

**Northwest Florida Water Management District
Governing Board Meeting Minutes**

***Thursday, October 24, 2019
District Headquarters
81 Water Management Drive
Havana, Florida 32333***

1. Opening Ceremonies

Called to order at 1:03 p.m.

Brett Cyphers called the roll and a quorum was declared present.

Present: George Roberts, Chair; Jerry Pate, Vice Chair; Jon Costello; Ted Everett; Bo Spring

Absent: None

2. Special Thanks and Recognition

None.

3. Changes to the Agenda

Items presented in the following order: 10, 9, 5, 4, 8, 7, 6, 11, 12, 13

4. Approval of the Minutes for September 12, 2019, and September 26, 2019

MOTIONED BY TED EVERETT, SECONDED BY JON COSTELLO, THAT THE GOVERNING BOARD APPROVE THE MINUTES FOR SEPTEMBER 12, 2019, AND SEPTEMBER 26, 2019. NO PUBLIC COMMENT WAS GIVEN. MOTION CARRIED.

5. Approval of the Financial Reports for the Month of August 2019

MOTIONED BY BO SPRING, SECONDED BY JON COSTELLO, THAT THE GOVERNING BOARD APPROVE THE FINANCIAL REPORTS FOR THE MONTH OF AUGUST 2019. NO PUBLIC COMMENT WAS GIVEN. MOTION CARRIED.

6. Approval of the 2020 Governing Board Meeting Schedule

MOTIONED BY JON COSTELLO, SECONDED BY TED EVERETT, THAT THE GOVERNING BOARD APPROVE THE 2020 GOVERNING BOARD MEETING SCHEDULE. NO PUBLIC COMMENT WAS GIVEN. MOTION CARRIED.

7. DeFuniak Springs Service Office

MOTIONED BY BO SPRING, SECONDED BY JERRY PATE, THAT THE GOVERNING BOARD APPROVE THE INVOICE FOR TENANT LEASEHOLD IMPROVEMENTS TOTALING \$70,850.00. NO PUBLIC COMMENT WAS GIVEN. MOTION CARRIED.

8. Consideration of Grant of Temporary Construction Easement; Escambia River WMA

MOTIONED BY TED EVERETT, SECONDED BY JON COSTELLO, THAT THE GOVERNING BOARD (1) MAKE A DETERMINATION THAT THE REQUESTED TEMPORARY CONSTRUCTION EASEMENT IS COMPATIBLE WITH CONSERVATION, PRESERVATION, OR RECREATION PURPOSES; (2) AUTHORIZE STAFF TO NEGOTIATE A TEMPORARY CONSTRUCTION EASEMENT WITH GENESIS PIPELINE USA, L.P.; (3) AUTHORIZE THE EXECUTIVE DIRECTOR TO SIGN THE EASEMENT; AND (4) AUTHORIZE THE EXECUTIVE DIRECTOR TO NEGOTIATE REVISIONS TO THE EXISTING EASEMENT RECORDED IN O.R. BOOK 591, PAGE 295, ALL OF WHICH IS SUBJECT TO AGREEMENT BY THE DISTRICT WITH GENESIS UPON AN APPROPRIATE RESTORATION PLAN AND LEGAL COUNSEL REVIEW AND APPROVAL. NO PUBLIC COMMENT WAS GIVEN. MOTION CARRIED.

9. Consideration of Request for Permit to hold Dog Agility Trial and Fast CAT on Elinor Klapp-Phipps Park, November 8-10, 2019

MOTIONED BY TED EVERETT, SECONDED BY JON COSTELLO, THAT THE GOVERNING BOARD APPROVE THE OCHLOCKONEE RIVER KENNEL CLUB'S REQUEST TO HOLD AN AGILITY AND FAST CAT TRIAL AT ELINOR KLAPP-PHIPPS PARK AND AUTHORIZE STAFF TO EXECUTE A SPECIAL RESOURCE AREA PERMIT FOR THE ACTIVITY, WITH CONDITIONS SIMILAR TO THOSE USED FOR OTHER EVENT PERMITS. NO PUBLIC COMMENT WAS GIVEN. MOTION CARRIED.

10. Public Hearing 1:05 p.m. – Consideration of Regulatory Matters

Called to order at 1:05 p.m.

A-1 APPLICANT: MAY NURSERY, INC.
APP. NO.: 2B-039-1961-7
USE: AGRICULTURAL

MOTIONED BY JON COSTELLO, SECONDED BY BO SPRING, THAT THE GOVERNING BOARD APPROVE APPLICATION NO. 2B-039-1961-7, MAY NURSERY, INC., PER THE RECOMMENDATIONS AND CONDITIONS OF THE STAFF REPORTS AND PER THE TERMS AND CONDITIONS OF THE PERMIT DOCUMENTS. NO PUBLIC COMMENT WAS GIVEN. MOTION CARRIED.

11. Legislative Overview

Informational purposes only.

12. Legal Counsel Report

Breck Brannen provided a status update on the petition filed by Carmen Diaz on October 10, 2019, regarding the issuance of Environmental Resource Permit No. IND-073-288406-1.

13. Hurricane Michael Recovery Update

Informational purposes only.

Meeting was adjourned at 1:14 p.m.

NORTHWEST FLORIDA WATER MANAGEMENT DISTRICT
Financial Report
Summary Statement of Receipts, Disbursements & Cash Balances
For Month Ending September 30, 2019

Balance Forward - Operating Funds		\$43,148,530.52	
Operating Funds Received in current month:			
Revenue Receipts, Current	\$169,130.93		
Contracts Receivable	0.00		
Other Deposits/Refunds/Adjustments	17,738.41		
Transfers from Lands Accounts	0.00		
Total Deposits during month		<u>186,869.34</u>	
Total Deposits and Balance Forward			\$ 43,335,399.86
Disbursements:			
Employee Salaries	400,974.82		
Employee Benefits	115,337.23		
Employee Flexible Spending Account	0.00		
Contractual Services (Professional)	233,380.61		
Operating Expenses - Services	85,392.84		
Operating Expenses - Commodities	25,419.50		
Operating Capital Outlay	180,309.94		
Grants and Aids	320,982.71		
Total Operating Expenses during month		<u>1,361,797.65</u>	
Payables, Prior Year	0.00		
Other Disbursements or (Credits)	3,450.38		
Total Funds Disbursed by check during month		<u>1,365,248.03</u>	
Bank Debits (Fees, Deposit Slips, etc.)	0.89		
Transfer to Land Acquisition Account	0.00		
Total Funds Disbursed			<u>1,365,248.92</u>
Cash Balance Operating Funds at month end			\$ 41,970,150.94
Operating Depositories:			
Petty Cash Fund	250.25		
General Fund Checking	258,308.76		
Payroll Account	6,869.62		
Investment Accounts @ 2.31%			
General Fund	18,657,270.57		
Lands Fee Fund	6,606,794.76		
SWIM Fund	103,383.13		
Springs Protection	57.50		
Mitigation Fund	16,337,216.35		
Total Operating Depositories at month end			\$ 41,970,150.94

NORTHWEST FLORIDA WATER MANAGEMENT DISTRICT
Financial Report
Summary Statement of Receipts, Disbursements & Cash Balances
For Month Ending September 30, 2019

Land Acquisition Funds @ 2.31%	\$	296,363.60	
Total Land Acquisition Funds			296,363.60
Restricted Management Funds:			
Phipps Land Mgmt @ 2.31%		63,626.98	
Total Land Acquisition Funds			
Fla. Board of Administraton Cypress Springs R&M Account @ 2.31%		830,179.78	
Total Restricted Land Management Funds			<u>893,806.76</u>
Total Land Acquisition, and Restricted Management Funds			<u>1,190,170.36</u>
TOTAL OPERATING, LAND ACQUISITION, & RESTRICTED FUNDS AT MONTH END			<u><u>\$ 1,190,170.36</u></u>

Approved: _____
Chairman or Executive Director

Date: November 14, 2019

Northwest Florida Water Management District
Statement of Sources and Uses of Funds
For the Period ending September 30, 2019
(Nonfinal and Unaudited)*

	Current Budget	Actuals Through 9/30/2019	Variance (under)/Over Budget	Actuals As A % of Budget
Sources				
Ad Valorem Property Taxes	\$ 3,433,483	\$ 3,441,783	\$ 8,300	100%
Intergovernmental Revenues	56,212,922	14,614,950	(41,597,972)	26%
Interest on Invested Funds	144,939	1,061,999	917,060	733%
License and Permit Fees	396,438	506,480	110,042	128%
Other	5,342,260	621,148	(4,721,112)	12%
Fund Balance	28,021,745		(28,021,745)	0%
Total Sources	\$ 93,551,787	\$ 20,246,358	\$ (73,305,429)	22%

	Current Budget	Expenditures	Encumbrances¹	Available Budget	%Expended	%Obligated²
Uses						
Water Resources Planning and Monitoring	\$ 6,725,131	\$ 3,592,998	\$ 131,517	\$ 3,000,615	53%	55%
Acquisition, Restoration and Public Works	53,849,473	8,653,129	220,142	44,976,202	16%	16%
Operation and Maintenance of Lands and Works	5,051,396	3,182,488	313,087	1,555,822	63%	69%
Regulation	3,855,871	3,030,586	33,149	792,136	79%	79%
Outreach	133,959	124,760	348	8,851	93%	93%
Management and Administration	1,977,637	1,828,532	15,628	133,477	92%	93%
Total Uses	\$ 71,593,467	\$ 20,412,493	\$ 713,871	\$ 50,467,104	29%	30%
Reserves	21,958,320			21,958,320	0%	0%
Total Uses and Reserves	\$ 93,551,787	\$ 20,412,493	\$ 713,871	\$ 72,425,424	22%	23%

¹ Encumbrances represent unexpended balances of open purchase orders and contracts.

² Represents the sum of expenditures and encumbrances as a percentage of the available budget.

This unaudited financial statement is prepared as of September 30, 2019, and covers the interim period since the most recent audited financial statements.

