

**Board of
Commissioners Meeting
March 15, 2013**

PRELIMINARY AGENDA

FLORIDA INLAND NAVIGATION DISTRICT Board of Commissioners Board Meeting

9:00 a.m., Friday, March 15, 2013

**City of Stuart Commission Chambers
121 SW Flagler Avenue,
Stuart, Martin County, Florida.**

Item 1. Call to Order.

Chair Colee will call the meeting to order.

Item 2. Pledge of Allegiance.

Commissioner Cuzzo will lead the pledge of allegiance to the United States of America.

Item 3. Roll Call.

Secretary Blow will call the roll.

Item 4. Consent Agenda.

The consent agenda items are presented for approval. Commissioners may remove any items from this agenda that they have questions on or would like the Committee to discuss in depth. Any items removed would then be included in the regular agenda in an order assigned by the Chair.

(agenda follows colored page)

RECOMMEND Approval of the Consent Agenda.

Item 5. Additions or Deletions.

Any additions or deletions to the meeting agenda will be announced. Additionally, Commissioners can request that Committee items, that would not normally be reviewed and approved by the full Board, be added to the agenda.

RECOMMEND Approval of a final agenda.

Item 6. Board Meeting Minutes.

The Minutes of the following meetings are presented for approval:

- February 16, 2013 Legislative Committee Mtg. (see back up pages 6 - 10)
- February 16, 2013 Finance and Budget Committee Mtg. (see back up pages 11 - 12)
- February 16, 2013 Board Meeting (see back up pages 13 - 24)

RECOMMEND Approval of the minutes as presented.

Item 7. Public Comments.

The public is invited to provide comments on issues that are not on today's agenda.

Item 8. Comments from the U.S. Army Corps of Engineers.

A representative of the Corps will address the Board and provide updates on ICW projects.

(see back up pages 25 - 27)

Item 9. Martin County Status Report.

Staff will present a status report on District projects and programs in Martin County.

(see back up pages 28 - 47)

Item 10. Dania Cutoff Canal Deepening Project Update, Broward County.

Staff will update the Board on the status of the Dania Cutoff Canal Deepening Project.

(see back up pages 48 - 49)

Item 11. **Additional Permitting Assistance for the Broward Intracoastal Waterway Deepening Project.**

Based upon our dredging experience in the Dania Cutoff Canal our FDEP permit and possibly our pending Corps and County permits for the Broward Intracoastal Waterway Deepening Project will need to be modified. The District Engineer has provided a scope of services and fee proposal for this work.

(see back up pages 50 - 54)

RECOMMEND Approval of the scope of services and fee proposal from Taylor Engineering for additional permitting assistance for the Broward Intracoastal Waterway Deepening Project.

Item 12. **Centerline Survey of the Intracoastal Waterway.**

The District and the Corps have performed 3 previous centerline surveys of the Intracoastal Waterway channel in 1996, 2000 and 2004. The survey actually makes a triple sweep of the waterway along the centerline and then along 2 lines offset 40 feet from the channel centerline on each side. We then use this data to update our shoaling projections in every dredging reach of the waterway.

Staff and the District Engineer believe that it is time to perform another centerline survey of the channel utilizing our 2 contracted surveyors. The information will also be utilized in staff's proposed Dredged Material Management Plan update that is scheduled for discussion with the Land Acquisition and Management Committee today.

Staff is requesting Board concurrence with proceeding with this survey.

(see back up pages 55 - 58)

Item 13. **Statement of Agency Organization and Operation.**

A recent change to state law require the District to publish a Statement of Agency Organization and Operation. Staff and legal counsel have prepared a statement for Board review and approval.

(see back up pages 59 - 63)

RECOMMEND Approval of the District's Statement of Agency Organization and Operation.

Item 14. District Meeting Schedule Review.

The Board asked staff to review our meeting schedule to determine if it is efficient for Commissioners and the conduct of District business. The Executive Director prepared the attached memorandum.

(see back up pages 64 - 69)

Item 15. Conflict of Interest Procedures.

Staff requested that Attorney Breton update the Board on the declaring potential conflicts of interest.

(see back up pages 70 - 74)

Item 16. Washington D.C. Status Report.

Alcalde and Fay have submitted their Washington DC status report and the Assistant Executive Director and the participating Commissioners will report on their trip to Washington.

(see back up pages 75 - 79)

Item 17. Tallahassee Report.

The District's Tallahassee Governmental Affairs firm has provided a report on the State Legislative session.

(see back up pages 80 - 88)

Item 18. Finance and Budget Committee Report.

The District's Finance and Budget Committee met prior to the Board meeting and will provide their recommendations concerning items on their agenda.

(see Finance and Budget Committee Agenda Package)

RECOMMEND Approval of the recommendations of the District's Finance and Budget Committee.

Item 19. **Additional Staff Comments and Additional Agenda Items.**

Item 20. **Additional Commissioners Comments.**

Item 21. **Adjournment.**

**MINUTES OF THE
FLORIDA INLAND NAVIGATION DISTRICT**

Legislative Committee Meeting

8:15 a.m., Saturday, February 16, 2013

Hilton Garden Inn

8540 Commerce Centre Drive

Port St. Lucie, St. Lucie County, Florida

ITEM 1. Call to Order.

Acting-Chair Blow called the meeting to order at 8:20 a.m.

ITEM 2. Roll Call.

Assistant Executive Director Mark Crosley called the roll and Acting-Chair Blow, Commissioner Chappell, and Commissioner Sansom were present. Mr. Crosley stated that a quorum was present.

ITEM 3. Additions or Deletions.

Acting-Chair Blow asked if there were any additions or deletions to the meeting agenda. Mr. Roach stated that there were none.

Commissioner Sansom made a motion to approve the final agenda as presented. The motion was seconded by Commissioner Chappell. Acting-Chair Blow asked for discussion. Hearing none, a vote was taken and the motion passed.

ITEM 4. Tallahassee Report.

Mr. Crosley stated that the Legislature must take action during its regular session to pass a state budget. He noted that financial trends appear positive and that the state's projected revenues are not declining.

Mr. Crosley stated that Florida Senate Bill SB 538 has been submitted and it includes language that currently affects independent taxing districts that reside in only one county. He noted that the District will continue to watch this bill for any changes affecting the District.

Commissioner Sansom stated that currently there is not a House companion to this bill. He stated that the bill was referred to committee on January 30th and to date, there has not been a committee meeting on this bill. He stated that unless there is a House bill filed, the Senate will not hold a hearing on this bill.

Acting-Chair Blow asked if there is a companion bill in the Senate to HB 181. Commissioner Sansom stated that at the current time there is no Senate bill and the House bill has four committee references, which is heavy for a House bill. He noted that not all of the Senate companions have shown up or been numbered yet. He stated that the bill has a heavy committee burden and is starting off slow.

ITEM 5. Washington D. C. Report, 2014 Federal Funding Request.

Mr. Crosley stated that a last-minute agreement temporarily prevented the federal government from going over the “fiscal cliff.” He stated that the agreement postpones sequestration until March 27, 2013.

Mr. Crosley stated that staff prepared a 2014 Federal funding request package to distribute during our Washington D.C. visit. He stated that Commissioner Blow, Commissioner Sansom, and Commissioner Chappell are traveling to Washington D. C. He stated that trip will take place at the end of February.

Mr. Crosley stated that we will present the project and funding requests to our Washington representatives. He noted that the District manages the Atlantic Intracoastal

Waterway, the Intracoastal Waterway, and the Okeechobee Waterway and staff has identified a minimum of one project in each of these waterways. He briefly reviewed the information.

Acting-Chair Blow asked about Martin County requiring a permit for the DMMA O-7 Construction project. Mr. Crosley stated that we are working with the county and have advised them that the District is an agent of the Federal Government through the U. S. Army Corps (Corps) and that our dredging projects do not need local government approval or permitting. He stated that Martin County requested additional information.

Commissioner Sansom asked what the alternative would be. Mr. Crosley stated that we can execute a one-time Project Cooperative Agreement with the Corps which would include project funding arrangements. He noted that the Corps is exempt from all local permitting.

Commissioner Netts questioned what would happen if the District applied for a local permit. Mr. Roach stated that, for the District to obtain a project permit from Martin County, we would have to go through a full comprehensive and zoning change before we could obtain the actual permit.

Mr. Roach noted that the District has been successful in getting the county to include language in their comprehensive plan to convert District properties to institutional use. He stated that the county and county commission do not oppose our project but there could be some third party opposition. He noted that Governor Scott has since changed the Growth Management laws to no longer include identified spoil sites.

Commissioner Sansom suggested that we obtain the documents showing local support for this project and bring those documents to Washington when we request project funding.

Mr. Roach noted that we have sites in other counties that need to be constructed. He suggested that we could move forward with those sites and then come back to Martin County.

Commissioner Sansom made a motion to approve a recommendation to the full Board of the 2014 Federal funding requests. The motion was seconded by Commissioner Chappell. Acting-Chair Blow asked for discussion. Hearing none, a vote was taken and the motion passed.

ITEM 6. Additional Staff Comments and Additional Agenda Items.

Acting-Chair Blow asked if there were any additional staff comments. There were none.

ITEM 7. Commissioners Comments.

Acting-Chair Blow asked if there were any additional commissioner comments. Commissioner Chappell referred to the Broward Reach I Dredging project and asked where the material will be deposited. Mr. Crosley stated that we are working towards beach deposition.

Commissioner Sansom commented about changing regulations regarding seagrass protection and suggested performing dredging projects in areas where we may encounter seagrass before these regulations change.

ITEM 8. Adjournment.

Acting-Chair Blow stated that hearing no further business the meeting was adjourned at 8:46 a.m.

**MINUTES OF THE
FLORIDA INLAND NAVIGATION DISTRICT**

Finance and Budget Committee Meeting

8:45 a.m., Saturday, February 16, 2013

Hilton Garden Inn

8540 Commerce Centre Drive

Port St. Lucie, St. Lucie County, Florida

ITEM 1. Call to Order.

Chair Chappell called the meeting to order at 8:51 a.m.

ITEM 2. Roll Call.

Assistant Executive Director Mark Crosley called the roll and Chair Chappell, Commissioner Bowman, Commissioner Kavanagh, and Commissioner Sansom were present. Mr. Crosley stated that a quorum was present.

ITEM 3. Financial Statements for December of 2012.

Chair Chappell presented the District's financial statements for December of 2012 and asked if there were any questions. There were none.

Commissioner Bowman made a motion to approve a recommendation to the full Board of the financial statements for December of 2012. The motion was seconded by Commissioner Sansom. Chair Chappell asked for any additional discussion. Hearing none, a vote was taken and the motion passed.

ITEM 4. December 2012 Expenditure Report.

Chair Chappell presented the Expenditure Report for December 2012 and asked if there were any questions. There were none.

ITEM 5. Delegation of Authority Report.

Chair Chappell referred to the Executive Director's Delegation of Authority actions and stated that three actions were taken from January 7, 2013 through February 5, 2013 and he asked for questions. There were none.

ITEM 6. Additional Agenda Items or Staff Comments.

Chair Chappell asked if there were any agenda items or staff comments.

Mr. Crosley noted that the District's annual audit will be performed during the next several weeks.

ITEM 7. Additional Commissioners Comments.

Chair Chappell asked if there were any additional Commissioner comments.

Commissioner Sansom asked if Bank United is the only bank currently providing a decent interest rate. Mr. Roach answered yes. Commissioner Sansom suggested inquiring about other banks.

Mr. Roach noted that staff is constantly moving funds to obtain the best rate and commented that we recently moved \$8.1 million to Bank United and First Atlantic.

Commissioner Bowman stated that he has also been investigating various banking facilities and noted that it is not a friendly environment out there.

ITEM 8. Adjournment.

Chair Chappell stated that hearing no further business the meeting was adjourned at 9:02 a.m.

**MINUTES OF THE
FLORIDA INLAND NAVIGATION DISTRICT**

Board of Commissioners Board Meeting

9:00 a.m., Saturday, February 16, 2013

Hilton Garden Inn

8540 Commerce Centre Drive

Port St. Lucie, St. Lucie County, Florida

ITEM 1. Call to Order.

Chair Colee called the meeting to order at 9:02 a.m.

ITEM 2. Pledge of Allegiance.

Vice-Chair Kavanagh led the pledge of allegiance to the flag of the United States of America.

ITEM 3. Roll Call.

Secretary Blow called the roll and Chair Colee, Vice-Chair Kavanagh, Treasurer Chappell, Commissioner Bowman, Commissioner Bray, Commissioner Cuzzo, Commissioner Netts, and Commissioner Sansom were present. Secretary Blow stated that a quorum was present.

ITEM 4. Consent Agenda.

Chair Colee asked if there were any comments or questions regarding the Consent Agenda.

Commissioner Netts made a motion to approve the Consent Agenda as presented. The motion was seconded by Treasurer Chappell. Chair Colee asked for discussion. Hearing none, a vote was taken and the motion passed.

ITEM 5. **Additions or Deletions.**

Chair Colee asked if there were any additions or deletions to the meeting agenda.

Commissioner Sansom made a motion to approve the final agenda as presented.

The motion was seconded by Commissioner Netts. Chair Colee asked for discussion.

Hearing none, a vote was taken and the motion passed.

ITEM 6. **Board Meeting Minutes.**

Chair Colee asked if there were any comments or questions regarding the Board Meeting Minutes.

Commissioner Netts made a motion to approve the minutes as presented. The motion was seconded by Secretary Blow. Chair Colee asked for discussion. Hearing none, a vote was taken and the motion passed.

ITEM 7. **Public Comments.**

Chair Colee asked if there were any public comments on issues that are not on today's agenda. There was none.

ITEM 8. **Comments from the U.S. Army Corps of Engineers.**

Mr. Crosley stated that Mrs. Shelley Trulock, the Intracoastal Waterway (IWW) Project Manager with the U.S. Army Corps of Engineers, was not able to attend the meeting today and he will give the Corps report.

Mr. Crosley stated that negotiations with the contractor for the outstanding items on the DMMA IR-2 project have been completed. He stated that we are working to obtain the as built survey for this site. He asked for questions.

Secretary Blow asked if the District has taken possession of this facility. Mr. Crosley stated that after staff obtains and reviews the as built survey, we will take

possession of the site and convert the permit from a construction permit to an operations permit.

Chair Colee asked when the District will move forward with the dredging of this area. Mr. Crosley stated approximately nine months.

