

**NORTHWEST FLORIDA WATER MANAGEMENT DISTRICT
GOVERNING BOARD MEETING MINUTES**

**District Headquarters
81 Water Management Drive
Havana, FL 32333**

**Thursday
May 9, 2013**

Governing Board Members Present

George Roberts, Chair
Jerry Pate, Vice Chair
Angus Andrews
Stephanie Bloyd
Gary Clark
Jon Costello
Nick Patronis
Bo Spring

Governing Board Members Absent

John Alter

1. Call to Order and Roll Call

Chair Roberts called the meeting to order at 1:19 p.m., ET. Mr. Steverson called the roll and a quorum was declared present.

2. Invocation

Vice Chair Pate offered the invocation.

3. Pledge of Allegiance to the Flag

Chair Roberts led the meeting in the Pledge of Allegiance to the Flag.

4. Additions, Deletions or Changes to the Agenda

Ms. White stated that item B-1 had been added to the Regulatory Public Hearing agenda.

5. Approval of Minutes for April 11, 2013

MOTIONED BY MS. BLOYD, SECONDED BY MR. PATRONIS, THAT THE GOVERNING BOARD APPROVE THE APRIL 11, 2013, GOVERNING BOARD MEETING MINUTES. MOTION CARRIED.

6. A. Public Hearing on Consideration of Regulatory Matters

Chair Roberts called the Public Hearing to order at 1:22 p.m., ET.

Ms. Angela Chelette presented item A-1., denial of well permit applications 242342, 243951, 244759, 244761 and 244767. Ms. Chelette stated that based on outstanding enforcement actions pursuant to sections 40A-3.041, 40A-3.01, 40A-3.411(1), 40A-3.512(7), 62-532.400, Florida Administrative Code, and Chapter 373.333, Florida Statutes, staff recommends that the Governing Board deny the above applications per the recommendations and conditions of the staff reports.

MOTIONED BY MR. SPRING, SECONDED BY MR. CLARK, THAT THE GOVERNING BOARD DENY WELL PERMIT APPLICATIONS 242342, 243951, 244759, 244761 AND 244767 PER THE RECOMMENDATIONS AND CONDITIONS OF THE STAFF REPORTS. MOTION CARRIED.

Mr. Michael Edgar presented the Consent Agenda, which included one temporary permit, Item B-1. Mr. Edgar voiced staff recommendation that the Governing Board approve the Consent Agenda per the recommendations and conditions of the staff reports and per the terms and conditions of the permit documents.

MOTIONED BY MR. COSTELLO, SECONDED BY MR. CLARK, THAT THE GOVERNING BOARD APPROVE THE CONSENT AGENDA PER THE RECOMMENDATIONS AND CONDITIONS OF THE STAFF REPORTS AND PER THE TERMS AND CONDITIONS OF THE PERMIT DOCUMENTS. MOTION CARRIED.

7. A. Consent Business Agenda

Ms. Jean Whitten presented the Financial Report and Schedule of Disbursements for the month of March 2013.

MOTIONED BY MR. CLARK, SECONDED BY MR. COSTELLO, THAT THE GOVERNING BOARD APPROVE THE FINANCIAL REPORT AND SCHEDULE OF DISBURSEMENTS FOR THE MONTH OF MARCH 2013. MOTION CARRIED.

7. B. Consideration of Acceptance of the Audited Financial Statements for Fiscal Year 2011-2012

Mr. Bob Powell gave a brief overview of the audited financial statements for Fiscal Year 2011-2012.

Ms. Whitten voiced recommendation that the Governing Board accept the District's September 30, 2012, audited financial statements.

MOTIONED BY MR. SPRING, SECONDED BY MR. COSTELLO, THAT THE GOVERNING BOARD APPROVE THE DISTRICT'S SEPTEMBER 30, 2012, AUDITED FINANCIAL STATEMENTS. MOTION CARRIED.

