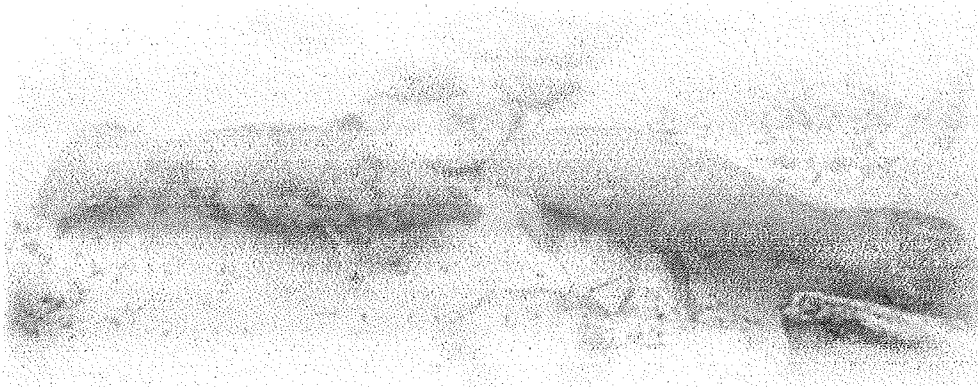
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WATER *matters*

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[< Previous ...](#) [Next >](#)

Three Sisters Springs Purchase Earns Award



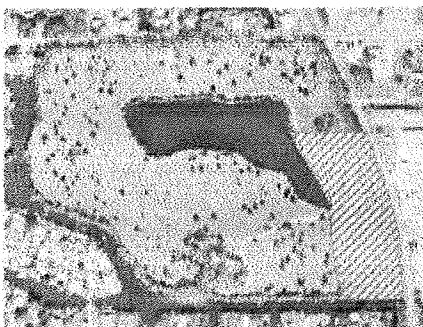
The U.S. Fish and Wildlife Service has recognized the Southwest Florida Water Management District for its part in the Three Sisters Springs land acquisition project.

Eric Sutton, former District Land Resources director, and Gary Williams, District senior environmental scientist, were among the 18 individuals and organizations who recently received the Regional Director's Conservation Award for their roles in the land acquisition project.

"It's great to have the Fish and Wildlife Service recognize the District for this project, but there were many people and organizations that came together to make this happen," said Sutton.

The acquisition included numerous partnerships such as Florida Communities Trust, the U.S. Fish and Wildlife Service, the City of Crystal River and other public and private contributors. Purchased for \$10.5 million, the District acquired a 30 percent interest for the purposes of protecting water resources and to construct a stormwater treatment system. The remaining 70 percent interest was acquired on behalf of the City of Crystal River. The District contributed \$1.28 million to the purchase, using Florida Forever funds. The land acquisition project was recommended in the 2004 City of Crystal River Watershed Management Plan.

"The City of Crystal River pulled a lot of people together to help make this happen," said Sutton. "The city managed to bring people together from many different organizations, and the result is that a very valuable natural system is being preserved."



An aerial view of the Three Sisters Springs property, with the approximate location of the District's proposed stormwater treatment project.

The Three Sisters Springs parcel is a 57-acre site that contains 45 acres of uplands and 12 acres of wetlands, including three second-magnitude springs that serve as a winter refuge for manatees. The site lies within the Crystal River National Wildlife Refuge and previously served as a wetland system benefitting Kings Bay. The Crystal River/Kings Bay system has been designated a priority water body under the Surface Water Improvement and Management (SWIM) Program. Williams sees opportunities to improve the system, now that the District has some land to work with.

"Stormwater that discharges near Three Sisters Springs has been able to reach Kings Bay without adequate treatment," said Williams. "This purchase gives us enough land to treat stormwater from

approximately 135 acres within the City of Crystal River, helping us to remove nutrients and other constituents that are harmful to the bay.”

District plans for the property include developing a stormwater treatment wetland on an 8.5-acre section of the property to filter stormwater runoff. Stormwater currently enters a canal adjacent to Three Sisters Springs, which discharges directly into Kings Bay.

Although the City of Crystal River owns all but 8.5 acres of the property, the Fish and Wildlife Service will manage it. Mississippi-based Fish and Wildlife workers came to the property in May and built a 1,300-foot raised boardwalk around the springs. The boardwalk will give visitors clear views of manatees using the springs.

The Fish and Wildlife Service’s regions give the conservation awards to organizations and teams who, in partnership with the Fish and Wildlife Service, show significant contributions to natural resources and demonstrate exceptional innovation and ability in supporting good resources management and conservation.

The Fish and Wildlife Service Southeastern Region gave out 10 Regional Director’s Conservation Awards during the May 10 ceremony, recognizing individuals and organizations for restoration projects, conservation efforts, response to crisis situations and outstanding service.

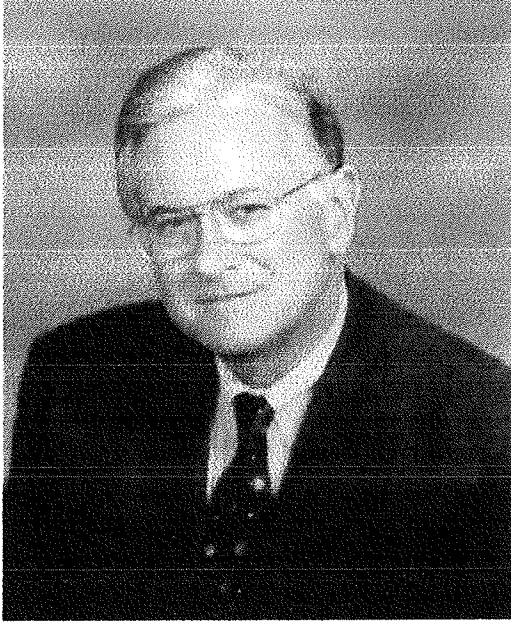
July–August 2011

[Return to Top](#)

WATER *matters* MAGAZINE

[< Previous ...](#) [Next >](#)

New Chair Focuses on Communication to Meet Water Resource Challenges



Governing Board Chair H. Paul Senft Jr

After graduating from Emory University in Atlanta, H. Paul Senft Jr. entered the U.S. Air Force Reserve, where his education was put to good use.

"The Air Force taught me to be a plumber," said the new District Governing Board chair. "You could say they started me in the water business." Paul smiled.

Quiet and unassuming in appearance, Paul combines a wry sense of humor with a competitive drive to excel, a commitment to whatever the task is at hand and a streak of independence. Officially he's retired, but his schedule could lead one to redefine the term.

In addition to serving on the District Governing Board, some of Paul's other responsibilities include being a national committeeman for the Republican Party, director of the Haines City Economic Development Council, owner of Townsend-Senft Consulting and Insurance, Inc., chair of the advisory board of the Heart of Florida Regional Medical Center, member of the Charter Review Committee for the City of Haines City, and past chairman of the Central Florida Economic Development Council, in addition to being active in many other community, civic and church organizations.

"My wife, Cheré, and I got married for better or worse, but not for lunch," Paul said. "I have to do something every day to get out of her hair. We made a commitment not to do anything to run the other away."

"It's a lot better to correct a problem than to fight it ... " — Paul Senft

After 47 years of marriage, two daughters and five grandchildren, their plan seems to be working.

Paul was born and raised in Macon, Ga., a small town two hours south of Atlanta. His father was a registered pharmacist who worked for Upjohn Pharmaceutical Corp. for nearly 40 years. His mother was a homemaker who sang in a Baptist church for more than 70 years until she passed away at the age of 90 about five years ago. He also had two older sisters who "picked on me all the time."

Life in Macon was family and neighborhood and outdoor games of hide-and-seek or tackle football played across three front yards with participants often knocked into the bushes, causing some consternation for the adults. School was a block away and when a playground was built there, the games moved to the new site.

Whatever sport, whatever age group, "if they blew a whistle, I was there."

His family moved to Atlanta when Paul was in high school. He attended Druid Hills High School, "the School of Champions," adjacent to Emory University. Most of the student body at the academically competitive high school had parents who taught at Emory. Paul was motivated to study to ensure his

eligibility for sports. He played football, basketball, track, baseball, golf and swimming. If they blew the whistle, he was there. Later in college he would serve as a coach for the AAU, one of the largest nonprofit volunteer sports organizations in the county.

In addition to sports, Paul found himself drawn to journalism in high school, eventually serving as the editor of the school newspaper and embracing the leadership role, an act that would be replicated throughout his life. He remembers driving his English teachers crazy with the unusual editorial decisions at the paper.

"We might devote one issue of the paper entirely to sports, then turn around with the next issue and focus on poetry and art. The teachers couldn't figure us out. We did some unusual things to get recognition. We wanted an award-winning newspaper."

With Emory University around the corner from the high school, it was a natural choice for Paul. He lived at home for the first two years and hung out at the Phi Delta Theta fraternity house, eventually becoming one of its officers. He recalls a fire at the fraternity house during his sophomore year. The fraternity pledges were given the task of sanding, varnishing and polishing the floors in a meeting room. A lit cigarette ignited the fumes. When a radio station arrived to cover the fire at the conservative, Methodist university, a reporter stuck a microphone in front of one of the fraternity brothers and asked what happened.

"He was a rabble-rousing free spirit and he said, 'The still blew up.'" The comment caused quite a stir in the community until everyone realized it was just a joke made to relieve some of the tension of the moment. Paul chuckled at the memory, clearly still fond of the rabble-rouser's spirit.

It was at Emory University where Paul met Cheré Mary Charlotte. A strong connection existed between Florida and Georgia, and Paul remembered many fraternity brothers from Haines City and other Florida residents who attended Emory to study medicine and nursing. Cheré left Haines City to go to Emory just days before Hurricane Donna struck, the storm that was the catalyst for forming the Southwest Florida Water Management District.

Paul at one time harbored thoughts of a career in journalism but eventually decided on a management degree. As a boy he often spent summers traveling with his father as the pharmacist introduced new drugs to doctors. He wanted to combine his interests in business and medicine. After graduating from Emory, he entered the Air Force Reserve while attending night school at Georgia State University to earn his master's degree in business administration with a major in healthcare administration.

While he was doing an internship in hospital administration at the Egelston Children's Hospital in Atlanta, Cheré graduated from Emory and the couple were married.

Paul's hospital administration career took him to several different hospitals in a variety of positions. He was the first professionally trained hospital administrator at the Scottish Rite Hospital for Crippled Children in Atlanta, a facility that had previously been managed by a doctor or a nurse. That hospital was the birth place of the Shrine chain of Crippled Children's hospitals. He worked for a variety of government-owned or community nonprofit hospitals, was instrumental in building nine hospitals in Florida and managed hospitals in Puerto Rico.

As much as he enjoyed hospital administration, he realized he would never be able to own a hospital and the control would always be with the doctors. Contemplating a career change, an opportunity arose that would bring the Senft family to his wife's hometown of Haines City. Paul's father-in-law was ready to sell his insurance agency and Paul was ready to buy. He now owned his own business.

"Insurance can be very rewarding. It's a personal service, and you get fulfillment when people are covered and reimbursed."

Thus Paul began a new career that would encompass more than 30 years of service. And, as in his previous work, he embraced leadership roles, getting involved in and eventually becoming president of the Florida Association of Insurance Agents.

Even with a full slate of professional responsibilities, he accepted multiple gubernatorial appointments. He served as a volunteer on the Polk Community College Board for 11 years, chairing for two terms. He was appointed by Gov. Jeb Bush to the Commission for Independent Education when the state's education system was being reorganized. He also served several terms on the advisory board of the Heart of Florida Regional Medical Center in Haines City.

In 2003, following the death of first-term Commissioner Charles Richardson, Gov. Bush appointed Paul to the Polk County Board of County Commissioners. Paul won the election in 2004 to serve out the remaining two years of the term. That same year, he was elected by Republican leaders from across the state to be a state officer serving on the Republican National Committee, which approves budgets and sets national priorities. The RNC has only 168 members nationally. He was reelected to the RNC in 2008.

During his time on the Polk County Commission, Paul had his first opportunity to work with the staff and Governing Board of the District. Three hurricanes had devastated Polk County in 2004, leaving an incredible amount of debris in Peace Creek. He was impressed by the District's willingness to step up and help clean out the canal.

During the same time period, the county was facing some potentially stiff fines for overpumping on its water use permit. As county commissioner, Paul made the commitment to find solutions.

WATER *matters* MAGAZINE

[< Previous ...](#) [Next >](#)

Governor Appoints Hillsborough's Michael A. Babb as Newest Member of Governing Board

Babb Will Represent Hillsborough County



Michael A. Babb

Gov. Rick Scott appointed Michael A. Babb to the District's Governing Board in June.

Babb is from Hillsborough County and is president of Two Rivers Ranch, Inc. in Thonotosassa. He was appointed to succeed Maritza Rovira-Forino and will represent Hillsborough County interests on the Board. His term ends March 1, 2014.

A native of Richmond, Va., Babb graduated from Godwin High School in Richmond. He earned a bachelor's degree from the University of Richmond and a master's degree in business administration from the University of South Florida in Tampa.

Babb has served as president of Two Rivers Ranch since 2009. The 14,000-acre cattle and timber ranch stretches across Hillsborough, Pasco and Hernando counties and is the largest piece of privately owned, undeveloped property in Hillsborough County. Previously, Babb was the co-founder and president of Academic Financial Solutions in Tampa, which provides student loans.

Babb serves on the boards of the Crystal Springs Foundation, Inc.; Florida Biomass Energy, LLC; Florida Energy Capital, LLC; Fellowship of Christian Athletes; and Lydian Bank & Trust. He is also an associate member of the Florida Land Council.

Babb feels his experience working with the District as a water use permit holder will allow him to identify areas of improvement and help facilitate initiatives that will allow the District to continue to be a positive institution in the community.

From: Lou Kavouras <lou.kavouras@gmail.com>
Subject: **SWFWMD Executive Director Recruitment**
Date: July 27, 2011 2:13:56 PM EDT
To: undisclosed-recipients;;
Bcc: jesull@comcast.net

During their meeting yesterday, the Governing Board narrowed their list of 51 applicants to seven; Blake Guillory, Kenneth Griffin, David Chardavoyne, Joe Manous, Bruce Wirth, Richard Owen and me. Since that announcement, one applicant (Kenneth Griffin) has withdrawn his application. Following submittal of written responses to 12 questions due Friday, each of the six remaining candidates will be interviewed by the Governing Board on Tuesday, August 2 in Tampa. If necessary, the Board will conduct a second round of interviews on Monday, August 29 in Tampa. The Board's goal is to announce the selection of an Executive Director during their regular meeting on August 30. As promised, I will keep you apprised unless you ask to be removed from this list. Feel free to contact me if you have any questions. - Lou.



Published: August 17, 2011

[Home](#) / [news](#) / [opinion](#) / [editorial](#) /

Scott casts a line

By TBO.com

Gov. Rick Scott jumped a tarpon and reeled in a grouper while fishing in the Florida Keys last week.

It wasn't a vacation, but an official outing to boost tourism and show Florida has recovered from last year's Deepwater Horizon oil spill.

It was a nice gesture (he paid for the fishing charter out of his own pocket), and we hope fishing enthusiasts around the country took note. But we also hope that Scott took note of his surroundings.

Florida would not be the "fishing capital of the world," as tourism officials call it, were it not for the vigorous efforts of prior leaders to protect the environment.

Over the last 40 years, every governor, regardless of party or political views, has worked to safeguard Florida's natural riches.

Republican Claude Kirk created the state's first environmental protection agency. Democrat Reubin Askew initiated water management and planning efforts. Democrat Bob Graham spearheaded Everglades restoration. Republican Bob Martinez launched a critical land acquisition program and emphasized growth management. Democrat Lawton Chiles fought offshore drilling, as did Republican Jeb Bush. Republican Charlie Crist sought to curb air pollution and advance Everglades work.

Scott, so far, has been the sad exception. Indeed, he appears determined to dismantle the admirable work of his predecessors.

Deriding government safeguards as "job-killing regulations," he has all but declared war on natural Florida. He killed the state's growth management program, eliminated funding for the purchase of natural lands and approved legislation gutting water conservation efforts. He also has refused to rule out support for near-shore drilling.

It would be one thing if Scott, who has only been a Florida resident eight years, had systematically sought to streamline requirements and jettison unnecessary regulations. But there has been no attempt at balance or any reflection on the abuse that initially made these regulations necessary.

These are not the acts of someone who values the natural heritage that underpins the state's tourism industry

and its appeal to residents and visitors alike.

If the governor continues on this course, he could easily jeopardize the state's reputation as the "fishing capital of the world."

Consider the Florida Keys. Its coral reefs are threatened by declining water quality, the result of runoff, septic tank use, erosion, wetland destruction and other impacts from ill-considered developments. Despite the state's efforts to protect the reefs, the threats remain, yet Scott is dismissive of regulations that protect the water, the reefs, the fish and the enterprises they sustain.

Or consider Tampa Bay. Its dramatic comeback is a result of tough water-pollution standards and government spending on wastewater cleanup. The state also invested in restoring shoreline, recreating tidal marshes, wetlands and vegetated creeks, bolstering nature's ability to filter nutrients and other pollutants from the water.

The state's five water districts helped improve many Florida waterways, including Tampa Bay, under the SWIM — Surface Water Improvement Management — program. The Legislature launched the program in 1987 at the urging of Martinez, whose visionary environmental work Scott should attend. This year Scott has gutted the districts' funding for clean-water initiatives and approved legislation that will make it easy for special interests to block the districts' environmental safeguards.

Scott does appear to have a personal appreciation for the outdoors, and perhaps his policies will evolve. But so far the governor doesn't seem to understand — or doesn't care — how short-term thinking in Tallahassee will cause long-term threats to the beaches, springs, rivers, woodlands and wetlands that make Florida a natural paradise.

Finally, Scott's looking for love, but he has to earn it

Until this week, only one reason existed to respect Gov. Rick Scott.

It was this: Florida's top economic evangelist never concealed his contempt for the press and didn't cry crocodile tears over the plight of the state's poor or its schools as he moved single-mindedly ahead with his agenda of making his fellow businessmen richer.

Let's get to work!

But eight months into his administration, he's having a Charlie Crist moment: Florida's tough-guy governor is feeling the need for a group hug.

Poof! There goes even that tiny slice of integrity. He's practically begging for the love. It's sad.

During the campaign, Scott thumbed his nose at the press. This was deliberate. It wasn't as if he was too tied up to make it to editorial-board meetings across the state, where leaders in the media get to ask those rare, in-depth questions and evaluate the fitness of the candidate. He went to one in Lakeland, and that, apparently, was all he could enjoy.

He's kept the press at arm's length since his coronation in January. And why not? He didn't need the Fourth Estate to get elected.

But more important, he's done the same to the public. This guy doesn't go to Dairy Queen for a double dip without a script. He's not listening now, and he never did.

Consider his budget-signing event at The Villages, an overwhelmingly Republican retirement development, where his aides persuaded deputies to throw out "protesters." Protesters? Not hardly. We're talking about 60-year-old schoolteachers in sensible shoes waving "Pink Slip Rick" signs and waiting politely for him to speak.

Despite the iron grip on his image, something went badly wrong for the governor: His approval rating plummeted.

The state's Republican Party stepped in and paid for a series of recorded telephone calls extolling his budget cuts, highlighting his promise to find money for education (never mind that he cut education funding) and touting his work to close pain-pill mills (the calls didn't mention that Scott originally declared he'd kill a state database to crack down on excessive prescriptions, then changed his mind at the last minute.)

The calls didn't work.

A Sunshine State News poll conducted in early July found that only 27 percent of registered voters think the governor is doing a good job. That's even lower than the 29 percent approval rating from a Quinn-



LAUREN RITCHIE
Sentinel columnist

piac University poll in May.

Oh, my! What's a governor to do?

On Monday, Scott for the first time invited reporters into his office instead of conducting the usual stiff exchange in a more formal press-conference room. He didn't say anything important — he just chit-chatted for an hour.

Poor Rick. It must kill him to make nice with the rabble-rousers who have made him look like a greedy kook with a balloon-brain in the governance department.

The truth is that Rick Scott doesn't have a public-relations problem. He has a substance problem. His problem is that he has none.

Scott's most memorable campaign promise was to bring jobs to Florida. He claims to have brought 8,000 to the state, but it sure doesn't feel that way with 10.6 percent unemployment, a figure that has dropped only about 1 percent since he took office.

What happened to "getting to work"? Obviously, not much.

The notion that companies were taking a pass on the Sunshine State because of supposed unreasonable, job-killing rules was — and still is — fantasy. Just like it's fantasy that they'll come now that Scott and his cronies have converted government into the slave of business and stripped nearly every significant restriction from the books.

Scott's sudden push to boost his image can be explained simply. Florida was in a sorry state when the governor was campaigning, and people were looking for a savior. They thought they had one in him, and now they know they don't. It wouldn't be the first time that voters wanted something so desperately that they were willing to believe tripe.

Getting chummy with the press isn't going to help. One thing and one only will do the trick for Scott: Bring jobs to Florida.

That was the governor's campaign promise, and that's what he has to do to boost his image. The public should accept nothing less.

Lritchie@tribune.com

From: Diane Salz <disalz@yahoo.com>
Subject: **Fw: St. Pete Times: shaking up the water management districts...**
Date: September 4, 2011 9:11:29 AM EDT
To: Jack Sullivan <jesull@comcast.net>
Reply-To: Diane Salz <disalz@yahoo.com>

----- Forwarded Message -----

From: Diane Salz <disalz@yahoo.com>
To: Diane Salz <disalz@yahoo.com>
Sent: Sunday, September 4, 2011 9:11 AM
Subject: St. Pete Times: shaking up the water management districts...

Six months ago, Gov. Rick Scott's newly appointed Department of Environmental Protection secretary, Herschel Vinyard, sat down for lunch at Tallahassee's Governor's Club with four of his predecessors. They offered to answer any questions about the job.

Vinyard, a Jacksonville shipbuilding executive, made it clear he didn't know much about the state's environmental agency, but he did have one thing on his mind: the state's water management districts, which are nominally under the DEP but have long functioned independently of Tallahassee. "He talked about the water districts, that that was something he wanted to take a hard look at," recalled Jake Varn, who served as the state's top environmental regulator from 1979 to 1981 under then-Gov. Bob Graham, a Democrat.

"It was his first week in Tallahassee, and he was talking about all their money and their taxing authority," agreed Victoria Tschinkel, who headed the environmental agency for the remaining six years of Graham's term.

Now Scott and Vinyard have shaken up the water districts — cutting millions from their budgets, capping executive salaries, pushing for layoffs and freezing land buying — and Scott says that's only his first step.

The goal seems clear to Tschinkel: "The governor wants control over the water supply in Florida." Actually, according to Scott press secretary Lane Wright, "Gov. Scott's goal is to make sure water management districts stick to the core mission with which they were created — plain and simple." But when asked specifically whether Scott thinks the best way to do that is by centralizing control of water management decisions, Wright replied, "I'm not even sure what that means." He did not respond to followup questions.

Vinyard, 47, acknowledges his keen interest in the districts, but says there is no move afoot to create a water czar for Florida, dictating who gets how much water and when.

"Early on, I was very focused on water and water policy, because water is so important to the state's future," he said. "I view the water management districts as key partners in implementing our strategy." As for the czar idea, "I haven't heard that."

The idea of centralizing the state's water supply decisions has been around for years. In 2003 the Council of 100, a group of the state's business leaders, came up with a plan to create a state water commission that could route water from sleepy North Florida to fuel development in South Florida. But the plan proved so controversial that Gov. Jeb Bush scuttled it.