*** This financial statement is nonfinal. There are unrecorded revenues, expenditures and year end adjusting entries which are not reflected in the numbers above.**

NORTHWEST FLORIDA WATER MANAGEMENT DISTRICT

SCHEDULE OF DISBURSEMENTS

GENERAL FUND

SEPTEMBER 2019

CHECKS	9/05/2019	\$	199,522.56
AP EFT CHECKS	9/06/2019		15,392.76
CHECKS	9/12/2019		256,136.07
AP EFT CHECKS	9/13/2019		20,676.83
DIRECT DISBURSEMENT	9/13/2019		150.00
CHECKS	9/19/2019		109,442.03
AP EFT CHECKS	9/20/2019		26,782.26
DIRECT DISBURSEMENT	9/20/2019		250.00
CHECKS	9/27/2019		219,062.62
AP EFT CHECKS	9/27/2019		1,609.85
RETIREMENT EFT	9/30/2019		83,978.67
VOIDED CHECK	9/30/2019		(89.00)
		\$	<u>932,914.65</u>

Chairman or Executive Director

November 14, 2019

Date

**NORTHWEST FLORIDA WATER MANAGEMENT DISTRICT
AP COMPUTER PAID/EFT CHECKS**

VENDOR	NAME	CHECK DATE	INVOICE NET	INVOICE DESCRIPTION
5089	ATKINS NORTH AMERICA, INC.	09/05/2019	5,347.44	RISK MAP PROGRAM SUPPORT
5689	WILLIAM D JONES	09/05/2019	368.32	REPLACEMENT OF P-TRAP AND PIPE
45	DMS	09/05/2019	0.03	LAN PORTS AND INTRA/INTERNET
45	DMS	09/05/2019	2.66	LAN PORTS AND INTRA/INTERNET
45	DMS	09/05/2019	29.86	CONFERENCE CALLS
45	DMS	09/05/2019	1,330.51	HQ LOCAL PHONES
45	DMS	09/05/2019	146.49	HQ LONG DISTANCE
45	DMS	09/05/2019	1,408.45	DEFUNIAK ETHERNET & LONG DISTANCE
45	DMS	09/05/2019	69.96	MILTON LOCAL PHONES
45	DMS	09/05/2019	1.29	MILTON LONG DISTANCE
45	DMS	09/05/2019	3,942.31	HQ ETHERNET
45	DMS	09/05/2019	22.76	AIR CARDS & HOTSPOTS
45	DMS	09/05/2019	622.15	DEFUNIAK LOCAL PHONES
4963	ECOLOGICAL RESOURCE CONSULTANTS, INC.	09/05/2019	16,200.00	AS NEEDED ECOLOGICAL SERVICES
20	EXECUTIVE OFFICE FURNITURE, INC	09/05/2019	21,852.32	OFFICE FURNITURE FOR LAB BUILD
26	FL. SECRETARY OF STATE DIV OF ADMIN SERV	09/05/2019	35.28	FAR AD FOR 8/22/2019
26	FL. SECRETARY OF STATE DIV OF ADMIN SERV	09/05/2019	30.52	FAR AD
26	FL. SECRETARY OF STATE DIV OF ADMIN SERV	09/05/2019	27.16	FAR AD FOR ITB 19B-009 PUBLIC
916	GULF POWER COMPANY	09/05/2019	916.02	ELECTRIC- DEFUNIAK FIELD OFFICE
5235	JACKSON COUNTY BOARD OF COUNTY COMMISSIONERS	09/05/2019	133,693.20	BLUE SPRINGS ROAD SEWER PROJEC
5361	RODNEY G. PINKSTON	09/05/2019	100.00	JAGERPROSERVICES
5120	JOHNSON'S AUTO REPAIR, INC.	09/05/2019	1,399.20	VEHICLE REPAIR -WMD1774 - POOL
5120	JOHNSON'S AUTO REPAIR, INC.	09/05/2019	544.34	REPAIR VEHICLE WMD2429 - POOL
3266	LOWE'S COMPANIES INC.	09/05/2019	18.96	TRASH BAGS - STORM PREP
56	MAC PAPERS INC. - TALLAHASSEE	09/05/2019	812.25	RESTOCK PAPER SUPPLY
1205	OFFICE DEPOT, INC.	09/05/2019	234.66	TONER FOR MUNIS PRINTER-ENVELO
1205	OFFICE DEPOT, INC.	09/05/2019	189.19	DESK CHAIR-PALERMO
5615	OFFICIAL PAYMENTS CORP	09/05/2019	479.45	ONLINE PERMITTING FEES
4849	NICK PATRONIS	09/05/2019	89.00	GOVERNING BOARD MEETING
3783	SUTRON CORPORATION	09/05/2019	300.00	IRIDIUM TELEMETRY SERVICE
5547	JERRY SHAFFER	09/05/2019	3,446.99	VEHICLE DAMAGE REPAIR WMD96275
3454	USDA, APHIS, WILDLIFE SERVICES	09/05/2019	4,509.12	COOPERATIVE SERVICE AGREEMENT
3454	USDA, APHIS, WILDLIFE SERVICES	09/05/2019	1,352.67	COOPERATIVE SERVICE AGREEMENT
TOTAL CHECKS			<u>199,522.56</u>	

NORTHWEST FLORIDA WATER MANAGEMENT DISTRICT**AP COMPUTER PAID/EFT CHECKS**

3618	GRACE ADAMS	09/06/2019	120.00	TRAVEL REIMBURSEMENT
5450	CAITLIN BRONGEL	09/06/2019	305.38	TRAVEL REIMBURSEMENT
5225	WENDY DUGAN	09/06/2019	128.96	TRAVEL REIMBURSEMENT
3942	A & W VENTURES, L.C.	09/06/2019	156.34	PORTABLE TOILET FOR PHIPPS PAR
1095	TYLER MACMILLAN	09/06/2019	121.00	TRAVEL REIMBURSEMENT
3813	PENNINGTON, P.A.	09/06/2019	9,254.00	LEGAL COUNSEL
5455	PAUL THURMAN	09/06/2019	307.08	TRAVEL REIMBURSEMENT
4270	VIEUX & ASSOCIATES, INC.	09/06/2019	5,000.00	GAUGE ADJUSTED RADAR RAINFALL

TOTAL ACH TRANSFER**15,392.76****TOTAL AP****214,915.32**

**NORTHWEST FLORIDA WATER MANAGEMENT DISTRICT
AP COMPUTER PAID/EFT CHECKS**

VENDOR	NAME	CHECK DATE	INVOICE NET	INVOICE DESCRIPTION
5572	B & T FENCING, INC.	09/12/2019	1,550.00	REPAIR FENCE AT LAKE JACKSON R
2967	BANK OF AMERICA	09/12/2019	287.42	ADOBE CREATIVE CLOUD SUITE FOR
2967	BANK OF AMERICA	09/12/2019	686.58	WMD 96213 LOAD RAMP PUMP MOTOR
2967	BANK OF AMERICA	09/12/2019	1,500.00	XTOOLS PRO 19 CORPORATE LICENS
2967	BANK OF AMERICA	09/12/2019	121.29	REG SUPPLIES-AMAZON
2967	BANK OF AMERICA	09/12/2019	1,894.64	FLIPPER TRAINING TABLES FOR DE
2967	BANK OF AMERICA	09/12/2019	154.76	SAMPLING SUPPLIES
2967	BANK OF AMERICA	09/12/2019	133.00	NOTARY FOR TONI DEVENCENZI
2967	BANK OF AMERICA	09/12/2019	222.58	REG SUPPLIES-AMAZON
2967	BANK OF AMERICA	09/12/2019	249.00	RAPID SSL WILDCARD CERTIFICATE
2967	BANK OF AMERICA	09/12/2019	1,545.97	EQUIPMENT FOR SMALL CONFERENCE
2967	BANK OF AMERICA	09/12/2019	148.48	MICROPHONE & AUDIO EQUIPMENT F
2967	BANK OF AMERICA	09/12/2019	303.62	OFFICE SUPPLIES/EQUIPMENT FROM
2967	BANK OF AMERICA	09/12/2019	400.00	CONFERENCE REGISTRATION - FGFO
2967	BANK OF AMERICA	09/12/2019	7,335.39	P-CARD PURCHASES
2924	BAY COUNTY HEALTH DEPARTMENT	09/12/2019	190.00	LIMITED USE WATER PERMIT FOR
5499	BCC WASTE SOLUTIONS, LLC	09/12/2019	224.00	DUMPSTER FOR ECONFINA OFFICE A
5499	BCC WASTE SOLUTIONS, LLC	09/12/2019	224.00	DUMPSTER FOR ECONFINA OFFICE A
5499	BCC WASTE SOLUTIONS, LLC	09/12/2019	121.23	DUMPSTER FOR ECONFINA OFFICE A
5131	CITY OF DEFUNIAK SPRINGS	09/12/2019	195.80	WATER/SEWER/SOLID WASTE
5253	CITY OF GRACEVILLE	09/12/2019	169,508.26	WATER SYSTEM IMPROVEMENTS
5617	CLOUD AUTO PARTS, INC.	09/12/2019	914.19	8 FT BOX BLADE
4324	CEDAR CREEK TIMBER CO., INC.	09/12/2019	1,000.00	PERFORMANCE BOND REFUND
4748	EAST MILTON WATER SYSTEM	09/12/2019	12.66	WATER- MILTON FIELD OFFICE
2972	EDWARDS FIRE PROTECTION, INC.	09/12/2019	172.50	FIRE EXTINGUISHERS FOR TWO NEW
4855	ENVIRON SERVICES INCORPORATED	09/12/2019	2,583.34	JANITORIAL SERVICES, HEADQUART
2526	ENVIRONMENTAL SIMULATIONS, INC.	09/12/2019	4,625.00	AS NEEDED HYDROLOGIC AND HYDRO
839	FORESTRY SUPPLIERS, INC.	09/12/2019	81.39	TURBIDITY SUPPLIES
839	FORESTRY SUPPLIERS, INC.	09/12/2019	223.11	TURBIDITY SUPPLIES
5688	G&A MANUFACTURING, INC.	09/12/2019	11,459.00	ECONFINA BLUE SPRING CAMP STEP
5691	GUARDIAN PEST CONTROL	09/12/2019	430.00	DEFUNIAK PEST CONTROL
916	GULF POWER COMPANY	09/12/2019	606.22	ELECTRIC- MILTON FIELD OFFICE
2941	HACH COMPANY	09/12/2019	229.23	REPAIR
4112	IN-SITU, INC.	09/12/2019	12,577.29	INTEGRATED WATER LEVEL LOGGERS
61	JACKSON COUNTY FLORIDAN	09/12/2019	156.50	WATER USE PERMIT LEGAL AD
5120	JOHNSON'S AUTO REPAIR, INC.	09/12/2019	995.13	VEHICLE SERVICE AND REPAIR 243

**NORTHWEST FLORIDA WATER MANAGEMENT DISTRICT
AP COMPUTER PAID/EFT CHECKS**

259	LEON COUNTY TAX COLLECTOR	09/12/2019	81.64	2018 POSTAGE
2299	LIBERTY COUNTY SOLID WASTE	09/12/2019	32.00	SOLID WASTE- FL RIVER
3266	LOWE'S COMPANIES INC.	09/12/2019	799.52	CONCRETE & T-POSTS
4873	MAIN STREET AUTOMOTIVE, INC.	09/12/2019	33.26	OPEN PURCHASE ORDER FOR ERP-CF
5693	MERGANSER ENTERPRISES, INC.	09/12/2019	100.00	P288405 NEEDS EPERMIT DISCOUNT
63	NORTHWEST FLORIDA DAILY NEWS	09/12/2019	47.70	NEWSPAPER NOTICE 288130-1 FRANK
63	NORTHWEST FLORIDA DAILY NEWS	09/12/2019	144.69	WATER USE PERMIT LEGAL AD
5414	OFFICE BUSINESS SYSTEMS, INC.	09/12/2019	0.54	COPIER MAINTENANCE RENEWAL
1205	OFFICE DEPOT, INC.	09/12/2019	54.66	OSHA/ANSI FIRST AID KITS FOR N
64	PANAMA CITY NEWS HERALD	09/12/2019	163.76	LEGAL AD
5434	PRESIDIO NETWORKED SOLUTIONS LLC	09/12/2019	238.70	DELL BRANDED QSFP+ NETWORK CAB
4368	PROFESSIONAL HEALTH EXAMINERS	09/12/2019	73.00	LABORATORY TESTING
5651	SGS TECHNOLOGIE, LLC	09/12/2019	373.33	HOSTINA AND MAINTAINING DISTRI
4091	THE SHOE BOX	09/12/2019	170.00	SAFETY BOOTS-PILCHER
4091	THE SHOE BOX	09/12/2019	123.24	SAFETY BOOTS-FURR
4091	THE SHOE BOX	09/12/2019	200.00	SAFETY BOOTS-SHEPARD
5667	SOUTHERN REALTY AND DEVELOPMENT COMPANY LLC	09/12/2019	1,080.00	P287586-1 REFUND NEEDED FOR OV
1438	SOUTHWEST FL WATER MGMT DISTRICT	09/12/2019	133.25	PRINTING AND COPYING-WATER WEL
4799	STAPLES CONTRACT & COMMERCIAL, INC.	09/12/2019	115.80	OFFICE CHAIR FOR TREY GRUBBS
105	TALLAHASSEE DEMOCRAT	09/12/2019	102.17	WATER USE PERMIT LEGAL AD
2003	TALLAHASSEE FORD LINCOLN MERCURY	09/12/2019	176.00	VEHICLE REPAIR DAMAGE ON WMD96
110	TALQUIN ELECTRIC COOPERATIVE, INC.	09/12/2019	4,228.18	ELECTRIC- HQ
110	TALQUIN ELECTRIC COOPERATIVE, INC.	09/12/2019	255.66	WATER/SEWER- HQ
110	TALQUIN ELECTRIC COOPERATIVE, INC.	09/12/2019	89.29	SECURITY LIGHTS- HQ
4955	TERRY'S HOME & LAWN MAINTENANCE, INC.	09/12/2019	3,526.90	RECREATION SITE CLEANUP-CONTRA
5336	TETRA TECH, INC	09/12/2019	17,436.20	AS NEEDED HYDROLOGICAL SERVICE
5627	W.H. BENSON & COMPANY	09/12/2019	1,900.00	DESK REVIEW
5218	WAGEWORKS, INC.	09/12/2019	153.00	FLEXIBLE SPENDING ACCOUNT ADMI
382	WASHINGTON COUNTY NEWS	09/12/2019	112.00	LEGAL AD
5015	WESTON TRAWICK, INC.	09/12/2019	1,130.00	ELECTRICAL SERVICE TO LAB AND