7. C. Consideration of Purchase of 3.14 Mitigation Credits from Nokuse Plantation Mitigation Bank

Mr. David Clayton explained that as part of the Florida Department of Transportation's (FDOT) mitigation process, the District is responsible for providing offsetting mitigation for wetland impacts caused by the widening of US 331 in Walton County from Nokuse Plantation to Edgewood Circle. He reported that the U.S. Army Corps of Engineers (USACE) permit for this project directs FDOT to purchase 3.14 credits from the private Nokuse Plantation Mitigation Bank through the District's Northwest Florida, Umbrella, Watershed-based, Regional Mitigation Plan (UWRMP).

Mr. Clayton stated that funds to implement this mitigation have been obtained by the District from FDOT. He voiced staff recommendation that the Governing Board approve the purchase of 3.14 wetland mitigation credits from the Nokuse Plantation Mitigation Bank for \$219,800, subject to legal counsel review.

MOTIONED BY MR. ANDREWS, SECONDED BY MR. PATRONIS, THAT THE GOVERNING BOARD APPROVE THE PURCHASE OF 3.14 WETLAND MITIGATION CREDITS FROM THE NOKUSE PLANTATION MITIGATION BANK FOR \$219,800, SUBJECT TO LEGAL COUNSEL REVIEW. MOTION CARRIED.

8. A. Informational Item- Regulatory Quarterly Report

Mr. Edgar presented the regulatory quarterly report and informed the Board that the material was provided for informational purposes only.

8. B. Informational Item- Water Reuse Week Recognition

Mr. Steverson announced that Governor Scott has proclaimed May 19-25 as Water Reuse Week. He stated that each year the state of Florida celebrates this week as a way to recognize water reuse as an important tool in ensuring a sustainable water supply for both our residents and our environment.

Mr. Steverson recognized Mr. Richard Griswold, General Manager of Destin Water Users, Inc., Mr. Pete DeBogory of South Walton Utility Company, Inc., and Mr. Tim Haag, Director of Communications and Government Affairs for the Emerald Coast Utilities Authority in Pensacola.

Mr. DeBogory presented the Board with a plaque to thank the District for its support of a recently completed water transmission pipeline, which extends from the General Bill Brown Wellfield north of Freeport, south across Choctawhatchee Bay to coastal Walton County. Mr. Griswold and Mr. Haag gave a brief overview regarding beneficial reuse of reclaimed water.

9. Legal Counsel Report

Mr. Kevin Crowley stated that he had one legal matter to discuss before the Board regarding proposed District action to revoke the water well contractor's license of Lester Basford. He reported that Lester Basford was served with the administrative complaint on the revocation of his license on April 27, 2013, and has until May 20, 2013, to request an administrative hearing.

Mr. Crowley gave a detailed overview of the findings of fact and conclusions of law listed in the administrative complaint against Lester Basford. He noted that Lester Basford had accumulated \$7,900 in unpaid fines and has been assessed 65 points against his water well contractor's license.

Mr. Crowley voiced staff recommendation that subject to Lester Basford not requesting an administrative proceeding within the prescribed time period, the Governing Board take final agency action to revoke Lester Basford's water well contractor's license number 1722 and authorize the executive director to execute the final order of revocation on behalf of the Board after the May 20, 2013, deadline passes.

MOTIONED BY MR. COSTELLO, SECONDED BY MR. PATRONIS, THAT SUBJECT TO LESTER BASFORD NOT REQUESTING AN ADMINISTRATIVE PROCEEDING WITHIN THE PRESCRIBED TIME PERIOD, THE GOVERNING BOARD AUTHORIZE THE DISTRICT TO TAKE FINAL AGENCY ACTION TO REVOKE LESTER BASFORD'S WATER WELL CONTRACTOR'S LICENSE NUMBER 1722 AND AUTHORIZE THE EXECUTIVE DIRECTOR TO EXECUTE THE FINAL ORDER OF REVOCATION ON BEHALF OF THE BOARD AFTER THE MAY 20, 2013, DEADLINE PASSES. MOTION CARRIED.

Meeting was adjourned at 2:23 p.m., ET.

_____	_____ June 13, 2013 _____
Chair	Date
_____	_____
Executive Director	Agency Clerk