Still, the idea of centralizing water policy decisions is in keeping with what Scott's own transition team called for.

The subcommittee on regulatory reform, led by Tampa water-use lawyer Doug Manson, told Scott "the greatest need right now that will produce the fastest results is to change the culture and the leadership at the DEP and the water management districts" in order to "create an environment of customer service to help citizens and small businesses succeed while ensuring sound growth."

Doing that would require Scott to "create consistent water policy from the governor's office through

DEP to each WMD," the transition team wrote. Manson did not respond to a request for comment. Although the members of each water district governing board are appointed by the governor, they have frequently pursued their own policies and practices. They contend they alone know how to meet the needs of their region, but the lack of uniformity has aggravated developers and others seeking permits.

The oldest is also the largest: the South Florida Water Management District, created in 1949 to oversee the drainage of the Everglades, and now in charge of restoring it.

The one overseeing the Tampa Bay region, the Southwest Florida Water Management District, followed in 1961 after monstrous flooding.

Then in 1972 the Legislature created the rest: the St. Johns River Water Management District, the Suwannee River Water Management District and the Northwest Florida Water Management District. Their boundaries are not based on county lines but on where surface water runoff goes. Each has the power to levy property taxes to finance water supply projects — such as Tampa Bay Water's reservoir and desalination plant — and protecting land important to maintaining a clean water supply. Each one is also in charge of issuing permits for tapping into the aquifer and altering wetlands.

Scott is not the first governor to try to get the water districts singing from the same hymnal, noted Colleen Castille, who headed the DEP under Gov. Bush. She held quarterly meetings with the executive directors of the five districts to discuss policy issues and "try to get a consensus."

But the districts, by virtue of their taxing authority and their access to local legislators, could usually thwart any attempt by a governor or DEP secretary to make them do something they didn't want to, Varn said.

So when Vinyard mentioned the water districts to his predecessors, Varn said, "we told him they're a force to be reckoned with. They've got more money than God, they pay their staff better and if you get a good person working at DEP, they can hire them away."

But now Scott and the Legislature have forced the districts to slash their tax rates and budgets, forcing the layoff of hundreds of employees, including some senior Everglades experts at the South Florida district. But Vinyard insisted that the districts still have plenty of cash for building new water supply projects.

Meanwhile, he's ordered the districts to stop buying environmentally sensitive land until he tells them to start again.

"This is a timeout," Vinyard said, explaining, "I haven't been able to find a written policy on what land we should buy and why." His staff is trying to draw up a policy, which he said may take a while.

All in all, though, Vinyard said he's interested only in saving the taxpayers money through greater efficiency, not seizing control of the water supply. "I'm not a conspiracy theorist," he said.

Craig Pittman can be reached at craig@splimes.com.

From: Diane Salz <disalz@yahoo.com>
Subject: **Fw: gutting growth management an inside job...**
Date: September 4, 2011 9:36:19 AM EDT
To: Jack Sullivan <jesull@comcast.net>
Reply-To: Diane Salz <disalz@yahoo.com>

FYI.

----- Forwarded Message -----

From: Diane Salz <disalz@yahoo.com>
To: Diane Salz <disalz@yahoo.com>
Sent: Sunday, September 4, 2011 9:35 AM
Subject: gutting growth management an inside job...

TALLAHASSEE — After Florida's business lobby poured tens of millions in campaign cash into electing Republican supermajorities to the Legislature last year, its top wish was clear: dismantling state oversight of the once-massive development industry.

More than a month before Billy Buzzett took over as Florida's top growth cop in January, lobbyists for some of the state's biggest developers already had outlined a game plan to make it easier for large-scale projects to spread across the rural and exurban landscape, according to public records released by Gov. Rick Scott's office seven months after the Orlando Sentinel requested them.

"Beyond removing some of the regulatory impediments, is there a planning function that will promote the efforts to make our state more attractive to businesses?" one of the lobbyists wrote to Buzzett, a former developer with the St. Joe Co., on Nov. 24.

And the emails show those lobbyists largely wrote the bill lawmakers wound up passing in May: a 190-page dismantling of Florida's growth-management act that dramatically limits the state's role in overseeing growth and makes it harder for citizens to challenge future development plans. In one fell swoop, Florida shifted gears from development cop to corporate salesman.

"They were very persuasive," says Buzzett of the lobbyists.

In the months since the growth rewrite passed, outside consultants have labeled it "the most far-reaching reorganization of state agencies in more than two decades."

The Florida Department of Community Affairs, the agency tasked with settling disputes over sprawl and environmental degradation, will go away Oct. 1.

Half its 60 urban planners will be laid off, and the other half shunted into the governor's new job-creating Department of Economic Opportunity — where they will be renamed the Community Development division and have little power to intervene in growth-management fights.

Already, the new law has forced the state to drop out of eight lawsuits over contested growth plans, from a mining operation in Lee County to the massive, 23,000-home Farmton project planned for Volusia and Brevard, and Orange County's 6,343-home Innovation Way East development, which includes 2.2 million square feet of research, office and retail space.

"We don't believe the state should be dictating to local governments whether to put a gas station on a corner or not," said Doug Darling, who will helm the new state agency, adding: "The governor's vision is not to go hog-wild on development. The governor's vision is for regulatory certainty."

Ironically, the architects of the growth-policy sea change were two lobbyists nicknamed the "Thelma and Louise" of growth management, who each had helped usher in Florida's once-heralded era of comprehensive growth planning three decades ago.

Nancy Linnan, a former assistant DCA secretary under Gov. Bob Graham, now lobbies for the St. Joe Co. and the developers of The Villages. In January and February, emails show, she helped lead

a group of lobbyists called the "growth leadership team" for the Florida Chamber — which sank \$5.5 million into last year's elections — that conceived and wrote the bulk of the language that House staff ultimately grafted into the bill in early March.

"It's still a pretty scary new day, but you had to let local government grow up," Linnan said. "Now you don't have DCA to kind of hide behind anymore."

Her partner was fellow land-use lawyer and Associated Industries of Florida adviser Linda Loomis Shelley, who had been DCA secretary under Gov. Lawton Chiles and general counsel to Graham when Florida's growth act was passed in 1985.

In January, they presented their plan to House Speaker Dean Cannon, a Winter Park Republican and former land-use lawyer who had frequently quarreled with the agency. He called it "spectacular" and put the weight of his office behind it. Although some Democrats and environmental groups objected, Republican supermajorities in both chambers steamrolled the opposition.

"This Legislature did not need a consensus. And the train was leaving the station," Shelley said.

"Either you got on board with your ideas and got them onto the train, or you waved goodbye as it left."

That "train" was powered by a confluence of earth-shifting developments in recent years.

Florida's business lobby had invested millions of dollars to defeat Hometown Democracy — an amendment on the November 2010 ballot that would have required voters to approve changes to land-use plans — and wanted to prevent local governments from putting growth-plan changes to public votes in the future. The new law does that.

At the same time, large landholders and Republican lawmakers were furious with DCA and its former secretary under Gov. Charlie Crist, Tom Pelham.

Though Pelham's agency had approved 94 percent of all new plan amendments that had come in the door since 2007 — giving the OK to 1 million new homes and 2.7 billion square feet of new commercial space — he also put the brakes on several large projects, such as Farmton.

Shelley is a lawyer for Miami Corp., which owns the 59,000 acres of timber and wetlands west of Interstate 95 in Volusia County where developers hope to build Farmton, a new city of 50,000 people, during the next five decades. A hearing will be held this month in a 2-year-old challenge to the project by the Sierra Club and local environmentalists; Pelham is expected to testify.

In the future, DCA will be allowed to step in only if "important state resources or facilities" — a phrase Shelley and Linnan wrote — are affected, although the law does not define what those are. Instead, it will be up to courts, administrators and ultimately the governor and Cabinet to decide on a case-by-case basis.

During last year's campaign, Scott lambasted the agency for "killing jobs," and Republican lawmakers — joining developers to oppose the Hometown Democracy amendment also on the ballot — used equally harsh language.

"Sensing an historic opportunity," Pelham wrote this summer in an American Bar Association article, "the development lobby in the state capital went to work."

The developers' legislation "rolled through the legislature like a tsunami, with little deliberation, few changes, and virtually no concessions to other stakeholder groups," he wrote. "When the storm subsided, the damage was almost incalculable."

The reform's House sponsor, Rep. Ritch Workman, a Melbourne Republican and mortgage broker, called that characterization insulting because the House held three workshops and more committee hearings on the bill, which was amended considerably.

"I dedicated hours to this bill," Workman said. "From Sierra Club to Linda Shelley's group, the Florida Chamber ... no single group was completely happy with this bill."

But the plan moved so fast, lobbyists for the Florida Association of Counties complained to Cannon's office in early April that they couldn't keep up. Local governments had wanted the ability

to let smaller and poorer local governments opt for more-stringent state review, but the changes never made it into the bill.

"Evidently, in committee last week we had 16 late-filed amendments that were a surprise to [the counties]. The amendments did not include a local option provision for small counties," FAC lobbyist John Wayne Smith wrote to Cannon's chief of staff on April 4. "FAC is not opposed to growth management reform and I will be getting with Chair [Ritch] Workman to discuss what happened or what broke down in our communications."

When passed in 1985, Florida's growth law was the toughest in the nation. It required cities and counties to create long-range "comprehensive" growth plans to fight sprawl and environmental destruction, including requiring developers to help pay for roads and schools that would be needed to serve their projects.

But through the years, developers argued the law became an employment act for planners, engineers and land-use lawyers while losing focus on results. Twenty-six years after the reform, many local governments had built up their own professional staffs to evaluate growth plans and didn't need state review.

But critics say the sweeping changes were fueled by misinformation and outright lies about the law. And, they say, it's now anyone's guess how Florida's eventual growth will take shape.

"The whole premise to attack DCA was a canard," said Charles Lee, with Audubon of Florida. "If it was related to the need to do this for new jobs and economic activity, the numbers show conclusively it was a big lie."

Next Sunday: How the new growth law is changing Florida's landscape.

adeslatte@tribune.com or 850-222-5564. Follow him on Twitter @adeslatte.

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From: "Emilio Vergara" <sonnyvergara@bellsouth.net>
Subject: **Vinyard Claims No Water Czar in the Works? Right.**
Date: September 5, 2011 4:24:58 PM EDT
To: "Sonny's Friends" <sonnyvergara@bellsouth.net>
▶ 2 Attachments, 44.4 KB

Dear Friend,

In response to a question from the St. Petersburg Times, new guy secretary of DEP Herschel Vinyard says he hasn't heard about the idea of a water czar though he's "very focused on water and water policy because water is so important to the state's future."

Well, he's got that last part right, at least. But does he really have no plans for centralizing control of water and water management district money in Tallahassee? Or is he just being coy?

According to Vicki Tschinkel, widely respected former Secretary of DEP, the CEO-governor's intent is simple and clear, "The governor wants control over the water supply in Florida."

The exchange was published in the Times Sunday, 9-4-11, by reporter Craig Pittman in an article entitled, "State environmental chief, Gov. Rick Scott shaking up water management districts."

All I can think of is, "Well, here we go again."

I don't know if there's a bacteria that's carried on the hot winds of BS that prevail in T-Town or if it's just the same old Florida Chamber and Committee of 100 lobbyists who lurk in the dark corners of Clyde's, like mold, waiting to infect the uninitiated with the same old ideas. Who or whatever it is, the same idea keeps popping up.

To centralize control of all of Florida's water out of an office in Tallahassee is the apparent holy grail of those who want to make money with the control of water. They think there's so much water in the Suwannee River and the first magnitude springs of north Florida, and there's so much water needed for the new condos on South Beach and farming celery in The Everglades, that we only need a viaduct, like the Romans, and just let it flow downhill, north to south. Just open the valve. So simple and so efficient. And there's a bundle to be made.

Maybe drop off a little for JD Alexander in Polk County on the way. He'll need it after he terms out and becomes president of the newly-independent-from-USF-if-he's-successful

Alexander Polytechnic Institute for Political Intrigue and Subterfuge.

But I digress.

Whatever happened to those old academic fears that warned against such dastardly concepts as inter-basin transfers, favoring the rights of the have-nots over the rights of the haves, taking the future of those with water and dedicating it to the future of those without, making money for those without water at the expense of those with water, or the real clincher, taking my water and giving it to somebody else? Apparent these highly emotional positions no longer carry weight.

Really?

Haven't they ever heard of Nancy Argenziano? Haven't they ever heard of local sources first? Are they willing to stand up in front of 600 plus angry people whose homes have wells, septic tanks, 100-year old oaks in their front yards, fences around their property and locks on their gates, and tell them their water is going to be piped elsewhere?

Haven't they ever heard of a water war fought in the Tampa Bay area with Pinellas County and the City of St. Petersburg on one side and Pasco and Hillsborough counties on the other? A war that started in 1968 and ended in 1998 pursuant to a very expensive agreement where property taxpayers, mostly from the Tampa Bay area, paid some \$300 million to end?

Aren't they paying attention to the suit just filed by the Suwannee River Water Management District against the St. Johns River Water Management District because groundwater permits issued in St. Johns are going to dry up springs in the Suwannee District?

Haven't they ever heard of Minimum Flows and Levels that set limits on rivers, lakes, springs, wetlands, and aquifers below which no further withdrawals will be allowed because it will cause "substantial harm"? Aren't they aware of how many MFL's have been set for these water bodies in the northern areas of Florida, as required by law, where many have already reached that minimum level?

Haven't they thought about the constitutional line over which they are about to step that prohibits the state from levying an ad valorem tax. Have they considered that if they cross that line, it will trigger another lawsuit for the CEO to contend with? A very prominent T-Town attorney has indicated to me:

"... the Florida Constitution prohibits a state ad valorem tax and that is the reason that the amendment was passed in 1975 giving the water management districts the power to assess ad valorem taxes. Now that the Governor and Legislature have line item veto power over the water management district budgets, haven't we transformed the water management district taxes into state ad valorem taxes and violated the Constitutional prohibition. Thus, the legislation authorizing the line item veto authority by the Governor and Cabinet is probably unconstitutional and needs to be challenged."

In the article, Vinyard is said to have gone on about how he just wants to establish some consistency among the water management districts' regulations and that he's not allowing any further environmental land purchases because he wants to take a "time out."

I would second that. He needs to take a time out and analyze far more carefully what he's doing than he has before now. Folks are talking about it. Nobody knows, including Vinyard, what he's doing or what we're going to have when he's through.

Jeb Bush was smitten with the Idea from Clyde's, that we ought to take the public's water and sell it to private companies, when he first arrived in town. But Jebber Doo deep-sixed the thought when the match he was holding lit off a maelstrom of anger. His boy, David Struhs (Secretary of DEP), floated an idea that the state could identify how much excess was in a river and sell it to the highest bidder.

Jeb also met with representatives of Enron, or he didn't, depending on who you believe, who came nosing around to see if the state was serious about selling its water like so much witch hazel. Thankfully, after the fire it turned out the state wasn't really interested after all, and nobody would admit they even knew what Enron was talking about.

And more recently, aren't they reading the newspapers (!) because if they were they would know former congressman and now Florida Commissioner of Agriculture and Consumer Services Adam Putnam, put it rather succinctly. Again according to the St. Petersburg Times, *Buzz*, published 1-19-11:

Under no circumstances, Putnam said, should the state consider sale or transfer of water use rights from one region of Florida to another. "It would put us on the brink of a civil war," Putnam said.

Enough said. The idea is a bad one. Vinyard ought to flush it back where it came from.

Sonny



<http://swfwmdmatters.blogspot.com/>

*To be released from my email list, just hit reply and say, ENOUGH! Or something similar, and I'll cheerfully remove your name.
Otherwise, I appreciate your interest and promise to do my best not to send you anything disrespectful of the time you take to read it.
As always, all comments are welcome.*

From: disalz@yahoo.com
Subject: **Fw: reported from the media...**
Date: August 25, 2011 8:22:23 AM EDT
To: "Jack Sullivan" <jesull@comcast.net>
Reply-To: disalz@yahoo.com

FYI.

Sent from my Verizon Wireless BlackBerry

From: Diane Salz <disalz@yahoo.com>
Date: Thu, 25 Aug 2011 05:21:36 -0700 (PDT)
To: Diane Salz <disalz@yahoo.com>
ReplyTo: Diane Salz <disalz@yahoo.com>
Subject: reported from the media...

Governor orders water districts to make more budget cuts
Staff and wire report
_ August 25, 2011 12:20 AM

After making cuts to budgets and slashing staff positions, the St. Johns River Water Management District and Florida's four other regional water management agencies learned Wednesday they face further belt-tightening.

Gov. Rick Scott ordered all but one district the South Florida Water Management District to make more reductions.

Scott praised the districts Wednesday for submitting tentative budgets that slash spending by more than \$700 million, but stated the cuts in most cases were not enough.

The St. Johns district, which includes Volusia and Flagler counties, cut its proposed property tax collections for this year by 26 percent and laid off more than 100 staff members. Similar cuts have occurred in other districts.

Scott called for additional cuts of \$2.4 million including deferred compensation payments. He also asked for reductions in salaries and benefits, including limiting executive director salaries to \$165,000, general counsel salaries to \$160,000 and 5 percent reductions in the salary of any district manager making more than \$100,000.

The governor said the pending reductions "are just the first steps in ensuring that Florida's precious water resources are protected and managed in the most fiscally responsible way possible."

Even before the new Republican administration and Legislature took office in January, Scott and others targeted the water management districts, including their spending, policies and practices.

The directors of two districts, South Florida and Southwest Florida, were forced from their positions and Kirby Green, St. Johns director, has announced he will retire by February.

Reaction from environmentalists was split.

Audubon of Florida executive director Eric Draper said the cuts will reduce vital protection for wetlands, springs, rivers and other water resources threatened by pollution, drought and overuse.

"How can you solve those problems without money?" Draper asked. "We need agencies focused on how to keep those healthy or else we are going to lose them."

The budget proposals, though, won praise from Florida Everglades Foundation CEO Kirk Fordham, a frequent critic of environmental spending cuts. Fordham said he was pleasantly surprised because he doesn't believe the reductions will jeopardize Everglades restoration.

Combined, the districts would still spend more than \$1 billion in the coming fiscal year.

The St. Johns district's proposed budget is \$209.3 million, after \$35.5 million in cuts, including

shaving millions in programs for water quality, supply and restoration projects.

"We're looking for projects to give the environment the most bang for the buck," said Department of Environmental Protection Secretary Herschel Vinyard during a news conference Wednesday.

The districts are abiding by Scott's directive to focus on their core missions of water supply, flood protection, water quality and natural system protection, Vinyard said.

-- *Staff Writer Dinah Voyles Pulver and The Associated Press contributed to the report.*

From: disalz@yahoo.com
Subject: **Fw: state cuts funding for SWFWMD**
Date: August 25, 2011 8:28:37 AM EDT
To: "Jack Sullivan" <jesull@comcast.net>
Reply-To: disalz@yahoo.com

FYI.

Sent from my Verizon Wireless BlackBerry

From: Diane Salz <disalz@yahoo.com>
Date: Thu, 25 Aug 2011 05:26:47 -0700 (PDT)
To: Diane Salz <disalz@yahoo.com>
ReplyTo: Diane Salz <disalz@yahoo.com>
Subject: state cuts funding for SWFWMD

State cuts funding for Swiftmud, other water districts

By KEITH MORELLI | The Tampa Tribune
Published: August 24, 2011
Updated: August 24, 2011 - 3:22 PM

State environmental officials have put the ax to the agencies that monitor and protect Florida's water resources.

The cuts were deep for the Southwest Florida Water Management District, which submitted a tentative budget to the state that is 44 percent of what it was last year. The district encompasses a 16-county region that includes Hillsborough County.

District spokeswoman Robyn Felix said the announcement in Tallahassee on this morning was not a total surprise and that the board had submitted a proposed operating budget to the state earlier this month of \$154.7 million, compared to \$280 million this current fiscal year.

"We had to prioritize," she said. The reductions were made in all areas, she said, including personnel, projects and cooperative funding to local governments.

Revenue from property taxes is estimated to be \$57 million less than last year, she said, and the .39 millage rate is down from .61 last year. The average homeowner could see a savings on the water management district tax bill of well over \$20, she said.

Across the state, more than \$700 million was sliced from the budgets of the five water management districts, said Herschel T. Vinyard Jr., secretary of the Florida Department of Environmental Protection.

He said the cuts are the result of months of negotiations between the state, which oversees the budgets, and the districts. Despite these reductions, the districts still must manage and protect Florida's water resources with more than \$1 billion in the next fiscal year.

"Effective and efficient water management is essential to a healthy economy and a healthy environment," Vinyard said. "These budget reductions are an important first step in ensuring that the water management districts focus on their core environmental missions, and the reductions reflect a significant savings for Florida taxpayers."

Each water management district governing board will finalize its budget at the end of September,

but the state has given little room to wiggle.

Anticipating budget cuts, districts have been reducing expenditures over the past year or so by reducing staff and reviewing policies, Vinyard said. "There are still plenty of folks working for the water management districts," he added.

Environmentalists said the cost cuts by the state will endanger Florida's ecosystem.

Audubon of Florida spokesman Eric Draper said the end result could be polluted drinking water and a ravaged environment.

"I just don't see how you can cut \$700 million," he said, "and still protect the environment."

He said state-funded initiatives to restore the Everglades will be severely impacted. He suspected that eventually, the cuts will lead to "the Everglades restoration grinding to a halt."

In July, water management district directors got a letter from Jon Steverson, Department of Environmental Protection's special counsel on policy and legislative affairs, foreshadowing what was to come.

"We cannot ask Floridians who are struggling to find work and provide for their families to continue to support the mission of the Department of Environmental Protection or the districts if we are not spending their tax dollars wisely," Steverson said in the letter.

The districts were advised to spend what they take in and not incur any debt, he said.

Acquiring land for conservation also was to be curtailed or eliminated and the districts were told to re-examine their salary structures and bring them into line with the rest of the state. The state also does not want districts building massive reserves and wants to limit those funds to two months operating expenses.

Last year's Southwest Florida Water Management District budget of \$279.8 million was more than \$19 million less than the year before, representing a 6.4 percent reduction, mainly because of reduced tax revenue from across the 16-county region covered by the district.

The previous year's expenditures topped out at nearly \$300 million.

In July, the district's governing board approved a millage rate of 39 cents on every \$1,000 worth of taxable, non-exempt property and merged the budgets of the district's eight basin boards into the main budget. That was expected to save up to \$400,000.

Under the adopted millage rate, the owner of a \$150,000 home with a \$50,000 homestead exemption would pay a \$39.28 water management district tax bill.

Felix said that the millage rates in Hillsborough and Pinellas counties were among the highest in the district because homeowners were taxed for both the district and the respective basin boards.

Public hearings are still ahead, with the final hearing for the local water management district set for Sept. 27, when the governing board will adopt the final millage rate and budget.

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From: disalz@yahoo.com
Subject: **Fw: big wmd cuts...**
Date: August 24, 2011 8:00:09 AM EDT
To: "Jack Sullivan" <jesull@comcast.net>
Reply-To: disalz@yahoo.com

FYI.

Sent from my Verizon Wireless BlackBerry

From: Diane Salz <disalz@yahoo.com>
Date: Wed, 24 Aug 2011 04:58:55 -0700 (PDT)
To: Diane Salz <disalz@yahoo.com>
ReplyTo: Diane Salz <disalz@yahoo.com>
Subject: big wmd cuts...