TOTAL AP

256,136.07

**NORTHWEST FLORIDA WATER MANAGEMENT DISTRICT
AP COMPUTER PAID/EFT CHECKS**

3337	FORESTECH CONSULTING	09/13/2019	3,481.25	SUPPORT AND HOSTING FOR LAND M
5222	KENNETH FRIEDMAN	09/13/2019	307.08	TRAVEL REIMBURSEMENT
3942	A & W VENTURES, L.C.	09/13/2019	156.34	PORTABLE TOILET FOR PHIPPS PAR
2268	INNOVATIVE OFFICE SOLUTIONS, INC	09/13/2019	2,025.00	REWIRE LAB FOR VOICE AND DATA
2268	INNOVATIVE OFFICE SOLUTIONS, INC	09/13/2019	837.00	PHONE MAINTENANCE
5368	KOUNTRY RENTAL NWF, INC.	09/13/2019	207.50	CLEANING OF ECONFINA OFFICE AN
5368	KOUNTRY RENTAL NWF, INC.	09/13/2019	1,200.00	REPAIRS TO PITT SPRING BATHROO
5368	KOUNTRY RENTAL NWF, INC.	09/13/2019	9,630.00	PORTABLE & COMPOSTTOILET SERVI
5475	LYLE SEIGLER	09/13/2019	110.00	TRAVEL REIMBURSEMENT
1918	PAUL J. THORPE	09/13/2019	222.66	TRAVEL REIMBURSEMENT
4270	VIEUX & ASSOCIATES, INC.	09/13/2019	2,500.00	GAUGE ADJUSTED RADAR RAINFALL
TOTAL ACH TRANSFER			<u>20,676.83</u>	
5556	REFUND OPAY	09/13/2019	50.00	REFUND WELL PERMIT 288235 MICH
5556	REFUND OPAY	09/13/2019	50.00	REFUND WELL PERMIT 288354 TERR
5556	REFUND OPAY	09/13/2019	50.00	REFUND WELL PERMIT 288371 CHAR
TOTAL DIRECT DISBURSEMENT			<u>150.00</u>	
TOTAL AP			<u><u>276,962.90</u></u>	

**NORTHWEST FLORIDA WATER MANAGEMENT DISTRICT
AP COMPUTER PAID/EFT CHECKS**

VENDOR	NAME	CHECK DATE	INVOICE NET	INVOICE DESCRIPTION
5692	ADAM'S EARTH FARM	09/19/2019	5,000.00	TRAIL CLEARING - HURRICANE DEB
2992	BANK OF AMERICA	09/19/2019	337.46	ONLINE ACCESS TO BANK ACCOUNT
2992	BANK OF AMERICA	09/19/2019	870.38	ACCOUNT ANALYSIS
735	CARLTON APPRAISAL COMPANY	09/19/2019	2,399.00	APPRAISAL UPDATE
4676	CITY OF MILTON FLORIDA	09/19/2019	66.34	DUMPSTER SERVICE
4676	CITY OF MILTON FLORIDA	09/19/2019	19.36	SEWER- MILTON FIELD OFFICE
5687	COLLINS LAND SERVICES, INC.	09/19/2019	3,450.00	TREE SERVICE WORK AT FRI CAMPG
4032	COMPUQUIP TECHNOLOGIES, LLC	09/19/2019	40,473.93	FIREWALL REPLACEMENTS
5033	JON COSTELLO	09/19/2019	87.22	BUDGET HEARING
3379	FL. DEPT. OF AGRICULTURE & CONSUMER SERVICES	09/19/2019	17,781.25	MOBILE IRRIGATION LAB
2702	FISH AND WILDLIFE	09/19/2019	6,503.50	LAW ENFORCEMENT-CONTRACT NO. 1
26	FL. SECRETARY OF STATE DIV OF ADMIN SERV	09/19/2019	65.10	9/12/2019 FAR AD
65	GADSDEN COUNTY TIMES	09/19/2019	42.41	WATER USE PERMIT LEGAL AD
5120	JOHNSON'S AUTO REPAIR, INC.	09/19/2019	79.54	OPEN PURCHASE ORDER FOR VEHICL
5146	MICHAEL CORRIE MANNION	09/19/2019	11,149.60	STAFF AUGMENTATION FOR CUSTOM
5680	MCKENZIE MOTOR COMPANY	09/19/2019	580.00	VEHICLE SERVICE #96271
4090	JERRY PATE	09/19/2019	91.67	BUDGET HEARING
2663	PATIENTS FIRST LAKE ELLA MEDICAL CENTER, P.A.	09/19/2019	49.00	LABORATORY TESTING
4715	PINE ENVIRONMENTAL SERVICES, INC.	09/19/2019	1,811.45	WATER QUALITY SENSORS FOR FIEL
4081	POT-O-GOLD RENTALS, LLC	09/19/2019	78.75	PORTABLE TOILET SERVICES - CON
4081	POT-O-GOLD RENTALS, LLC	09/19/2019	238.50	PORTABLE TOILET SERVICES - CON
4081	POT-O-GOLD RENTALS, LLC	09/19/2019	117.63	PORTABLE TOILET SERVICES - CON
4081	POT-O-GOLD RENTALS, LLC	09/19/2019	157.50	PORTABLE TOILET SERVICES - CON
4081	POT-O-GOLD RENTALS, LLC	09/19/2019	315.00	PORTABLE TOILET SERVICES - CON
4081	POT-O-GOLD RENTALS, LLC	09/19/2019	238.50	PORTABLE TOILET SERVICES - CON
4081	POT-O-GOLD RENTALS, LLC	09/19/2019	400.50	PORTABLE TOILET SERVICES - CON
4081	POT-O-GOLD RENTALS, LLC	09/19/2019	157.50	PORTABLE TOILET SERVICES - CON
4081	POT-O-GOLD RENTALS, LLC	09/19/2019	157.50	PORTABLE TOILET SERVICES - CON
4081	POT-O-GOLD RENTALS, LLC	09/19/2019	157.50	PORTABLE TOILET SERVICES - CON
4081	POT-O-GOLD RENTALS, LLC	09/19/2019	157.50	PORTABLE TOILET SERVICES - CON
4081	POT-O-GOLD RENTALS, LLC	09/19/2019	157.50	PORTABLE TOILET SERVICES - CON
4081	POT-O-GOLD RENTALS, LLC	09/19/2019	238.50	PORTABLE TOILET SERVICES - CON
4081	POT-O-GOLD RENTALS, LLC	09/19/2019	238.50	PORTABLE TOILET SERVICES - CON
4378	P.M. MARINE ENGINE SERVICE, INC.	09/19/2019	386.80	TRAILER REPAIR - WMD 2102
4557	VERIZON WIRELESS	09/19/2019	2,999.99	NETWORK EXTENDER - VERIZON

**NORTHWEST FLORIDA WATER MANAGEMENT DISTRICT
AP COMPUTER PAID/EFT CHECKS**

5218	WAGeworks, INC.	09/19/2019	59.15	COBRA ADMINISTRATION
2631	WASHINGTON COUNTY SHERIFF'S OFFICE	09/19/2019	12,328.00	LAW ENFORCEMENT-CONTRACT NO. 1
TOTAL CHECKS			<u>109,442.03</u>	
4845	CALHOUN COUNTY SHERIFF'S OFFICE	09/20/2019	1,633.24	LAW ENFORCEMENT - CONTRACT NO
4944	BRETT CYPHERS	09/20/2019	82.77	BUDGET HEARING
5665	DAVID CAMBRON	09/20/2019	110.00	TRAVEL REIMBURSEMENT
5298	TED EVERETT	09/20/2019	41.83	BUDGET HEARING
3337	FORESTECH CONSULTING	09/20/2019	23,271.00	EAST REGION LAND MANAGEMENT PL
4607	MAIL FINANCE INC	09/20/2019	482.00	MAILING SYSTEMS FOR HQ, CRESTV
3823	KENNETH ANDREW ROACH	09/20/2019	200.00	TRAVEL REIMBURSEMENT
3823	KENNETH ANDREW ROACH	09/20/2019	200.00	TRAVEL REIMBURSEMENT
5614	ZACHARY J. SELLERS	09/20/2019	761.42	JANITORIAL SERVICE - DEFUNIAK
TOTAL ACH TRANSFER			<u>26,782.26</u>	
5556	REFUND OPAY	09/20/2019	150.00	REFUND WELL PERMIT 288788 ROBE
5556	REFUND OPAY	09/20/2019	100.00	BLUE OCEAN CONSTRUCTION P28874
TOTAL DIRECT DISBURSEMENT			<u>250.00</u>	
TOTAL AP			<u><u>136,474.29</u></u>	