Mr. Crosley stated that the IWW Sawpit Dredging project plans and specifications have been approved by the Corps. He stated that staff and the District Engineer have reviewed the plans and have provided minor comments to the Corps. He stated that the Corps is ready to move forward on this project. He stated that the District will be providing the Corps funding for this project as soon as the Corps returns funding to the District that is remaining on other projects.

Secretary Blow asked about the material removed from DMMA DU-2. Mr. Roach stated that the schedule is to start hauling on May 15th and end July 9th.

Secretary Blow stated that he would like the Corps to stress to the contractor that they must demonstrate that their pipeline can perform without leaking material. He suggested the Corps require pre-dredge and post-dredge surveys along the pipeline route. Mr. Roach stated that in this case, the pipeline will go through Nassau Sound, which is an extremely volatile area. He noted that there is literally millions of cubic yards of material moving around the sound.

ITEM 9. Staff Report on St. Lucie County Area Projects.

Mr. Crosley stated that Phase I of the Dredged Material Management Plan for the Intracoastal Waterway in St. Lucie County was completed in 1997. He stated that Phase II of the DMMP was completed in 2001 and all major land acquisition was completed in 1999.

Mr. Crosley stated that the 50 year dredging projection is 29,201 cubic yards and the storage projection is 62,782 cubic yards, the second lowest of the District counties. He stated that an area in Dredging Reach I near the Fort Pierce Inlet will be dredged in 2013.

Mr. Crosley stated that the St. Lucie County Waterways Economic Study was completed in 2001 and updated in 2011. He stated that the studies found that there were 125 waterway related businesses in the county employing 1,184 people, with salaries of \$45 million and a total economic impact of \$186 million. He stated that approximately \$8.3 million in tax revenue was generated by waterway activities. He stated that property values were determined to be increased by \$155 to \$188 million by the presence of the ICW channel. He stated that there are 13,100 registered vessels in the county.

Mr. Crosley stated that since 1986, the District has provided \$5.4 million in Waterways Assistance Program funding to 53 projects in the County having a total constructed value of \$18.6 million. He stated that the county, the City of Ft. Pierce, Port St. Lucie, the Ft. Pierce Utilities Authority and the St. Lucie County Port and Airport Authority have participated in the program.

Mr. Crosley stated that notable projects funded include: the Ft. Pierce Municipal Marina; public boat ramps at St. Lucie Inlet State Park, South and North Causeways, Ft. Pierce Marina, Jaycee Park, and shoreline stabilization in downtown, the north and south causeways, and River Park Marina.

Mr. Crosley stated that the District's Cooperative Assistance Program has provided funding assistance for the following projects with elements in St. Lucie County: Taylor Creek Dredging and restoration; Florida Clean Marina Program; Florida Clean

Vessel Act Program; Florida Marine Patrol Officer Funding; the Indian River Lagoon Boaters Guide; and the Indian River Lagoon Spoil Island Management Plan. He stated that the District's funding assistance for the St. Lucie County portion of these projects was approximately \$613,000.00.

Mr. Crosley stated that through Interlocal Agreements the District has provided funding assistance in the amount of \$667,000.00 for the following projects or project with elements in St. Lucie County: Taylor Creek Dredging and restoration; Florida Clean Marina Program; Florida Clean Vessel Act Program, and; the M-8 Shoreline Stabilization Project.

Mr. Crosley stated that in addition, the District is providing 119,000 cubic yards of sand for the construction of the Ft. Pierce Waterfront Protection Project. He stated that this project will protect the downtown waterfront and the rebuilt Ft. Pierce Municipal Marina, which was destroyed by the hurricanes of 2004.

Mr. Crosley stated that the District currently prints and distributes the following brochures with specific information about St. Lucie County Waterways: the Economic Impact of St. Lucie County Waterways; St. Lucie County Spoil Islands; St. Lucie County Manatee and Boating Safety Zones; ICW Channel Conditions; and the ICW Moveable Bridge Guide.

Secretary Blow asked about the development of the DMMA's. Mr. Roach stated that DMMA SL-2 is fully developed.

Secretary Blow asked the status of DMMA M-8. Mr. Roach stated that site has been fenced and exotic vegetation has been removed. Secretary Blow asked about the

surrounding area. Mr. Roach stated that there is scattered residential on the north side, on the south is the county preserve property, and the railroad is to the west.

ITEM 10. Okeechobee Waterway Dredging Project Claim, Martin County.

Mr. Roach stated that our Okeechobee Waterway dredging contractor, Ferreira Construction, submitted a claim for additional costs citing a potential change of conditions regarding the type of sediment dredged from the Okeechobee Waterway within Lake Okeechobee. He stated that the sediment had more silt than the initial tests showed. He stated that staff advised the contractor that the contract required him to keep working and we would negotiate the claim at the end of the project. He stated that there were two dredging areas, Route I and Route II. He stated that staff agreed with the contractor that the silt content in Route I was higher than the initial boring indicated. He stated that in Route 2 we had borings showing a wide range of silt quantities and we did not concur with the contractor's claim of a changed condition in Route II. He stated that because of the silt the contractor could not load as much material on a barge as he expected, because he could not stack it. He stated that additionally, the contractor used a smaller offloading site to be closer to the lake and the soupier material was harder to handle.

Mr. Roach stated that the contractor requested \$213,000.00 in additional project costs. He stated that basically it took the contractor six additional days to complete this project at \$11,000.00 per day. He stated that staff agreed that \$66,000.00 for the additional work was reasonable.

Mr. Roach stated that this project had a required specific depth plus an additional foot of allowable depth and the contractor did not dredge all of that additional depth. He stated that instead of dredging 7,600 cubic yards of material he only dredged 6,700 cubic

yards of material. He stated that the contractor overran his 60 day contract length by 59 days, which is almost double the contract time. He stated that the contract included a potential charge of \$1,500.00 a day in liquidated damages, which was waived during negotiations. He stated that the Change Order in the amount of \$39,804.05 reflects a cost reduction to address all of these issues.

Treasurer Chappell asked if a portion of the Change Order is weather related. Mr. Roach stated that the contractor was given six weather days.

Treasurer Chappell commented that the procedure or contractor performing our soil borings should be changed. Mr. Roach noted that in this case, we used geo-technical information obtained during the planning phase, therefore we did not perform enough soil borings. He stated that if we would have performed additional borings, the project would have probably bid at a higher cost.

Secretary Blow referred to the original dredging plan and asked about the volume. Mr. Roach stated that the contract refers to the amount of material available to be dredged and the required volume cubic yardage is closer to the amount that was actually dredged.

Mr. Roach stated that the bottom line is we dredged what we needed to dredge.

Secretary Blow made a motion to approve Change Order No. 3 in the amount of \$39,804.05 to adjust unit price items as well as settle the contractor's claim for a changed condition. The motion was seconded by Commissioner Netts. Chair Colee asked for discussion. Hearing none, a vote was taken and the motion passed. Commissioner Cuozzo abstained from voting on this because of a conflict of interest. A form was filed for distribution at the next Board meeting.

ITEM 11. Okeechobee Waterway Maintenance Dredging Project Additional Construction Administration Services, Martin County.

Mr. Roach stated that the District Engineer spent additional time monitoring and administering the Okeechobee Waterway Dredging Project because of project delays and complexities.

Commissioner Netts made a motion to approve the additional funds request in the amount of \$9,787.00 by Taylor Engineering for additional construction administration services for the Okeechobee Waterway Maintenance Dredging Project. The motion was seconded by Commissioner Sansom. Chair Colee asked for discussion. Hearing none, a vote was taken and the motion passed.

ITEM 12. Legislative Committee Report.

Secretary Blow stated that the Legislative Committee met earlier today and reviewed and discussed several bills that the Florida Legislature is working on. He stated that these bills could affect the District and noted that it is unlikely, as currently written, that they will affect us. He stated that we will have our representative continue to monitor those bills.

Secretary Blow stated that the committee reviewed the legislative package developed by staff for distribution to our representatives during our Washington D. C. trip, which will be the last week in February. He referred to the legislative package that is in our agenda and stated that the committee recommends approval of this legislative package. He asked for questions and there were none.

Secretary Blow made a motion to approve the recommendations from the Legislative Committee. The motion was seconded by Commissioner Bray. Chair Colee asked for discussion. Hearing none, a vote was taken and the motion passed.

ITEM 13. Finance and Budget Committee Report.

Treasurer Chappell stated that the Finance and Budget Committee met earlier today the committee reviewed and recommends approval of the December 2012 financial statements and expenditure report.

Treasurer Chappell made a motion to approve the recommendations from the Finance and Budget Committee. The motion was seconded by Commissioner Sansom. Chair Colee asked for discussion. Hearing none, a vote was taken and the motion passed.

ITEM 14. Additional Staff Comments and Additional Agenda Items.

Mr. Roach stated that staff has sent out the FY 2013-2014 Assistance Program Application.

Ms. Zimmerman stated that the District's Rule Change is going through the Joint Administrative Procedures Committee process and should be approved and finalized soon.

ITEM 15. Additional Commissioners Comments.

Chair Colee asked if there were any additional Commissioner comments.

Treasurer Chappell stated that the Broward County Waterway Cleanup will take place March 16th. He stated that the Trash Bash party will take place at 2:00 p.m. after the cleanup.

Chair Colee asked about the status of Palm Beach County's Turtle Cove seagrass restoration project. Mr. Crosley stated that at this time the project is not moving forward.

Treasurer Chappell stated that the county is modifying the project footprint. Mr. Crosley noted that currently, the project does not have the support of the Marine Industry and has considerable public opposition as well.

Chair Colee asked if we should consider bi-monthly meetings. Mr. Roach stated that is the way it was at one time and then we became too busy, which required monthly meetings. He noted that there were a few important items that required approval at this meeting.

Mr. Crosley stated that if staff identifies an extremely light meeting agenda, we can conference with the commissioners about cancelling the meeting.

Commissioner Sansom asked about the possibility of an occasional teleconference meeting.

Vice-Chair Kavanagh asked staff to come up with ideas as to what would and would not work for Board meetings.

Mr. Roach stated that each Board has their unique meeting requirements and staff will prepare some options for review.

ITEM 16. Adjournment.

Chair Colee stated that hearing no further business the meeting was adjourned at 10:03 a.m.

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME <i>Chono Donald Joseph</i>		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <i>Florida Inland Navigation District</i>	
MAILING ADDRESS <i>209 SW Harbor View DR</i>		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:	
CITY <i>Palm City</i>	COUNTY <i>Martin</i>	<input type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input checked="" type="checkbox"/> OTHER LOCAL AGENCY	
DATE ON WHICH VOTE OCCURRED <i>FEB 16, 2013</i>		NAME OF POLITICAL SUBDIVISION: <i>Martin County</i>	
		MY POSITION IS: <input type="checkbox"/> ELECTIVE <input checked="" type="checkbox"/> APPOINTEE	

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office MUST ABSTAIN from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; and

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Donald J Coorzo, hereby disclose that on Feb 16, 20 13:

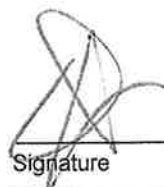
(a) A measure came or will come before my agency which (check one)

- ☐ inured to my special private gain or loss;
- ☐ inured to the special gain or loss of my business associate, _____;
- ☐ inured to the special gain or loss of my relative, _____;
- ☒ inured to the special gain or loss of LAKE POINT RANCH LLP, by whom I am retained; or
- ☐ inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

My client LAKE POINT RANCH LLP is WAS/is
The owner of land where The charge
material was off-loaded

Feb 16, 2013
Date Filed


Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.



**US Army Corps
of Engineers** ®
Jacksonville District

**IWW STATUS UPDATE
FIND Board of Commissioners Meeting
March 15, 2013**



WORK ACTIVITIES IN FY 13:

1. DMMA: IR-2 (Indian River County)
2. IWW: Sawpit (Nassau County)



**US Army Corps
of Engineers®**
Jacksonville District

**IWW STATUS UPDATE
FIND Board of Commissioners Meeting
March 15, 2013**



AIWW = Atlantic Intracoastal Waterway Norfolk to St. Johns

IWW = Intracoastal Waterway Jacksonville to Miami (12' and 10' projects)

DMMA = Dredge Material Management Area

1. WORK ACTIVITY: DMMA IR-2 (Indian River County)

CONTRACT AMOUNT: \$2,806,601.00

DESCRIPTION OF WORK: IR-2 is located in Indian River County 1.6 miles north of Wabasso between U.S. Highway 1 and Indian River Lagoon. IR-2 is a 180 acre site. IR-2 services Reach 1 of the IWW. Reach 1 extends from a point 0.45 north of the Brevard/Indian River County line southward 8.09 miles to the Wabasso Bridge. IR-2 will have a capacity of 428,000 cyds. IR-2 will be used for the Sebastian area (Indian River Reach 1) dredging.

SCHEDULE:

Receipt of ERP/Surface Water Mgmt Permit:	21 July 2010A
Contract Advertisement Initiated:	21 Sept 2010A
Bids Received:	28 Oct 2010A
Contract Award:	30 Dec 2010A
NTP Issued:	17 Feb 2011 A
Construction:	18 Feb 2011A – 31 Nov 2012A

FIND WORK ORDER: Work Order was approved by the FIND Board in June 2010.

NAME OF CONTRACTOR: Contract was awarded to BC Peabody Construction Services on 30 Dec 2010.

STATUS: The deductive modification for incomplete mulching in the sea oxeye daisy mitigation area and incomplete mowing of the site was negotiated and BC Peabody signed and returned to the Corps on 21 Feb 2013. Review of the as-built drawings is currently underway and will be complete by 15 March 2013. Once the as-builts are approved the area office will proceed with closeout and turnover of the project.



*Dredged Material Management
Area IR-2 Construction*

Print #120821143
Date: 08/21/12
Lat/Lon: 27.779263 -80.444266

Aerial Photography, Inc. 954 568-0484



**US Army Corps
of Engineers**
Jacksonville District

**IWW STATUS UPDATE
FIND Board of Commissioners Meeting
March 15, 2013**



2. WORK ACTIVITY: AIWW Sawpit Reach 3(Nassau County)

CONTRACT AMOUNT: TBD

DESCRIPTION OF WORK: The AIWW Sawpit Reach 3 project consists of maintenance dredging of approximately 591,000 cubic yards (cy) of material from the AIWW channel and settling basins in Cuts 24-26A, 27, 27A, 27C; and adjoining advance maintenance areas in the waters of Sawpit Creek, the Amelia River, and Nassau Sound. The majority of the excavated material, 578,000 cy, will be placed in the Amelia Island State Park beach disposal site. The pumping distance between dredging areas and beach placement ranges from 4.0 miles to 1.5 miles. The material from Cut-27, totaling 13,000 cy is not beach compatible and will be placed upland in DMMA DU-2. DMMA DU-2 lies adjacent to Cut-26A and Cut-27.