Big cuts, smaller projects ahead for water agencies

By Zac Anderson

Published: Saturday, August 20, 2011 at 9:45 p.m.

The biggest shake-up in state water policy in decades is unfolding this summer as the agencies that supervise everything from drinking water supplies for 19 million Floridians to flood control and environmental restoration undergo unprecedented budget cuts.

The \$210 million cut will result in less environmental monitoring, the elimination of conservation land purchases and fewer drinking water projects like the new \$128 million water treatment plant and reservoir along the Peace River that supplies Sarasota County and the surrounding region, according to preliminary budget proposals approved this month.

Critics say politicians and businesses hostile to the water management districts' regulatory and environmental policies are using the lagging economy as an excuse to roll back the agencies' power.

State lawmakers and Gov. Rick Scott pitched the cuts as tax relief and an effort to rein in agencies that have seen significant budget growth.

The Southwest Florida Water Management District alone -- which governs 16 counties in the Tampa Bay region through Sarasota, Manatee and Charlotte -- is slashing \$119 million in annual spending. The 44 percent budget reduction is the largest of any water district in the state.

Lawmakers accuse the water districts of growing fat on property tax money during the real estate boom -- amassing large reserves and bloated staffing.

In Southwest Florida, the district's annual service budget nearly doubled between 2002 and 2008, peaking at \$390 million and 897 employees.

The proposed 2012 budget is back to 1999 levels: \$161 million and 796 employees.

State leaders ordered the largest cuts to district programs considered inflated or nonessential, including land acquisition, regulatory staff and community outreach.

The owner of a \$150,000 house will save \$13 a year in reduced property taxes in Sarasota and Manatee Counties and \$17 in Charlotte County.

"This property tax cut allows families and businesses to use more of their hard-earned money in the way they see best, rather than having to send it to a government agency," Scott said in a recent

statement.

Critics say the cuts are short-sighted.

"Thirteen dollars is a pizza from Sam's Club; it's relatively meaningless for the individual. But when you add it all up it's of huge importance to the future of this state," said former Southwest water district executive director Sonny Vergara.

The cuts affect every district program, including \$33 million less for drinking water development in Southwest Florida, \$14 million less for water quality efforts and \$6 million less for flood protection. But some programs are being hit harder than others.

Too much land?

Florida had the most aggressive land conservation program in the country prior to the economic downturn.

Water district leaders managed the purchases with an eye toward protecting sensitive water bodies. Since 1991, the Southwest district has spent \$114 million on 73,000 acres of land in Sarasota, Manatee and Charlotte Counties.

The money went to purchase property along Charlotte Harbor, the Myakka River, Peace River, Tampa Bay, Shell Creek and the Little Manatee River.

A recent order by the Department of Environmental Protection spelled out the new policy: "No new land purchases."

The DEP memo distributed to water district leaders by Scott's administration instructed that:

"Prioritizing our spending requires us to take a much harder look at whether the dollars we spend are congruent with the core mission of the districts."

"We have to go back to the basics," water district board member Carlos Beruff, a Manatee County home builder, said during a recent meeting in arguing that flood control and developing drinking water supplies should take precedence over land conservation.

Local governments that were hoping to partner with the water district on conservation purchases are re-evaluating their plans, including proposals in Manatee County to buy land along the Manatee River and Braden River.

Short-sighted?

Pulling back too much on land acquisition and environmental restoration is a mistake, said Sarasota County Commissioner Jon Thaxton.

The real estate lull has taken the pressure off developing drinking water supplies. Money could be diverted to conservation and fixing impaired water bodies without raising taxes.

Such projects improve water quality, a core mission of the district, Thaxton said.

One local example is Cow Pen Slough east of Venice, which was dredged and channelized years ago to drain agricultural land, destroying wetlands and flooding Dona Bay downstream with too much fresh water.

Sarasota County recently secured \$1.8 million from the water district to restore the wetlands but the money was eliminated because of the budget crunch.

Lobbying by county leaders restored the funds, but similar grants will be in short supply going forward.

Thaxton compared environmental restoration to paying off debts.

"We spent 20 years behind the eight ball," Thaxton said. "Now we have some extra money in the account and we should use this opportunity to wipe out our debt and make sure we don't go back into debt when demand returns."

Deregulation

Also included in the DEP memo was a directive to cut the water district's regulatory staff, which is responsible for permitting drinking water supplies and impacts to wetlands.

"Taxpayers and the regulated community become frustrated when government grows in size and

scope," Scott's administration wrote.

Such language has environmental advocates calling the water district cuts a backdoor deregulation strategy that will allow harmful development practices to flourish.

In the Tampa Bay area alone, the Southwest Florida Water Management District spent more than \$300 million in recent years on alternative drinking water methods such as desalination and a new reservoir, Vergara said.

The spending was necessary because regulators allowed excessive groundwater pumping, depressurizing the aquifer and leading to an epidemic of sinkholes, dying wetlands and salt water intrusion.

With deregulation, Vergara fears developers will again take too much groundwater.

Nearly 20 percent of the district's environment resource permitting staff is being cut this year.

Some of the cuts are understandable because permit applications have dropped, Vergara said. But developers have long put pressure on the district to loosen standards.

"You have people who have been regulated for years and years, who really dislike being regulated, and they're taking this opportunity to cut the districts' knees out," he said.

From: Diane Salz <disalz@yahoo.com>
Subject: **Rick Scott goes after bloated WMDs...**
Date: August 18, 2011 3:23:01 PM EDT
To: Jack Sullivan <jesull@comcast.net>
Reply-To: Diane Salz <disalz@yahoo.com>

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----- Forwarded Message -----

From: Diane Salz <disalz@yahoo.com>
To: Diane Salz <disalz@yahoo.com>
Sent: Thursday, August 18, 2011 3:21 PM
Subject: Rick Scott goes after bloated WMDs...

Rick Scott goes after bloated, bureaucratic water districts

Mike Thomas

COMMENTARY

6:12 PM EDT, August 17, 2011

The latest Rick Scott assault on all that is good and holy is his vivisection of the state's water management districts.

He slashed their taxes, whacked their budgets, lowered their credit ratings and sent their job-killing bureaucrats packing.

I wish I could say the two water districts overseeing our region — the South Florida and St. Johns — didn't have this coming.

The guys in South Florida completely derailed the Everglades restoration project in order to pay \$197 million for land they did not need. The price was ridiculously high and amounted to a bailout for a failing sugar grower that was friendly to then Gov. Charlie Crist.

Now the district has no money for the plan, and no money for land. But it did have the money to hire the executive director's boyfriend for \$120,000 a year.

As for the St. Johns district, all I can think is what might have been.

I was there at the beginning.

It was little more than an embryo back in the late 1970s, an eight-cell government agency composed of a few political appointees and their skeleton staff, meeting in a cramped and borrowed room because they had no building of their own.

There, listening to hours of tedious presentations by an Asian hydrologist speaking in broken English, they began piecing together the most successful environmental project in Florida's history.

They took the drained, depleted and polluted headwaters of the St. Johns River and built monster bass fishing reservoirs and sprawling expanses of marsh. They maneuvered through the special interests and bureaucratic hurdles. They got the environmentalists to break bread with the farmers

and the Army Corps of Engineers.

This was government lean and mean, smart and passionate.

And then the government became fat and lethargic. I sat in the new headquarters building and watched the mission change to expansion.

Bigger was not better. It was a curse.

The difference was like Mercury NASA and shuttle NASA.

Every statute and rule was interpreted to maximize regulatory reach. Free access to the inner workings was cut off by public information people who arrived to control the message, instill paranoia and enforce loyalty to the beast.

The district has turned into Jabba the Hutt, a massive, wallowing creature that abuses its servants and swallows their permit applications.

The Palatka location ensures isolation. The board members, appointed by the governor, show up once a month for their meetings. They come and go, often clueless. And in the absence of real oversight, the bureaucrats run the place.

This has proven quite frustrating to all involved.

We now have engineers and lawyers from Orange County battling over the meaningless minutia of retention ponds with engineers and lawyers at the water district. We are paying Peter to fight Paul, who we are also paying. It is nothing more than bureaucrats peeing on a tree to mark their turf.

And now a lawsuit is brewing because the district could cut off access to a water-supply reservoir that it directed Orange County to use in the first place. This has created credibility problems. What they tell you to do today may not be what they let you do tomorrow. Their rules and regulations are like the Bible, open to interpretation depending on that day's sermon.

The district, charged with managing water, has yet to develop a water strategy that anybody understands.

This lack of rhyme or reason has long frustrated both developers and environmentalists.

But at this point, the environmentalists would settle for a big bureaucracy regulating by constipation. That shows you the sad state of the movement in Rick Scott's Florida.

mthomas@tribune.com or 407-420-5525

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From: Diane Salz <disalz@yahoo.com>
Subject: **Fw: basin boards...**
Date: August 25, 2011 3:16:12 PM EDT
To: Jack Sullivan <jesull@comcast.net>
Reply-To: Diane Salz <disalz@yahoo.com>

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From: Diane Salz <disalz@yahoo.com>
To: Diane Salz <disalz@yahoo.com>
Sent: Thursday, August 25, 2011 3:14 PM
Subject: basin boards...

Boards that represented local water needs disbanded

Published: Saturday, August 20, 2011 at 9:42 p.m.

Last Modified: Saturday, August 20, 2011 at 10:47 p.m.

Local leaders say one of the most troubling changes mandated by Gov. Rick Scott and state lawmakers to the Southwest Florida Water Management District is the elimination of local advisory boards.

The boards helped guide spending on water projects and ensure taxes collected in the area stayed local.

Mark Alderson with the Sarasota Bay Estuary Program said the Manasota Basin Board did a good job prioritizing spending on watershed improvements within Sarasota and Manatee Counties.

"Basin board funding has led to a lot of good things happening for the bay," Alderson said.

Scott and lawmakers ordered the water district to cut tax collections by 36 percent this year by eliminating the separate tax that basin boards were authorized to levy locally on top of the districtwide tax.

The legislation cuts \$58 million in annual tax collections and removes a degree of local control over how district money is spent.

Local government leaders across the region have complained, saying the basin board members were more in tune with water needs in their backyards.

It is unclear how water district officials will take input from all 16 counties and the dozens of cities within their jurisdiction going forward.

Some fear that money will disproportionately flow to the large metro areas around Tampa Bay.

"We feel the basin boards provided a model for returning taxpayer money to the areas where it was collected," Marion County commissioners wrote in a recent letter to the district's governing board.

—Zac Anderson

From: disalz@yahoo.com
Subject: **Fw: environmentalists are livid about WMD cutbacks...**
Date: August 26, 2011 6:06:50 PM EDT
To: "Jack Sullivan" <jesull@comcast.net>
Reply-To: disalz@yahoo.com

FYI.

Sent from my Verizon Wireless BlackBerry

From: Diane Salz <disalz@yahoo.com>
Date: Fri, 26 Aug 2011 15:01:05 -0700 (PDT)
To: Diane Salz <disalz@yahoo.com>
ReplyTo: Diane Salz <disalz@yahoo.com>
Subject: environmentalists are livid about WMD cutbacks...

By KEITH MORELLI | The Tampa Tribune
Published: August 26, 2011
Updated: August 26, 2011 - 10:42 AM

Environmentalists around Florida are livid about the budget cutbacks for the five water management districts and they predict that the cuts will result in an inevitable decline in the quality of the state's ecology.

All, environmentalists say, so the taxpayer can save about \$20 to \$30 a year on a residential tax bill. Perhaps the hardest hit will be the ongoing project to restore the Florida Everglades. The proposed slashing of the South Florida Water Management District's budget by Gov. Rick Scott and a Republican Legislature has left scores of scientists working on the project without jobs.

Audubon of Florida spokesman Eric Draper said state-funded initiatives to restore the Everglades will be severely impacted and suspected that eventually, the cuts will lead to "the Everglades restoration grinding to a halt."

Across the state, \$700 million was trimmed from the proposed budgets of the five water management districts, which are responsible for protecting the state's water resources, and more cuts may be on the way.

"I just don't see how you can cut \$700 million," Draper said, "and still protect the environment."

The cuts were deep for the Southwest Florida Water Management District, which submitted a tentative budget to the state that is 44 percent of what it was last year. The district encompasses a 16-county region that includes Hillsborough County.

When Scott was elected last year, the governing board of the local district saw changes coming and had already begun a review of its organizational and salary structure, which is what Scott suggested in a letter this week sent to the board's chairman.

The board had submitted a proposed operating budget to the state earlier this month of \$157.7 million, compared to \$280 million this current fiscal year.

"We had to prioritize," said district spokeswoman Robyn Felix. The reductions were made in all areas, she said, including personnel, projects and cooperative funding to local governments.

And more cuts are likely. Though he praised the local district for its programs and initiatives, Scott, in the letter sent Wednesday to the governing board, said more money must be pared from the reserve funds and from salaries and benefits packages. That could mean layoffs and buyouts.

Already, the district is cutting its staff. A workforce of 897 full-time positions has been trimmed to 796 and by Oct. 1, the district hopes to cut another 34 positions by offering severance packages to eligible employees.

If the district gets to that number, it will have reduced its staff by 14 percent and puts the workforce at 1995 levels, according to an Aug. 1 letter from the district's interim director Bill Bilenky to the governor. Other cost savings measures include squeezing more life out of vehicles and computers. Funding for contractors was slashed by \$46 million, or 62 percent.

Scott ordered that no executive directors make more than \$165,000 a year. Outgoing Southwest Florida Water Management District Director Dave Moore, who announced his resignation in May after eight years, pulled down an annual salary of nearly \$195,000.

Herschel T. Vinyard Jr., secretary of the Florida Department of Environmental Protection, said this week that the trimming of the budgets won't impact too severely the goal of the districts, which is to protect the state's water resources — rivers, lakes or groundwater reserves. Though \$700 million was cut, he said, there remains more than \$1 billion allocated to the districts.

"Effective and efficient water management is essential to a healthy economy and a healthy environment," Vinyard said. "These budget reductions are an important first step in ensuring that the water management districts focus on their core environmental missions, and the reductions reflect a significant savings for Florida taxpayers."

Those savings aren't worth the ultimate cost, say environmentalists around the state.

Frank Jackalone, Florida staff director of the Sierra Club, said: "A cut of that magnitude is really going to hurt the ability of the water management districts to provide services to the taxpayers and it's going to cut out important environmental land resource programs.

"If that's true," he said, "it's a pity."

Jonathan Ullman, spokesman for the Sierra Club in South Florida, in a blog posted this week bemoaned the laying off of hundreds of scientists who have been working on restoring the Everglades.

"We have only one question to ask," Ullman said. "Who will restore the Everglades without them?" He called the budget slashing "a systematic dismantling of environmental regulatory agencies throughout the state. It was a direct attack on nature."

Jon Steverson, Department of Environmental Protection's special counsel on policy and legislative affairs in a letter to the water management districts in July, said that in hard times, it's difficult for residents to fork over their cash for programs some consider unnecessary.

"We cannot ask Floridians who are struggling to find work and provide for their families to continue to support the mission of the Department of Environmental Protection or the districts if we are not spending their tax dollars wisely," Steverson said in the letter.

The districts were advised to spend what they take in and not incur any new debt. The state also does not want districts building massive reserves and wants to limit those funds to two months operating expenses.

Last year's Southwest Florida Water Management District budget of \$279.8 million was more than \$19 million less than the year before, representing a 6.4 percent reduction, mainly because of reduced tax revenue.

From: Diane Salz <disalz@yahoo.com>
Subject: **Fw: St. Pete Times editorial: threatening FL's water...**
Date: August 27, 2011 9:12:53 AM EDT
To: Jack Sullivan <jesull@comcast.net>
Reply-To: Diane Salz <disalz@yahoo.com>

----- Forwarded Message -----

From: Diane Salz <disalz@yahoo.com>
To: Diane Salz <disalz@yahoo.com>
Sent: Saturday, August 27, 2011 9:12 AM
Subject: St. Pete Times editorial: threatening FL's water...

JEOPARDIZING FLORIDA'S DRINKING WATER, scrapping purchases of sensitive lands, and rubber-stamping permits for agricultural and industrial water hogs puts the state's future at risk. Yet for Gov. Rick Scott's administration, that is reason to celebrate. And for all the damage he and the Legislature already have caused, the governor is just getting started.

Scott's secretary of the Department of Environmental Protection, Herschel Vinyard, conducted an odd 14-minute news conference last week to praise the dismantling of the state's five water management districts. He hailed the districts' efforts to carry out \$700 million in devastating budget cuts, and he echoed Scott's vague talk about returning to core missions. Then Vinyard promptly cut off questions about the damage that already has been done to the state's ability to protect and manage fresh water.

To be sure, the water management districts probably spent too much and expanded too quickly when times were good and tax revenue flowed — just as other state and local government agencies did. Like other government agencies, they were ripe for streamlining. But these cuts go far beyond pruning the staff and reducing salaries and benefits. The vast majority of the savings next year comes from halting the purchase of sensitive lands. And the districts would slash tens of millions of dollars by forgoing new water supply projects and the maintenance and restoration of water recharge areas.

The Southwest Florida Water Management District, which covers the Tampa Bay area and is commonly known as Swiftmud, would cut its budget for land purchases, restoration and major projects by 67 percent. In northwest Florida, the water management district would cover most of next year's budget with cash reserves. South Florida's water management agency would suffer the biggest hit, \$519 million. That has forced more than 100 layoffs and a downgrade in the district's credit rating. The district said it has no plans to borrow, given the governor's pay-as-you-go directive. So much for buying additional land for Everglades restoration in the near future.

The damage likely will be permanent. Several districts have made clear that without reversing the property tax cuts, they cannot sustain their operations beyond four or five years. Yet Scott insists these cuts "are just the first steps." He wants the districts to spend down their reserves, saving just enough to operate for two months. He also wants to cap salaries and make them uniform across the state. None of that makes sense. The regional water management districts are set up along hydrologic boundaries, not political or population lines. The Suwannee River district serves 320,000 people, for example; the South Florida district serves 24 times that number. Arbitrary caps will only hurt an agency's ability to hire and deal with that watershed's unique needs.

The South Florida district already plans to reassess its science and research commitments in the coming year while exploring "opportunities for additional regulatory streamlining" and "further operational efficiencies." See where this is going? Vinyard said the cuts would deliver "regulatory certainty." Translation: water consumption permits on demand.

There is nothing wrong with streamlining spending on the water management districts; in this slow

economic recovery, every government agency has taken a cut. But Scott is being dishonest about the damage. He also ignores the reason behind the so-called mission creep; it's been the state over the years that has delegated many new responsibilities to the water management districts, not empire building as the governor suggests.

Water management districts serve an essential role in maintaining the state's ability to provide drinking water, protect against floods and attract tourism and growth. Under the pretense of saving money and cutting regulation to help the economy, the governor is starving them to death.

From: Diane Salz <disalz@yahoo.com>
Subject: **Fw: SJRWMD unveils deep cuts in its staff...**
Date: July 13, 2011 9:17:54 AM EDT
To: Jack Sullivan <jesull@comcast.net>

FYI.

----- Forwarded Message -----

From: Diane Salz <disalz@yahoo.com>
To: Diane Salz <disalz@yahoo.com>
Sent: Wed, July 13, 2011 9:12:20 AM
Subject: SJRWMD unveils deep cuts in its staff...

By Kevin Spear, Orlando Sentinel

PALATKA – The St. Johns River Water Management District unveiled deep cuts in its staff and operations Tuesday in response to a new state law that imposed large budget reductions on Florida's five water-policy agencies.

The head of the St. Johns district, **Kirby Green**, also announced plans to retire as executive director of the agency after 10 years.

Green had said in late May, after the heads of both the South Florida and Southwest Florida districts had announced their resignations, that he planned to stay with the 18-county St. Johns district to ensure the staff and budgets cuts were as "smooth as possible."

But he said Tuesday that work had taken a toll on him, though some of the most traumatic budget cuts will occur in coming weeks, as district officials identify many of the more than 185 workers to be laid off from among a staff of nearly 800 employees.

Green said he will retire by next May and encouraged board members to choose a successor in time for confirmation by the Legislature early next year.

The district, which extends from north of Jacksonville to south of Orlando and takes in much of Central Florida, set a preliminary budget that includes a 26 percent cut in the agency's property-tax revenue.

That annual cash flow will drop from nearly \$115 million to \$85 million for the coming fiscal year, which starts Oct. 1. For many homeowners, the tax cut will result in an annual savings of less than \$50.

Along with the layoffs identified in Tuesday's preliminary budget, the district expects to halt purchases of environmentally sensitive lands and scale back some construction projects.

Departments facing some of the biggest reductions in spending are those that review and process permit applications for water use and affecting wetlands, both of which are significantly less active because of the slower economy.

e-Resource is an occasional electronic communiqué designed to keep you apprised of the community and legislative activities undertaken by the Southwest Florida Water Management District and provide up-to-date information on important water issues.



Issue 55
July 2011

To subscribe, email us at
CommunityAffairs@WaterMatters.org

Governing Board Consolidates Basin Boards

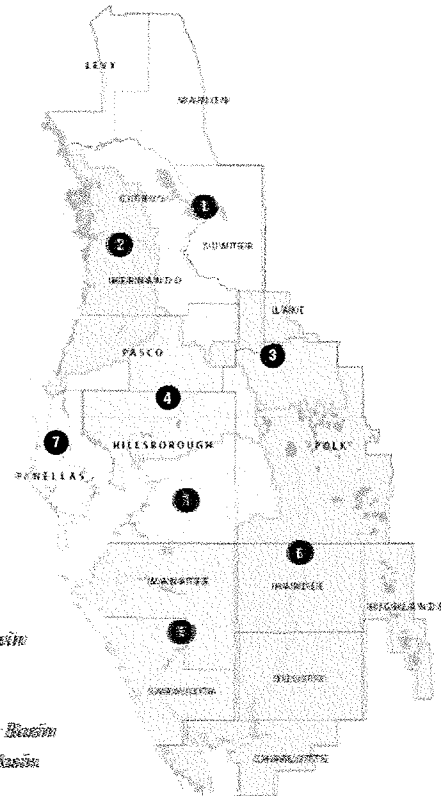
Recently, the District's Governing Board approved a resolution to merge the budgets of the eight Basin Boards into the Governing Board. The District will continue a reduced Cooperative Funding Initiative to fund regional projects.

Several factors lead to the Board's decision for a merger. Many of the Basin Boards were not constituted and were unable to meet as we moved into our 2012 budget development. District-supported legislation which would have helped address the problem did not pass during the legislative session. The District also gains efficiencies with the merger including saving \$350,000 to \$400,000 per year.

Basin Boards undertook and maintained water resource projects (flood control),

initiated programs to educate and conserve water and through its Cooperative Funding Initiative, provided funding to local governments, utilities and private entities for projects that provided water resource benefits within the basin boundaries. Typically the amount of matching funding was 50 percent. The Governing Board voted at its June meeting to continue to oversee the basin responsibilities and cooperative funding program.