**NORTHWEST FLORIDA WATER MANAGEMENT DISTRICT
AP COMPUTER PAID/EFT CHECKS**

VENDOR	NAME	CHECK DATE	INVOICE NET	INVOICE DESCRIPTION
3113	RAY GLASS' BATTERIES, INC.	09/26/2019	119.99	REPLACE BATTERY IN WMD 2434 AS
5696	MATT BRYANT	09/26/2019	87.22	GOVERNING BOARD MEETING
5689	WILLIAM D JONES	09/26/2019	186.00	PLUMBING - SHOP, MEN'S RESTROO
3289	CITY OF TALLAHASSEE	09/26/2019	39.76	LAKSESHORE
5554	COMCAST	09/26/2019	133.12	INTERNET MARIANNA FIELD OFFICE
5672	CREATIVE PULTRUSIONS, INC.	09/26/2019	12,310.00	ECONFINA BLUE SPRING CAMP BRID
5672	CREATIVE PULTRUSIONS, INC.	09/26/2019	3,500.00	ECONFINA BLUE SPRING CAMP BRID
97	THE DEFUNIAK HERALD	09/26/2019	39.88	WATER USE PERMIT LEGAL AD
97	THE DEFUNIAK HERALD	09/26/2019	78.38	LEGAL AD
4300	DYER, RIDDLE, MILLS & PRECOURT, INC.	09/26/2019	6,820.00	AS NEEDED PROFESSIONAL SURVEYI
4963	ECOLOGICAL RESOURCE CONSULTANTS, INC.	09/26/2019	1,200.00	DESK JURISDICTIONAL WETLAND DE
4807	WEX BANK	09/26/2019	95.00	GPS INSTALL FOR NEW LAB TRUCK
4807	WEX BANK	09/26/2019	8,583.57	FUEL/MINOR REPAIRS
4807	WEX BANK	09/26/2019	1,000.00	WEX TELEMATICS FLEET MANAGEMEN
4807	WEX BANK	09/26/2019	25.00	FLEET MANAGEMENT SYSTEM - LAND
4807	WEX BANK	09/26/2019	50.00	WEX TELEMATICS FLEET MANAGEMEN
2702	FISH AND WILDLIFE	09/26/2019	40,025.32	COOPERATIVE MANAGEMENT SAND HI
2702	FISH AND WILDLIFE	09/26/2019	5,973.26	LAW ENFORCEMENT-CONTRACT NO. 1
2702	FISH AND WILDLIFE	09/26/2019	5,763.06	LAW ENFORCEMENT-CONTRACT NO. 1
2702	FISH AND WILDLIFE	09/26/2019	3,524.44	LAW ENFORCEMENT-CONTRACT NO. 1
2702	FISH AND WILDLIFE	09/26/2019	2,768.93	LAW ENFORCEMENT-CONTRACT NO. 1
2291	GULF COAST ELECTRIC COOPERATIVE, INC	09/26/2019	602.32	ELECTRIC- ECONFINA FIELD OFFICE
3737	GULF COAST UTILITY CONTRACTORS, LLC	09/26/2019	750.00	JOHN DEERE LOADER TRANSPORT -
666	JEFFERSON COUNTY PROPERTY APPRAISER	09/26/2019	213.07	4TH QTR FY 18-19
5120	JOHNSON'S AUTO REPAIR, INC.	09/26/2019	43.84	OPEN PURCHASE ORDER FOR VEHICL
4952	LAW, REDD, CRONA & MUNROE, P.A.	09/26/2019	3,444.00	INTERNAL AUDIT
3266	LOWE'S COMPANIES INC.	09/26/2019	62.13	MAINTENANCE SUPPLYS
3266	LOWE'S COMPANIES INC.	09/26/2019	491.43	ELECTRICAL SUPPLIES
5409	MARTIN ENVIRONMENTAL SERVICES, INC	09/26/2019	75.00	PORTABLE TOILETS
5698	BRETT MOORE	09/26/2019	99.00	TRAVEL REIMBURSEMENT
1205	OFFICE DEPOT, INC.	09/26/2019	128.68	REG OFFICE SUPPLIES
1205	OFFICE DEPOT, INC.	09/26/2019	10.36	REG OFFICE SUPPLIES
3023	PANAMERICAN CONSULTANTS, INC.	09/26/2019	6,000.00	ARCHAEOLOGICAL SURVEY FOR HORN
3363	PANHANDLE SALVAGE	09/26/2019	28,225.00	PAVILION KITS

NORTHWEST FLORIDA WATER MANAGEMENT DISTRICT
AP COMPUTER PAID/EFT CHECKS

5674	PROFESSIONAL ROOF SYSTEMS, INC	09/26/2019	60,845.44	ROOF REPAIRS AT HQ FROM HURRIC
4091	THE SHOE BOX	09/26/2019	260.45	REPLACEMENT UNIFORM SHIRTS AND
4577	SOUTHERN TIRE MART, LLC	09/26/2019	91.50	REPLACEMENT TRAILER TIRE
4799	STAPLES CONTRACT & COMMERCIAL, INC.	09/26/2019	142.68	OFFICE CHAIR FOR PAUL THURMAN
5336	TETRA TECH, INC	09/26/2019	13,748.45	AS NEEDED HYDROLOGICAL SERVICE
4557	VERIZON WIRELESS	09/26/2019	927.32	JETPACKS & AIR CARDS
4557	VERIZON WIRELESS	09/26/2019	176.62	CELL PHONES
4372	VERMEER SOUTHEAST SALES AND SERVICE, INC.	09/26/2019	1,548.99	VERMEER CHIPPER SERVICE/REPAIR
3012	WAKULLA COUNTY PROPERTY APPRAISER	09/26/2019	5,400.00	FY 2018-2019 QUARTERLY DRAW
5015	WESTON TRAWICK, INC.	09/26/2019	1,817.00	RETROFIT OFFICE LIGHTING IN LA
5015	WESTON TRAWICK, INC.	09/26/2019	1,575.00	LAB RENOVATIONS - ELECTRICAL W
4038	WINDSTREAM COMMUNICATIONS	09/26/2019	61.41	800#S & EFO LONG DISTANCE
TOTAL CHECKS			<u>219,062.62</u>	
4961	PETER FOLLAND	09/27/2019	190.00	TRAVEL REIMBURSEMENT
4607	MAIL FINANCE INC	09/27/2019	140.00	INK CARTRIDGE FOR MAIL MACHINE
5257	GARY MEREDITH	09/27/2019	417.00	TRAVEL REIMBURSEMENT
1918	PAUL J. THORPE	09/27/2019	862.85	TRAVEL REIMBURSEMENT
TOTAL ACH TRANSFER			<u>1,609.85</u>	
TOTAL AP			<u><u>220,672.47</u></u>	

NORTHWEST FLORIDA WATER MANAGEMENT DISTRICT

SCHEDULE OF DISBURSEMENTS

PAYROLL

SEPTEMBER 2019

DIRECT DEPOSIT	9/13/2019	\$	211,062.06
CHECKS	9/13/2019		3,417.11
FLEX SPENDING TRANSFER	TF0069		1,795.99
DIRECT DEPOSIT	9/27/2019		210,827.79
CHECKS	9/27/2019		3,434.44
FLEX SPENDING TRANSFER	TF0074		1,795.99
		\$	<u><u>432,333.38</u></u>

APPROVED:

Chairman or Executive Director

November 14, 2019
Date

NORTHWEST FLORIDA WATER MANAGEMENT DISTRICT

MEMORANDUM

TO: Governing Board

THROUGH: Brett Cyphers, Executive Director

FROM: Savannah White, Executive Assistant

DATE: November 1, 2019

SUBJECT: Approval of Revisions to the 2020 Governing Board Meeting Schedule

January 23, 2020 (*Jackson County*)

February 27, 2020

March 26, 2020 (*Franklin County*)

April 23, 2020

May 28, 2020 (*Walton County*)

June 25, 2020

July 23, 2020 (*Washington County*)

August 27, 2020 (*Escambia County*)

September 24, 2020 (*4:00 p.m.*)

October 22, 2020 (*Gulf County*)

November ~~12~~ 19, 2020

December ~~10~~ 17, 2020 (*Wakulla County*)

*All meetings are scheduled to begin at 1:00 p.m., at District Headquarters, unless otherwise indicated.

NORTHWEST FLORIDA WATER MANAGEMENT DISTRICT

MEMORANDUM

TO: Governing Board

THROUGH: Brett J. Cyphers, Executive Director
Lyle Seigler, Chief of Staff

FROM: Wendy Dugan, Division of Administration Director

DATE: November 1, 2019

SUBJECT: Consideration of Resolution No. 860 Amending the Fiscal Year
2018-2019 Budget - Amendment No. 16

Recommendation

Staff recommends the Governing Board adopt Resolution No. 860 amending the Fiscal Year 2018-2019 budget and allow staff to realign revenues and reserves to maintain the proper balance in each fund.

Background

District procedures allow for budget amendments to occur within 60 days following the end of a fiscal year (FY). Based on expenditures paid that count toward the FY 2018-2019 budget, several changes are requested to properly align budget with these costs. Amendment No. 16 realigns budget categories of Salaries and Benefits (S&B), Contracted Services, Operating Expenses, Operating Capital Outlay (OCO), and Fixed Capital Outlay (FCO) within and across programs, activities, funds, and projects. This amendment does not increase or decrease the total District budget.

Budget realignments include:

1. \$93,300 in Personnel Budget:
 - a. \$85,510 in S&B related to Hurricane Michael response and recovery. Budget is moving from Activities 120 Research, Data Collection, Analysis and Monitoring, 210 Land Acquisition, 370 Technology and Information Services and 410 Consumptive Use Permitting to 113 Other Water Resources Planning (\$42,450), 310 Land Management (\$39,650), and 111 Water Supply Planning (\$3,410).

- b. \$3,700 in S&B due to increased information technology needs in mitigation. Budget is moving from Activity 230 Surface Water Projects to Activity 270 Technology and Information Services.
 - c. \$2,650 in S&B for salary adjustments in the Division of Administration. Budget is moving from Activity 620 Technology and Information Services to Activity 614 Administrative Support.
 - d. \$1,440 in OPS S&B for Minimum Flows and Minimum Water Levels (MFLs) data collection activities. Budget is moving from Activity 113 Other Water Resources Planning to Activity 112 MFLs.
- 2. \$74,300 in FCO:
 - a. \$72,500 for improvements at the DeFuniak Springs Service Office. Budget is being transferred from Activities 430 Environmental Resource and Service Water Permitting and 440 Other Regulatory and Enforcement Activities to Activity 250 Facilities Construction and Major Renovations as well as from other budget categories within Activity 250.
 - b. \$1,800 for the installation of bullet proof glass on the dais in the Governing Board room located at District headquarters. Budget is being transferred within the same Activity 330 Facilities.
- 3. \$10,615 in Operating Expense:
 - a. \$10,000 for the move from the Crestview Field Office the DeFuniak Springs Service Office. Budget is being transferred from Activity 440 Other Regulatory and Enforcement Activities to Activity 430 Environmental Resource and Service Water Permitting.
 - b. \$615 for gate repairs at the Lake Jackson facility in Tallahassee. Budget is being transferred within the same Activity 320 Works.
- 4. \$10,150 in OCO:
 - a. \$9,650 for a camera/recorder with 1,000-foot cable for well inspections. Budget is being transferred within the same Activity 420 Water Well Construction Permitting and Contractor Licensing.
 - b. \$500 for window tinting services for the District van. Budget is being transferred from Activity 250 Facilities Construction and Major Renovations to Activity 360 Fleet Services.
- 5. \$2,450 in Contracted Services for legal services related to the Governing Board. Budget is being transferred from Activity 540 Lobbying/Legislative Affairs/Cabinet Affairs to Activity 611 Executive Direction.

Summary of Fund Impact to Expense Budget:

<u>Fund Source</u>	<u>Increase</u>	<u>Decrease</u>	<u>Impact</u>
General Fund	8,015	(8,015)	0
Land Acquisition Fund	0	(17,000)	(17,000)
Projects Fund	47,300	(47,300)	0
Lands Management Fund	39,650	(12,250)	27,400
Regulation Fund	92,150	(102,550)	(10,400)
Mitigation Fund	3,700	(3,700)	0
	190,815	(190,815)	0



Brett J. Cyphers
Executive Director

Northwest Florida Water Management District

81 Water Management Drive, Havana, Florida 32333-4712
(U.S. Highway 90, 10 miles west of Tallahassee)

Phone: (850) 539-5999 • Fax: (850) 539-2777

RESOLUTION NO. 860

Northwest Florida Water Management District Amending the Fiscal Year 2018-2019 Budget

WHEREAS, chapters 200 and 373, Florida Statutes, require the Governing Board of the Northwest Florida Water Management District (District) to adopt a final budget for each fiscal year; and

WHEREAS, by Resolution No. 840, after a public hearing on September 27, 2018, the Governing Board of the District adopted a final budget for the District covering its proposed operations and other requirements for the ensuing fiscal year, beginning October 1, 2018 through September 30, 2019; and

WHEREAS, in accordance with section 189.016(7), Florida Statutes, the District will post the adopted amendment on its official website within five days after its adoption; and

WHEREAS, a budget amendment involves an action that transfers, increases, or decreases to total appropriated Fund amounts in the budget; and

WHEREAS, pursuant to section 120.525, Florida Statutes, the District has provided notice of its intention to amend the Budget in the published notification of the Governing Board meeting at which the amendment will be considered; and

NOW THEREFORE BE IT RESOLVED by the Governing Board of the Northwest Florida Water Management District, that:

The Budget is hereby amended as summarized in the memorandum dated November 14, 2019, requesting Amendment No. 16 to the Fiscal Year 2018-2019 budget. Amendment No. 16 reallocates budget authority across programs, funds, projects, and budget categories to properly reflect activities performed and accurately assign actual costs with no increase to the total District budget.