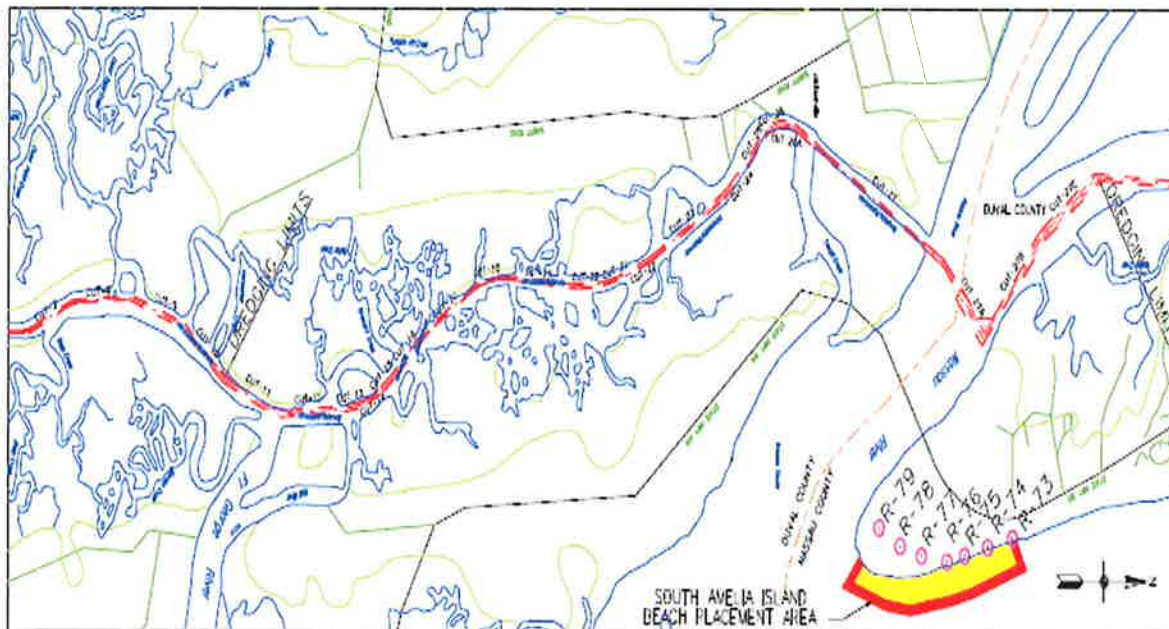
SCHEDULE:

Submit WQC permit application to DEP:	29 June 2011A
Pre Application Meeting	2 Aug 2011A
Date we expect DEP permit:	20 July 2012A
Contract Advertisement Initiated:	TBD
Bid Opening:	TBD
Contract Award:	TBD
NTP Issued:	TBD
Dredging Complete:	TBD

FIND WORK ORDER: Work order for dredging of AIWW Sawpit Reach 3 was approved by the FIND Board in December 2012.

NAME OF CONTRACTOR: TBD

STATUS: P&S have been completed and the project is ready to advertise. As of 4 March 2013 efforts are still underway to have funding transferred from the FIND created escrow account at BB&T for the Corps over to the Corps. This is the first transfer with BB&T so the process is being established. More information should be available at the time of the Board meeting on 15 March 2013.





MARTIN COUNTY PROJECT STATUS UPDATE

March 2013

Dredged Material Management Plan.

Intracoastal Waterway Project

Phase I of the Dredged Material Management Plan for the 21 miles of Intracoastal Waterway in Martin County was completed in 1993. Phase II of the DMMP was also completed in 1993 and all major land acquisition was completed in 2001. Please see the attached maps.

The 50 year dredging projection for the IWW is 1.4 million cyds. and the storage projection is 2.7 million cyds. Maintenance Dredging in Reach II in the Crossroads area is 85% of the dredging volume and occurs approximately every 3 years, including this year.

Okeechobee Waterway Project

The District is also the local sponsor for navigation of the 97 miles of Okeechobee Waterway in Martin County. Phase I of the Dredged Material Management Plan for the Okeechobee Waterway from the Crossroads to the St. Lucie Lock was completed in 1998 and from the St. Lucie Lock to the western Martin County line was completed in 2007. Phase II of the DMMP from the Crossroads to the St. Lucie Lock was completed in 2001 and the Phase II Plan, from the Lock to the Western County Line, was completed in 2009. Please see the attached maps.

The 50-year dredging projection for the OWW is 1.5 million cu/yds. and the storage projection is 3 million cyds.

Acquisition of 4 Dredged Material Management Areas to serve the section of the OWW from the Crossroads to the St. Lucie Lock was completed in 2006. Acquisition of 2 sites to serve the section of the OWW from the St. Lucie Lock to the western Martin County line is ongoing; LT-4A is purchased and appraisals have been completed for LT-13. Please see maps.

Dredged Material Management Area Development

To date, 1 of the 7 upland Dredged Material Management Areas in the county has been fully constructed. Sites MSA 524B and MSA 504 were cleared in 2010. Site O-7 has been permitted for construction and a final design was completed by Taylor Engineering. Development of the site in 2013 will likely be undertaken with the assistance of the USACE. The other sites are in various phases of pre-construction environmental permitting, engineering, or design. The offloading of M-5 by Lucas Marine for the Ft. Pierce Waterfront Protection Project is ongoing. Approximately 110,000 cu/yds of

FIND



MARTIN COUNTY PROJECT STATUS UPDATE

March 2013

material will be offloading at no expense to the District is assist with the construction of barrier islands offshore of the Fort Pierce Marina.

Waterway Dredging

Dredging of a portion of Routes 1 & 2 of the Okeechobee Waterway within the Lake was recently completed, removing some small but critical shoals totaling about 6,700 cu/yds. Dredging of the Crossroads Area of the ICW and OWW was completed in 2010 and is currently undergoing plans & specifications for a 2013 dredging event. Reach IV of the OWW will be dredged in 2014 following the construction of DMMA 0-7.

Waterways Economic Study

The Martin County Waterways Economic Study was completed in 2000 and updated in 2011. The update found that since the recession the economic output of waterway related businesses in the county has decreased by \$443.1 million, employment decrease by 2,601 jobs, and \$18.8 million in waterway related tax revenue was lost. The current economic output of waterway related businesses is \$639.9 million, with 3,750 jobs, wages of \$156.5 million and \$28 million in tax revenues. Property values were determined to be increased by \$588 by the presence of the ICW channel. The study shows that these economic benefits would be reduced by over half if maintenance dredging of the waterways in the county ceased. See attached study excerpt and business location map.

Waterways Assistance Program

Since 1986, the District has provided \$6.9 million in Waterways Assistance Program funding to 66 projects in the County having a total constructed value of \$53.3 million. The County, the County Sheriff's Office, the City of Stuart and the Town of Jupiter Island have participated in the program. See attached listing.

Notable projects funded include: Manatee Pocket Dredging, Sandsprit Park, Twin Rivers Park, the Stuart Riverwalk, the Southpoint Anchorage, MC-2 Bird Island Restoration, and the South County Boat Ramp.

Cooperative Assistance Program

The District's Cooperative Assistance Program has providing funding assistance for 26

FIND



MARTIN COUNTY PROJECT STATUS UPDATE

March 2013

state and regional agency projects with elements in Martin County: the Indian River Lagoon Spoil Island Management Program; Florida Clean Marina Program; Florida Clean Vessel Act Program; Florida Marine Patrol Officer Funding; Manatee Pocket Dredging and Jonathan Dickinson Park Boardwalk and Canoe Launch Improvements. The District's funding assistance for the Martin County portion of these projects was approximately \$4 million.

Interlocal Agreement Program

The District's Interlocal Agreement Program has provided funding assistance to 4 projects in Martin County. These include Clean Marina and Clean Vessel Act projects as well as environmental improvements at Peck's Lake Park. The District's funding assistance for these projects was approximately \$175,000 and the projects had a constructed value of \$918,000.

Waterway Clean Up Program

The District has partnered with both Keep Martin Beautiful and the Marine Industries Association of the Treasure Coast for several years to assist them with their programs to remove trash and debris from Martin County's waterways. The District provides up to \$10,000 per year for this program.

Public Information Program

The District currently prints and distributes the following brochures with specific information about Martin County Waterways: the Economic Impact of Martin County Waterways; Spoil Island of the Indian River Lagoon; Boating Safety and Manatee Protection Zones; ICW Channel Conditions; and the ICW Moveable Bridge Guide.

Small Scale Derelict Vessel Removal Program

Martin County has participated in this program with the removal of a vessel.

Small Scale Spoil Island Enhancement and Restoration Program

FIND



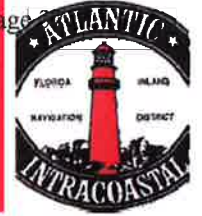
MARTIN COUNTY PROJECT STATUS UPDATE

March 2013

No projects have been funded yet in Martin County, although restoration to MC-2 (Bird Island) was completed through the WAP program.

FIND

ECONOMIC BENEFITS OF THE DISTRICT'S WATERWAYS



Purpose

To update economic benefits in Martin County of marine-related activities on the District Waterways, as previously estimated in *An Economic Analysis of the District's Waterways in Martin County*, June 2001, and to provide the general public and Federal, State, and local officials with a clear understanding of the importance of maintaining the waterways.

Scenarios Evaluated

1. Current Existing Conditions
2. Cessation of Waterways Maintenance
3. Increase in Waterways Maintenance
4. Estimated impact of the 2007-2009 U.S. economic recession



ECONOMIC IMPACTS

Current Existing Impacts

- \$639.9 million in business volume
- \$156.5 million in personal income
- 3,750 jobs
- \$28.0 million in tax revenue

Impacts of Cessation of Waterways Maintenance

- Decrease of \$354.6 million in business volume
- Decrease of \$80.1 million in personal income
- Decrease of 2,014 jobs
- Decrease of \$15.5 million in tax revenue

Impacts of an Increase in Waterways Maintenance

- Increase of \$160.0 million in business volume
- Increase of \$26.8 million in personal income
- Increase of 664 jobs
- Increase of \$5.2 million in tax revenue

Impact of the 2007-2009 U.S. Economic Recession

- Decrease of \$443.1 million in business volume
- Decrease of \$108.2 million in personal income
- Decrease of 2,601 jobs
- Decrease of \$18.8 million in tax revenue

Economic Benefits as of April 2011

MARTIN COUNTY



ECONOMIC BENEFITS OF THE DISTRICT'S WATERWAYS

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MARTIN COUNTY

The Intracoastal Waterway

The Atlantic Intracoastal Waterway (AICW) is a 1,391-mile channel between Trenton, New Jersey, and Miami, Florida. The Waterway along Florida's eastern seaboard is 406 miles long and follows coastal rivers and lagoons past numerous tourism-oriented communities. The channel is authorized to a depth of 12 feet from Nassau County to Fort Pierce, and a 10 foot depth south through Miami-Dade County. Boating activities on the waterways contribute to the existence of numerous marine-related businesses such as marinas and boatyards and have stimulated development of residential properties on the Waterways.

The Navigation District

The Florida Inland Navigation District, created in 1927, is the local sponsor for the AICW in Florida. In cooperation with the Jacksonville District of the U.S. Army Corps of Engineers, the Navigation District is responsible for maintenance of the AICW in Florida. To maintain navigation, the waterways need to be periodically dredged due to shoaling from currents, upland soil erosion, and the movement of offshore sands through the ocean inlets. Maintenance dredging is projected to cost approximately \$12 to \$16 million annually during the next 50 years, of which 50 percent of the costs are expected to be borne by property owners within the Navigation District's jurisdiction.

The Navigation District also partners with other governments to provide waterway access and improvement facilities for our mutual constituents. These projects include public boat ramps, marinas, side channels, parks, fishing piers, boardwalks, navigation aids, derelict vessel removal, shoreline stabilization, and waterway cleanups.

Source of Data Used in This Analysis

The economic benefits of the Waterways were estimated in June 2001 in *An Economic Analysis of the District's Waterways in Martin County*.

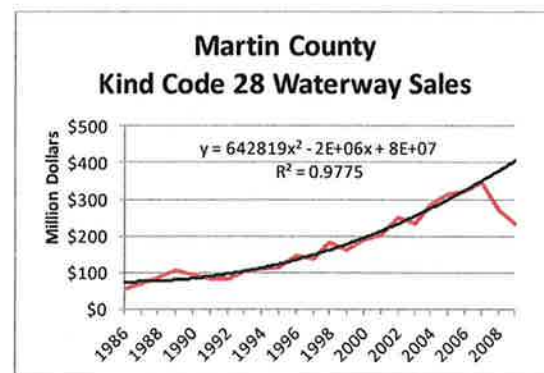
Updating of Previously Estimated Benefits

The benefits presented in this analysis were estimated by updating the direct marine-business

impacts in the original analysis to current values using the change in gross sales reported by boat dealers to the Florida Department of Revenue (FDOR). The updated direct impacts were used in conjunction with an IMPLAN input/output model to estimate total economic benefits.

Estimating the Impact of the Recession

The impact of the recession was estimated by determining the trend in gross sales of boat dealers over the 20-year period prior to the onset of the recession. This trend was used to estimate the theoretical gross sales if sales had continued to increase at the rates previously experienced. The red line in the figure below illustrates reported actual gross sales of boat dealers and the black line illustrates the trend of those sales. From 2007 to 2009 gross boat dealer sales in Martin County decreased by 32 percent; if the recession had not occurred, it is estimated that gross sales from 2007 to 2009 would have increased by 16 percent.