- 1 Alafia River Basin
- 2 Coastal Rivers Basin
- 3 Green Swamp Basin
- 4 Hillsborough River Basin
- 5 Manasota Basin
- 6 Peace River Basin
- 7 Pinellas-Anclote River Basin
- 8 Withlacoochee River Basin



Tentative FY2012 Budget to Be Considered

The District's Governing Board will be considering its tentative FY2012 Budget and cooperative funding project rankings at its July 26 Board meeting in the Tampa Service Office. The proposed budget is \$158 million, down 44 percent

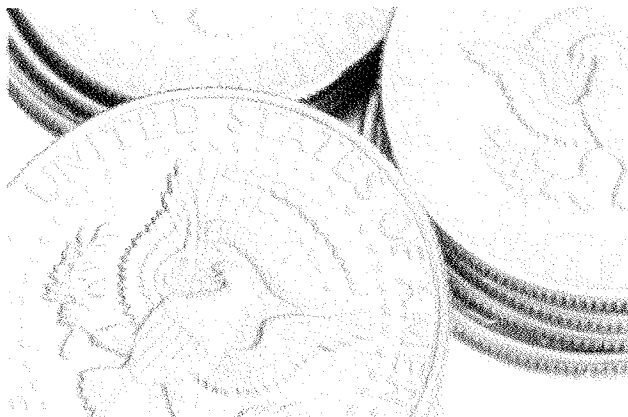
from FY2011 (see budget pie chart on page 2). This budget will allow the District to accomplish its core mission, although at a new baseline level, and to continue making progress in achieving the public's highest priorities. Budget highlights include:

Debt – No debt will be accrued in this budget.

Land Acquisition – The proposed FY2012 budget has been revised to exclude the appropriation for Florida Forever land acquisitions.

Salaries & Benefits – Water management districts were directed to analyze their staffing and adjust their personnel and administrative structures, as well as their salary and benefits schedules to more closely mirror the current benefits

continued on next page





of state employees in Florida. Under direction of our Governing Board, the District contracted for a Workload and Staffing Analysis which was presented to the Board in June. A salary and benefits review is also underway and is due August 1.

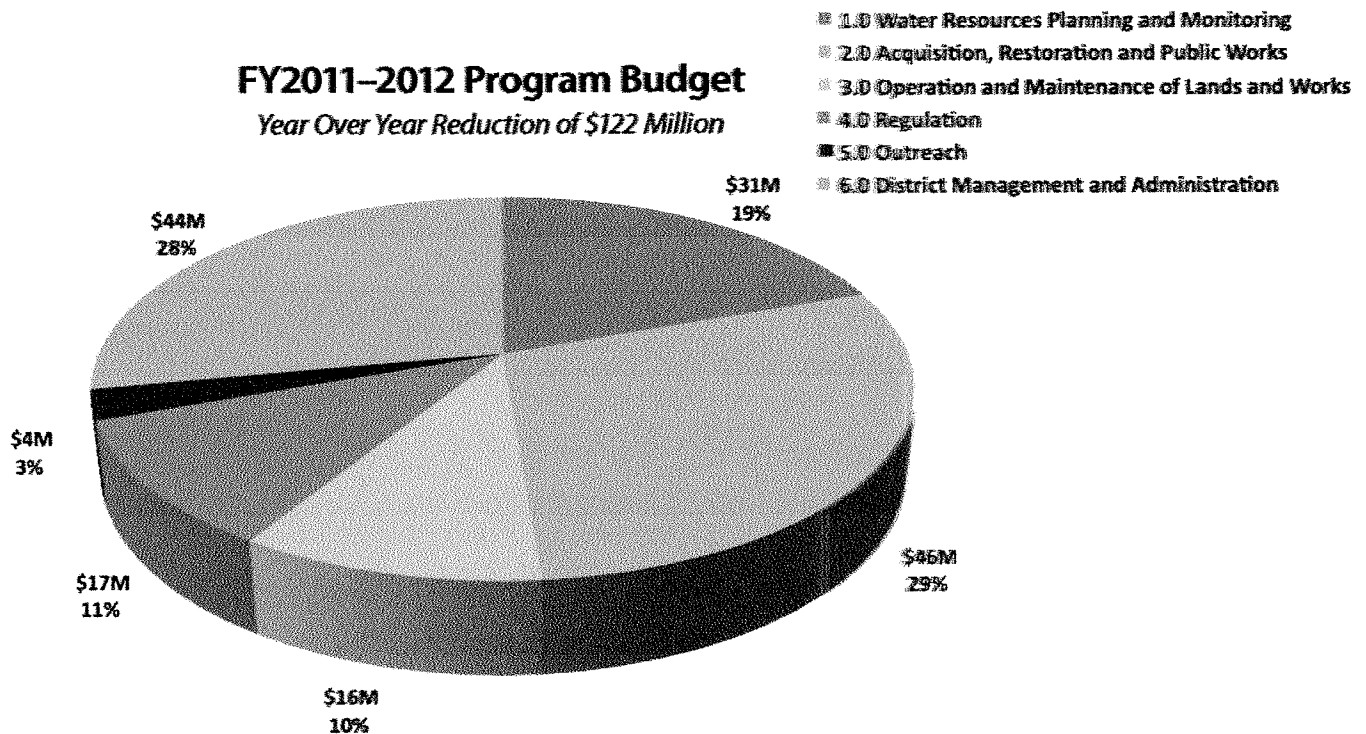
Outreach – Water management districts were asked to reduce outreach costs. Therefore, the District's Outreach/Education program budget has been reduced from

\$6 million in FY2011 to \$4 million for FY2012, a 33 percent reduction.

The FY2012 budget being presented is a new balanced budget, with 97 percent of the funding from ad valorem based sources. The budget includes staffing levels similar to 2003, which equates to a reduction of 101 positions or nearly 13 percent to date.

FY2011–2012 Program Budget

Year Over Year Reduction of \$122 Million



What's Next? 2012 Legislative Session

With reapportionment underway, the 2012 Legislative Session will begin early, January 2012. Subsequently, legislative committees will begin meeting late this summer and members are already filing bills. The District is working on developing its legislative priorities for the coming year, with focus on water supply, water quality, natural systems and flood protection.

The District does not discriminate based on disability. Anyone requiring reasonable accommodation under the Americans with Disabilities Act should contact the Community and Legislative Affairs Department at (352) 796-7211 or 1-800-423-1476 (FL only).

Southwest Florida
Water Management District

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From: Diane Salz <disalz@yahoo.com>
Subject: **Fw: SJRWMD ED Kirby Green to Retire...**
Date: August 29, 2011 9:48:56 PM EDT
To: Jack Sullivan <jesull@comcast.net>
Reply-To: Diane Salz <disalz@yahoo.com>

FYI.

----- Forwarded Message -----

From: Diane Salz <disalz@yahoo.com>
To: Diane Salz <disalz@yahoo.com>
Sent: Monday, August 29, 2011 9:46 PM
Subject: SJRWMD ED Kirby Green to Retire...

Kirby Green, director of the St. Johns River Water Management District, announced today to staff he would retire on Oct. 3.

His day will be Oct. 3.

Green, executive director for the past 10 years, had announced in July he would lead the district into the new budget year beginning Oct. 1, and retire no later than May 2012.

His salary is \$195,000.

He explained his reasons for retiring at the beginning of the new fiscal year on the district's website here — <http://floridaswater.com/message.html>.

Green said he felt the time had arrived for his retirement because the district had "successfully completed the tasks to set the proper course for the agency into the next fiscal year."

He cited district accomplishments during his tenure such as restoring water resources, establishing dependable water supply and managing thousands of acres of land.

"Each District employee has been integral to the agency's success," he wrote.

"We have had to make many extremely difficult decisions during the past several months as we right-size the agency and ensure that we are properly aligned with the direction and focus of the Governor and Legislature," Green wrote his online message.

Last month, the district notified 95 employees they would be laid off at the end of September, including 13 workers in the Palm Bay Service Center at 525 Community College Parkway, which had between 80 and 90 employees.

The staff reduction totaled 130 positions throughout the 18-county district, including workers who opted to take incentive packages.

The cuts resulted in \$12 million in savings in salaries and benefits for fiscal year 2012.

They included a 34 percent reduction in the number of supervisor positions.

At the district governing board's meeting earlier this month, Chairman Leonard Wood appointed a committee of governing board members to begin the process of identifying potential executive director candidates to recommend to the board.

Read Green's retirement letter: <http://floridaswater.com/message.html> .

From: disalz@yahoo.com
Subject: **Fw: News-Press.com: Putnam discusses possible water wars...**
Date: August 19, 2011 9:46:27 AM EDT
To: "Jack Sullivan" <jesull@comcast.net>
Reply-To: disalz@yahoo.com

FYI.

Sent from my Verizon Wireless BlackBerry

From: Diane Salz <disalz@yahoo.com>
Date: Fri, 19 Aug 2011 06:19:07 -0700 (PDT)
To: Diane Salz <disalz@yahoo.com>
ReplyTo: Diane Salz <disalz@yahoo.com>
Subject: News-Press.com: Putnam discusses possible water wars...

Among the most terrifying scenarios painted by Florida Agriculture Commissioner Adam Putnam is if north and south Florida turn on each other over scarce water resources.

That would mean "essentially launching civil war in the State of Florida," said Putnam, who served as the keynote speaker for the Gulf Citrus Industry Banquet on Wednesday in Fort Myers.

Putnam's right, and it's up to all citizens - whether in agriculture, environmental activism, tourism or as consumers - to make sure we use our water wisely.

What's needed is the right balance for growing crops, having clean, potable water, making sure our rivers - especially the Caloosahatchee - are healthy, and avoiding wasteful use.

The regional water policy approach we have with five water management districts is imperfect, but it is superior to a centralized system that would muffle local voices.

And we must push our state and federal legislators to back reasonable efforts to strike that balance.

Putnam said that the federal government has created two big concerns.

One is the possibility that the Army Corps of Engineers may take a four-year break from repairing the dike around Lake Okeechobee. He called this a "death sentence for Southwest and Southeast Florida."

If this is the case, we would agree. The dike helps retain a degree of water supply that can be released to the Caloosahatchee and St. Lucie rivers. Without the dike, surrounding areas could become flooded.

The other issue is the U.S. Environmental Protection Agency's numerical nutrient standards.

Supporters say this will create a measure to limit pollutants in our waterways. Opponents, including Putnam, say the standards are not science-based, but political, and have the potential to kill jobs.

Putnam, who served in Congress before being elected commissioner last fall, also commended efforts by local legislators Rep. Trudi Williams, R-south Fort Myers; Sen. Lizbeth Benacquisto, R-Fort Myers; and Rep. Matt Caldwell, R-Lehigh Acres, for their work on water, energy and ag issues. In particular, he commended Williams, whom he called a "water wizard."

She chairs the select water policy committee and is an expert on water policy issues and has succeeded in passing massive waterway cleanup legislation in the past. A well-deserved compliment.

From: Diane Salz <disalz@yahoo.com>
Subject: Putnam fires shots...warns against doing away with local sources first
Date: August 18, 2011 5:44:26 PM EDT
To: Jack Sullivan <jesull@comcast.net>
Reply-To: Diane Salz <disalz@yahoo.com>

Putnam Fires Shots at Federal Water Policies During Citrus Gathering

The state ag commissioner spoke to a citrus industry gathering.

By Kevin Bouffard
THE LEDGER

Published: Wednesday, August 17, 2011 at 10:59 p.m.

FORT MYERS | Florida Agriculture Commissioner Adam Putnam called water the most important long-term issue facing Florida and criticized two federal policies affecting the state's water resources.

Putnam, in a speech Wednesday to a citrus industry group, criticized the U.S. Army Corps of Engineers for its proposed four-year moratorium to assess repairs to the dike around Lake Okeechobee and the U.S. Environmental Protection Agency for its attempt to impose new water quality standards on Florida's lakes, rivers and other water bodies.

The Army Corps says it needs the moratorium to assess the effectiveness of dike repairs during the past several years, Putnam said. The dike retains water in the lake, interrupting its natural flow to the Everglades and preventing it from flooding surrounding farms and communities.

"That's unacceptable to communities around the dike. That's unacceptable to agricultural users," Putnam said. "That ought to be unacceptable to anyone concerned about water quality in Florida." The moratorium would further delay the ultimate goal, already estimated to take 20 years, of raising lake levels and potential water supplies, he said. "When you have more water, you have options. When you have no water, you have no options," Putnam said. "These water issues are vital to the state, and nothing is more important than Lake O."

Putnam, a Republican and Bartow native, spoke Wednesday evening to about 350 members and guests at the 2011 Gulf Citrus Growers Association Industry Banquet in Fort Myers as part of the Citrus Expo. The LaBelle-based association represents more than 130 growers in Charlotte, Collier, Glades, Hendry and Lee counties.

Putnam ran for agriculture commissioner last year on a platform of addressing Florida's water supply issues.

Earlier this year, the EPA released new regulations setting maximum levels of certain chemicals in the state's waters. Most of the environmentally damaging chemicals come from water running off agriculture and residential land, picking up fertilizers and other chemicals.

Although the regulations don't require specific mediation efforts, communities and agriculture interests worry the standards will lead the federal government into forcing them to adopt expensive treatment measures. The Florida Department of Agriculture and Consumer Services, which Putnam heads, has sued the EPA to throw out the nutrient standards. "We're committed to challenging the EPA on numeric water quality criteria, which is flawed science," Putnam said.

Putnam warned against efforts to do away with local control of water issues from the five regional water management districts into a single state entity. Over time, it would accelerate the "water wars" between the coastal and interior counties and between North and South Florida, he said.

From: Diane Salz <disalz@yahoo.com>
Subject: **Fw: criticism poured on US EPA...on proposed water quality standards**
Date: August 10, 2011 9:04:08 AM EDT
To: Jack Sullivan <jesulli@comcast.net>
Reply-To: Diane Salz <disalz@yahoo.com>

----- Forwarded Message -----

From: Diane Salz <disalz@yahoo.com>
To: Diane Salz <disalz@yahoo.com>
Sent: Wednesday, August 10, 2011 8:42 AM
Subject: criticism poured on US EPA...

State and regional water officials poured criticism on the U.S. Department of Environmental Protection Tuesday, calling the agency's proposed pollution standards heavy-handed, overly expensive and indefensibly "poor science."

Appearing at a congressional hearing conducted by U.S. Rep. Cliff Stearns, R-Ocala, a cavalcade of water experts disputed the EPA's tactics and questioned its motives.

Paul Steinbrecher, president of the Florida Water Environment Association Utility Council, said the EPA's numeric nutrient criteria are "rooted in poor science."

"It was done to settle a lawsuit, not to meet an environmental need. Setting criteria for the entire state in an unrealistic time frame, they found there was no way to do a reasonable job in 12 months. So they resorted to shortcut statistical methods that are shoddy at best," Steinbrecher charged.

Richard J. Budell, director of the Office of Agricultural Water Policy at the Florida Department of Agriculture and Consumer Services, said the EPA program would cripple the state with excessive costs and kill jobs.

While the EPA estimates implementation costs between \$135 million and \$236 million annually, the state agriculture department, working with the University of Florida Agricultural Resource Economics Department, estimated the implementation costs just for agricultural land uses at between \$900 million and \$1.6 billion annually and could result in the loss of more than 14,000 jobs.

"Preliminary estimates from the Florida Department of Environmental Protection peg the implementation costs for urban stormwater upgrades alone at nearly \$2 billion annually," Budell said.

A study commissioned by a large coalition of Florida-based public and private entities estimated the total implementation costs at between \$1 billion and \$8.4 billion annually. The wide variability in this latter estimate is, in part, due to the uncertainty associated with not yet knowing the rule requirements, Budell asserted.

Saying his community is getting "whipsawed" by the EPA, David Richardson of Gainesville Regional Utilities suggested that the agency's initiative amounts to ill-conceived, one-size-fits-all rule-making.

"Our community already has an EPA-approved, site-specific numeric nutrient rule -- known as the Alachua Sink Nutrient Total Maximum Daily Load -- and Gainesville Regional Utilities is participating

in a \$26 million project, called the Paynes Prairie Sheetflow Restoration Project, to comply with that EPA-approved rule. No environmental benefit will result from overlaying new generalized nutrient criteria rules on waters already subject to this science-based, site-specific nutrient rule; only needless economic expenditures will result.

"In spite of our extensive comments and requests, the NNC rule adopted on Nov. 14, 2010, provides no meaningful solution. At a minimum, the rule requires that we spend \$1 million demonstrating once more that our sophisticated wetlands restoration project comports with EPA's new generalized mandates. We feel whipsawed," said Richardson, assistant general manager for GRU.

Before convening Tuesday's hearing at the University of Central Florida, Rep. Stearns, who chairs the House Energy and Commerce Committee's Subcommittee on Oversight and Investigations, said:

"Although the EPA originally accepted the standards set by Florida, under outside pressure the EPA decided to impose its own standards. Numerous studies in Florida indicate that the Washington-imposed standards will have a devastating impact on Florida's job creation, economy and certain agencies."

Stearns, in turn, was criticized by environmentalists who were angered at being omitted from Tuesday's list of speakers.

"If Stearns wants to hear from his constituents, he should make room to hear from business owners and residents who have endured the public health threat posed by toxic algae outbreaks and fish kills at dozens of cold-water springs, at Sanibel Island, Naples, Daytona, and other tourist beaches, and along the St. Lucie, Indian, St. Johns and Caloosahatchee rivers," said Earthjustice attorney David Guest.

A lawsuit by Earthjustice spawned the EPA's proposed numeric nutrient criteria.

But Steinbrecher said the new rules would "displace many very good site-specific nutrient standards in place now. TMDLs [total maximum daily loads] were developed to deal with nutrients, and nutrient-reduction obligations have been undertaken by a full range of entities."

By contrast, he said, EPA's "poorly derived numbers would replace properly derived nutrient numbers. EPA would move to a target with no better result."

By requiring new standards for nitrogen -- some below the part-per-million rates found in natural water bodies -- the EPA rules would cost Floridians an average of \$700 more per year on their utility bills, Steinbrecher said.

In prepared testimony, Budell and Richardson offered state and local perspectives (excerpted text):

RICHARD BUDELL: Florida Department of Agriculture and Consumer Services

"In the EPA's own words, 'Florida has developed and implemented some of the most progressive

nutrient management strategies in the nation.' Florida is one of the few states that has implemented a comprehensive framework of accountability that applies to both point and nonpoint sources and provides authority to enforce nutrient reductions.

"The EPA has also acknowledged that Florida has placed substantial emphasis on the monitoring and assessment of its waters and, as a result of this commitment, has collected significantly more water quality data than any other state. Greater than 30 percent of all water quality data in the EPA's national water quality database comes from Florida. Florida was the first state in the nation to implement comprehensive urban stormwater management regulations. Florida's treated wastewater reuse program is a model for the rest of the country.

"Our agricultural Best Management Practices program is firmly rooted in state law, is backed by sound science and is a critical component of Florida's overall water resource management programs. These practices have been implemented on over 8 million acres of agricultural and commercial forest lands in Florida.

"By targeting its efforts and resources, Florida has made significant progress in nutrient reduction water resource restoration. Examples range from Tampa Bay, where sea grasses have returned to levels not seen since the 1950s and now cover 30,000 acres, to Lake Apopka, where phosphorous levels have been reduced by 56 percent and water clarity increased by 54 percent.

"Despite these glowing reviews and Florida's demonstrated commitment to water resource protection and restoration, EPA, in response to litigation, determined in January of 2009 that Florida had not done enough and mandated the prompt promulgation of numeric-nutrient water quality criteria within one year. Before that year was up, EPA entered into a settlement agreement with the plaintiffs and agreed to deadlines for federal rule adoption that, for all practical purposes, usurped Florida's ongoing efforts to develop its own standards.

"This takeover of Florida's efforts was further aggravated by EPA's rule-making process. Florida stakeholders were not accustomed to the manner in which EPA develops rules. Under state law, rule-making provides much more opportunity for input, discussion and dialogue. While the state convenes Technical Advisory Committee meetings and public workshops open to public dialogue and interaction, EPA holds public hearings where the public can make comments to silent, nodding representatives while a giant five-minute timer counts down. While Florida's sunshine laws make all data and information available to the public throughout the rule-making process, EPA restricts the amount of information available to the public and doesn't make all relevant analyses available for comment.

"Outside of the process concerns, the methods used by EPA to construct its rules are inconsistent with EPA's own guidance documents and the advice of EPA's Science Advisory Board. EPA compounded this situation by improperly applying the methods it did use. As a result, in many cases the rule would deem healthy waters as impaired.

"In the preamble to their rule, EPA admits that they were unable to find a cause-and-effect relationship between nutrient concentration and biological response for flowing waters like streams and rivers. In the absence of that cause-and-effect relationship, there can be no certainty that the money and human resources devoted to reduce nutrient content in a stream or river will result in any measurable improvement in the biological condition of that stream or river.

"Florida believes that it is very important to link numeric criteria with an assessment of the biological health of a water body before requiring the implementation of costly nutrient-reduction strategies. Without this linkage, implementation of the EPA criteria would have Florida citizens, businesses, wastewater and stormwater utilities and agricultural producers spending time and money attempting to reduce nutrient concentrations, in some cases to levels below natural background.

"From an agricultural perspective, I can tell you without question that virtually no sector of Florida agriculture can comply with the final EPA nutrient criteria without the implementation of costly edge-of-farm water detention and treatment. Construction of these facilities takes land out of production and requires ongoing operation and maintenance.

"None of these costs can be passed on by the producer. Few growers can afford to implement this kind of practice without the support of farm bill or state-derived cost-share program payments. Florida wastewater utilities believe that expensive reverse osmosis technologies will have to be employed in order for them to comply with the requirements of their point-source discharge permits. These technologies are not only costly to implement and maintain, but they require an enormous amount of energy to operate.

"Florida is pleased that the EPA has agreed to request that the National Research Council convene a panel to review all of the economic studies and render an opinion on the likely costs of implementation.

"In closing, Florida believes that Florida is best positioned to assess the health of its waters and establish associated water quality criteria for their protection and restoration. Florida has earned the right to exercise the authority envisioned by the Clean Water Act to develop its own water quality standards and implement them through an EPA-approved and predictable process governed by existing state law."

DAVID RICHARDSON, Gainesville Regional Utilities

"The recently adopted numeric-nutrient criteria rule is undermining our widely supported environmental restoration project -- the Paynes Prairie Sheetflow Restoration Project -- by introducing unnecessary regulatory burden, risk and uncertainty.

"The new regulatory requirements will cost our customers up to \$120 million in compliance costs or, if we are lucky, a minimum of 1 million customer dollars to pursue highly uncertain regulatory relief. Unfortunately EPA's nutrient criteria rule will provide no additional environmental benefit for this project.

"I'm sure you must be wondering, if this rule results in customer expenditures with no environmental benefit, why have we not worked with EPA during rule development to prevent this from happening. We have. We provided lengthy written comments and met personally with representatives from EPA's Office of Science and Technology during rule development.

"The Paynes Prairie Sheetflow Restoration Project is a major environmental restoration project which will improve water quality, protect drinking water and restore 1,300 acres of natural wetlands

within Paynes Prairie Preserve State Park. The \$26 million project is a partnership among Gainesville Regional Utilities, city of Gainesville Public Works, FDEP, the St. Johns River Water Management District and the Florida Department of Transportation, and is broadly supported in the community.

"We must proceed with this project to comply with FDEP and EPA permit conditions. This project is incorporated in a National Pollutant Discharge Elimination System permit that EPA approved and FDEP issued in 2010.

"Now, barely a year later, new regulations have been adopted that put this project in jeopardy. No site conditions have changed, no additional data suggest a different approach is needed, none of the underlying science that led to the development of this project has changed. The only change is that EPA has adopted a new set of generalized nutrient rules that do not acknowledge or allow for the wide range of naturally occurring nutrient levels, or allow solutions that are tailored to site-specific conditions.

"FDEP and EPA still support this project, but demonstrating that this project meets the newly adopted NNC regulation is costly and uncertain. We ask that this subcommittee please help us avoid spending customer money on activities that will not result in an environmental benefit."