PASSED AND ADOPTED this 14th day of November 2019, A.D.

The Governing Board of the
**NORTHWEST FLORIDA WATER
MANAGEMENT DISTRICT**

ATTEST:

Chair

Acting Secretary-Treasurer

GEORGE ROBERTS
Chair
Panama City

JERRY PATE
Vice Chair
Pensacola

JON COSTELLO
Tallahassee

TED EVERETT
Chipley

BO SPRING
Port St. Joe

NORTHWEST FLORIDA WATER MANAGEMENT DISTRICT

MEMORANDUM

TO: Governing Board

THROUGH: Brett Cyphers, Executive Director
Lyle Seigler, Chief of Staff

FROM: Lennie Zeiler, Director
Division of Asset Management

DATE: October 28, 2019

SUBJECT: Consideration of Amendment No. 1 to the Glover Conservation Easement;
Choctawhatchee River/Holmes Creek WMA

Recommendation:

Staff recommends the Governing Board authorize staff to move forward with appraisals of the amendment.

Background:

In August 2001, the District purchased a conservation easement on 1,109.36 acres from the Glover family for \$600,000 with Preservation 2000 funds. The property is located on Creek Road, West of Highway 79 in Washington County (see attached maps).

The Glover family has requested an amendment to the conservation easement. The family would like to amend the conservation easement to allow 12,000 square feet of impervious surface for residential purposes to allow another residence, supporting buildings, any future needs, and an existing prohibited structure (carport containing 602 square feet). The easement only allows for additional impervious surface for domestic livestock production uses and practices.

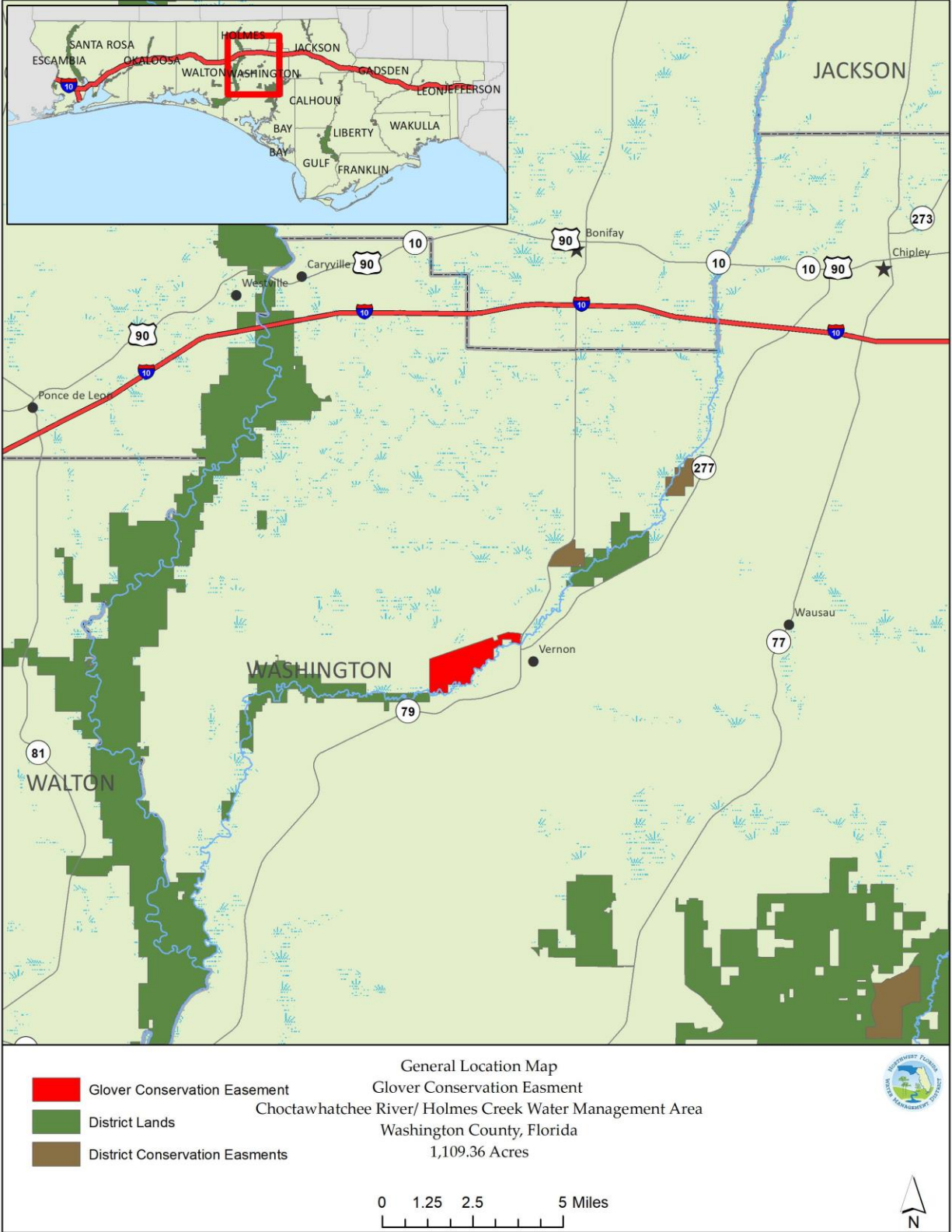
Resource Management staff conducted a desktop analysis of the impact of adding 12,000 square feet of impervious surface on this property for residential purposes. Staff concluded the addition of 12,000 square feet of impervious surface for residential purposes will have a negligible impact on the conservation easement as long as development activity remains in the uplands.

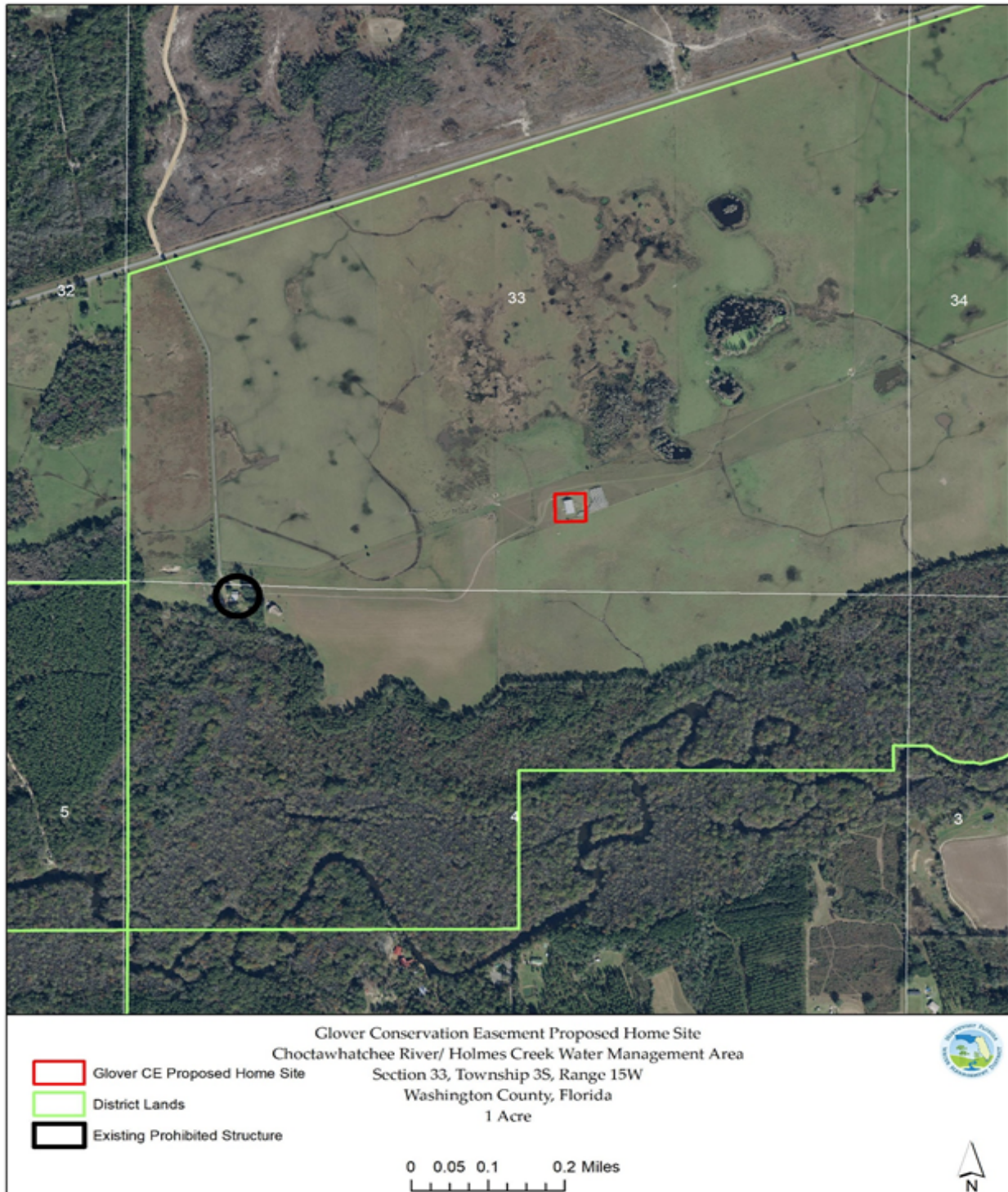
It should be noted most District easements allow for impervious surface for residential purposes.

Staff is presenting information on this amendment request by the Glover family to the Committee to inquire on whether or not any member of the Governing Board has concerns with this amendment prior to ordering appraisals and expending funds. If approved, the District will request the landowner pay all expenses related to the amendment except for staff time. Expenses to accomplish the amendment include the following:

- Appraisal and review appraisal
- Legal counsel fees
- Recording fees
- Documentary Stamp Tax

LZ/clb





NORTHWEST FLORIDA WATER MANAGEMENT DISTRICT

MEMORANDUM

TO: Governing Board

THROUGH: Brett Cyphers, Executive Director
Lyle Seigler, Chief of Staff
Lennie Zeiler, Director, Division of Asset Management

FROM: Tyler Macmillan, Chief, Bureau of Land Management Operations

DATE: October 28, 2019

SUBJECT: Consideration of Agreement with Franklin's Promise Coalition, Inc., for Conservation Corps Crews

Recommendation

Staff recommends the Governing Board authorize the Executive Director to execute an agreement with Franklin's Promise Coalition, Inc., for conservation corps crews, subject to legal and administrative review and approval of the agreement.

Background

Franklin's Promise Coalition, Inc., is a 501(c)3 non-profit organization headquartered in Apalachicola that provides conservation corps crews to assist conservation landowners with implementation of various land management activities. These crews are comprised of young people who are typically exploring career options while obtaining on-the-job experience, training, and life skills. The employees are paid for their work using funds Franklin's Promise has secured through various grant programs. The conservation corps crews have the personnel, experience, and expertise to undertake various land management activities on District-owned lands at no cost to the District. Franklin's Promise currently has three crews established in northwest Florida (Conservation Corps of the Forgotten Coast, Conservation Corps of the Emerald Coast-Bay County, and Conservation Corps of the Emerald Coast-Escambia County).