Annual Boater Spending on Gas, Food, and Drinks at Non-Marine-Related Establishments

- Current existing conditions: \$24.9 million
- Cessation of maintenance: \$12.7 million
- Increased maintenance: \$24.9 million
- Assuming no recession: \$25.6 million

Vessel Draft Restrictions Assumed for Each Scenario

- Current existing conditions: 6.5 feet MLW
- Cessation of maintenance: 3 feet MLW
- Increased maintenance: 10 feet MLW
- Assuming no recession: 6.5 feet MLW

FLORIDA INLAND NAVIGATION DISTRICT - WATERWAYS ASSISTANCE PROGRAM PROJECTS IN ST. LUCIE COUNTY 1986-2012

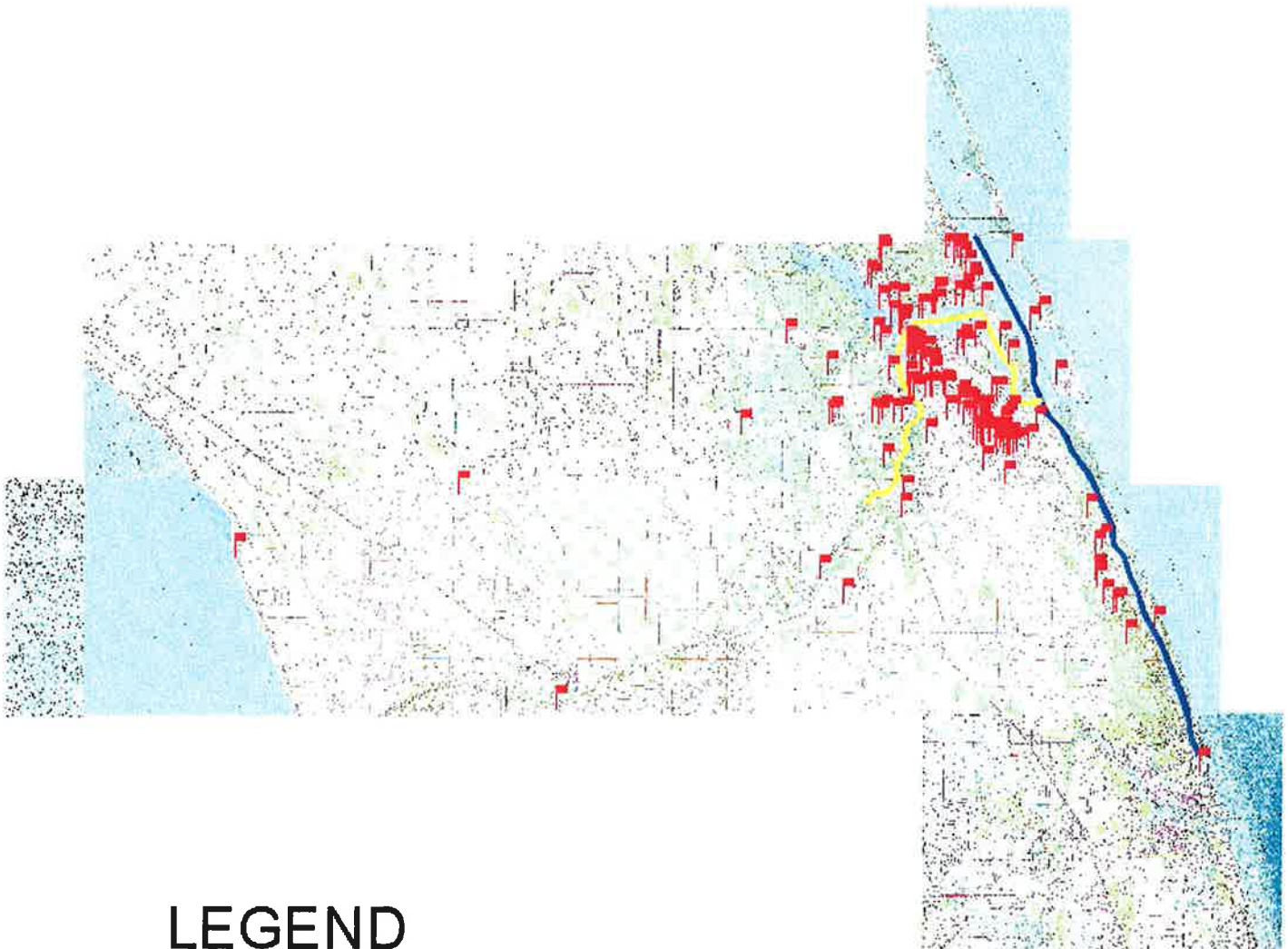
ProjectName	ProjectNumber	ProjectSponsor	TotalCost	GrantAmount
Twin Rivers Park Shoreline Stabilization	MA-00-38	Martin County	\$299,000.00	\$626,000.00
Cross Roads Regional Artificial Reef - Phase I	MA-01-40	Martin County	\$15,000.00	\$30,000.00
Indian Riverside Park - Day Use Boat Slip Construction	MA-01-41	Martin County	\$87,500.00	\$175,000.00
Sandsprit Park Addition	MA-02-44	Martin County	\$200,000.00	\$492,000.00
Cross Roads Regional River Reefs Artificial Reef	MA-03-47	Martin County	\$25,000.00	\$50,000.00
Law Enforcement Marine Unit	MA-03-48	Martin County Sheriff's Office	\$33,050.00	\$66,100.00
Twin Rivers Park Shoreline Stabilization - Phase I	MA-03-49	Martin County	\$65,000.00	\$130,000.00
Twin Rivers Park Shoreline Stabilization - Phase II	MA-04-51	Martin County	\$240,575.00	\$850,000.00
Twin Rivers Park Shoreline Stabilization - Phase III	MA-05-53	Martin County	\$300,000.00	\$650,000.00
Jensen Beach Boat Ramp Park	MA-06-54	Martin County	\$325,000.00	\$1,500,000.00
Manatee Pocket Channel Dredging - Phase I	MA-06-55	Martin County	\$165,000.00	\$220,000.00
Law Enforcement Marine Unit	MA-07-56	Martin County	\$30,000.00	\$85,000.00
Leighton Park	MA-08-57	Martin County	\$95,000.00	\$210,000.00
St. Lucie Inlet North Jetty Improvements	MA-08-58	Martin County	\$300,000.00	\$5,400,000.00
Mc-2 (Bird Island) Shoreline Stabilization - Phase I	MA-09-60	Martin County	\$75,000.00	\$150,000.00
St. Lucie Inlet Maintenance	MA-09-61	Martin County	\$339,035.00	\$6,339,035.00
Manatee Pocket Dredging (Grant Cancelled)	MA-1	Martin County	\$70,000.00	\$360,000.00
Manatee Pocket Channel Dredging	MA-10-63	Martin County	\$200,000.00	\$13,300,000.00
Manatee Pocket Commercial Dock Replacement - Phase I	MA-10-64	Martin County	\$12,000.00	\$24,000.00
Mc-2 Bird Island Shoreline Stabilization - Phase II	MA-11-65	Martin County	\$150,000.00	\$500,000.00
Jensen Beach Managed Mooring Field	MA-12-67	Martin County	\$439,695.00	\$879,390.00
Willoughby Creek Dredging	MA-2	Martin County	\$10,000.00	\$498,288.00
Jensen Beach Causeway Fishing Pier	MA-3	Martin County	\$38,000.00	\$76,050.00
Pecks Lake Park - Phase I	MA-4	Martin County	\$62,000.00	\$425,700.00
Pecks Lake Park - Phase II	MA-87-5	Martin County	\$75,000.00	\$258,500.00
Willoughby Creek Dredging - Phase III	MA-87-6	Martin County	\$23,500.00	\$465,000.00
Pendarvis Cove Park Improvements	MA-88-10	Martin County	\$90,000.00	\$227,700.00
Jensen Causeway Relief Channel Dredging	MA-89-11	Martin County	\$5,000.00	\$36,300.00
Sandsprit Park - Phase I	MA-91-14	Martin County	\$76,500.00	\$1,000,000.00
Pecks Lake Park - Phase III (Withdrawn)	MA-91-15	Martin County	\$135,000.00	\$867,000.00
Sandsprit Park - Phase II	MA-92-17	Martin County	\$92,000.00	\$1,000,000.00
Timer Powers Park	MA-92-18	Martin County	\$217,500.00	\$435,000.00
Secondary Channel Marking For Nav. Aid & Res Protection	MA-93-19	MC Board Of Commissioners	\$12,555.00	\$22,535.00
Pendarvis Cove Park	MA-93-20	MC Board Of Commissioners	\$34,000.00	\$68,000.00

FLORIDA INLAND NAVIGATION DISTRICT - WATERWAYS ASSISTANCE PROGRAM PROJECTS IN ST. LUCIE COUNTY 1986-2012

South County Boat Ramp - Phase I	MA-93-21	MC Board Of Commissioners	\$30,000.00	\$60,000.00
South County Boat Ramp Park - Phase I (Cancelled)	MA-94-22	MC Board Of Commissioners	\$220,000.00	\$660,033.00
St. Lucie Inlet Interior Shoal Dredging	MA-95-23	Martin County	\$75,000.00	\$160,000.00
Maritime Hammock Educational Boardwalk	MA-95-24	County & Florida Oceanographic	\$107,000.00	\$150,547.07
Law Enforcement Patrol And Rescue Vessel	MA-95-25	Martin County Sheriff's Office	\$34,000.00	\$54,919.00
Jensen Beach Causeway Park	MA-95-26	Martin County	\$77,000.00	\$197,900.00
Leighton Park Improvements - Phase I	MA-96-27	MC Board Of Commissioners	\$198,575.00	\$479,150.00
Peck Lake Park Environmental Education Signage	MA-96-28	MC Board Of Commissioners	\$33,000.00	\$33,000.00
Cove Road Boat Dock (Project Expired)	MA-97-31	Martin County	\$37,000.00	\$74,000.00
St. Lucie Inlet Flood Shoal Dredging	MA-97-32	MC Board Of Commissioners	\$250,000.00	\$4,897,500.00
Mangrove Marsh Educ. Nature Trail & Observation Tower	MA-97-33	MC Board Of Commissioners	\$90,450.00	\$118,600.00
St. Lucie Inlet Mgmt. Plan - Flood Shoal Dredging	MA-98-34	MC Board Of Commissioners	\$79,336.00	\$4,897,500.00
South County Boat Ramp Park - Phase I	MA-98-35	MC Board Of Commissioners	\$220,000.00	\$940,000.00
Safe Waterways	MA-JI-01-39	Town Of Jupiter Island	\$12,500.00	\$25,000.00
Floating Courtesy Dock At City Hall Pier	MA-ST-01-42	City Of Stuart	\$137,500.00	\$275,000.00
Rehabilitation Of Anchorage T-dock	MA-ST-01-43	City Of Stuart	\$12,500.00	\$50,000.00
Southpoint Anchorage & Marina Seawall Restoration	MA-ST-02-45	City Of Stuart	\$75,000.00	\$150,000.00
South Municipal Marina - Phase I (Expired)	MA-ST-02-46	City Of Stuart	\$27,000.00	\$55,000.00
Day Markers For Channel At Southpoint (Withdrawn)	MA-ST-03-50	City Of Stuart	\$6,000.00	\$12,000.00
Floating Courtesy Dock At City Hall Pier - Phase I I	MA-ST-04-52	City Of Stuart	\$150,000.00	\$300,000.00
Courtesy Dock Impr.&riverwalk Enhancements-Phase III	MA-ST-08-59	City Of Stuart	\$107,973.00	\$295,945.00
Shepard Park Boat Ramp Reconstruction & Dredging	MA-ST-09-62	City Of Stuart	\$80,000.00	\$160,000.00
Floating Docks Fire Protection	MA-ST-11-66	City Of Stuart	\$25,000.00	\$50,000.00
Riverwalk & Pier	MA-ST-87-7	City Of Stuart	\$50,000.00	\$191,400.00
Shepard Park Fishwalk	MA-ST-87-8	City Of Stuart	\$20,000.00	\$40,000.00
Stuart Riverwalk	MA-ST-88-9	City Of Stuart	\$50,000.00	\$329,400.00
Riverwalk	MA-ST-89-12	City Of Stuart	\$200,000.00	\$917,270.00
Stuart Riverwalk	MA-ST-90-13	City Of Stuart	\$175,000.00	\$350,000.00
River Boardwalk - Phase VI	MA-ST-91-16	City Of Stuart	\$67,500.00	\$150,000.00
Courtesy Dock At City Hall Pier (Withdrawn)	MA-ST-96-29	City Of Stuart	\$11,000.00	\$22,000.00
Construction Of Stuart Anchorage - Phase I	MA-ST-98-36	City Of Stuart	\$25,000.00	\$50,000.00
Stuart Southpoint Anchorage - Phase I I	MA-ST-99-37	City Of Stuart	\$312,750.00	\$625,500.00
			=====	
			\$7,332,994.00	\$54,188,262.07