From: disalz@yahoo.com
Subject: **Fw: St. Pete Times: Victory for Clean Water...**
Date: August 8, 2011 8:48:53 AM EDT
To: "Jack Sullivan" <jesull@comcast.net>
Reply-To: disalz@yahoo.com

FYI.

Sent from my Verizon Wireless BlackBerry

From: Diane Salz <disalz@yahoo.com>
Date: Mon, 8 Aug 2011 05:45:50 -0700 (PDT)
To: Diane Salz <disalz@yahoo.com>
ReplyTo: Diane Salz <disalz@yahoo.com>
Subject: St. Pete Times: Victory for Clean Water...

August 5, 2011

Victory for clean water

By Times Wire

Score one for clean water. A federal appeals court Wednesday rejected a bid by polluters and their enablers in state government to block new clean water rules for Florida. The ruling marks an important step toward better protecting the environment, private property, the drinking water supply and the state's fisheries, wildlife and tourism.

The court majority brushed aside an attempt by farmers and utilities to sidetrack an ongoing state-federal effort that would reduce the flow of nitrogen and phosphorus polluting the state's lakes, rivers and estuaries. While the court ruled on procedural grounds, it nonetheless laid out a robust defense for the core issue underlying the case - the federal government's intervention to prod Florida along after years of promises, inaction and now legal interference.

The ruling should motivate state officials to come up with serious, new clean water standards. And it gives a hammer to the federal government to step in if Florida drags its heels much further. The U.S. Environmental Protection Agency has been too tolerant for too long; it, too, has been put on notice by the appeals court that the Clean Water Act is not some hollow ideal but a public health protection that Washington must be prepared to enforce.

From: Diane Salz <disalz@yahoo.com>
Subject: **water quality wrangling is closely watched...**
Date: August 4, 2011 10:34:37 AM EDT
To: Jack Sullivan <jcsull@comcast.net>
Reply-To: Diane Salz <disalz@yahoo.com>

----- Forwarded Message -----

From: Diane Salz <disalz@yahoo.com>
To: Diane Salz <disalz@yahoo.com>
Sent: Thursday, August 4, 2011 10:32 AM
Subject: water quality wrangling is closely watched...

Water-quality wrangling is closely watched

ENVIRONMENT: Those who oppose tough rules lose an appeal

By BILL KACZOR Associated Press

Published: Thursday, August 4, 2011 at 1:00 a.m.

Opponents of tough federal water pollution regulations proposed for Florida lost a court appeal Wednesday while state officials held a public meeting on a less stringent alternative they want to replace the U.S. Environmental Protection Agency's rules.

A three-judge panel of the 11th U.S. Circuit Court of Appeals in Atlanta dismissed the appeal of a settlement between the EPA and environmentalists. The case is the first in which the EPA has set nutrient criteria for a state without that state's consent.

The 2-1 ruling is a major defeat for opponents including business and agricultural interests as well as state, regional and local government agencies, said Earthjustice lawyer David Guest. The rules are scheduled to go into effect next March unless the EPA accepts the state's proposal.

Earthjustice helped represent five environmental groups that obtained the consent decree after suing the EPA, alleging it failed to make Florida comply with the federal Clean Water Act.

"This pollution is preventable," Guest said in a statement. "The polluters have been using scare tactics, bogus science, underhanded political bullying and campaign cash to try to get their way." The agreement, previously approved by a federal judge in Tallahassee, calls for the EPA to adopt numeric nutrient standards for Florida waters. The EPA has agreed to give the state another chance to come up with its own numeric criteria after years of delay, but the Florida rules still would have to win approval from the federal agency.

Environmentalists say existing state rules, which lack numeric standards but verbally describe unacceptable water quality, are so lax they have allowed Florida waters to become clogged with algae blooms that can kill fish and make people sick.

Opponents contend it would cost billions to comply with the federal rules. The EPA and environmentalists say those estimates are grossly exaggerated.

Several government agencies and trade associations opposed the settlement but only two, the Florida Water Environment Association Utility Council, which includes water and sewer systems from across the state, and the South Florida Water Management District appealed.

Randy Smith, a spokesman for the water management district, said only that his agency was reviewing the ruling. David Childs, a lawyer from the utility council, said his client also is evaluating the options including the possibility of asking the full 11-member court to rehear the case.

The majority opinion says opponents have not demonstrated they have been injured by the consent

decree so they lack the legal standing to oppose it.

The Florida Department of Environmental Protection received plenty of technical questions but no pro or con comment on its proposals at Wednesday's public meeting. Additional workshops will be held before a final version can go to the Florida Legislature and then the EPA for approval.

One interested observer was Chris Johnson, chief of water quality technical support for Alabama's Department of Environmental Management. He said if the EPA can set standards for Florida, it could do it for other states.

"It's certainly kind of precedent-setting," Johnson said. "All states have their eyes on Florida."

Environmentalists have a very different view of what the EPA rules would do than its opponents. That includes state officials.

Daryll Joyner, Florida's chief of water assessment and restoration support, said the state has interpreted the EPA rules to require that water quality must be measured at outfall pipes that discharge industrial or municipal wastewater into rivers, lakes and other water bodies.

Cost estimates for compliance are so high because "no one could meet those criteria at the end of the pipe," Joyner said in an interview.

The proposed state rules would use the same criteria as the EPA but take measurements in the midst of each water body where the discharges are diluted.

Guest, though, said the EPA rules do not require end-of-pipe measurements.

"That is the commonest misunderstanding of the EPA rules," he said.

The groups that sued the EPA are the Florida Wildlife Federation, Sierra Club, Environmental Confederation of Southwest Florida, St. Johns Riverkeeper and Conservancy of Southwest Florida.

From: Diane Salz <disalz@yahoo.com>
Subject: **Fw: DEP holds more water quality workshops but undecided on limits...**
Date: August 3, 2011 9:33:27 PM EDT
To: Jack Sullivan <jcsull@comcast.net>
Reply-To: Diane Salz <disalz@yahoo.com>

FYI.

----- Forwarded Message -----

From: Diane Salz <disalz@yahoo.com>
To: Diane Salz <disalz@yahoo.com>
Sent: Wednesday, August 3, 2011 9:32 PM
Subject: **DEP holds more water quality workshops but undecided on limits...**

DEP holds more workshops but still undecided on adopting water pollution limits
Bruce Ritchie, 08/03/2011 - 04:01 PM

Florida is still drafting a proposed new water quality rule but the state isn't sure yet whether it will seek final approval, **Department of Environmental Protection** officials said Wednesday.

DEP is developing its own proposed limits for nitrogen and phosphorus in Florida waterways in a draft "numeric nutrient criteria" rule. If adopted, the rule could replace federal nitrogen and phosphorus limits that were adopted in December and face opposition from industries, utilities and agriculture groups.

More than 100 people on Wednesday attended a workshop in Tallahassee on the draft state rule. DEP officials said they will continue holding workshops to develop the draft rule but they are not yet moving forward with adoption because the **U.S. Environmental Protection Agency** declined Florida's request to delay implementing the federal rule in March 2012.

Part of the decision on whether to move forward will be whether there is broad support for the proposed state rule, said **Drew Bartlett**, director of DEP's Division of Environmental Assessment and Restoration.

"We really need to figure out the success of rule development before we decide if rulemaking (approval) is appropriate," Bartlett said.

If DEP decides to seek approval, the proposed rule would go before the state **Environmental Regulation Commission** for a vote in January. The rule, whose cost to industry and utilities is unknown at this point, also would require approval by the Legislature, which convenes for its 60-day legislative session in January.

EPA officials said the federal rule was needed to reduce algae blooms and toxic red tides that threaten waterways. But utilities say the federal rule would be difficult and expensive to meet.

Also Wednesday, the **11th Circuit U. S. Court of Appeals** in Atlanta upheld a 2009 settlement between the EPA and environmental groups that led to the federal agency adopting the pollution limits.

The **South Florida Water Management District** and the **Florida Water Environment Association-Utility Council**, in their legal challenge, argued that the settlement established an unrealistic timetable for federal rule adoption.

But the appeals court said the district and the council would have to separately challenge the adopted rule and could not piggyback on the lawsuit filed by environmental groups that led to the settlement. **Attorney General Pam Bondi** and **Agriculture Commissioner Adam Putnam** are among the parties who have filed a separate challenge to the federal rule.

At the workshop on Wednesday, DEP officials said they expect their proposed rule to help resolve

the numerous legal challenges. They said the rule contains more specific definitions and explanation about how it will be applied than the federal rule.

Some industry representatives said the state rule appears to be better than the federal rule.

"The EPA rule as currently written doesn't talk about implementation," said **Bruce DeGrove**, an environmental consultant representing the **Mosaic Co.**, which mines phosphate to produce fertilizer. "There are just lots of open questions."

Linda Young, director of the **Clean Water Network of Florida**, said the state rule creates even more loopholes for polluters than those that exist in the federal rule.

But some other environmentalists said they support the state rule so Florida leaders can move on to deal with other pollution threats, such as stormwater runoff and septic tanks.

"We shouldn't see this as solving the entire water quality problems of the state -- it is just a piece," said **Janet Bowman**, director of legislative policy and strategies for **The Nature Conservancy** in Florida.

Diane Salz – Legislative Consultant

MEMORANDUM

TO: Jack Sullivan, Executive Director
Withlacoochee Regional Water Supply Authority

FROM: Diane Salz, Governmental & Legislative Affairs Consultant

SUBJECT: Governmental & Legislative Affairs Update

DATE: September 2, 2011

Since Governor Scott directed the Department of Environmental Protection (DEP) to exercise its statutory obligation to supervise activities of the state's five water management districts and the enactment of SB 2142, there are a variety of activities to report accompanied by the following attachments: (1) a press release issued by the Department of Environmental Protection Secretary Herschel Vinyard announcing \$700 million in water management budget reductions, reflecting taxpayer savings and a renewed focus on water management district core responsibilities: water supply, flood protection, water quality and natural system protection; (2) "disapproval" letters sent by Governor Scott to the chairs of Southwest Florida Water Management District (SWFWMD), Mr. Paul Senft and the St. Johns River Water Management District (SJRWMD), Mr. Leonard Wood detailing specific concerns with each district's proposed "tentative" budget. The water management district proposed tentative budgets will next be reviewed by the Joint Legislative Budget Commission on September 7, 2011, prior to adoption hearings through September 27, 2011; (3) a general listing of issues each of the five water management districts must address in the coming year to yield greater organizational and budgetary efficiencies; (4) a water management district budget calendar for FY 2011-12; (5) a revised DEP organizational chart, including newly appointed Director of Water Policy, Dr. Ann Shortelle, and Deputy Secretary for Water Policy and Ecosystem Restoration, Gregory Munson; (6) the resume of the new SWFWMD Executive Director, Blake Guillory, P.E.; and (7) the Authority's August 31, 2011 bill tracking report. Please let me know if you have any questions. These items will be presented to the Board on September 21, 2011, at which time any new updates can be discussed as well.

2529 Goose Pond Court
Tallahassee, Florida 32308
Tel: (850) 339-8550
disalz@yahoo.com



Florida Department of Environmental Protection

Marjory Stoneman Douglas Building
3900 Commonwealth Boulevard
Tallahassee, Florida 32399-3000

Rick Scott
Governor

Jennifer Carroll
Lt. Governor

Herschel T. Vinyard Jr.
Secretary

FOR IMMEDIATE RELEASE: August 24, 2011

CONTACT: DEP Press Office, 850-245-2112

DEP SECRETARY ANNOUNCES \$700 MILLION IN WATER MANAGEMENT DISTRICTS' BUDGET REDUCTIONS

~Reductions represent significant savings for taxpayers and a refocus on districts' core missions~

TALLAHASSEE – Florida Department of Environmental Protection (DEP) Secretary Herschel T. Vinyard Jr. today announced that after months of cooperation between DEP and the state's five water management districts, the districts' budgets reflect a year-over-year reduction of more than \$700 million. The budgets are a product of a renewed focus, as directed by Governor Rick Scott, on the water management districts' core mission responsibilities of water supply, flood protection, water quality and natural system protection.

DEP has worked collaboratively with the water management districts to review, revise and realign their operations, practices and budgets. District and DEP staff worked diligently to find and implement reductions which include employee salaries and benefits, staffing levels, debt avoidance and other operational costs not related to core-mission projects. Despite these reductions, the districts will continue to manage and protect Florida's water resources with more than \$1 billion in the next fiscal year.

"Effective and efficient water management is essential to a healthy economy and a healthy environment," said Secretary Vinyard. "These budget reductions are an important first step in ensuring that the water management districts focus on their core environmental missions, and the reductions reflect a significant savings for Florida taxpayers."

Today, Gov. Scott sent letters to the water management districts calling for additional reductions. The reductions amounted to \$2.4 million statewide which include deferred compensation payments and additional salary and benefits reductions. For breakdown by district, please see the Governor's letters posted at http://www.dep.state.fl.us/secretary/watman/wmd_budget.htm.

Per 373.536 Florida Statutes, each district budget will be submitted to the Legislative Budget Committee for further review. Each water management district governing board will vote on their budget at the end of September.

On April 12, 2011, Gov. Scott directed DEP to exercise its statutory obligation to supervise activities of the state's five water management districts, including their water supply and regulatory activities, to ensure statewide consistency and efficiency is achieved. Gov. Scott and DEP have taken action and provided guidance to bring water management district operations more in line with today's economic climate and ensure that taxpayer dollars are spent in a prudent and transparent manner.

To view the tentative budgets in detail and additional information, please visit:
http://www.dep.state.fl.us/secretary/watman/wmd_budget.htm



RICK SCOTT
GOVERNOR

August 24, 2011

Mr. Paul Senft
Chair, Governing Board
Southwest Florida Water Management District
2379 Broad Street
Brooksville, Florida 34604-6899

Dear Mr. Senft:

In accordance with Section 373.536 Florida Statutes, I have reviewed the Southwest Florida Water Management District's tentative budget for Fiscal Year 2011-12. As you know, during the last eight months I have worked with you to refocus the efforts of your district on the core missions of water supply, flood protection, water quality, and natural systems; to bring all districts' operations more in line with those of state agencies; and to ensure consistency across district boundaries while providing the most efficient and effective use of taxpayer dollars. To that end, I charged the Department of Environmental Protection with exercising its statutory oversight authority in this regard.

First, I want to note that I appreciate the Governing Board and its staff for cooperating with the Department in finding efficiencies and savings, thus enabling the submission of your district's Fiscal Year 2011-12 Tentative Budget at a savings of \$122.1 million. Your submission included the reduction of \$18.9 million in land acquisition, \$4.1 million in salary and benefits, \$816,000 in deferred compensation payments to employees, and \$239,000 which will no longer be used to buyout excess employee leave.

I also applaud the district's forward thinking in meeting the region's water supply needs into the future. Your financial engine has allowed you and your partners to construct vital infrastructure like surface water reservoirs and a seawater desalination plant that have been instrumental in supporting the growth of your region over the last decade. Without the means of increasing the quantity of reliable and affordable water resources, your region and the state as a whole would face an uncertain economic future.

I do caution your district, however, against allowing fund balances to outgrow your long-term demand. Building reserves to meet growing resource demands is an appropriate use of taxpayer dollars, but without the ability to easily ascertain the quality and value of the use of those dollars, your well-intentioned efforts can lead to mistrust and a lack of confidence from taxpayers. Since it is their money you are spending, it is imperative that your actions, as well as your intentions, are well known by all of your constituents. I would like to personally commend the district on its substantial financial commitment to water resource development and protection without burdening taxpayers with more debt. Our communities and neighborhoods rely on your district's ability to carry out core mission activities like water

supply and flood protection in an effective and efficient manner, and the district's partnerships ensure that people, property, and the environment remain protected without the wasteful payment of debt service. Your work to sustain your cooperative funding program is laudable and public-private partnerships like FARMS program help to protect our water resources by making the district a cooperator, rather than an adversary.

Consistent with the changes in law pursuant to Chapter 2011-67, Laws of Florida, I am charged with disapproving all or part of the district's Fiscal Year 2011-12 Tentative Budget. Pursuant to statute, any disapproved provision shall not be included in the district's final budget. My disapprovals are identified below:

- Operating Reserve (Economic Stabilization Reserve; Workers Compensation Reserve):
I disapprove the district's scheduled Operating reserves in the amount of \$2,400,000. In response to inconsistencies among the districts, I have set a consistent operating reserve cap at 16.5 percent (representing two months of operating expenses). The maintenance of an Operating Reserve is a prudent practice to ensure continuity of service and the ability to respond to unexpected circumstances. However, as we search for strategies that promote consistency between the five water management districts, we must be open to finding common operational ground. This is the start of a renewed focus on that goal.
- Personnel Reductions:
I disapprove the district's scheduled Salary and Benefits expenditure by \$1,575,000. I appreciate the efforts of your district to examine your staffing levels prior to your tentative budget submission in order to ensure the efficient expenditure of taxpayer dollars, and I am grateful for your continued openness to additional efficiencies.
- Salary & Benefits:
I disapprove the district's scheduled Salary and Benefits expenditure by \$259,000. While I recognize the difficult task that water management district staff faces, there is great concern regarding the generous compensation levels of some district staff, especially at the highest levels of the agency. Though I have instructed my staff to work with the districts to reexamine all salaries and benefits in the coming year, I feel it is necessary to provide a new starting point for senior level staff. Therefore, this disapproval amount for Salary and Benefits will be reached through the use of the following scale:
 - Executive Director: Salary no more than \$165,000 per year
 - General Counsel: Salary no more than \$160,000 per year
 - Assistant Executive Director: Salary no more than \$150,000 per year
 - Deputy Executive Director (or equivalent): Reduction of 10 percent or \$135,000 per year, whichever leaves the larger salary
 - Other Staff over \$100,000 per year: Reduction in salary of 5 percent or a salary of \$100,000 per year, whichever is greater.

Mr. Paul Senft
August 24, 2011
Page Three

I want to thank you and your fellow Governing Board Members for your commitment to serving Floridians and I look forward to working with you during the coming year as together we continue to strive for the most efficient and effective manner to protect Florida's water resources. I have enclosed further direction to the Department and the district as we move forward into the new fiscal year.

Sincerely,

A handwritten signature in dark ink, appearing to read "Rick Scott", with a large, stylized initial "R" and a long, sweeping underline.

Rick Scott
Governor

Enclosure

cc: William Bilenky, Interim Executive Director
Secretary Herschel Vinyard, Department of Environmental Protection



RICK SCOTT
GOVERNOR

August 24, 2011

Mr. W. Leonard Wood
Chair, Governing Board
St. Johns River Water Management District
4049 Reid Street, P.O. Box 1429
Palatka, Florida 32178-1429

Dear Mr. Wood:

In accordance with Section 373.536, Florida Statutes, I have reviewed the St. Johns River Water Management District's tentative budget for Fiscal Year 2011-12. As you know, during the last eight months, I have worked with you to refocus the efforts of your district on the core missions of water supply, flood protection, water quality, and natural systems; to bring all districts' operations more in line with those of state agencies; and to ensure consistency across district boundaries while providing the most efficient and effective use of taxpayer dollars. To that end, I charged the Department of Environmental Protection with exercising its broad statutory oversight authority in this regard.

First, I want to note that I appreciate the Governing Board and its staff for cooperating with the Department in finding efficiencies and savings, thus enabling the submission of your district's Fiscal Year 2011-12 Tentative Budget at a savings of \$35.5 million. Your submission included the reduction of \$22.1 million in land acquisition, \$13.4 million in salary and benefits, \$807,000 in deferred compensation payments to employees, and \$758,000 which will no longer be used to buyout excess employee leave. I also appreciate that despite the district's budget challenges and revenue limitation, that you and your governing board are able to maintain a strong commitment to core mission responsibilities of water supply, restoration and flood control including the engineering, scientific and other technical competencies necessary to meet these responsibilities.

I would also like to personally commend your district for maintaining a strong commitment to cost share funding of cooperative projects with local governments and your commitment to regulatory streamlining and consumer service to help the regulated public comply with regulatory requirements.

Consistent with the changes in law pursuant to Chapter 2011-67, Laws of Florida, I am charged with disapproving all or part of the district's Fiscal Year 2011-12 Tentative Budget. Pursuant to statute, any disapproved provision shall not be included in the district's final budget. My disapprovals are identified below.

- Salary & Benefits:

I disapprove the district's scheduled Salary and Benefits expenditure by \$289,000. While I recognize the difficult task that water management district staff faces, there is great

Mr. W. Leonard Wood
August 24, 2011
Page Two

concern regarding the generous compensation levels of some district staff, especially at the highest levels of the agency. Though I have instructed my staff to work with the districts to reexamine all salaries and benefits in the coming year, I feel it is necessary to provide a new starting point for senior level staff. Therefore, this disapproval amount for Salary and Benefits will be reached through the use of the following scale:

- Executive Director: Salary no more than \$165,000 per year
 - General Counsel: Salary no more than \$160,000 per year
 - Assistant Executive Director: Salary no more than \$150,000 per year
 - Deputy Executive Director (or equivalent): Reduction of 10 percent or \$135,000 per year, whichever leaves the larger salary
 - Other Staff over \$100,000 per year: Reduction in salary of 5 percent or a salary of \$100,000 per year, whichever is greater.
- Deferred Compensation Payments:
Additionally, I disapprove the district's scheduled Salary and Benefits expenditure by \$287,000. I directed that all benefits not currently enjoyed by state employees be eliminated. In your tentative budget submittal, you included the amount of \$287,000 for the purposes of continuing these payments through the end of the calendar year based upon the fear that halting these deposits could result in penalties to either the district or its employees. After further analysis, that issue was resolved at the district level. This disapproval acknowledges the district's intention not to schedule this amount for that purpose.

I want to thank you and your fellow Governing Board Members for your commitment to serving Floridians and I look forward to working with you during the coming year as together we continue to strive for the most efficient and effective manner to protect Florida's water resources. I have enclosed further direction to the Department and the district as we move forward into the new fiscal year.

Sincerely,



Rick Scott
Governor

Enclosure

cc: Kirby Green, III, Executive Director
Secretary Herschel Vinyard, Department of Environmental Protection

ISSUES TO ADDRESS IN THE COMING YEAR

Though each of your districts has unique resources, challenges and constituencies, ascertaining the potential for meaningful performance measures and measurable savings and efficiencies will be nearly impossible over time, so long as the districts speak five different "languages". If the districts are to be more transparent and consistent, there are some fundamental issues that should be addressed during the 2011-2012 Fiscal Year. They include:

Organizational Analysis

Districts should be structurally organized to provide the most effective achievement of core mission, to provide predictable and measureable outcomes to Floridians, and to provide the most efficient service delivery. The following will need to be analyzed and addressed during the next year:

- Structural Efficiency and Effectiveness - Strategies for flattening district organizational structures.
- Staffing Level Analysis - Ensuring staffing levels are sufficient to meet district mission.
- Span of Control - Finding consistent spans of control that can work between districts.