Activities performed on District lands by conservation corps crews could include: recreation site improvement; construction of recreation facilities and amenities; installation of fencing; timber stand improvement activities such as sand pine and hardwood or brush eradication; treatment and control of exotic and invasive vegetation; planting of trees and other vegetation; prescribed burning assistance (under the supervision of District prescribed burn managers), including preparation of areas for prescribed burning, prescribed burn implementation, and post-burn activities and mop-up; shoreline stabilization and restoration; erosion prevention and repair; and other similar

activities associated with the management of District-owned conservation lands. It is anticipated the relatively small amount of time District staff would need to dedicate to working with these groups will be well worth the investment, when considering the land management services that will be provided by the conservation corps.

NORTHWEST FLORIDA WATER MANAGEMENT DISTRICT

MEMORANDUM

TO: Governing Board

THROUGH: Brett Cyphers, Executive Director
Lyle Seigler, Chief of Staff
Lennie Zeiler, Director, Division of Asset Management

FROM: Tyler Macmillan, Chief, Bureau of Land Management Operations

DATE: October 30, 2019

SUBJECT: Consideration of Extension to Memorandum of Agreement with Jackson County Board of County Commissioners for the Bellamy Bridge Heritage Trail

Recommendation

Staff recommends approval of a three-year extension to the Memorandum of Agreement with Jackson County Board of County Commissioners for completion of Phase III trail development activities, subject to approval by the County Commission.

Background

Since 2012, the District has been working with Jackson County on the development of a one-half mile long heritage trail from Hwy. 162 to the old Bellamy Bridge site located on the Chipola River. The trail, now known as the “Bellamy Bridge Heritage Trail,” is located entirely on District lands within the Chipola River Water Management Area. The trail route and bridge have significant cultural and historical context and these resources enhance and complement Jackson County’s ecotourism program, especially the popular ghost tours around Halloween to possibly encounter the legendary “Ghost of Bellamy Bridge.”

There have been two memoranda of agreement (MOA) with Jackson County to facilitate this project in coordination with the non-profit “Friends of Bellamy Bridge” organization. Jackson County and the Friends of Bellamy Bridge have completed the first two phases of the trail development. The third phase, which involves construction of wooden foot bridges across gaps in the old roadbed causeway and other related improvements, was planned for construction when Hurricane Michael caused further project delays.

The latest MOA expires on November 23, 2019, and needs to be extended to allow for completion of the planned facilities.

NORTHWEST FLORIDA WATER MANAGEMENT DISTRICT

MEMORANDUM

TO: Governing Board

THROUGH: Brett Cyphers, Executive Director
Lyle Seigler, Chief of Staff
Lennie Zeiler, Director, Division of Asset Management

FROM: Tyler Macmillan, Chief, Bureau of Land Management Operations

DATE: October 25, 2019

SUBJECT: Consideration of ITB 20B-001; 2020 Hand Planting Services for Reforestation

Background

On October 21, 2019, the District issued an Invitation to Bid for hand planting services to facilitate the District's reforestation programs (see attached General Location Maps). The 2020 reforestation activities will plant 1,264 acres (917,664 container-grown longleaf pine tree tubelings) of longleaf pine in Bay, Calhoun, and Washington counties within the Econfina Creek and Chipola River Water Management Areas (WMAs).

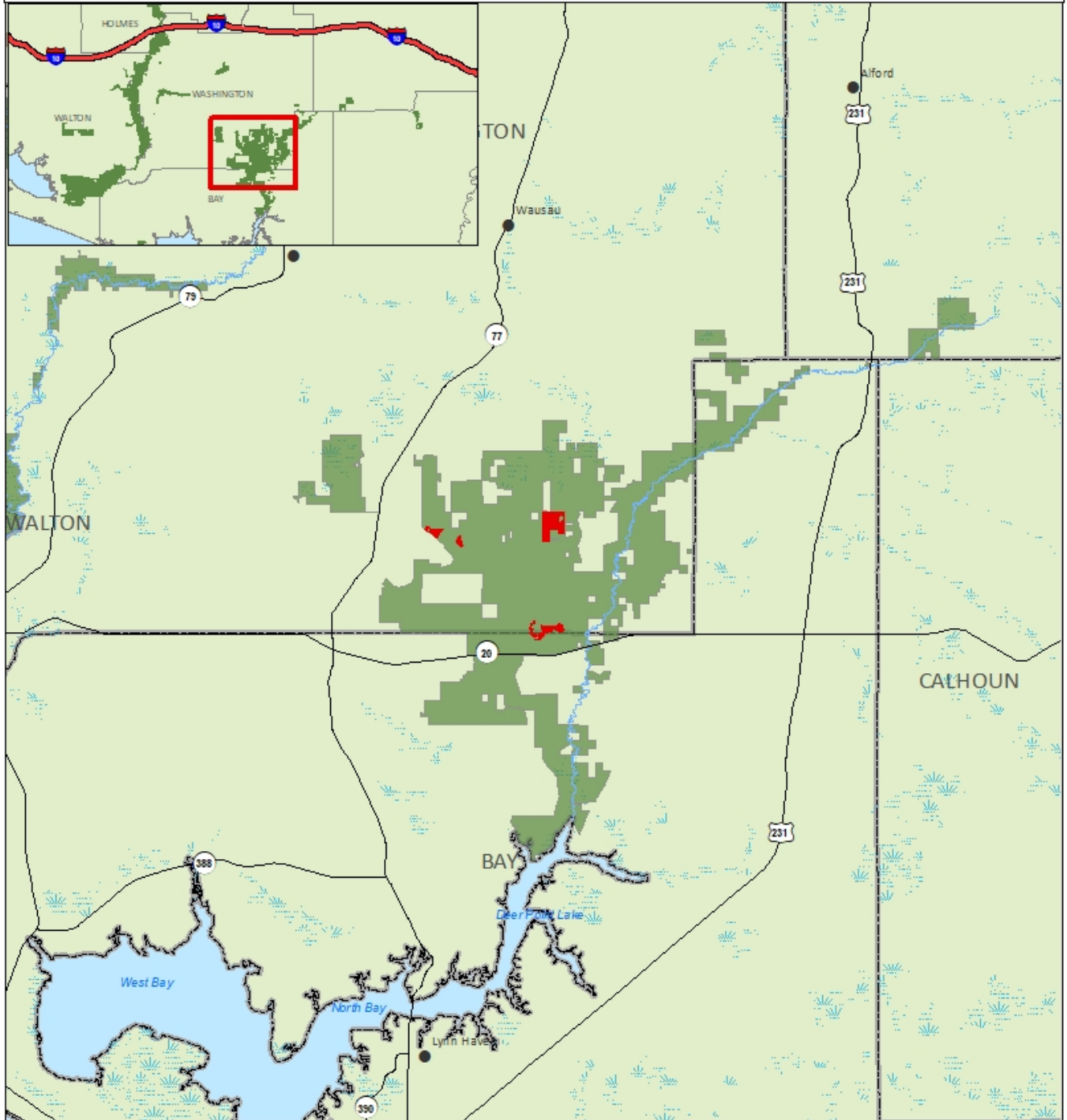
HARVEST TYPE	ECONFINA CREEK WMA		CHIPOLA RIVER WMA		TOTAL	
	ACRES	PERCENT	ACRES	PERCENT	ACRES	PERCENT
Regular Harvest	481	72%	42	7%	523	41%
Salvage Harvest	188	28%	553	93%	741	59%
TOTAL	669	100%	595	100%	1,264	100%

The timber stand locations and planting specifications for the District's 2020 reforestation project are summarized below:

STAND	COUNTY	LOCATION (SECTION, TOWNSHIP, RANGE)			ACRES	SPECIES	SPACING/STOCKING RATE	
		S	T	R			SPACING (FT.)	TREES/ ACRE
1	Washington	14, 15 & 23	1N	14W	113	Longleaf Pine	6 x 10	726
2	Washington	17	1N	13W	368	Longleaf Pine	6 x 10	726
3	Bay & Washington	31 & 32 5 & 6	1N 1S	13W 13W	140	Longleaf Pine	6 x 10	726
4	Washington	32	1N	13W	48	Longleaf Pine	6 x 10	726
5	Calhoun	19, 20, 29, 30 & 32	2N	9W	595	Longleaf Pine	6 x 10	726
TOTAL					1,264			

Sealed bids for this project are due by 2:30 pm on November 12, 2019. Staff will provide the bid results and a recommendation in the form of a supplement at the November 14, 2019, Governing Board meeting.

Exhibit Map A



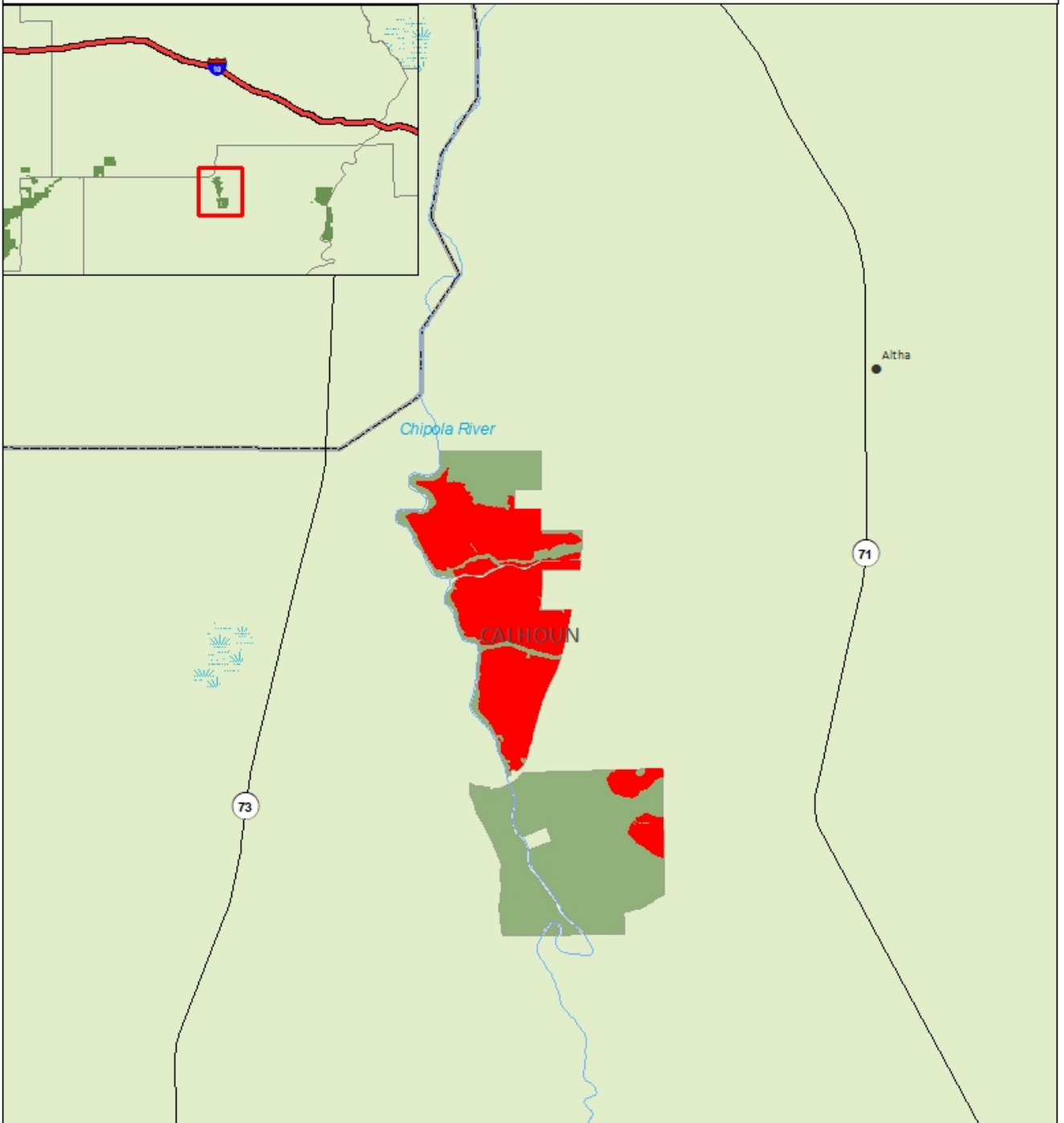
General Location Map
2020 Reforestation Project
Econfina Creek Water Management Area
Bay and Washington Counties, Florida
669 Acres