LOCATION MAP

MARTIN COUNTY WATERWAY RELATED BUSINESSES

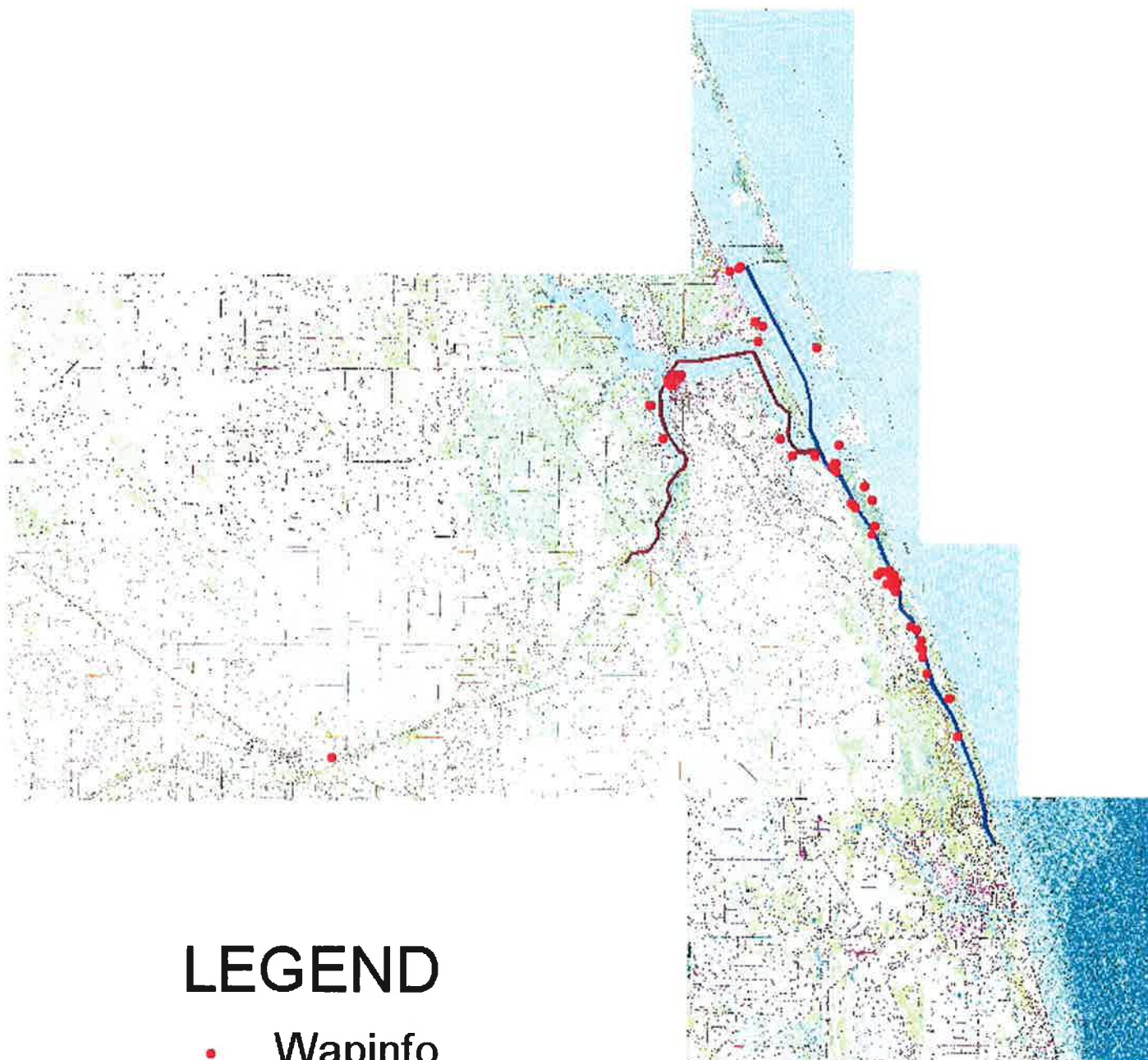


LEGEND



LOCATION MAP

WATERWAYS ASSISTANCE PROGRAM PROJECTS IN MARTIN COUNTY

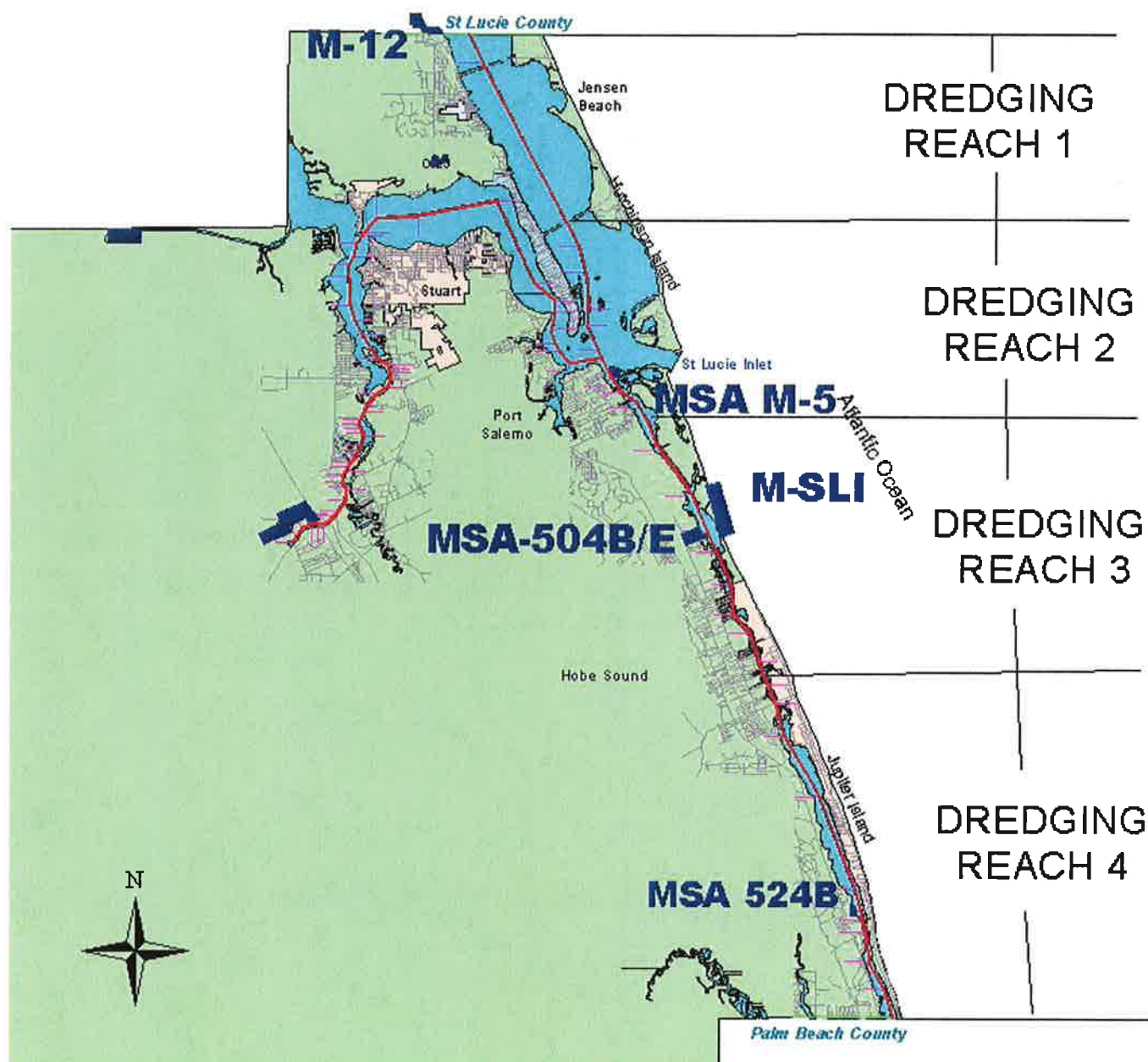


LEGEND

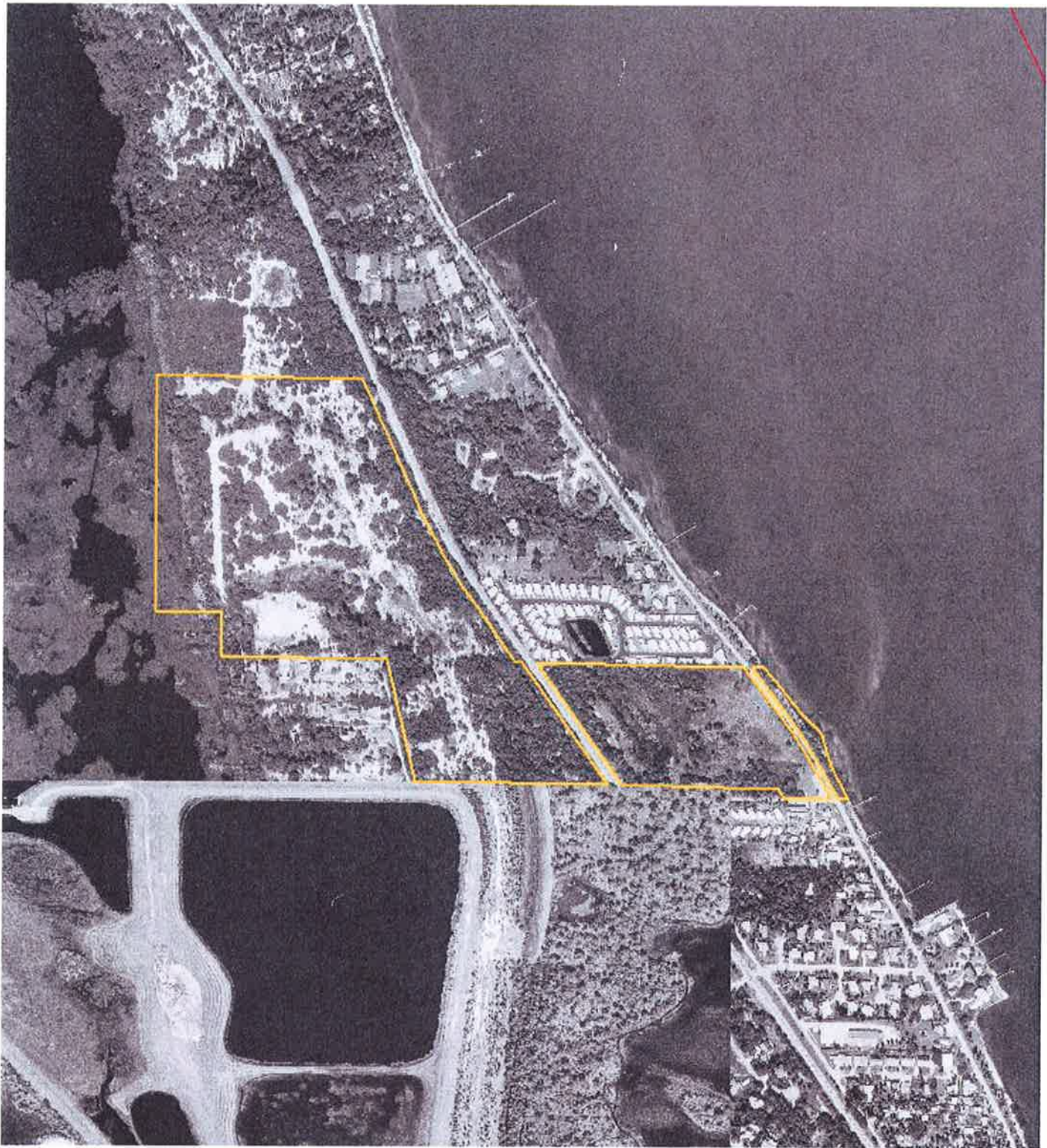
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-  Channelok
-  Channel