Personnel Analysis

Each district practices the use of unique nomenclature applicable to full-time and contractual employees and securing and retaining professional and other services outside of their full-time employment base. Additionally, the benefits provided to employees must represent a level consistent with those enjoyed by other state employees. Therefore, the following will need to be analyzed and addressed during the 2011-2012 Fiscal Year:

- Nomenclature Consistency (FTE, Contract, Temporary, OPS, Contingent)
- Benefit Level Consistency (May need statutory change)
- Contracted Personnel Consistency
- Standardizing Salary Ranges

Salary Analysis

A review of salaries across the districts indicates inconsistencies between the districts and other state agencies. These inconsistencies must be addressed during the coming year. Specifically, the following need to be analyzed and addressed with the goal of achieving a salary range consistency across the districts and with other state agencies:

- Executive Level Salaries
- Manager Level Salaries
- Other Employee Salaries

Benefits Analysis

Similarly, a review of employee benefits across the districts shows an inconsistency between the districts and in comparison with other state agencies. The following items need to be analyzed and addressed in FY 2011-12:

- Health Insurance - Evaluation of Aggregated Benefit Plan Savings
- Tuition Reimbursement - Development of consistent application between districts
- Retired Employee Insurance Subsidy - Restructure to ensure program sustainability

Operating Capital Outlay and Related Expenses Analysis

- Vehicle Lifespan - Consistent benchmarks for vehicle replacement
- Lease Opportunities - Review district operations for new or expanded lease opportunities
- Fuel Purchasing Review
- Vehicle and Aircraft Maintenance Analysis
- Computers and Other Equipment - Consistent replacement strategies

Land Management Strategies

- Develop consistent and coordinated strategies for the management of district lands.

Land Acquisition & Disposition

- Develop a consistent and coordinated prioritization of land acquisition and disposition.

GASB 54 Compliance Oversight

- Reserves/Carry-Forward Balances - Development of consistent Definitions and Categorization
- Operating Reserves - Develop consistent benchmark for Budget Stabilization/Operating Reserves

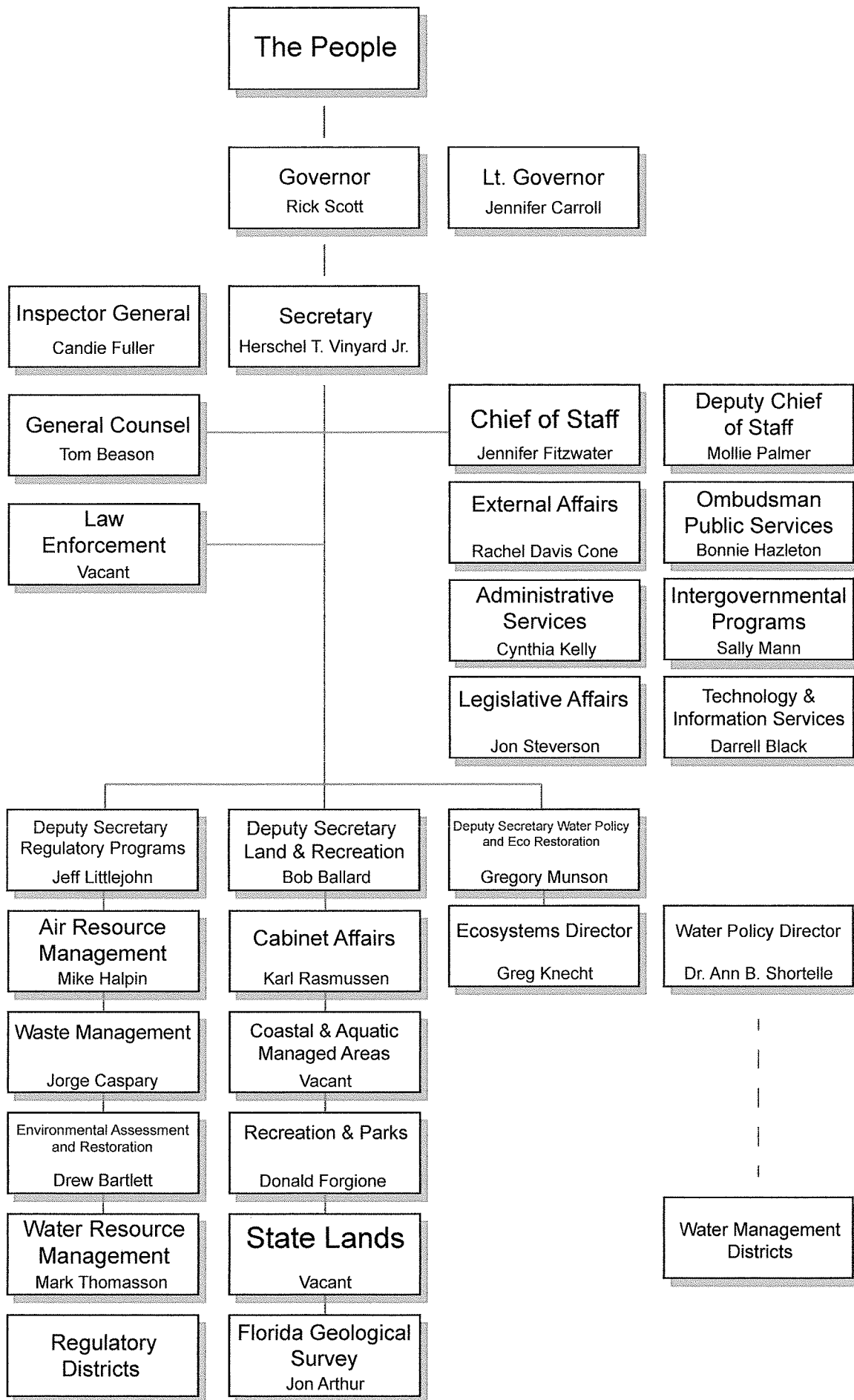
Water Management District Budget Calendar FY 2011-12

Month and Year	Budget Development, Review & Approval Activity
December 2010	Governing Board Review of Budget Development Process
January 2011	WMDs Begin Budget Development Process
March	Governing Board Budget Workshops
June/July	WMDs Adopt Proposed Millage Rates
July/August	WMDs Present Budget to Legislative, DEP, and OPB Staff
August 1	Submission of Tentative Budgets by WMDS to EOG
August 2-15	EOG Budget Review of WMD Tentative Budgets
August 16-19	Schedule Internal EOG Briefings
August 24	Mail Governor Disapproval Letters to WMD Chairs
	Governor's WMD Tentative Budget Analysis & Disapproval Letters to Districts Submittal to LBC
September 7	The LBC meeting - review each WMD tentative budget.
September 8-13	First Public Hearing of Tentative Budget by each WMD
September 12	Statutory Deadline for Governor and LBC Written Disapprovals to WMDS
September 20-27	Final Public Hearing of Tentative Budget by each WMD

Important Budget Deadlines by District:

District	First Hearing	EOG Letters Due ¹	Final Hearing
St. Johns River	Sept. 13 (2011)	Sept. 20	Sept. 27
Southwest Florida	Sept. 13	Sept. 20	Sept. 27
South Florida	Sept. 8	Sept. 13	Sept. 20
Suwannee River	Sept. 13	Sept. 20	Sept. 27
Northwest Florida	Sept. 13	Sept. 15	Sept. 22

¹ In accordance with s. 373.536(5)(b), F.S. "Written disapproval of any provision in the tentative budget must be received by the district at least 5 business days prior to the final district budget adoption hearing conducted under s. 200.065(2)(d), F.S."



From: Diane Salz <disalz@yahoo.com>
Subject: **Fw: finalist for SWFWMD ED sued two former employers & settled with third...**
Date: August 27, 2011 11:07:26 AM EDT
To: Jack Sullivan <jesull@comcast.net>
Reply-To: Diane Salz <disalz@yahoo.com>

fyi.

----- Forwarded Message -----

From: Diane Salz <disalz@yahoo.com>
To: Diane Salz <disalz@yahoo.com>
Sent: Saturday, August 27, 2011 11:05 AM
Subject: finalist for SWFWMD ED sued two former employers & settled with third...

Last month, 51 people applied for the job of leading the Southwest Florida Water Management District, including three assistants to the executive director who had just resigned.

But when the board members of the agency commonly known as Swiftmud chose two finalists, they skipped over those three veteran employees. Instead, they picked David E. Chardavoyne and Blake C. Guillory, two engineers who have no prior experience working in Florida government. Of the two, only Chardavoyne has any experience running a water agency.

But Chardavoyne also has a lot of experience with the court system.

He sued two of his previous employers for breach of contract. He left a third job, running a Texas utility, under an agreement that paid him \$412,000 in exchange for a promise not to sue his employer. And a racial discrimination lawsuit filed against him and the Texas utility resulted in a \$635,000 settlement.

Those lawsuits are all fair game for discussion, but they should not be a factor in his hiring, Chardavoyne said in an interview.

"Any seasoned senior executive who has a full career in terms of experience will run into lawsuits," he said. "It's part of what goes with being a senior executive."

Guillory, who has spent the past 20 years working as a consultant to Florida city and county governments and the three largest water management districts, said he's never been sued nor has he sued anyone else.

Chardavoyne said he sued two employers because "I just have a principle with contracts. If you negotiate and sign one, you are obliged and morally required to follow that contract."

Also, he said, with the first suit, "there was quite a bit of money involved — several hundred thousand dollars. If it was just \$50,000, you'd say that was just one of those bumps in life." The case took three years to get to trial, and in the end he received only a year's salary, he said.

As for the racial discrimination suit against him at the San Antonio, Texas, utility, he said, that resulted from his reorganization of a dysfunctional utility that went from losing money to showing a profit.

"If you're a senior executive and you try to make those changes, then those things are going to happen," he said.

The settlement he worked out with the San Antonio utility stemmed from a new board chairman who wanted to hire his own person, Chardavoyne said. But the local newspaper gave a different account of his ouster.

"During his three-plus years, the utility reduced operations and maintenance expenses and debt service, resulting in a \$75 million savings for ratepayers this year," the *San Antonio Express-News* reported when Chardavoyne left the job in 2008.

However, "tensions between (Chardavoyne) and board had been building, most recently when board members felt they weren't getting adequate answers from staffers about projected costs of

water projects," the paper reported.

Swiftmud's board members didn't know about Chardavoyne's legal history before they picked their finalists, chairman Paul Senft said this week. They found out afterward.

"I'm sure it will be a topic of discussion in the next round of interviews," Senft said. The board will interview both men Monday, he said, and then is likely to vote Tuesday.

The executive job involves supervising more than 700 full-time staff members as well as overseeing the district's \$280 million budget. Thanks to tax cut mandates from the governor and Legislature, it will also require laying off 30 of those employees and slicing 36 percent of the budget.

The last time the Swiftmud board picked an executive director was 2003, when it chose longtime employee Dave Moore. He quit in May.

Moore did not give a specific reason for his departure, but his resignation is part of a wave of change washing over the state's five water districts after Gov. Rick Scott said they all needed to get back to their "core missions." The executive directors of the South Florida Water Management District and the St. Johns River Water Management District also resigned or retired recently.

Moore's predecessor, E.D. "Sonny" Vergara, said that's the result of Scott's policies: "R and R (remove and replace) is the name of the game, the point of which is to place in control those who have bought into the concept that any form of regulation is bad for Florida business."

Given that policy, he said, picking outsiders to run the water agency is "a bad idea, but not surprising."

Moore's salary at the time of his resignation was \$194,875. However, his replacement's pay will be far less. Scott on Wednesday ordered all five water districts to cap the executive director's salary at \$165,000.

Staff researcher Caryn Baird contributed to this story. Staff writer Craig Pittman can be reached at craig@sptimes.com.

[Last modified: Aug 26, 2011 11:24 PM]

From: "Cara S. Martin" <Cara.Martin@swfwmd.state.fl.us>
Subject: **Governing Board Selects Guillory as New Executive Director**
Date: August 30, 2011 11:15:39 AM EDT
✉ 3 Attachments, 1.8 KB

Board Selects Guillory as New Executive Director

Robyn Felix
1-800-423-1476, ext. 4770 or
Cell Phone: (813) 781-9817

Aug. 30, 2011

Governing Board Selects Guillory as New Executive Director

The Southwest Florida Water Management District's Governing Board Monday appointed Blake C. Guillory to serve as the District's executive director.

Guillory replaces David L. Moore, who resigned on May 26. District General Counsel William S. Bilenky has been serving as interim executive director.

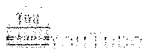
"This was a unanimous choice by the Board. Blake is the right person at the right time for this District and the water resources," said Governing Board Chair H. Paul Senft, Jr. "His extensive experience in the private sector and the contacts he has throughout the state and the nation will serve the District well as we move forward meeting the critical water needs of west central Florida."

Guillory, a resident of Jupiter, Fla., is vice president and Florida area manager at Brown and Caldwell, a consulting firm that provides water supply, wastewater, stormwater, infrastructure, solid waste, construction management, business consulting, and environmental sciences expertise to public and private clients. Before joining Brown and Caldwell, Guillory was with PBS&J, now Atkins North America, where he was vice president and senior division manager for the firm's Southeast water resources division.

Guillory holds a bachelor's degree in petroleum engineering from Texas A&M University and master's degrees in civil engineering and business administration from the University of South Florida. He graduated from LaGrange High School in Lake Charles, La. He is a professional engineer and a diplomate of water resources engineering.

Guillory is the past president and a current board member of the Florida Stormwater Association. He is also a member of the Florida Engineering Society, Florida Water Environment Association, American Water Works Association, American Water Resources Association and the American Society of Civil Engineers.

Robyn Felix
Media Relations Manager
Southwest Florida Water Management District
Direct: 1-800-423-1476 ext. 4770
Cell: (813) 781-9817
www.WaterMatters.org/newsroom



Blake C. Guillory, P.E., DWRE

**5817 Senegal Court
Jupiter FL 33458
bguillory@brwnncald.com
561-568-9893**

Objective Executive Director, Southwest Florida Water Management District

Summary of Experience

- **Brown and Caldwell (BC), Vice President, Florida Area Leader** – Currently manages six (6) Florida offices (Tampa, Sarasota, Orlando, Jacksonville, West Palm Beach, and Miami) providing water supply, wastewater, stormwater, infrastructure, solid waste, construction management, business consulting and environmental sciences expertise to public, industrial and private sector clients.
- **BC Florida Management Team Leadership** – Daily direction of Local Office Leaders, Marketing, Accounting, Client Service Managers, Health and Safety, Community Affairs, and coordination with Regional Human Resources and Corporate Legal Departments regarding employee actions, contract and risk management (as needed).
- **Operations** – Profit and Loss responsibility, G&A expenses control, workload and staff balancing, occupancy costs, conferences and marketing budgets, and Emergency Action Plans.
- **Strategic Business Planning** – Member of BC's East Region Senior Management Team. Responsible for visioning and strategic planning for the Florida Area. Prepares and updates five year growth plan and yearly business and marketing plans.
- **Communication Skills** - Leads BC's marketing strategy in Florida. Has also regularly presented technical papers to his professional peers, leads public workshops and has presented at local government city council and county commission meetings. Responsible for employee morale and internal corporate messaging to staff.
- **Recruiting** - A consistent track record of recruiting and retaining impact employees.
- **24 years of Civil and Environmental Engineering Experience Throughout Florida** – Extensive experience includes planning, design, permitting and construction services for state, municipal, industrial, commercial and residential projects. First 13 years of career was spent living and working in the Tampa Bay area followed by 11 years working statewide and throughout the Southeast U.S.

- **Working Knowledge of Agriculture Operations** – Developed a working knowledge of agriculture operations while working on family cattle and soybean farm during high school and college. Family currently owns a 200-acre wholesale nursery near Arcadia.

Employment History

- Brown and Caldwell (2007- 2011), Vice President, Florida Area Leader
- PBS&J (1998-2007)
 - Vice President, Sr. Division Manger (2004-2007)
 - West Palm Beach Office Manager (2001-2005)
 - South Florida Environmental Division Manger (2001-2003)
 - Associate Vice President, Florida Water Resources Program Manager (2001-2004)
 - West and Central Florida Water Resources Program Manager (1999-2000)
 - West Florida Water Resources Program Manager (1998)
- CDM (1990-1998)
 - Project Manager (1992-1998)
 - Project Engineer (1990-1992)
- Contract Employee, (1990 2 Months), Project Engineer
- Larry Mills & Associates (1990, 3 Months), Project Manager
- Walter P. Moore & Associates (1988-1990), Project Engineer
- Walter Walker & Associates (1987-1988), Project Engineer

Education

- M.B.A. 1998 – University of South Florida
- M.E. Civil Engineering 1991 – University of South Florida
- B.S. Petroleum Engineering 1985 – Texas A&M University

Professional Affiliations and Certifications

- Diplomat of Water Resources Engineering (DWRE) - Current
- Florida Stormwater Association (FSA) – President 2007, Board Member 2005-2011
- Florida Floodplain Managers Association (FFMA) – Chairman 2006
- Tampa Bay Texas A&M Club – President 1990-1993
- Florida Engineering Society (FES) - Current
- Florida Water Environment Association (FWEA) - Current
- American Water Works Association (AWWA) - Current
- American Water Resources Association (AWRA) - Current
- American Society of Civil Engineers (ASCE) – Current

Hobbies

Too much golf, not enough fly fishing and snow skiing, some traveling; and substantially more yard work and gardening than necessary.

Subject: 8/31/11 Bill Tracking Report

From: Diane Salz (noreply@lobbytools.com)

To: disalz@yahoo.com;

Date: Wednesday, August 31, 2011 2:52 PM

2012 Bills (9)

Num	Title	Sponsor	
HB 0079	Relating to Onsite Sewage Treatment and Disposal Systems	Coley	08/08/11
(S: 0114) (I: 0178)	Onsite Sewage Treatment and Disposal Systems: Revises legislative intent; eliminates provisions directing DOH to create & administer statewide septic tank evaluation program; eliminates procedures & criteria for evaluation program; terminates grant program for repair of onsite sewage treatment disposal systems identified pursuant to evaluation program, to conform; eliminates provisions authorizing DOH to collect evaluation report fee & provisions relating to disposition of fee proceeds & revenue-neutral fee schedule. Effective Date: upon becoming a law 08/08/11 HOUSE Filed		
HB 0107	Relating to Special Districts	Caldwell	08/26/11
	Special Districts: Revises provisions relating to merger & dissolution procedures for special districts; provides for certain merger & dissolution procedures to include referenda; provides that such provisions preempt certain special acts; provides for local governments to assume indebtedness of, & receive title to property owned by, special districts under certain circumstances; deletes provision relating to conditions under which merger of independent special districts or dependent fire control districts with other special districts is effective & conditions under which merged district is authorized to increase ad valorem taxes; revises criteria by which special districts are declared inactive by governing body. Effective Date: July 1, 2012 08/26/11 HOUSE Filed		
SB 0108	Relating to Constitution Revision Commission and Taxation and Budget Reform Commission	Negron	08/29/11
	Constitution Revision Commission and Taxation and Budget Reform Commission; Proposing amendments to the State Constitution to abolish the Constitution Revision Commission and Taxation and Budget Reform Commission, which are authorized to propose amendments to the State Constitution. 08/29/11 SENATE Filed		
SB 0114	Relating to Onsite Sewage Treatment And Disposal Systems	Evers	08/29/11
(S: 0079 0178)	Onsite Sewage Treatment and Disposal Systems; Deleting legislative intent relating to onsite sewage treatment and disposal systems; conforming a cross-reference; eliminating provisions directing the Department of Health to create and administer a statewide septic tank evaluation program; eliminating procedures and criteria for the evaluation program; deleting an obsolete reporting requirement; eliminating provisions authorizing the department to collect an evaluation report fee; eliminating provisions relating to disposition of fee proceeds and a revenue-neutral fee schedule; relating to the grant program for the repair of onsite sewage treatment disposal systems identified pursuant to the evaluation program, to conform. EFFECTIVE DATE: upon becoming a law 08/29/11 SENATE Filed		
SB 0118	Relating to An Environmental Surcharge On Bottled Water	Lynn	08/29/11
	An Environmental Surcharge on Bottled Water; Establishing a surcharge on bottled water sold at retail in this state; providing an exception; requiring that moneys collected from the surcharge be deposited into the Ecosystem Management and Restoration Trust Fund. EFFECTIVE DATE: October 1, 2012 08/29/11 SENATE Filed		
SB 0178	Relating to Onsite Sewage Treatment and Disposal Systems	Lynn	08/29/11
(S: 0114) (I: 0079)	Onsite Sewage Treatment and Disposal Systems; Eliminating provisions directing the Department of Health to create and administer a statewide septic tank evaluation program; eliminating procedures and criteria for the evaluation program; repealing a provision to terminate the grant program for repair of onsite sewage treatment disposal systems identified pursuant to the evaluation program, to conform; eliminating provisions authorizing the department to collect an evaluation report fee; eliminating provisions relating to disposition of fee proceeds and a revenue-neutral fee schedule, etc. EFFECTIVE DATE: upon becoming a law 08/29/11 SENATE Filed		
HB 4001	Relating to Florida Climate Protection Act	Plakon	06/15/11
	Florida Climate Protection Act: Repeals provisions for cap & trade regulatory program to reduce greenhouse gas emissions from electric utilities. Effective Date: July 1, 2012		

06/15/11 HOUSE Filed			
HB 4003 (I: 0188)	Relating to Growth Policy Growth Policy: Terminates Urban Infill & Redevelopment Assistance Grant Program. Effective Date: July 1, 2012 07/11/11 HOUSE Filed	Diaz	07/11/11
HB 4009	Relating to Repealing Budget Provisions Repealing Budget Provisions: Deletes certain budget summary requirements. Effective Date: July 1, 2012 08/03/11 HOUSE Filed	Brodeur	08/03/11



Generated on 08/31/11 by LobbyTools.com

**WITHLACOOCHEE REGIONAL WATER SUPPLY AUTHORITY
LOCAL GOVERNMENT WATER SUPPLY FUNDING
ASSISTANCE PROGRAM**

PROJECT GRANT AGREEMENT – DEVELOPMENT

This Agreement is made and entered into this ____ day of September, 2011, by and between the **WITHLACOOCHEE REGIONAL WATER SUPPLY AUTHORITY**, (hereinafter called the "AUTHORITY"), and **CITY OF BELLEVIEW, FLORIDA**, (hereinafter called the "GRANTEE"), in furtherance of funding assistance in the development of the "CITY OF BELLEVIEW STORMWATER AUGMENTATION WITH AUTOMATIC CONTROL VALVES PROJECT". In consideration of the mutual covenants contained herein and pursuant to Chapter 163, Laws of Florida, Florida Interlocal Cooperation Act of 1969, as subsequently amended, and Section 373.1962(2)(i), Florida Statutes, the parties hereto agree as follows:

1. The AUTHORITY has found that the implementation of water conservation and water reuse programs by a member government is the primary purpose of the project known as the "CITY OF BELLEVIEW STORMWATER AUGMENTATION WITH AUTOMATIC CONTROL VALVES PROJECT" (hereinafter called the "PROJECT"), and enters into this Agreement with the GRANTEE for assisting in the funding of water reuse programs more particularly described in its Application. The PROJECT application is attached hereto marked Exhibit "A" and made a part hereof.

2. The GRANTEE shall provide the AUTHORITY with a copy of the GRANTEE's contract documents executed for the PROJECT and the third party vendor providing said services in order to confirm the total project costs.

3. PROJECT FUNDING:

A. The AUTHORITY agrees to pay, on a reimbursement basis, to the GRANTEE, the sum of \$6,000.00 of the proposed \$22,755.00 total budget cost for the PROJECT.

B. The GRANTEE shall assume the first one-half (1/2) of said PROJECT costs before the AUTHORITY's reimbursement begins.

C. The GRANTEE shall provide the AUTHORITY with a schedule and description of "tasks" for the PROJECT with the cost associated with each task set forth.