- Reforestation Areas
- District Lands



0 2.25 4.5 9 Miles



Exhibit Map B



General Location Map
2019-2020 Reforestation Project
Chipola River Water Management Area
Calhoun County, Florida
595 Acres

 Reforestation Area
 District Lands

0 0.45 0.9 1.8 Miles



NORTHWEST FLORIDA WATER MANAGEMENT DISTRICT

MEMORANDUM

TO: Governing Board

THROUGH: Brett J. Cyphers, Executive Director
Lyle Seigler, Chief of Staff
Carlos Herd, Director, Division of Resource Management
Jerrick Saquibal, Chief, Bureau of Hydrology and Engineering

FROM: Linda Chaisson, Hydrologist IV, Resource Management Division

DATE: October 31, 2019

SUBJECT: Consideration of Bids and Agreement for Construction Services for the Seven Runs Creek Streambank Restoration Project

Recommendation

Staff recommends the Governing Board authorize the Executive Director to negotiate and enter into a contract with Diversified Professional Services (DPS) Corporation for an amount not to exceed \$139,852.00 for construction services for the Seven Runs Creek streambank restoration and protection project.

Background

On September 19, 2019, the District issued an Invitation to Bid (ITB) 19B-012 for construction services for the Seven Runs Creek shoreline restoration and protection project. The project is designed to stabilize, restore, and protect the shoreline along Seven Runs Creek as well as enhance public access.

Through this project approximately 100 linear feet of streambank along Seven Runs Creek will be stabilized with bioengineering methods that employ primarily natural materials and techniques, such as vegetated retaining walls, native materials, and root mass through installation of live native plants.

Construction activities will be paid for through the District fund balance.

Three qualified bids were received for ITB 19B-012:

<u>Bidder</u>	<u>Bid Amount</u>
DPS Corporation	\$139,852.00
Graham County Land Company, LLC	\$288,000.00
RBM Contracting Services, LLC	\$325,250.00

NORTHWEST FLORIDA WATER MANAGEMENT DISTRICT

MEMORANDUM

TO: Governing Board

THROUGH: Brett J. Cyphers, Executive Director
Lyle Siegler, Chief of Staff

FROM: Carlos Herd, Director, Division of Resource Management

DATE: October 30, 2019

SUBJECT: Consideration of Fiscal Year 2019-2020 Alternative Water Supply Funding

Recommendation

Staff recommends the Governing Board authorize the Executive Director to enter into an agreement with DEP and the grantee for \$2,500,000 to implement an alternative water supply project within water supply planning Region II, subject to legal counsel review.

Discussion

The Florida Legislature appropriated \$40,000,000 for FY 2019-2020 statewide alternative water supply projects, including surface water, reclaimed water, conservation, or other non-traditional water supply activities. This funding will be allocated by DEP to water management districts to manage, focusing on areas with regional water supply plans. The District anticipates contracting with the grantee for one project within Region II (Okaloosa, Santa Rosa and Walton counties).

NORTHWEST FLORIDA WATER MANAGEMENT DISTRICT
PUBLIC HEARING FOR REGULATORY MATTERS
A G E N D A

Gulf County Courthouse Complex
1000 Cecil G. Costin, Sr. Boulevard
Port St. Joe, Florida 32456

Thursday
November 14, 2019
1:05 p.m., ET

Note: Appeal from any NFWFMD Final Agency Action requires a record of the proceedings. Although Governing Board meetings are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceedings is made, including the testimony and evidence upon which the appeal is to be based. Persons with disabilities or handicaps who need assistance or reasonable accommodation in order to participate in these meetings should contact the District at least 72 hours in advance of these meetings to make appropriate arrangements.

PART I — CONSENT AGENDA

• WATER USE PERMITS

A. Permit Renewal and Modification

A-1 Applicant: Destin Water Users
 App. No.: 2B-091-5916-6
 Use: Landscape/Recreation

Authorization Statement: This Permit authorizes the Permittee to make a combined average annual withdrawal of 1.12 million gallons per day annual average (75.9 million gallons per month maximum) of groundwater from the Sand-and-Gravel aquifer for landscape/recreation use.

Duration Recommended: 5 Years
Staff Recommendation: Approval
Public Comment Received: No

WATER USE TECHNICAL STAFF REPORT
23-September-2019
Application No.: 2B-091-5916-6

Owner: Destin Water Users, Inc.
P. O. Box 308
Destin, FL 32540
850-837-6146

Applicant: Destin Water Users, Inc.
P. O. Box 308
Destin, FL 32540
850-837-6146

Agent: Not Applicable

**Compliance
Contact:** Monica Autrey
Destin Water Users, Inc.
P. O. Box 308
Destin, FL 32541
850-837-6146

Project Name: Destin Water Users, Inc.
County: Okaloosa
WRCA: Water Resource Caution Area of Okaloosa and Walton
Counties
ARC: N/A
Objectors: No

This Permit authorizes the Permittee to make a combined average annual withdrawal of 1.12 million gallons per day annual average (75.9 million gallons per month maximum) of groundwater from the Sand-and-Gravel aquifer for landscape/recreation use.

Recommendation: Approval

Reviewers: Craig Freeman

RECOMMENDED PERMIT DURATION AND COMPLIANCE REPORTING:

Staff recommends the permit expiration date be November 1, 2024. The Permittee is required to submit and comply with all information and data pursuant to the conditions set forth in the permit.

WITHDRAWAL INFORMATION:

Water Use	Permitted	Requested	Recommended
Average Day (GPD)	1,060,000	1,120,000	1,120,000
Maximum Month (GAL)	74,100,000	75,900,000	75,900,000

DESCRIPTION:

Destin Water Users, Inc. (DWU) requests renewal and modification of Individual Water Use Permit (IWUP) No. 2B-091-5916-5 for the continued authorization of groundwater withdrawals from the Sand-and-Gravel aquifer for landscape irrigation use via an Aquifer Storage and Recovery (ASR) system located at the George F. French Water Reclamation Facility in Destin, FL. The applicant requests minor increases in the average daily and maximum monthly withdrawals.

DWU has operated the ASR system since 2009 and provides public access reclaimed water to customers for the use of landscape and golf course irrigation. DWU's ASR system injects reclaimed water into the main producing zone of the Sand-and-Gravel aquifer when a surplus supply exists, and withdraws stored groundwater when demand exceeds supply from the treatment plant. The cycles of injection, storage, and recovery are conducted via seven production wells, ASR #1 through #7.

DWU's ASR system currently permitted by the Florida Department of Environmental Protection (FDEP) authorizes an average daily capacity of 2.125 million gallons per day. The average daily withdrawal allocation for the previous IWUP was based on a water balance which assumed equal quantities of injection and withdrawal over any given 12 month period. The currently requested average daily and maximum monthly withdrawals represent a 5.66 percent and 2.43 percent increase over the previously permitted amounts, respectively, and are considered to be reasonable for the requested 5-year permit duration.

Staff used the program DRAWDOWN to estimate potential impacts to the Sand-and-Gravel aquifer associated with the requested average daily withdrawal rate. The aquifer parameters used by staff were derived from groundwater modeling previously performed by Schlumberger Water Services USA, Inc. on behalf of DWU, and submitted to the District in 2010. Simulated drawdowns associated with 5 years of pumping at the recommended average daily withdrawal are approximately 26 feet and 22 feet at distances of one-half and one mile, respectively, from the center of pumping.

The simulated drawdowns in the Sand-and-Gravel aquifer are conceptually mitigated by the artificial recharge of the aquifer from the injection of reclaimed water. Hydrologic data derived from main producing zone monitor well SZMW #2 substantiates the drawdown calculations as the water levels move between 21.9 feet below land surface during periods of low recharge/high recovery to 1.6 feet below land surface during periods of high recharge/low recovery. Under the scenario of continuous injection and recovery over a 24-month period, the recommended withdrawal amounts are not anticipated to interfere with existing legal uses.

Historically, DWU was required to withdraw no more water than injected over a given time-frame (24-months in the current permit). DWU has requested to modify this condition, such that a minimum 1.0

million gallon positive balance will be maintained at any given time over the life of the permit. Within cycles of injection, storage, and recovery for an ASR system, long periods of storage may result in losses of reclaimed water to the storage zone and reduction in recovery efficiency. The combination of high irrigation demand over long storage periods without accompanying recharge will result in the substantial drawdowns predicted by District staff above as native groundwater replaces the injected reclaimed water. Therefore, staff recommend the permit condition which requires that “the Permittee, at no time, shall withdraw more water than is injected within a 24-month period” remain in effect throughout the recommended permit duration.

Additionally, staff recommend that DWU continue its hydrologic monitoring program, including water level and water quality sampling, in order to satisfy the conditions of this permit through the recommended permit duration.

PERMIT APPLICATION REVIEW:

Section 373.223, Florida Statutes (F.S.), and section 40A-2.301, Florida Administrative Code (F.A.C.), require an applicant to establish that the proposed use of water:

- (a) Is a reasonable-beneficial use;
- (b) Will not interfere with any presently existing legal use of water; and,
- (c) Is consistent with the public interest.

In addition, the above requirements are detailed further in the District’s Water Use Permit Applicant’s Handbook. District staff have reviewed the water use permit application pursuant to the above-described requirements and have determined that the application meets the conditions for issuance of this permit.

RECOMMENDATION:

It is the determination of the staff that the water use amounts recommended, as conditioned, are reasonable-beneficial, consistent with the public’s interest, and will not interfere with existing legal users. This determination has been made according to provisions of Chapter 373, F.S., and Chapter 40A-2, F.A.C.

Staff recommends that the applicant be granted an Individual Water Use Permit for an annual average daily withdrawal of 1.12 million gallons; and a maximum monthly withdrawal of 75.9 million gallons. Staff also recommends that the expiration date of the permit be November 1, 2024, and that the permit be conditioned as per the “Conditions for Issuance” included in Exhibit A of the permit document.

WELL INFORMATION:

Site Name: Destin Water Users, Inc.