DREDGED MATERIAL MANAGEMENT PLAN FOR THE INTRACOASTAL WATERWAY IN MARTIN COUNTY



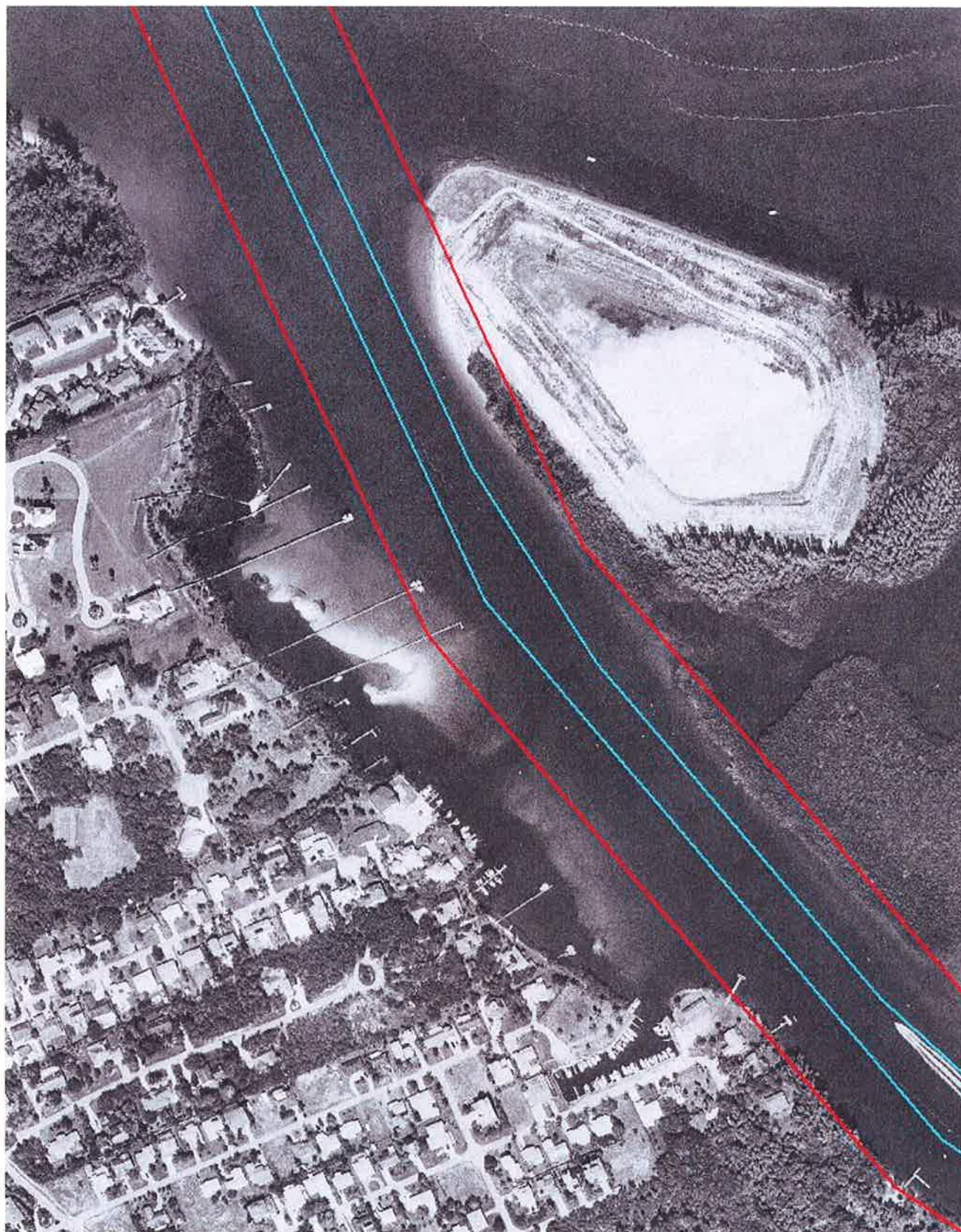
DMMA M-12



-  FIND Easement
-  FIND Owned
-  Channel
-  ICW Right-of-Way






DMMA M-5



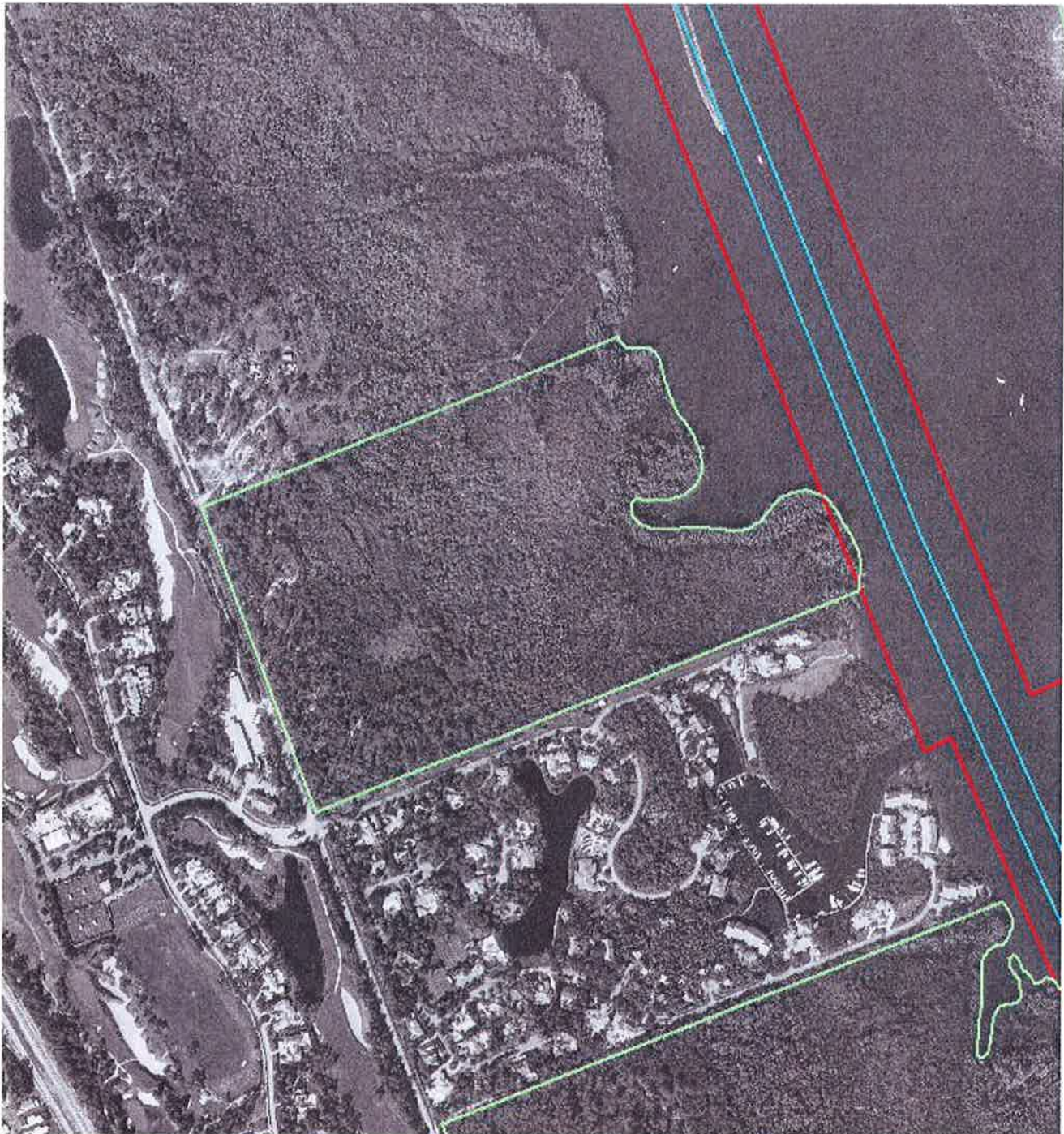
M-SLB






 FIND Owned
 Channel
 ICW Right-of-Way

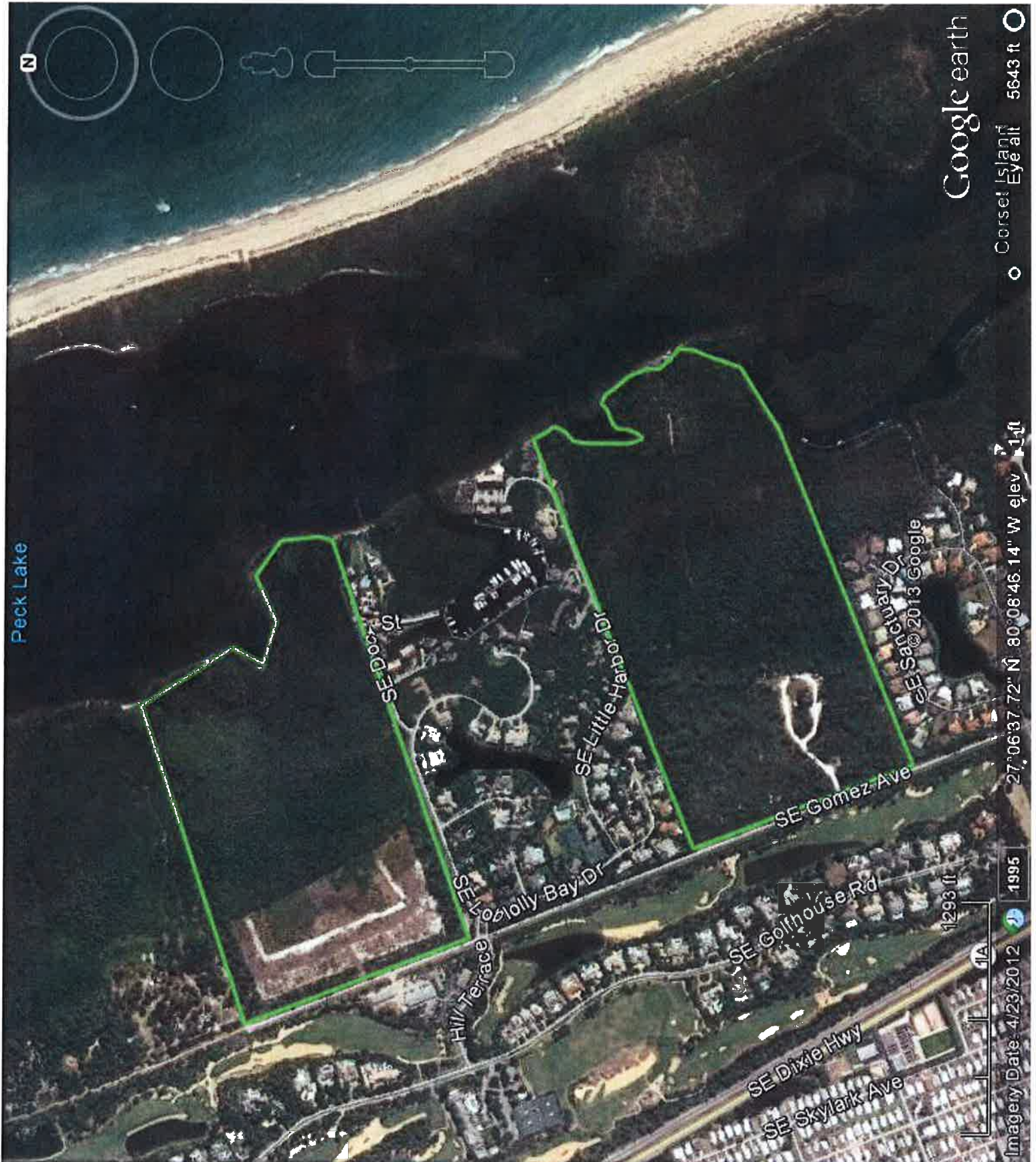


SITE MSA 504B/E



-  FIND Owned
-  Channel
-  ICW Right-of-Way





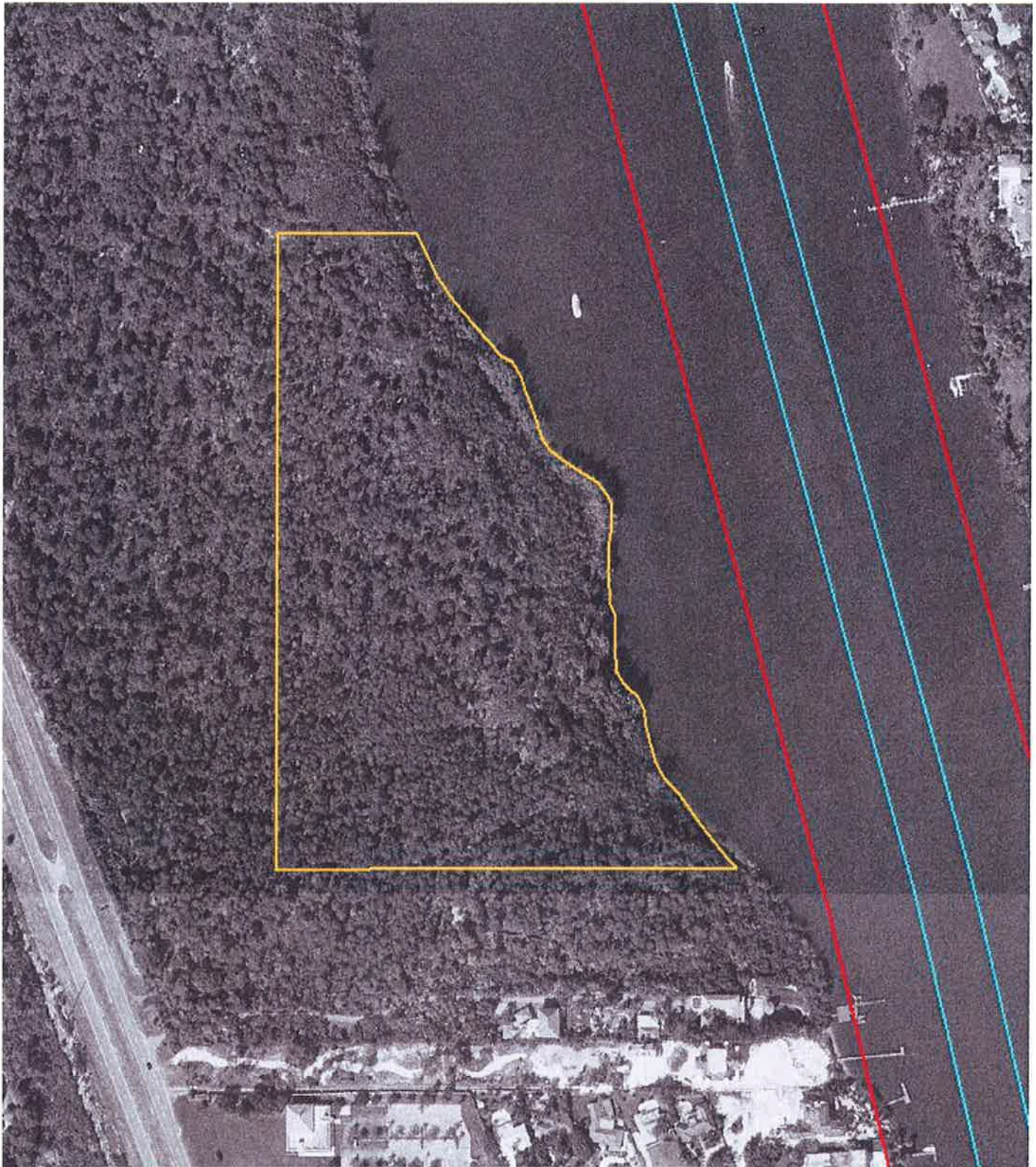
Google earth

Corsefield Island Eye alt 5643 ft

27°06'37.72" N 80°08'46.14" W elev 11 ft

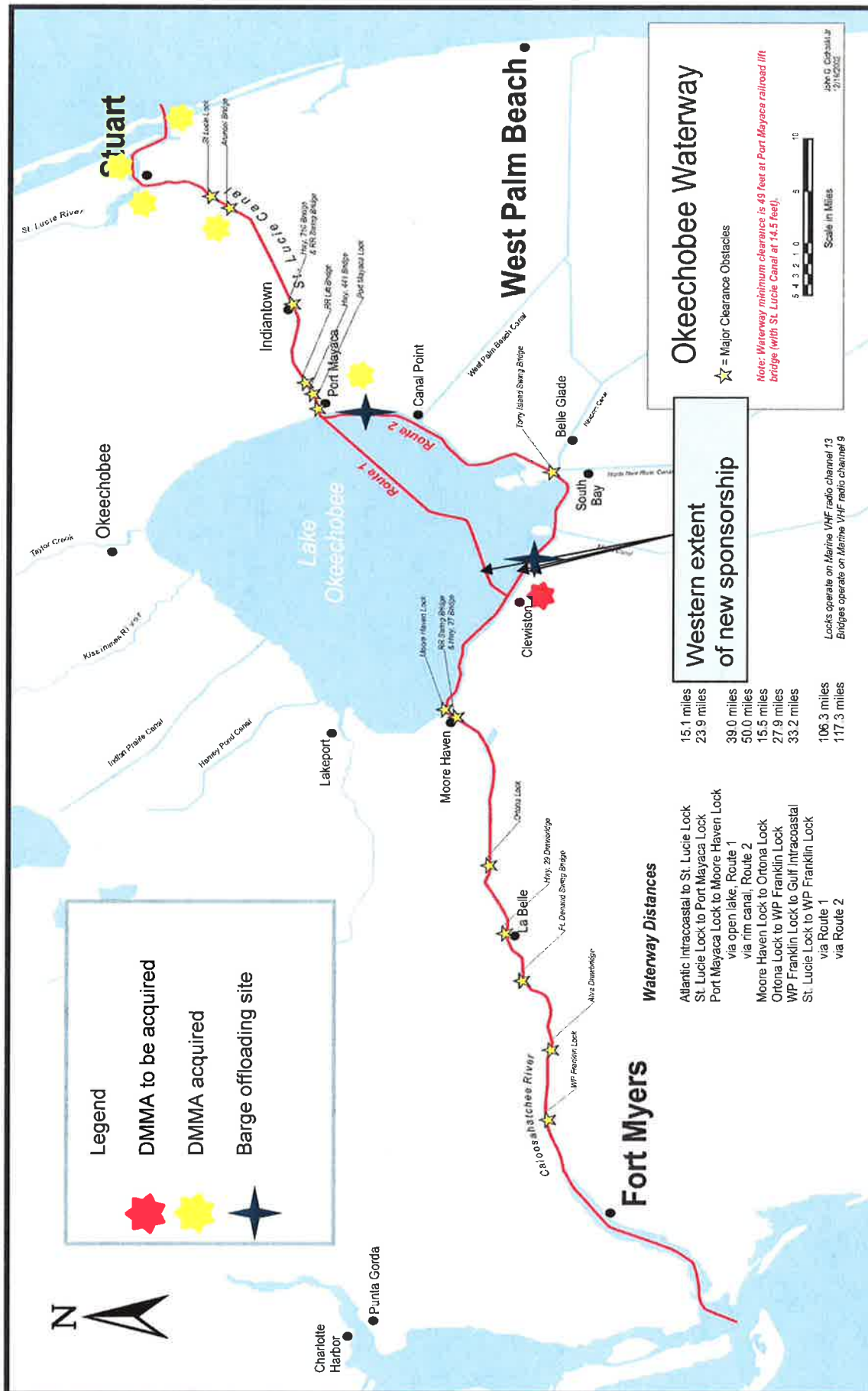
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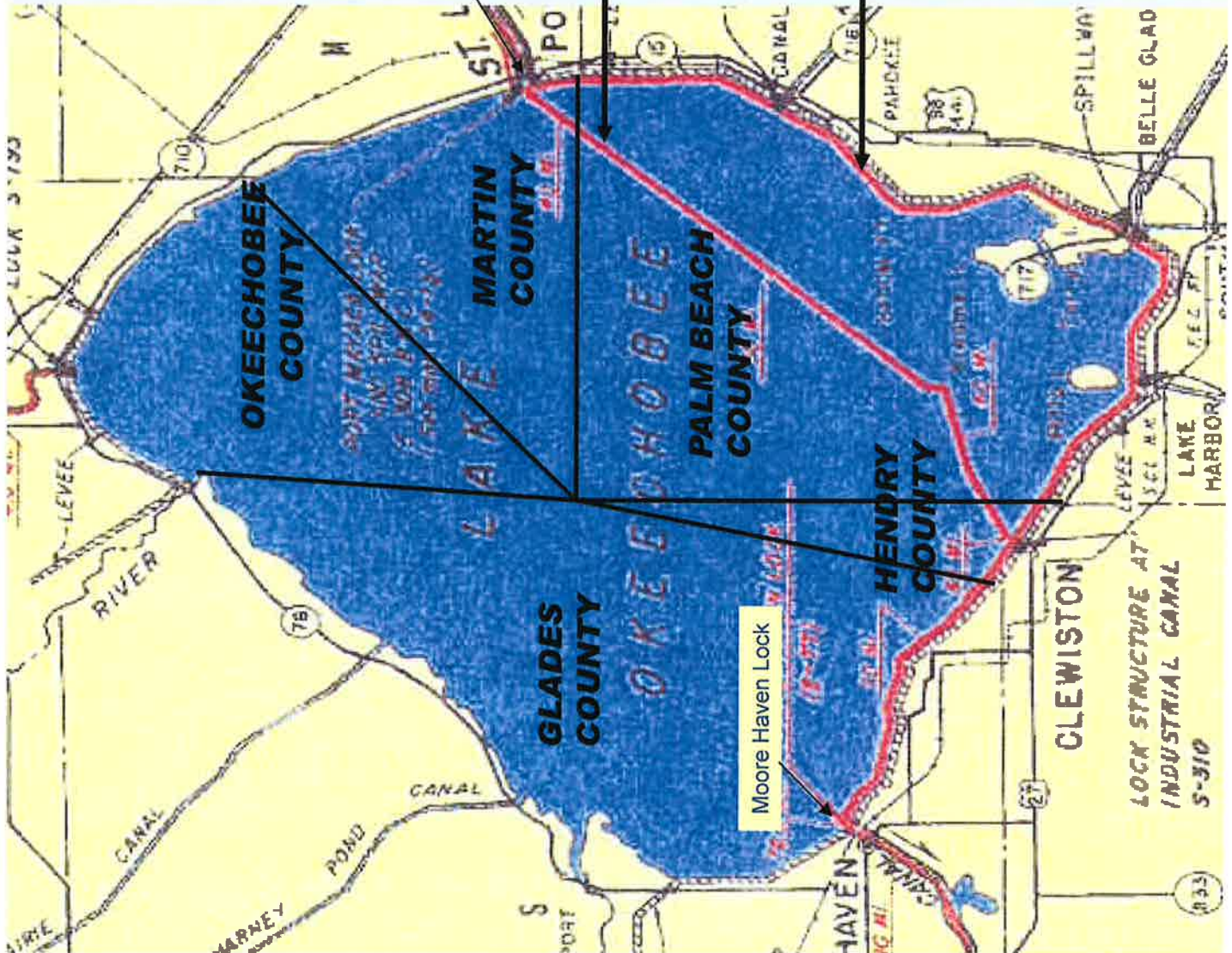


- █ Pipeline Easement
- █ FIND Owned
- Channel
- ICW Right-of-Way





OKEECHOBEE WATERWAY ROUTES & DEPTHS



NOTE: OWW depths
Based upon a lake level
of 12.56'

SITE O-7

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FIND Owned



Okeechobee Waterway



DANIA CUTOFF CANAL DEEPENING PROJECT

MARCH 2013 STATUS REPORT



PROJECT: Dania Cutoff Canal Deepening, Dania Beach, Broward County.

PROJECT PARTNERS: The Florida Inland Navigation District is the managing partner and providing 75% of the project funding. Broward County and the City of Dania Beach are each 12.5% funding partners. Port Everglades has provided the Dredged Material Management Area for the project.

CONTRACTOR: Lucas Marine Acquisition Company, LLC of Stuart, Florida.

CONTRACT AMOUNT: \$7,404,708

DESCRIPTION OF PROJECT WORK: The canal will be deepened from its current ~10 feet of depth to 17 feet deep from Port Everglades west to the U.S. 1 bridge. Approximately 102,000 cyds. of soft limerock and silts will be dredged by an environmental clamshell bucket dredge. The materials will be placed in a barge next to the dredge and then will be transported to the Dredge Material Management Area (DMMA) at Port Everglades. The materials will be offloaded from the barge into the DMMA where they will be dried. Once dried, the materials will be loaded in trucks for transport to a beneficial reuse site. Additionally, two ship berths at the Port will be maintenance dredged by the same contractor during this project and several marine facilities on the canal will be deepened at the owner's expense to take advantage of the project.



DANIA CUTOFF CANAL DEEPENING PROJECT

DANIA CUTOFF CANAL DEEPENING PROJECT MARCH 2013 STATUS REPORT



PROJECT BENEFITS: The deepening project will provide safer and increased access by mega yachts to the boatyards on the canal. The Navigation District performed an economic analysis that indicates that this project may result in an economic output increase of between \$3.6 and \$9.2 million per year and 24 to 38 new jobs at these megayacht facilities. Additionally, a commercial shipping company on the canal will be able to load and transport more cargo to the Bahamas.

SCHEDULE:

Project Initiation:	February 24, 2012
DMMA Construction:	March 21 to April 21
Dredging Initiated:	July 7, 2012
Dredging Completion:	March 25, 2013
Project Completion:	May 2013

CONSTRUCTION STATUS: The Contractor has completed 90% of the dredging moving east to west. The last 300 feet of the canal will be dredged by a sub-contractor with smaller equipment because of the narrowness of the canal. Of the 102,000 cyds. available to be dredged, only about 90,000 will actually be dredged.

Maintenance of boat traffic was challenging during the project. Additional expense was incurred to ensure the G&G Shipping vessels could safely access their facility. During the later stages of the project in the narrow section of the canal, the canal was completely blocked to small boaters. The District paid for some vessels to overnight at Harbortowne Marina to accommodate time sensitive sea trials and inspections and also to move out of the way of the construction equipment.

A thin layer of harder limerock was encountered that the contractor could not dredge with the required environmental bucket. Permits were modified so that he could use a conventional bucket and he then had his best production days. The Board denied his proposed change order which will be negotiated at the end of the project.

The additional Port work was done first and was successfully accomplished. The Port has compensated us for the cost of this work.

Additional 3rd party dredging was approved by the Board at G&G Shipping, Playboy Marine and Palm Beach Polo Marina. The contractor provided fee quotes for this work for G&G and Playboy which were extremely high. G&G agreed to the price and his work will be completed at the end of the project if he obtains his county permit. Playboy and Palm Beach Polo can be addressed during the IWW Deepening Project if they don't proceed themselves.

Finally, the contractor experienced turbidity issues throughout the project as had been anticipated. He had to alter his dredging to meet the maximum turbidity levels and experienced many shut downs. During the highest dredging production period, the County and the FDEP documented some turbidity violations. The County ultimately issued a Notice of Violation for 2 days of violation. The fine for these violations is still being negotiated and will not exceed \$14,700. The contract indicates any permit violation is the responsibility of the contractor but he is indicating the violation occurred because of the changed condition which required the open conventional bucket to be used. This issue will be resolved at the end of the project.



February 28, 2013

Mr. David K. Roach
Executive Director
Florida Inland Navigation District
1314 Marcinski Road
Jupiter, FL 33477

Re: Scope of Professional Engineering Services
Permit Modifications, Review of Draft Permits, and Request for Additional Information Responses —
Broward County Deepening Project (Intracoastal Waterway)


Dear Mr. Roach:

On behalf of Taylor Engineering, I am pleased to present the attached detailed scope of services (Attachment A) and cost summary (Attachment B) for a review of draft permits, preparation and submission of permit modification requests, and requests for additional information responses (as required) for the referenced project.

Taylor Engineering will complete the work described herein for a cost plus maximum fee of \$19,966.