D. All PROJECT reimbursement requests shall include all documentation required by the AUTHORITY for proper audit review. The GRANTEE shall certify that each request for payment is appropriate and that said task or portion thereof has been completed.

E. The AUTHORITY shall, within sixty (60) days after receipt of a payment request, review the work accomplished to date under this Agreement and, if the work and payment request are in accordance with all applicable requirements, approve the request for payment.

4. GRANTEE shall ensure that all services procured and all purchases of goods obtained for the accomplishment of the PROJECT shall be secured in accordance with applicable State and Federal laws and in accordance with the GRANTEE's adopted procurement procedures.

5. GRANTEE shall follow all State and Federal laws relating to its established audit and accounting procedures and as they relate to said PROJECT and cost reimbursements.

6. The GRANTEE shall retain all records supporting PROJECT costs for three (3) years after the fiscal year in which the final PROJECT payment was released by the AUTHORITY or until final resolution of matters resulting from any litigation, claim or audit that started prior to the expiration of the three-year retention period. The AUTHORITY, State Auditor General, State Comptroller, and other agencies or entities with jurisdiction shall have the right to inspect and audit the GRANTEE's records for said PROJECT within the retention period.

7. This Agreement shall become effective upon execution and the GRANTEE shall complete preparation and/or construction of all PROJECT elements on or before September 30, 2012. The completion date may be extended by the AUTHORITY for good cause at the written request of the GRANTEE and must be made prior to PROJECT completion date.

8. The AUTHORITY's Executive Director for the purposes of this Agreement shall be responsible for ensuring performance of its terms and

conditions and shall be responsible for recommending approval of all reimbursement requests to the AUTHORITY prior to payment. The GRANTEE's Liaison Agent, as identified in the PROJECT application, or successor, shall act on behalf of the GRANTEE relative to the provisions of this Agreement.

9. The Executive Director shall have the authority to approve budget changes within individual tasks up to a total amount not to exceed TEN PERCENT (10%) of total project costs without Board approval.

10. All monies expended by the GRANTEE for the purpose contained herein at the option of the AUTHORITY shall be subject to audit review.

11. Each party hereto agrees that it shall be solely responsible for the wrongful acts of its employees and agents. However, nothing contained herein shall constitute a waiver by either party of its sovereign immunity or the provisions of §768.28, Florida Statutes.

12. The GRANTEE shall comply with all federal, state, and local rules and regulations in developing this PROJECT. The GRANTEE acknowledges that this requirement includes compliance with all federal, state, and local health and safety rules and regulations. The GRANTEE further agrees to ensure that the GRANTEE's contract will include this provision in all subcontracts issued as a result of this Agreement.

13. The AUTHORITY reserves the right to inspect said PROJECT and any and all records related thereto at any reasonable time.

14. This Agreement may be unilaterally canceled by the AUTHORITY in the event the GRANTEE refuses to allow public access to all documents, papers, letters or other material made or received in conjunction with this Agreement pursuant to Chapter 119, Florida Statutes.

15. The AUTHORITY shall also have the right to demand a refund, either in whole or in part, of the funds provided to the GRANTEE for non-compliance with the terms of this Agreement if not cured within thirty (30) days of written notice thereof from the AUTHORITY. The GRANTEE, upon notification from the AUTHORITY, agrees to refund and will forthwith pay to the AUTHORITY, the amount of money demanded by the AUTHORITY. Such refund shall include interest calculated at two percent (2%) over the prevailing prime rate as reported by the Federal Reserve on the date the AUTHORITY calculates the amount of refund due. Interest shall be calculated from the date(s) of payment(s) to the GRANTEE by the AUTHORITY.

16. The employment of unauthorized aliens by a GRANTEE is considered a violation of Section 274A(e) of the Immigration and Nationality Act. If the GRANTEE knowingly employs unauthorized aliens, such violation shall be cause for unilateral cancellation of this Agreement. The GRANTEE shall be responsible for including this provision in all subcontracts with private organizations issued as a result of this Agreement.

17. No person on the grounds of race, creed, color, national origin, age, sex or marital status shall be excluded from participation in; be denied the proceeds or benefits of; or be otherwise subjected to discrimination in performance of this Agreement.

18. This Agreement strictly prohibits expenditure of these funds for the purpose of lobbying the Florida Legislature, the judicial branch, or a state agency.

19. The GRANTEE shall have an audit performed in accordance with the Rules of the Auditor General promulgated pursuant to §11.45, Florida Statutes, and have a statement prepared by an independent certified public accountant which attests that the GRANTEE has complied with the provisions of this Agreement and whether the audit results in an unqualified opinion.

20. A person or affiliate who has been placed on the convicted vendor list following a conviction for public entity crime may not perform work as a grantee, contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity in excess of the threshold amount provided in §287.017, Florida Statutes, or Category Two, for a period of thirty-six (36) months from the date of being placed on the convicted vendor list.

21. A copy of the audit and attestation as required in Paragraph 20 shall be submitted to the AUTHORITY within one (1) year from the PROJECT

completion date as set forth in Paragraph 8 or as extended by the
AUTHORITY.

22. This Agreement is not intended nor shall it be construed as
granting any rights, privileges or interest in any third party without mutual
written agreement of the parties hereto.

23. This Agreement represents the entire agreement of the parties.
Any alterations, variations, changes, modification or waivers of provisions of
this Agreement shall only be valid when they have been reduced to writing,
duly executed by each of the parties hereto, and attached to the original of
this Agreement.

IN WITNESS WHEREOF, the parties hereto have caused these
presents to be duly executed on the date and year first above written.

WITHLACOOCHEE REGIONAL WATER
SUPPLY AUTHORITY

By: _____
STAN McCLAIN
Chairperson

ATTEST:

By: _____
JACKSON E. SULLIVAN
Executive Director

CITY OF BELLEVIEW, a Municipal
Corporation

By: _____
TAMMY C. MOORE
Mayor/Commissioner

ATTEST:

By: _____
SANDI McKAMEY
City Clerk/Administrator

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

By: _____
FREDERICK E. LANDT, III
City Attorney

APPROVED AS TO FORM AND CORRECTNESS:

By: _____
LARRY M. HAAG
Attorney for Authority

**WITHLACOOCHEE REGIONAL WATER SUPPLY AUTHORITY
LOCAL GOVERNMENT WATER SUPPLY FUNDING
ASSISTANCE PROGRAM**

PROJECT GRANT AGREEMENT – DEVELOPMENT

This Agreement is made and entered into this ____ day of September, 2011, by and between the **WITHLACOOCHEE REGIONAL WATER SUPPLY AUTHORITY**, (hereinafter called the "AUTHORITY"), and **CITRUS COUNTY, FLORIDA**, (hereinafter called the "GRANTEE"), in furtherance of funding assistance in the development of the "CITRUS COUNTY WATER CONSERVATION PROGRAM". In consideration of the mutual covenants contained herein and pursuant to Chapter 163, Laws of Florida, Florida Interlocal Cooperation Act of 1969, as subsequently amended, and Section 373.1962(2)(i), Florida Statutes, the parties hereto agree as follows:

1. The AUTHORITY has found that the implementation of water conservation and water reuse programs by a member government is the primary purpose of the project known as the "CITRUS COUNTY WATER CONSERVATION PROGRAM" (hereinafter called the "PROJECT"), and enters into this Agreement with the GRANTEE for assisting in the funding of water reuse programs more particularly described in its Application. The PROJECT application is attached hereto marked Exhibit "A" and made a part hereof.

2. The GRANTEE shall provide the AUTHORITY with a copy of the GRANTEE's contract documents executed for the PROJECT and the third

party vendor providing said services in order to confirm the total project costs.

3. PROJECT FUNDING:

A. The AUTHORITY agrees to pay, on a reimbursement basis, to the GRANTEE, the sum of \$41,500.00 of the proposed \$83,000.00 total budget cost for the PROJECT.

B. The GRANTEE shall assume the first one-half (1/2) of said PROJECT costs before the AUTHORITY's reimbursement begins.

C. The GRANTEE shall provide the AUTHORITY with a schedule and description of "tasks" for the PROJECT with the cost associated with each task set forth.

D. All PROJECT reimbursement requests shall include all documentation required by the AUTHORITY for proper audit review. The GRANTEE shall certify that each request for payment is appropriate and that said task or portion thereof has been completed.

E. The AUTHORITY shall, within sixty (60) days after receipt of a payment request, review the work accomplished to date under this Agreement and, if the work and payment request are in accordance with all applicable requirements, approve the request for payment.

4. GRANTEE shall ensure that all services procured and all purchases of goods obtained for the accomplishment of the PROJECT shall be

secured in accordance with applicable State and Federal laws and in accordance with the GRANTEE's adopted procurement procedures.

5. GRANTEE shall follow all State and Federal laws relating to its established audit and accounting procedures and as they relate to said PROJECT and cost reimbursements.

6. The GRANTEE shall retain all records supporting PROJECT costs for three (3) years after the fiscal year in which the final PROJECT payment was released by the AUTHORITY or until final resolution of matters resulting from any litigation, claim or audit that started prior to the expiration of the three-year retention period. The AUTHORITY, State Auditor General, State Comptroller, and other agencies or entities with jurisdiction shall have the right to inspect and audit the GRANTEE's records for said PROJECT within the retention period.

7. This Agreement shall become effective upon execution and the GRANTEE shall complete preparation and/or construction of all PROJECT elements on or before September 30, 2012. The completion date may be extended by the AUTHORITY for good cause at the written request of the GRANTEE and must be made prior to PROJECT completion date.

8. The AUTHORITY's Executive Director for the purposes of this Agreement shall be responsible for ensuring performance of its terms and conditions and shall be responsible for recommending approval of all reimbursement requests to the AUTHORITY prior to payment. The

GRANTEE's Liaison Agent, as identified in the PROJECT application, or successor, shall act on behalf of the GRANTEE relative to the provisions of this Agreement.

9. The Executive Director shall have the authority to approve budget changes within individual tasks up to a total amount not to exceed TEN PERCENT (10%) of total project costs without Board approval.

10. All monies expended by the GRANTEE for the purpose contained herein at the option of the AUTHORITY shall be subject to audit review.

11. Each party hereto agrees that it shall be solely responsible for the wrongful acts of its employees and agents. However, nothing contained herein shall constitute a waiver by either party of its sovereign immunity or the provisions of §768.28, Florida Statutes.

12. The GRANTEE shall comply with all federal, state, and local rules and regulations in developing this PROJECT. The GRANTEE acknowledges that this requirement includes compliance with all federal, state, and local health and safety rules and regulations. The GRANTEE further agrees to ensure that the GRANTEE's contract will include this provision in all subcontracts issued as a result of this Agreement.

13. The AUTHORITY reserves the right to inspect said PROJECT and any and all records related thereto at any reasonable time.

14. This Agreement may be unilaterally canceled by the AUTHORITY in the event the GRANTEE refuses to allow public access to all documents,

papers, letters or other material made or received in conjunction with this Agreement pursuant to Chapter 119, Florida Statutes.

15. The AUTHORITY shall also have the right to demand a refund, either in whole or in part, of the funds provided to the GRANTEE for non-compliance with the terms of this Agreement if not cured within thirty (30) days of written notice thereof from the AUTHORITY. The GRANTEE, upon notification from the AUTHORITY, agrees to refund and will forthwith pay to the AUTHORITY, the amount of money demanded by the AUTHORITY. Such refund shall include interest calculated at two percent (2%) over the prevailing prime rate as reported by the Federal Reserve on the date the AUTHORITY calculates the amount of refund due. Interest shall be calculated from the date(s) of payment(s) to the GRANTEE by the AUTHORITY.

16. The employment of unauthorized aliens by a GRANTEE is considered a violation of Section 274A(e) of the Immigration and Nationality Act. If the GRANTEE knowingly employs unauthorized aliens, such violation shall be cause for unilateral cancellation of this Agreement. The GRANTEE shall be responsible for including this provision in all subcontracts with private organizations issued as a result of this Agreement.

17. No person on the grounds of race, creed, color, national origin, age, sex or marital status shall be excluded from participation in; be denied

the proceeds or benefits of; or be otherwise subjected to discrimination in performance of this Agreement.

18. This Agreement strictly prohibits expenditure of these funds for the purpose of lobbying the Florida Legislature, the judicial branch, or a state agency.

19. The GRANTEE shall have an audit performed in accordance with the Rules of the Auditor General promulgated pursuant to §11.45, Florida Statutes, and have a statement prepared by an independent certified public accountant which attests that the GRANTEE has complied with the provisions of this Agreement and whether the audit results in an unqualified opinion.

20. A person or affiliate who has been placed on the convicted vendor list following a conviction for public entity crime may not perform work as a grantee, contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity in excess of the threshold amount provided in §287.017, Florida Statutes, or Category Two, for a period of thirty-six (36) months from the date of being placed on the convicted vendor list.

21. A copy of the audit and attestation as required in Paragraph 20 shall be submitted to the AUTHORITY within one (1) year from the PROJECT completion date as set forth in Paragraph 8 or as extended by the AUTHORITY.

22. This Agreement is not intended nor shall it be construed as granting any rights, privileges or interest in any third party without mutual written agreement of the parties hereto.

23. This Agreement represents the entire agreement of the parties. Any alterations, variations, changes, modification or waivers of provisions of this Agreement shall only be valid when they have been reduced to writing, duly executed by each of the parties hereto, and attached to the original of this Agreement.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be duly executed on the date and year first above written.

WITHLACOOCHEE REGIONAL WATER
SUPPLY AUTHORITY

By: _____
STAN McCLAIN
Chairperson

ATTEST:

By: _____
JACKSON E. SULLIVAN
Executive Director

CITRUS COUNTY, a political
Subdivision of the State of Florida

By: _____
DENNIS DAMATO
Chairperson

ATTEST:

By: _____
BETTY STRIFLER
Clerk of Court

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

By: _____
RICHARD WESCH
County Attorney

APPROVED AS TO FORM AND CORRECTNESS:

By: _____
LARRY M. HAAG
Attorney for Authority

**WITHLACOOCHEE REGIONAL WATER SUPPLY AUTHORITY
LOCAL GOVERNMENT WATER SUPPLY FUNDING
ASSISTANCE PROGRAM**

PROJECT GRANT AGREEMENT – DEVELOPMENT

This Agreement is made and entered into this ____ day of September, 2011, by and between the **WITHLACOOCHEE REGIONAL WATER SUPPLY AUTHORITY**, (hereinafter called the "AUTHORITY"), and **HERNANDO COUNTY, FLORIDA**, (hereinafter called the "GRANTEE"), in furtherance of funding assistance in the development of the "HERNANDO COUNTY WATER CONSERVATION & WATER QUALITY PROTECTION PROGRAM". In consideration of the mutual covenants contained herein and pursuant to Chapter 163, Laws of Florida, Florida Interlocal Cooperation Act of 1969, as subsequently amended, and Section 373.1962(2)(i), Florida Statutes, the parties hereto agree as follows:

1. The AUTHORITY has found that the implementation of water conservation and water reuse programs by a member government is the primary purpose of the project known as the "HERNANDO COUNTY WATER CONSERVATION & WATER QUALITY PROTECTION PROGRAM" (hereinafter called the "PROJECT"), and enters into this Agreement with the GRANTEE for assisting in the funding of water reuse programs more particularly described in its Application. The PROJECT application is attached hereto marked Exhibit "A" and made a part hereof.

2. The GRANTEE shall provide the AUTHORITY with a copy of the GRANTEE's contract documents executed for the PROJECT and the third party vendor providing said services in order to confirm the total project costs.

3. PROJECT FUNDING:

A. The AUTHORITY agrees to pay, on a reimbursement basis, to the GRANTEE, the sum of \$43,500.00 of the proposed \$91,650.00 total budget cost for the PROJECT.

B. The GRANTEE shall assume the first one-half (1/2) of said PROJECT costs before the AUTHORITY's reimbursement begins.

C. The GRANTEE shall provide the AUTHORITY with a schedule and description of "tasks" for the PROJECT with the cost associated with each task set forth.

D. All PROJECT reimbursement requests shall include all documentation required by the AUTHORITY for proper audit review. The GRANTEE shall certify that each request for payment is appropriate and that said task or portion thereof has been completed.

E. The AUTHORITY shall, within sixty (60) days after receipt of a payment request, review the work accomplished to date under this Agreement and, if the work and payment request are in accordance with all applicable requirements, approve the request for payment.

4. GRANTEE shall ensure that all services procured and all purchases of goods obtained for the accomplishment of the PROJECT shall be secured in

accordance with applicable State and Federal laws and in accordance with the GRANTEE's adopted procurement procedures.

5. GRANTEE shall follow all State and Federal laws relating to its established audit and accounting procedures and as they relate to said PROJECT and cost reimbursements.

6. The GRANTEE shall retain all records supporting PROJECT costs for three (3) years after the fiscal year in which the final PROJECT payment was released by the AUTHORITY or until final resolution of matters resulting from any litigation, claim or audit that started prior to the expiration of the three-year retention period. The AUTHORITY, State Auditor General, State Comptroller, and other agencies or entities with jurisdiction shall have the right to inspect and audit the GRANTEE's records for said PROJECT within the retention period.

7. This Agreement shall become effective upon execution and the GRANTEE shall complete preparation and/or construction of all PROJECT elements on or before September 30, 2012. The completion date may be extended by the AUTHORITY for good cause at the written request of the GRANTEE and must be made prior to PROJECT completion date.

8. The AUTHORITY's Executive Director for the purposes of this Agreement shall be responsible for ensuring performance of its terms and conditions and shall be responsible for recommending approval of all reimbursement requests to the AUTHORITY prior to payment. The GRANTEE's

Liaison Agent, as identified in the PROJECT application, or successor, shall act on behalf of the GRANTEE relative to the provisions of this Agreement.

9. The Executive Director shall have the authority to approve budget changes within individual tasks up to a total amount not to exceed TEN PERCENT (10%) of total project costs without Board approval.

10. All monies expended by the GRANTEE for the purpose contained herein at the option of the AUTHORITY shall be subject to audit review.

11. Each party hereto agrees that it shall be solely responsible for the wrongful acts of its employees and agents. However, nothing contained herein shall constitute a waiver by either party of its sovereign immunity or the provisions of §768.28, Florida Statutes.

12. The GRANTEE shall comply with all federal, state, and local rules and regulations in developing this PROJECT. The GRANTEE acknowledges that this requirement includes compliance with all federal, state, and local health and safety rules and regulations. The GRANTEE further agrees to ensure that the GRANTEE's contract will include this provision in all subcontracts issued as a result of this Agreement.

13. The AUTHORITY reserves the right to inspect said PROJECT and any and all records related thereto at any reasonable time.

14. This Agreement may be unilaterally canceled by the AUTHORITY in the event the GRANTEE refuses to allow public access to all documents, papers,

letters or other material made or received in conjunction with this Agreement pursuant to Chapter 119, Florida Statutes.

15. The AUTHORITY shall also have the right to demand a refund, either in whole or in part, of the funds provided to the GRANTEE for non-compliance with the terms of this Agreement if not cured within thirty (30) days of written notice thereof from the AUTHORITY. The GRANTEE, upon notification from the AUTHORITY, agrees to refund and will forthwith pay to the AUTHORITY, the amount of money demanded by the AUTHORITY. Such refund shall include interest calculated at two percent (2%) over the prevailing prime rate as reported by the Federal Reserve on the date the AUTHORITY calculates the amount of refund due. Interest shall be calculated from the date(s) of payment(s) to the GRANTEE by the AUTHORITY.

16. The employment of unauthorized aliens by a GRANTEE is considered a violation of Section 274A(e) of the Immigration and Nationality Act. If the GRANTEE knowingly employs unauthorized aliens, such violation shall be cause for unilateral cancellation of this Agreement. The GRANTEE shall be responsible for including this provision in all subcontracts with private organizations issued as a result of this Agreement.

17. No person on the grounds of race, creed, color, national origin, age, sex or marital status shall be excluded from participation in; be denied the proceeds or benefits of; or be otherwise subjected to discrimination in performance of this Agreement.

18. This Agreement strictly prohibits expenditure of these funds for the purpose of lobbying the Florida Legislature, the judicial branch, or a state agency.

19. The GRANTEE shall have an audit performed in accordance with the Rules of the Auditor General promulgated pursuant to §11.45, Florida Statutes, and have a statement prepared by an independent certified public accountant which attests that the GRANTEE has complied with the provisions of this Agreement and whether the audit results in an unqualified opinion.

20. A person or affiliate who has been placed on the convicted vendor list following a conviction for public entity crime may not perform work as a grantee, contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity in excess of the threshold amount provided in §287.017, Florida Statutes, or Category Two, for a period of thirty-six (36) months from the date of being placed on the convicted vendor list.

21. A copy of the audit and attestation as required in Paragraph 20 shall be submitted to the AUTHORITY within one (1) year from the PROJECT completion date as set forth in Paragraph 8 or as extended by the AUTHORITY.

22. This Agreement is not intended nor shall it be construed as granting any rights, privileges or interest in any third party without mutual written agreement of the parties hereto.

23. This Agreement represents the entire agreement of the parties. Any alterations, variations, changes, modification or waivers of provisions of this

Agreement shall only be valid when they have been reduced to writing, duly executed by each of the parties hereto, and attached to the original of this Agreement.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be duly executed on the date and year first above written.

WITHLACOOCHEE REGIONAL WATER
SUPPLY AUTHORITY

By: _____
STAN McCLAIN
Chairperson

ATTEST:

By: _____
JACKSON E. SULLIVAN
Executive Director

HERNANDO COUNTY, a political
Subdivision of the State of Florida

By: _____
JAMES E. ADKINS
Chairperson

ATTEST:

By: _____
KAREN NICOLAI
Clerk of Court

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

By: _____
GARTH C. COLLER
County Attorney

APPROVED AS TO FORM AND CORRECTNESS:

By: _____
LARRY M. HAAG
Attorney for Authority

**WITHLACOOCHEE REGIONAL WATER SUPPLY AUTHORITY
LOCAL GOVERNMENT WATER SUPPLY FUNDING
ASSISTANCE PROGRAM**

PROJECT GRANT AGREEMENT – DEVELOPMENT

This Agreement is made and entered into this ____ day of September, 2011, by and between the **WITHLACOOCHEE REGIONAL WATER SUPPLY AUTHORITY**, (hereinafter called the "AUTHORITY"), and **MARION COUNTY, FLORIDA**, (hereinafter called the "GRANTEE"), in furtherance of funding assistance in the development of the "MARION COUNTY WATER CONSERVATION PROGRAM". In consideration of the mutual covenants contained herein and pursuant to Chapter 163, Laws of Florida, Florida Interlocal Cooperation Act of 1969, as subsequently amended, and Section 373.1962(2)(i), Florida Statutes, the parties hereto agree as follows:

1. The AUTHORITY has found that the implementation of water conservation and water reuse programs by a member government is the primary purpose of the project known as the "MARION COUNTY WATER CONSERVATION PROGRAM" (hereinafter called the "PROJECT"), and enters into this Agreement with the GRANTEE for assisting in the funding of water reuse programs more particularly described in its Application. The PROJECT application is attached hereto marked Exhibit "A" and made a part hereof.

2. The GRANTEE shall provide the AUTHORITY with a copy of the GRANTEE's contract documents executed for the PROJECT and the third

party vendor providing said services in order to confirm the total project costs.

3. PROJECT FUNDING:

A. The AUTHORITY agrees to pay, on a reimbursement basis, to the GRANTEE, the sum of \$39,000.00 of the proposed \$82,200.00 total budget cost for the PROJECT.