Well Details								
District ID	Station Name	Casing Diameter (inches)	Casing Depth (feet)	Total Depth (feet)	Capacity (GPM)	Source Name	Status	Use Type
19173	ASR #1	8	166	166	120	Main Producing Zone (S&G)	Active	Landscape/Recreation

Well Details								
District ID	Station Name	Casing Diameter (inches)	Casing Depth (feet)	Total Depth (feet)	Capacity (GPM)	Source Name	Status	Use Type
19174	ASR #2	16	108	168	215	Main Producing Zone (S&G)	Active	Landscape/Recreation
19175	ASR #3	16	108	158	215	Main Producing Zone (S&G)	Active	Landscape/Recreation
19176	ASR #4	16	110	170	215	Main Producing Zone (S&G)	Active	Landscape/Recreation
19177	ASR #5	16	110	160	215	Main Producing Zone (S&G)	Active	Landscape/Recreation
19178	ASR #6	16	110	160	215	Main Producing Zone (S&G)	Active	Landscape/Recreation
19179	ASR #7	10	110	170	215	Main Producing Zone (S&G)	Active	Landscape/Recreation
19180	LA #1	4	25	55	20	Surficial Zone (S&G)	Active	Landscape/Recreation
19181	LA #2	4	20	40	20	Surficial Zone (S&G)	Active	Landscape/Recreation

Monitoring Well Details						
District ID	Station Name	Casing Diameter (inches)	Casing Depth (feet)	Total Depth (feet)	Source Name	Status
9099	SZMW #2	6	110	140	Main Producing Zone (S&G)	Active
19182	SMW #1	4	25	35	Surficial Zone (S&G)	Active
19183	SMW #2	4	25	35	Surficial Zone (S&G)	Active
19184	SZMW #1	4	110	150	Main Producing Zone (S&G)	Active
19185	SZMW #3	4	110	160	Main Producing Zone (S&G)	Active
19186	SZMW #4	4	110	160	Main Producing Zone (S&G)	Active

"EXHIBIT A"
CONDITIONS FOR ISSUANCE OF PERMIT NUMBER 2B-091-5916-6
Destin Water Users, Inc.

Specific Conditions

1. This permit shall expire on November 1, 2024.
2. This Permit authorizes the Permittee to make a combined average annual withdrawal of 1.12 million gallons per day (75.9 million gallons per month maximum) of groundwater from the Sand-and-Gravel aquifer for landscape/recreation use. The individual facilities authorized to make this combined withdrawal are shown in the table below in the following condition. The total combined amounts of water withdrawn by all facilities listed shall not exceed the amounts identified above.

3.

Facility ID #	FLUWID	Location SEC,TWN,RNG
ASR #1	AAM6231	Sec.29, T2S, R22W
ASR #2	AAN5645	Sec.29, T2S, R22W
ASR #3	AAN5646	Sec.29, T2S, R22W
ASR #4	AAN5647	Sec.29, T2S, R22W
ASR #5	AAN5648	Sec.30, T2S, R22W
ASR #6	AAN5649	Sec.30, T2S, R22W
ASR #7	AAN5650	Sec.30, T2S, R22W
LA #1	AAP1537	Sec.30, T2S, R22W
LA #2	AAP1538	Sec.19, T2S, R22W

4. The Permittee shall include the Individual Water Use Permit number and the well's Florida Unique Identification Number (e.g. AAM6231 for ASR #1) when submitting reports or otherwise corresponding with the District.
5. The Permittee shall maintain in-line, totalizing flow meters at the wellheads of the following wells: ASR #1, ASR #2, ASR #3, ASR #4, ASR #5, ASR #6, and ASR #7. The meters shall be configured to allow for reporting of injection and withdrawal amounts discretely. The meters shall be maintained to be at least 95% accurate and any meter determined defective must be replaced within 30 days of its discovery. The Permittee, within 30 days of well completion or completion of project construction, shall provide documentation to the District that the required flow meters have been installed and report the initial meter readings.
6. The Permittee, at the time of requesting a permit modification or renewal, shall submit documentation of the flow meter calibration and accuracy rating for each flow meter to the District using the Flow Meter Accuracy Report Form (Form 170). The Permittee, if preferred, may submit

the report electronically by downloading the correct form from the District website, filling it out properly, and e-mailing it to compliance@nwfwater.com.

7. The Permittee, by January 31 of each year, for Storage-Injection, shall submit a water use report for the previous calendar year (January – December), even if no water is used. The Permittee shall record the data required on Water Use Summary Reporting Form (Form 172) for each injection/recovery well (ASR #1 - ASR #7). The Permittee, if preferred, may submit the report electronically by downloading the correct form from the District website, filling it out properly, and e-mailing it to compliance@nwfwater.com.
8. The Permittee, by January 31 of each year, for Recovery-Withdrawal, shall submit a water use report for the previous calendar year (January – December), even if no water is used. The Permittee shall record the data required on Water Use Summary Reporting Form (Form 172) for each injection/recovery well (ASR #1 - ASR #7). The Permittee, if preferred, may submit the report electronically by downloading the correct form from the District website, filling it out properly, and e-mailing it to compliance@nwfwater.com.
9. The Permittee shall withdraw no more water than is injected within the most recent 24-month period. However, with District approval, during periods of moderate or severe drought or exceptional demand, the Permittee may withdraw more water than is injected over the most recent 24-month period.

The Permittee, within 15 days of initiating groundwater withdrawals exceeding the most recent 24-month period of injection, shall submit to the District a request detailing the basis for increased withdrawals, the estimated duration of increased withdrawals, and the requested duration to exceed the most recent 24-month period. The Permittee, if preferred, may submit the request electronically to compliance@nwfwater.com.

10. The Permittee, by April 30, July 31, October 31, and January 31 shall submit to the District:
 - a. Static water levels taken from each monitor well (SZMW #1, SZMW #2, SZMW #3, SZMW #4, SMW #1, and SMW #2) within the first two weeks of each month, during the previous three months.
 - b. Water quality analysis taken from each production well (ASR #1 - ASR #7) within the first two weeks of each month, during the previous three months.

The Permittee, for their convenience, is authorized to submit to the District copies of all reporting required by the Florida Department of Environmental Protection (FDEP) Domestic Wastewater Facility Permit FLA010194 and Underground Injection Control Facility Permits 0213104-003-UO/5X through 0213104-009-UO/5X upon the dates specified in the FDEP permits. These submittals will be accepted in lieu of the above water level and water quality data as long as the sampling and reporting frequencies of the FDEP permit are more stringent than those included in this condition.

11. The Permittee shall annually evaluate the efficiency of each of its irrigation units and undertake necessary maintenance, repairs and upgrades to provide for the proper efficiency of its equipment. The Permittee shall maintain the irrigation system to prevent wasteful runoff from the property associated with irrigation.

12. The Permittee shall equip the well and irrigation system with an anti-siphoning device if chemicals are to be applied through the irrigation system, as required by section 487.064, F.S.
13. The Permittee shall use "Florida-friendly" landscape techniques, as described in section 373.185, F.S., when designing or modifying the landscape of the irrigated sites.
14. The Permittee shall maintain rain sensing devices which will override any automatic irrigation system when adequate rainfall occurs, and shall operate its irrigation system to prevent wasteful runoff.
15. The Permittee shall enhance irrigation efficiency by restricting irrigation activity during the higher evapotranspiration period of 10:00 a.m. to 4:00 p.m.
16. The Permittee shall maximize the use of reclaimed water if it is available and its use is environmentally, economically and technically feasible.

Standard Conditions

17. All water uses authorized by this permit shall be implemented as conditioned by this permit, including any documents incorporated by reference in a permit condition. The District may revoke this permit, in whole or in part, or take enforcement action, pursuant to sections 373.136 or 373.243, F.S., unless a permit modification has been obtained to address the noncompliance.
18. The Permittee shall immediately notify the District in writing of any previously submitted information that is later discovered to be inaccurate.
19. This permit does not convey to the Permittee any property rights or privileges other than those specified herein, nor relieve the Permittee from complying with any applicable local government, state, or federal law, rule, or ordinance.
20. The Permittee shall notify the District in writing within 45 days of any sale, transfer, or conveyance of ownership or any other loss of permitted legal control of the Project and/or related facilities from which the permitted water use is made. Where Permittee's control of the land subject to the permit was demonstrated through a lease, the Permittee must either submit documentation showing that it continues to have legal control or transfer control of the permitted system/project to the new landowner or new lessee. All transfers of ownership are subject to the requirements of section 40A-2.351, F.A.C. Alternatively, the Permittee may surrender the water use permit to the District, thereby relinquishing the right to conduct any activities under the permit.
21. Nothing in this permit should be construed to limit the authority of the District to declare a water shortage and issue orders pursuant to Chapter 373, F.S. In the event of a declared water shortage, the Permittee must adhere to the water shortage restrictions, as specified by the District. The Permittee is advised that during a water shortage, reports shall be submitted as required by District rule or order.
22. With advance notice to the Permittee, District staff with proper identification shall have permission to enter, inspect, observe, collect samples, and take measurements of permitted facilities to determine compliance with the permit conditions and permitted plans and specifications. The Permittee shall either accompany District staff onto the property or make provision for access onto the property.

23. The Permittee may seek modification of any term of an unexpired permit. The Permittee is advised that section 373.239, F.S., and section 40A-2.331, F.A.C., are applicable to permit modifications.
24. The District reserves the right to curtail permitted withdrawal and diversion rates if the withdrawal or diversion causes harm to legal uses of water, offsite land use, or water resources and associated environmental features that existed at the time of permit application.
25. The Permittee shall not cause harmful saltwater intrusion. The District reserves the right to curtail permitted withdrawal rates if withdrawals cause harmful saline water intrusion.
26. The Permittee's consumptive use of water as authorized by this permit shall not reduce a flow or level below any minimum flow or level established by the District or the Department of Environmental Protection pursuant to sections 373.042 and 373.0421, F.S. If the Permittee's use of water causes or contributes to such a reduction, then the District shall modify or revoke the permit, in whole or in part, unless the Permittee implements all provisions applicable to the Permittee's use in a District-approved recovery or prevention strategy.
27. The Permittee shall mitigate any harm caused by withdrawals or diversions permitted herein on legal water uses, offsite land use, and water resources and associated environmental features which existed at the time of permit application. Mitigation may include modification of the Permittee's pumping schedule (i.e., duration, withdrawal rates, time of day, etc.), the lowering of the affected pump(s) or the replacement of the well(s) including proper plugging and abandonment of the well(s) that is replaced. The Permittee, upon receipt of an allegation of interference, shall retain the services of an appropriate licensed professional to investigate the alleged interference. The Permittee shall ensure their chosen professional investigates any alleged interference within 48 hours of the allegation being made and provides the conclusions of the investigation to the entity alleging the impact within 72 hours of the allegation being made. If it is determined that the use of a well has been impaired as a result of the Permittee's operation, the Permittee shall complete the required mitigation within 30 days. The Permittee shall be responsible for the payment of services rendered by the licensed professional. The Permittee, within 30 days of any allegation of interference, shall submit a report to the District including the date of the allegation, the name and contact information of the party making the allegation, the result of the investigation made, and any mitigation action undertaken.

MEMORANDUM

TO: Northwest Florida Water Management District Governing Board

FROM: J. Breck Brannen, General Counsel

RE: Legal Counsel Report

DATE: November 1, 2019

Carmen Diaz, Petitioner, vs. Northwest Florida Water Management District, Respondent,
Amended Petition for Formal Proceedings before a Hearing Officer, Permit No.: IND-073-288406-1

This is a challenge brought by Petitioner Diaz, a homeowner within the Tallahassee subdivision known as Palafox, to an environmental resource permit issued by the District to Palafox, LLC, whose principal is Gary Zins. The permit authorizes Palafox, LLC, to construct a surface water management system to serve an approximately 2.68-acre development (multi-family housing) at the intersection of Palafox Lane and Martin Hurst Road in Tallahassee.

The Petitioner alleges, primarily, that the development will violate District statutes and rules by causing increased amounts of stormwater/flooding on Petitioner's property. The District's position is that Palafox, LLC, has met the conditions for issuance of the permit and the engineering provided by Palafox, LLC, demonstrates that no such impacts to Petitioner's property will occur.

The Amended Petition has been forwarded to the Division of Administrative Hearings (DOAH) for assignment of an administrative law judge (ALJ). DOAH will assign an ALJ who will issue an initial order setting the litigation schedule. The District is confident in its position and intends to vigorously defend its decision, and the District understands that Palafox, LLC, intends to intervene in the case to defend the permit, also.