We appreciate this opportunity to serve the FIND. Please contact me if you have questions or comments.

Sincerely,



John Adams, P.E.
Senior Advisor, Waterfront Engineering

ATTACHMENT A

**Scope of Professional Engineering Services
Permit Modifications, Review of Draft Permits, and Request for Additional Information Responses
— Broward County Deepening Project (Intracoastal Waterway)**

This scope of services describes Taylor Engineering's proposed additional engineering services in support of a proposed project to deepen a portion of the Intracoastal Waterway (ICWW) in Broward County, Florida. The deepening project would excavate the ICWW to -17 feet (ft) mean low water (MLW), representing a -15 ft MLW project depth with an additional 2 ft of allowable overdepth dredging. The project area extends from the 17th Street Causeway immediately north of Port Everglades (approximately Cut BW-49, Station 26+50) northward approximately 14,300 ft to a point about 4,000 ft north of the Las Olas Boulevard (S.R. 842) Bridge (Cut BW-37, Station 0+00).

Taylor Engineering will prepare a letter requesting modification of Florida Department of Environmental Protection (FDEP) Permit No. 06-0283683-004 (issued April 26, 2012) for the environmentally sealed clamshell bucket requirement and Special Condition Item No. 15, 20, and 29.

The FDEP Project Description currently notes that:

The material shall be mechanically dredged using an environmentally sealed clamshell bucket from a shallow draft barge... Dredge material removed by mechanical operations shall be placed directly in a self-contained barge with containment rails to hold the spoil and prevent return water from entering surface waters, then transported to a Dredged Material Management Area (DMMA) on the Port Everglades site, where it shall be temporarily stored within uplands and may remain at the Port Everglades site permanently and/or disposed of permanently at the Class I Solid Waste Landfill in Pompano Beach.

Special Condition No. 15 currently notes that:

Dredging shall be conducted from a shallow draft barge. The vessels shall operate within waters of sufficient depth to preclude bottom scouring and prop dredging of resources. At all times, the barge shall maintain at least two feet of clearance above the bottom. The material shall be mechanically dredged by an environmentally sealed clamshell dredge bucket. The dredger shall deposit the material of the bucket into a self-contained (sealed) barge with containment rails to hold the spoil and prevent water within the barge from entering surface waters.

Return water shall not be discharged into the ICWW. All spoil materials shall be temporarily placed in a self-contained upland retention area prior to final placement in Port Everglades and/or the Class-I Solid Waste Landfill in Pompano Beach, Broward County. The spoil containment areas shall be constructed to contain all off loaded spoil material and prevent the escape of dredged material and associated effluent into surface waters. Return water shall be allowed into the Dania Canal once the material has been placed into the DMMA on the Port Everglades site but shall be tested and monitored in accordance with the attached Water Quality Monitoring Plan prior to discharge into the Dania Canal.

Special Condition No. 20 currently notes that:

The dredged material shall be transported to and disposed of temporarily at the DMMA at the Port Everglades site where it shall be temporarily stored within uplands and

ATTACHMENT A

may remain at the Port Everglades site permanently and/or disposed of permanently at the Class I Solid Waste Landfill in Pompano Beach.

Special Condition No. 29 currently notes that:

If the Class I Solid Waste Landfill in Pompano Beach is utilized for final disposal, the permittee shall provide receipts from the landfill within 30 days of disposal of the material.

Taylor Engineering believes that the ongoing Dania Cutoff Canal deepening project demonstrates that an environmentally sealed clamshell bucket may not be the best equipment for dredging this portion of the ICWW. Geotechnical data documents the presence of weathered limestone sediments of similar and greater hardness (as the Dania Cutoff Canal project) within the ICWW. Given this, we will request that the FDEP remove the requirement to exclusively use an environmentally sealed clamshell bucket from the FDEP permit. As in the Dania Cutoff Canal project, we will require the Contractor to use the environmental clamshell bucket to remove all readily accessible material. If the Contractor encounters harder materials, the Contractor will switch buckets (to an appropriately sized conventional bucket with hydraulic force) and remove the remaining harder material.

Taylor Engineering does not believe that sediments within any portion of the project should require testing and placement in a Class I Solid Waste Landfill in Pompano Beach. Given that none of the previous samples returned any exceedances above the commercial/industrial thresholds, Taylor Engineering will request a FDEP permit modification to exclude the requirement to permanently dispose of the dredged material in a Class I Solid Waste Landfill in Pompano Beach.

Similar unnecessary or burdensome requirements may appear in the forthcoming U.S. Army Corps of Engineers (USACE) and Broward County Environmental Protection and Growth Management Department (Broward County) regulatory permits. Taylor Engineering will review draft permit documents for these similar conditions and will work with the regulatory agencies to have these modified/rectified during the review of the draft permit documents. Any of the regulatory agencies may respond with additional requests for additional information (RAI). Taylor Engineering will provide all proposed RAI responses to the FIND for review before submittal to the agencies.

To establish and maintain a clear line of communication between the applicant and the participating agencies, Taylor Engineering will continue to coordinate actively with the FDEP, USACE, and Broward County. We will maintain consistency between county, state, and federal permit applications and other environmental documentation, and strive to resolve environmental issues that arise during the review period.