B. The GRANTEE shall assume the first one-half (1/2) of said PROJECT costs before the AUTHORITY's reimbursement begins.

C. The GRANTEE shall provide the AUTHORITY with a schedule and description of "tasks" for the PROJECT with the cost associated with each task set forth.

D. All PROJECT reimbursement requests shall include all documentation required by the AUTHORITY for proper audit review. The GRANTEE shall certify that each request for payment is appropriate and that said task or portion thereof has been completed.

E. The AUTHORITY shall, within sixty (60) days after receipt of a payment request, review the work accomplished to date under this Agreement and, if the work and payment request are in accordance with all applicable requirements, approve the request for payment.

4. GRANTEE shall ensure that all services procured and all purchases of goods obtained for the accomplishment of the PROJECT shall be

secured in accordance with applicable State and Federal laws and in accordance with the GRANTEE's adopted procurement procedures.

5. GRANTEE shall follow all State and Federal laws relating to its established audit and accounting procedures and as they relate to said PROJECT and cost reimbursements.

6. The GRANTEE shall retain all records supporting PROJECT costs for three (3) years after the fiscal year in which the final PROJECT payment was released by the AUTHORITY or until final resolution of matters resulting from any litigation, claim or audit that started prior to the expiration of the three-year retention period. The AUTHORITY, State Auditor General, State Comptroller, and other agencies or entities with jurisdiction shall have the right to inspect and audit the GRANTEE's records for said PROJECT within the retention period.

7. This Agreement shall become effective upon execution and the GRANTEE shall complete preparation and/or construction of all PROJECT elements on or before September 30, 2012. The completion date may be extended by the AUTHORITY for good cause at the written request of the GRANTEE and must be made prior to PROJECT completion date.

8. The AUTHORITY's Executive Director for the purposes of this Agreement shall be responsible for ensuring performance of its terms and conditions and shall be responsible for recommending approval of all reimbursement requests to the AUTHORITY prior to payment. The

GRANTEE's Liaison Agent, as identified in the PROJECT application, or successor, shall act on behalf of the GRANTEE relative to the provisions of this Agreement.

9. The Executive Director shall have the authority to approve budget changes within individual tasks up to a total amount not to exceed TEN PERCENT (10%) of total project costs without Board approval.

10. All monies expended by the GRANTEE for the purpose contained herein at the option of the AUTHORITY shall be subject to audit review.

11. Each party hereto agrees that it shall be solely responsible for the wrongful acts of its employees and agents. However, nothing contained herein shall constitute a waiver by either party of its sovereign immunity or the provisions of §768.28, Florida Statutes.

12. The GRANTEE shall comply with all federal, state, and local rules and regulations in developing this PROJECT. The GRANTEE acknowledges that this requirement includes compliance with all federal, state, and local health and safety rules and regulations. The GRANTEE further agrees to ensure that the GRANTEE's contract will include this provision in all subcontracts issued as a result of this Agreement.

13. The AUTHORITY reserves the right to inspect said PROJECT and any and all records related thereto at any reasonable time.

14. This Agreement may be unilaterally canceled by the AUTHORITY in the event the GRANTEE refuses to allow public access to all documents,

papers, letters or other material made or received in conjunction with this Agreement pursuant to Chapter 119, Florida Statutes.

15. The AUTHORITY shall also have the right to demand a refund, either in whole or in part, of the funds provided to the GRANTEE for non-compliance with the terms of this Agreement if not cured within thirty (30) days of written notice thereof from the AUTHORITY. The GRANTEE, upon notification from the AUTHORITY, agrees to refund and will forthwith pay to the AUTHORITY, the amount of money demanded by the AUTHORITY. Such refund shall include interest calculated at two percent (2%) over the prevailing prime rate as reported by the Federal Reserve on the date the AUTHORITY calculates the amount of refund due. Interest shall be calculated from the date(s) of payment(s) to the GRANTEE by the AUTHORITY.

16. The employment of unauthorized aliens by a GRANTEE is considered a violation of Section 274A(e) of the Immigration and Nationality Act. If the GRANTEE knowingly employs unauthorized aliens, such violation shall be cause for unilateral cancellation of this Agreement. The GRANTEE shall be responsible for including this provision in all subcontracts with private organizations issued as a result of this Agreement.

17. No person on the grounds of race, creed, color, national origin, age, sex or marital status shall be excluded from participation in; be denied

the proceeds or benefits of; or be otherwise subjected to discrimination in performance of this Agreement.

18. This Agreement strictly prohibits expenditure of these funds for the purpose of lobbying the Florida Legislature, the judicial branch, or a state agency.

19. The GRANTEE shall have an audit performed in accordance with the Rules of the Auditor General promulgated pursuant to §11.45, Florida Statutes, and have a statement prepared by an independent certified public accountant which attests that the GRANTEE has complied with the provisions of this Agreement and whether the audit results in an unqualified opinion.

20. A person or affiliate who has been placed on the convicted vendor list following a conviction for public entity crime may not perform work as a grantee, contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity in excess of the threshold amount provided in §287.017, Florida Statutes, or Category Two, for a period of thirty-six (36) months from the date of being placed on the convicted vendor list.

21. A copy of the audit and attestation as required in Paragraph 20 shall be submitted to the AUTHORITY within one (1) year from the PROJECT completion date as set forth in Paragraph 8 or as extended by the AUTHORITY.

22. This Agreement is not intended nor shall it be construed as granting any rights, privileges or interest in any third party without mutual written agreement of the parties hereto.

23. This Agreement represents the entire agreement of the parties. Any alterations, variations, changes, modification or waivers of provisions of this Agreement shall only be valid when they have been reduced to writing, duly executed by each of the parties hereto, and attached to the original of this Agreement.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be duly executed on the date and year first above written.

WITHLACOOCHEE REGIONAL WATER
SUPPLY AUTHORITY

By: _____
STAN McCLAIN
Chairperson

ATTEST:

By: _____
JACKSON E. SULLIVAN
Executive Director

MARION COUNTY, a political
Subdivision of the State of Florida

By: _____
STAN McCLAIN
Chairman

ATTEST:

By: _____
DAVID R. ELLSPERMANN
Clerk of Court

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

By: _____
MATTHEW MINTER
County Attorney

APPROVED AS TO FORM AND CORRECTNESS:

By: _____
LARRY M. HAAG
Attorney for Authority

GENERAL SERVICES CONTRACT

THIS AGREEMENT, made and entered into on the _____ day of _____, 2011, by and between WITHLACOOCHEE REGIONAL WATER SUPPLY AUTHORITY, a political subdivision of the State of Florida, whose offices are at 2379 Broad St., Brooksville, FL 34604, (hereinafter referred to as "AUTHORITY"), and WATER RESOURCE ASSOCIATES, INC., with offices at 4260 W. Linebaugh Ave., Tampa, Florida 33624, (hereinafter referred to as "CONSULTANT").

WITNESSETH:

WHEREAS, the AUTHORITY has determined a need exists to engage the CONSULTANT to perform certain general engineering, hydrogeologic and other services; and,

WHEREAS, the AUTHORITY and the CONSULTANT have reviewed the request for professional services and the Scope of Services requested by the AUTHORITY.

NOW THEREFORE, in consideration of the mutual covenants and conditions contained herein and for the mutual consideration of the benefits of each, receipt of which is hereby given and accepted, the parties hereto accept to be bound by the terms and conditions set forth below.

I. SCOPE OF WORK AND SERVICES

A. That the scope of work and services shall be that as set forth in Exhibit "A" attached hereto and incorporated herein by reference.

B. CONSULTANT shall commence work on this contract immediately upon being given a notice to proceed by the AUTHORITY'S Executive Director. Work shall be scheduled to be completed by September 30, 2012. Should work not be completed within the time frame specified in the notice to proceed, CONSULTANT shall request a

specific extension of time in writing from the AUTHORITY. Extension of this timeframe shall be at the sole discretion of the AUTHORITY. If the request is made for good cause, an equitable extension shall not be unreasonably withheld.

II. USE AND OWNERSHIP

A. Copies of all materials, reports, documents, drawings, specifications, computations, sketches, test data, photographs, and renderings related to the services and work performed hereunder shall be the property of the AUTHORITY. All originals shall be and remain the property of the CONSULTANT.

B. The CONSULTANT agrees that the AUTHORITY is not required in its development activities, to use any plan, report, drawing, advice, map, document, or study prepared by CONSULTANT and CONSULTANT waives all right to redress against the AUTHORITY if the AUTHORITY does not utilize same. Further, CONSULTANT agrees that the AUTHORITY, in its sole discretion, may utilize the aforesaid, or any part thereof, in any manner or in any modified or amended form and CONSULTANT waives any rights of redress against AUTHORITY arising out of such use. Any modifications or amendments to any of the CONSULTANTS work by the AUTHORITY shall release CONSULTANT from any and all liability in connection with such work thereafter and the AUTHORITY shall not use CONSULTANTS name thereon to the extent of such modification or amendments.

III. IDENTIFICATION OF PARTIES

All references to CONSULTANT shall mean WATER RESOURCE ASSOCIATES, INC. All references to the AUTHORITY or client, as used herein, shall refer to the WITHLACOOCHEE REGIONAL WATER SUPPLY AUTHORITY.

IV. INDEMNIFICATION

A. The CONSULTANT shall promptly notify the AUTHORITY of all damage to property of the AUTHORITY and/or any and all damage to others or injuries sustained by any person, including employees of the CONSULTANT in any manner relating directly or indirectly to the work within the scope of this Agreement.

B. The CONSULTANT agrees to and does hereby indemnify and save the AUTHORITY harmless from and against any and all losses, damages, claims, actions, liability, attorneys' fees and expenses in contract or in tort, in connection with loss of life, bodily injury and/or property damage occurring on or about or arising out of these portions of the work under CONSULTANT'S control or wherever arising by any action or negligence of CONSULTANT or by it or its agents, servants, subconsultants, employees or materialman, should the same arise during the progress of the work.

V. INSURANCE

A. The CONSULTANT shall secure and maintain in effect at all times, at its expense, insurance of the following kinds and limits to cover all locations of the CONSULTANT'S operations in connection with work on the project;

1. Worker's Compensation and Employer's Liability covering employees of the CONSULTANT.
 - a. Worker's Compensation with statutory limits of liability;
 - b. Employer's liability with the limit of liability of at least \$10,000.00 per accident or disease.
2. Public Liability Insurance covering the CONSULTANT'S legal liability for bodily injury in limits of not less than \$500,000.00 per person and

\$1,000,000.00 per occurrence and for property damage of not less than \$100,000.00 per accident and \$200,000.00 aggregate.

3. Automobile Liability Insurance for bodily injury in limits of not less than \$500,000.00 per person and \$1,000,000.00 per accident and for property damages of not less than \$200,000.00 per accident, providing coverage for any accident arising out of or resulting from the operation, maintenance or use by CONSULTANT, of any owned, non-owned or hired automobiles, trailers or other equipment required to be licensed.
4. Professional Liability Insurance for all facets of CONSULTANT'S operations and work, including errors, omissions, negligent acts covering this agreement with minimum limits of \$250,000.00 liability per occurrence and \$250,000.00 aggregate error or omissions.

VI. COMPLIANCE WITH GOVERNMENTAL REGULATIONS

The CONSULTANT shall keep, observe and perform all requirements of applicable federal, state and local laws, rules, regulations or ordinances.

VII. WARRANTS AND CONFLICTS OF INTEREST

The CONSULTANT represents and warrants that it has every legal right to enter into this Agreement and the CONSULTANT will not be restricted in providing the performances hereunder by any prior commitments. CONSULTANT hereby warrants that there is no conflict of interest in CONSULTANT'S present employment, if any, with the activities to be performed hereunder and shall advise the AUTHORITY if a conflict of interest arises in the future.

VIII. PERMITS AND LICENSES

As to all licenses required by any governmental agencies, the CONSULTANT herein warrants that it possesses, as well as its employees, agents, and subconsultants, all applicable licenses as it relates to its profession and all permits and licenses required by any governmental agency in the performance of its duties under this Agreement and shall, concurrent with the execution hereof, provide adequate proof of such professional licenses.

IX. ASSIGNMENT

This Agreement and the services hereunder are non-assignable by CONSULTANT unless the AUTHORITY has given written consent. Any attempted assignment without written consent shall be void.

X. INDEPENDENT CONTRACTOR

In all matters relating to this Agreement, the CONSULTANT will be acting as an independent contractor. Neither the CONSULTANT nor the employees of the CONSULTANT, if any, are employees of the AUTHORITY under the meaning of the application of any federal or state unemployment insurance or obligations imposed by any one or more of such laws with respect to the employees of CONSULTANT, if any, in the performance of this Agreement. The CONSULTANT shall not have any authority to assume or create any obligation expressed or implied, on behalf of the AUTHORITY and the CONSULTANT shall have no authority to represent it as agent, employee or any other capacity than as herein set forth.

XI. PROHIBITION AGAINST CONTINGENT FEES

The CONSULTANT warrants that it has not employed or retained any company or person than a bona fide employee working solely for CONSULTANT to solicit or secure

this Agreement and that it has not paid or agreed to pay any person, company, corporation, individual, or firm, other than a bona fide employee working solely for CONSULTANT. Any fee, commission, percentage, gift or other consideration contingent upon or resulting from the award or making of this Agreement from breach or violation of this warranty, the AUTHORITY shall have the right to annul this agreement without liability or, at its discretion, to deduct from the agreement price or consideration, or otherwise recover the full amount of such fee, commission, percentage, brokerage fee, gift or contingent fee.

XII. SUBCONTRACTORS AND SUBSIDIARIES

It is understood that the CONSULTANT shall notify the AUTHORITY, in writing, of its intent to utilize the support services of any sub-contractors, subsidiaries or "outside" technical services not otherwise expressly set forth in its response for professional services. The CONSULTANT shall be solely responsible for all payments to such firms or individuals employed by the CONSULTANT for any such services set forth in the scope of work.

XIII. EXPERTISE AND RESPONSIBILITIES OF CONSULTANT

CONSULTANT represents that it possesses the expertise, skills and abilities to perform such services as is set forth in this Agreement and that they have reviewed, researched and understand the professional requirements of this Agreement. The CONSULTANT shall be responsible for the level of competence presently maintained by other practicing professional engineering organizations engaged in the same type of professional services at the time and place such services are rendered for the professional services, technical adequacy and accuracy of designs, drawings, specifications, documents and other work products furnished under this Agreement.

XIV. NOTICES

All notices or other official correspondence relating to the contractual matters between the AUTHORITY and the CONSULTANT shall be made by the United States Postal Service, First Class, Postage-Paid Mail addressed as follows:

AUTHORITY - Withlacoochee Regional Water Supply Authority
Attn.: Jackson Sullivan, Executive Director
2379 Broad St.
Brooksville, FL 34604

CONSULTANT - Water Resource Associates, Inc.
4260 W. Linebaugh Ave.
Tampa, FL 33624

or such other address as either party may designate hereafter, in writing, delivered to the other party.

XV. DEFAULT

A. The occurrence of any of the following by either party shall constitute an event or default:

1. The filing of a petition by or against for adjudication as a bankrupt or insolvent or for reorganization, for the appointment of a receiver or trustee of the property;
2. An assignment for the benefit of creditor;
3. The taking of possession of the parties' property by any governmental officer or agency pursuant to statutory authority for the dissolution or liquidation of the business;
4. Non-payment of compensation for CONSULTANT'S services;
5. Non-performance of the CONSULTANT under this Agreement.
6. Non-performance of the AUTHORITY under this Agreement.

B. Upon the occurrence of either of the foregoing or if either party shall fail to discharge and perform the obligations under this Agreement after having received five (5) days written notice from the non-defaulting party of its failure to perform, the non-defaulting party shall have the right, without prejudice, to any right or remedy afforded by law or equity, to terminate this Agreement.

C. If the defaulting party is the CONSULTANT and the AUTHORITY elects to terminate this Agreement, the CONSULTANT shall turn over to the AUTHORITY as the AUTHORITY'S property, copies of all materials, digital and non-digital maps, reports, documents, plans and other written documents, prepared by the CONSULTANT incident to its work under this Agreement. If the default shall occur for non-payment of consulting services wherein the CONSULTANT is not in breach of any terms and conditions of this Agreement, the CONSULTANT shall retain the right to hold in possession all work products performed under this Agreement until the default in payment is corrected.

XVI. TERMINATION OF CONTRACT

This contract shall only be terminated by the CONSULTANT by completion of the contract and all terms and conditions thereof. This contract may be terminated by the AUTHORITY upon thirty (30) days written notice, certified mail return receipt requested to the CONSULTANT for any reason. Upon such notification of cancellation, except in cases where there is a default by the CONSULTANT, the CONSULTANT agrees to terminate all work and that the AUTHORITY shall pay the CONSULTANT based on services rendered through the date of the receipt of the notice of termination.

XVII. BILLINGS AND COMPENSATION

The CONSULTANT shall receive compensation and reimbursement for travel not to exceed the sum of \$25,000.00, and CONSULTANT shall invoice monthly as set forth below.

The AUTHORITY will be invoiced monthly for services rendered. Invoices shall be tied to the amounts and percent completion of tasks as outlined under "Fee Summary" in Exhibit "B". Invoices are due and payable by the AUTHORITY upon receipt. All design and/or permitting activities may stop if an invoice is not paid within forty-five (45) days of receipt by the AUTHORITY. The CONSULTANT shall not be held responsible for project delays caused from non-payment of invoices.

CONSULTANT shall be reimbursed for travel expenses contemplated by the tasks outlined in Exhibit "A" and reimbursement will be paid in accordance with Section 112.061 Florida Statutes, as may be amended from time to time.

XVIII. HEADINGS

The headings used in this Agreement are for reference only and should not be relied upon nor used in the interpretation of same.

XIX. INTERPRETATION

A. If the CONSULTANT is a partnership or corporation or a combination of two (2) engineering firms, all works in this Agreement, referring to the CONSULTANT, shall be read as though written in the plural or in the neutral gender as the case may be.

B. Venue in any dispute involving the parties to this contract shall be in Citrus County, Florida and jurisdiction shall be heard in the Circuit Court of Citrus County.

C. This Agreement and all the terms and provisions shall be interpreted and construed according to the laws of the State of Florida. Should any clause, paragraph,

or other part of this Agreement be held or declared to be void or illegal, for any reason, by any Court having competent jurisdiction, all other clauses, paragraphs or parts of this Agreement shall nevertheless remain in full force and effect.

XX. ENTIRE UNDERSTANDING

This Agreement contains the entire understanding between the parties and no modification or alteration of this Agreement shall be binding unless endorsed, in writing, by the parties hereto.

XXI. MISCELLANEOUS PROVISIONS

1. Diversity in Contracting and Subcontracting. The CONSULTANT agrees to provide to the AUTHORITY, upon final completion of the PROJECT, a report indicating all contractors and sub-contractors who performed work in association with the PROJECT, the amount spent with each contractor or sub-contractor, and whether each contractor or sub-contractor was a minority- or women-owned business enterprise. If no minority- or women-owned business enterprises were used in the performance of this Agreement, then the report shall so indicate.

2. Public Entity Crimes. Pursuant to Subsections 287.133(2) and (3), Florida Statutes, a person or affiliate who has been placed on the convicted vendor list following a conviction for a public entity crime may not submit a bid, proposal, or reply on a contract to provide any goods and services to a public entity; may not submit a bid, proposal or reply on a contract with a public entity for the construction or repair of a public building or public work; may not submit bids, proposals or replies on leases of real property to a public entity; may not be awarded or perform work as a contractor, supplier, subcontractor or consultant under a contract with any public entity; and may not transact business with any public entity in excess of the threshold amount provided

in Section 287.017, Florida Statutes, for Category Two, for a period of thirty-six (36) months following the date of being placed on the convicted vendor list. CONSULTANT agrees to include this provision in all subcontracts issued as a result of this Agreement.

3. Discrimination. Pursuant to Subsection 267.134(2)(a), Florida Statutes, an entity or affiliate who has been placed on the discriminatory vendor list may not submit a bid, proposal, or reply on a contract to provide any goods and services to a public entity; may not submit a bid, proposal or reply on a contract with a public entity for the construction or repair of a public building or public work; may not submit bids, proposals or replies on leases of real property to a public entity; may not be awarded or perform work as a contractor, supplier, subcontractor or consultant under a contract with any public entity; and may not transact business with any public entity. CONSULTANT agrees to include this provision in all subcontracts issued as a result of this Agreement.

XXII. BINDING EFFECT

This Agreement shall not be binding until executed by all parties on the date so indicated below.

IN WITNESS WHEREOF have executed this Agreement by their duly authorized representatives on the date first above written.

WITHLACOOCHEE REGIONAL WATER SUPPLY AUTHORITY

By: _____
STAN McCLAIN
Chairperson

ATTEST:

By: _____
JACKSON E. SULLIVAN
Executive Director

WATER RESOURCE ASSOCIATES, INC.

By: _____
Printed Name: _____
Title: _____

ATTEST:

By: _____
Printed Name: _____
Title: _____

APPROVED AS TO FORM AND
CORRECTNESS

LARRY M. HAAG, Esq.
Haag, Haag & Friedrich, P.A.
452 Pleasant Grove Rd.
Inverness, FL 34452
(352) 726-0901 - Phone
Attorney for WRWSA

Continuing Professional Services – Withlacoochee Regional Water Supply Authority

Master Water Supply Planning and Implementation Program

Scope of Services

The Consultant will assist the WRWSA Board and Executive Director with the policy, administrative and technical aspects of the WRWSA Master Water Supply Planning and Implementation Program. This program will require the expertise of a water supply engineering firm to provide the range of disciplines for its successful implementation and conclusion.

The Consultants responsibilities will include but not be limited to:

1. Assisting the WRWSA Executive Director with water related policy issues;
2. Providing technical assistance regarding the regional water supply planning and implementation process;
3. Attendance at various board, water management district, county, city meetings;
4. Participation and coordination with WRWSA member governments;
5. Coordination with the SWFWMD and the SJRWMD;
6. Presentations regarding the program to various boards, commissions, councils and other organizations;
7. Development of position papers and providing assistance developing WRWSA Board material; and
8. Other related activities requested and approved by the Executive Director.

WATER RESOURCE ASSOCIATES - 2011 FEE SCHEDULE

Charges for work performed by **Water Resource Associates** on a project will be calculated and billed in U.S. currency at the rates and category shown below. The labor rates include all fringe benefits, burdens, and fees. This schedule is revised annually at the beginning of each year. Changes within a calendar year will not be made on a project in progress without prior notification.

PROFESSIONAL SERVICES RATES (per hour)*

Principal	\$195.00
Senior Facilitator	\$160.00
Senior Professional Engineer	\$160.00
Senior Professional Geologist	\$160.00
Senior Hydrologist	\$160.00
Project Manager	\$150.00
Professional Engineer	\$140.00
Senior Environmental Scientist	\$130.00
Senior Planner	\$130.00
Engineer	\$125.00
Geologist	\$125.00
Planner	\$100.00
Environmental Scientist	\$100.00
CADD Designer	\$85.00
Technician	\$70.00
Administrative Assistant	\$55.00

OTHER DIRECT CHARGES

Copying (B/W Prints)	\$0.20 per page
Copying (Color Prints)	\$0.45 per page
Drawings (B/W Prints)	\$2.00 per sheet
Drawings (Color Prints)	\$15.00 per sheet
Mylars	\$25.00 per sheet
Mileage	\$0.445 per mile
Postage/Courier and Overnight Delivery Charges/Subcontractors	(Actual cost + 15%)