This task provides funds to address future RAI from, and necessary coordination with, the USACE and Broward County. Due to the uncertainties involved with the extent of federal agency RAI (which may include information requests from USACE, National Marine Fisheries Service (NMFS), U.S. Fish and Wildlife Service (USFWS), and the U.S. Environmental Protection Agency (EPA), we propose to perform this task on a cost-plus to a maximum basis. Accordingly, we have estimated a maximum \$19,966 budget to address the FDEP permit modification, to respond to the expected USACE and County regulatory RAI, and associated coordination. Should the regulatory agency review process require labor and other costs beyond the support afforded by the proposed budget, we will submit an additional cost proposal to complete the work.

ATTACHMENT B

**Cost Proposal for Professional Engineering Services
Permit Modifications, Review of Draft Permits, and Request for Additional Information Responses
— Broward County Deepening Project (Intracoastal Waterway)**

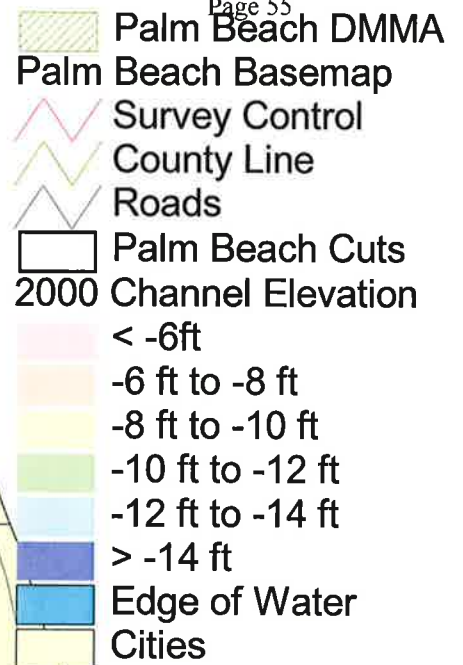
Page 1

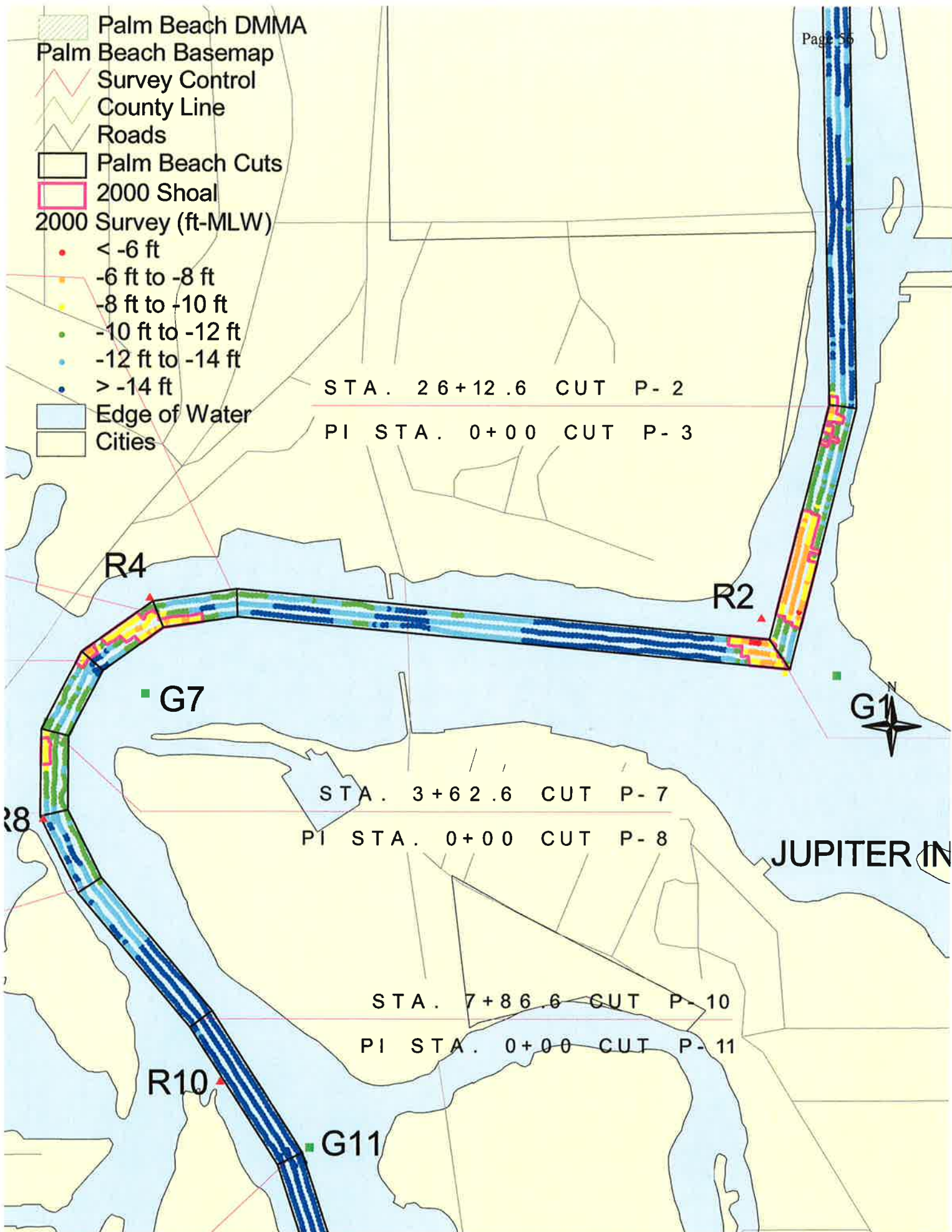
TAYLOR ENGINEERING, INC.
COST SUMMARY BY TASK
P2012-118 (TASK 1.0 ONLY): FIND - BROWARD ICWW DEEPENING

TASK 1: Permit Modifications (Broward County, FDEP, & USACE)

<i>Labor</i>	<i>Hours</i>	<i>Cost</i>	<i>Task Totals</i>
R. Bruce Taylor, Ph.D.	1.0	306.00	
Senior Advisor	19.0	3,363.00	
Director	17.0	2,618.00	
Senior Professional	61.0	7,869.00	
Project Professional	19.0	1,995.00	
Technical Editor	5.0	495.00	
Senior Technician	18.0	1,620.00	
Administrative	6.0	336.00	
Total Man-Hours	146.0		
Labor Cost			18,602.00
<i>Non-Labor</i>	<i>Units</i>	<i>Cost</i>	
Car Rental and fuel (R/T Jax-Port			
Everglades) 2 trips	1,284.0	571.38	
Hotel (person nights)	4.0	500.00	
Meals (person days) 2 people 2 trips	4.0	144.00	
Reproductions	1.0	25.00	
Non-Labor Cost		1,240.38	
Fee @ 10.0%		124.04	
Total Non-Labor Cost			1,364.42
Total Task 1			19,966.42

Project Total \$ 19,966.42





START_RM	END_RM	REACH_ID	START_CUT_	END_CUT_ST	LENGTH_FT	YEAR	DESIGN_VOL	PAYVOLUME
263.05	263.34	P-1	P-1 / 63+00	P-1 / 78+00	1531	1995	55000	55250
263.85	264.24	P-1	P-2 / 24+00	P-4 / 7+00	2059	1995	55000	55250
263.07	263.32	P-1	P-1 / 64+00	P-1 / 77+00	1320	1972	40500	48215
263.11	263.38	P-1	P-1 / 66+00	P-1 / 80+00	1426	1983	26921	31300
263.13	263.34	P-1	P-1 / 67+00	P-1 / 78+00	1109	1987	16380	19500
263.13	263.34	P-1	P-1 / 67+00	P-1 / 78+00	1109	1986	13000	19360
263.84	263.93	P-1	P-2 / 23+00	P-3 / 2+00	475	1972	3300	3929
263.88	264.32	P-1	P-2 / 25+50	P-4 / 11+00	2323	1975	129357	154000
263.91	264.30	P-1	P-3 / 1+00	P-4 / 10+00	2059	1983	92818	110500
263.93	264.42	P-1	P-3 / 2+00	P-4 / 16+20	2587	1965	24000	28572
263.95	264.30	P-1	P-3 / 3+00	P-4 / 10+00	1848	1988	87000	103574
263.95	264.30	P-1	P-3 / 3+00	P-4 / 10+00	1848	1987	109450	130300
263.95	264.30	P-1	P-3 / 3+00	P-4 / 10+00	1848	1986	106000	130300
263.95	264.24	P-1	P-3 / 3+00	P-4 / 7+00	1531	1964	21800	25953
263.96	264.30	P-1	P-3 / 3+50	P-4 / 10+00	1795	1979	99790	118800
263.96	264.32	P-1	P-3 / 3+50	P-4 / 11+00	1901	1970	85000	93500
263.96	264.32	P-1	P-3 / 3+50	P-4 / 11+00	1901	1969	42419	50500
263.97	264.20	P-1	P-3 / 4+00	P-4 / 5+00	1214	1968	28000	33334
264.00	264.19	P-1	P-3 / 6+00	P-4 / 4+00	1003	1963	46000	54763
264.05	264.32	P-1	P-3 / 8+50	P-4 / 11+00	1426	1972	33000	39287
264.08	264.17	P-1	P-3 / 10+00	P-4 / 3+00	475	1967	31500	37501
270.68	271.69	P-2	P-25 / 0+00	P-32 / 0+00	5333	1995	80000	140770
273.18	273.40	P-2	P-31 / 12+25	P-31 / 23+50	1162	1972	4400	5238
277.66	277.75	P-3	P-36 / 3+00	P-36 / 8+00	475	1968	4600	5476
280.78	280.93	P-3	P-37 / 59+00	P-37 / 67+00	792	1988	4700	5595

REACH_ID	ID	REACH	FROM_RM	TO_RM	2000_SHOAL	2000_SHOAL	HISTORICAL	TOTAL_VOLU	VOL_YR	VOL_YR_MI	50_YR_UNBU	50_YR_STOR
P-1		1	262.44	266.10	2192	26171	1343688	1369859	36049	9849	1802446	3875259
P-2		2	266.10	273.62	10197	12135	146008	158143	4162	553	208083	447377
P-3		3	273.62	290.74	47529	56559	11071	67630	1780	104	88987	191323
P-4		4	290.74	309.24	66617	79274	2540	81814	2153	116	107651	231449

FLORIDA INLAND NAVIGATION DISTRICT
STATEMENT OF AGENCY ORGANIZATION AND OPERATION

This statement of agency organization and operation has been prepared in accordance with the requirements of Section 28-101.001, Florida Administrative Code and shall be provided by the Agency Clerk to any person upon request.

I. INTRODUCTION

The Florida Inland Navigation District ("FIND" or "District") is an independent special district existing under the laws of the State of Florida.

II. MISSION OF THE FLORIDA INLAND NAVIGATION DISTRICT

The mission of the Florida Inland Navigation District is to perform the functions of the "local sponsor" of the Atlantic Intracoastal Waterway project in Florida, a State/Federal navigation project. In this capacity the District provides all lands required for the navigation project including rights of way and lands for the management of dredged materials removed from the waterway channel during dredging activities.

III. HISTORY OF FIND

The Florida Inland Navigation District was created by the Florida Legislature in 1927 through Chapter 12026, Special Acts of 1927. The District was created to meet the conditions of the Rivers and Harbor Act approved by Congress on January 21, 1927 authorizing the construction, operation and maintenance of Intracoastal Waterway in Florida. These acts required the District to: serve as the "local sponsor" of the Waterway; acquire the necessary rights of way and the privately owned waterway known as Florida East Coast Canal and transfer them free of cost to the United States, and; furnish suitable areas for deposit of dredged materials in connection with the work and its subsequent maintenance.

The Florida Legislature subsequently passed several other acts and laws granting various authorities to the District as follows:

Chapter 14723, Special Acts of 1931.

This Act re-enacted the 1927 Act and added the authority to provide lands for a wider and deeper waterway, limited the amount to be paid by the District for rights of-way and spoil disposal areas to \$1,037,000, and established an ad valorem tax limit of 1 mill.

Chapter 17020, Special Acts of 1935.

This Act authorized the District to expend funds for publicizing the completion of the waterway and its availability to watercraft, to print and distribute information regarding the waterway, and to promote its use in navigation by watercraft of all kinds.

Chapter 19122, Special Acts of 1939.

This Act authorized and empowered the District to collect, compile and furnish to the United States data, statistics and other appropriate information as to the advantages, benefits, desirability and usefulness of the further improvement of the waterway from Jacksonville to Miami and authorized and empowered the District to acquire and convey to the United States, free of cost, any lands, easements, rights-of-way and spoil disposal areas as might be required by the United States for the improvement of the waterway to a depth of twelve feet and a width appropriate to such depth.

Chapter 20430, Special Acts of 1941.

This Act authorized and empowered the District to be the "local sponsor" of the Atlantic Intracoastal Waterway from the St. Mary's River (the Florida/Georgia Border) to the St. Johns River and to acquired and conveyed the necessary spoil areas and furnish the necessary rights-of-way to the United States for a waterway with a depth of twelve feet and a width of one hundred and twenty-five feet.

Chapter 65-900, Laws of Florida.

This law established an ad valorem taxing limit of 0.1 mill and directed that the Commissioners from each of the eleven counties be appointed by the Governor in lieu of the former requirement for local election of Commissioners.

Chapter 85-200 Laws of Florida.

This law, amending Chapter 374, Florida Statutes, recognized the continuing need for inland navigation districts, re-authorized the District until 1990, and created the District's Assistance Programs.

1990 Amendment to Chapter 374, Florida Statutes.

This amendment to Chapter 374 re-authorized the District for an additional five years and expanded the duties to include the installation of boat speed regulatory signage for the protection of manatees.

1995 Amendment to Chapter 374, Florida Statutes.

This amendment continued the District indefinitely and required District commissioners to be confirmed by the Senate after their appointment by the Governor.

1996 Amendment to Chapter 374, Florida Statutes.

This amendment rewrote all District authority into Part II of Chapter 374, FS. "The Florida Inland Navigation District Law" and provided authority to the District to assist the United States with the maintenance of the Waterway or perform such work themselves.

2004 Amendment to Chapter 374, Florida Statutes.

This amendment expanded the District's taxing boundary by adding Nassau County and providing for a commissioner to be appointed from Nassau County.

2005 Amendment to Chapter 374, Florida Statutes.

This amendment expanded the District's responsibility as "local interest sponsor" for the sole purpose of maintaining navigability over that portion of the Okeechobee Waterway located in Martin and Palm Beach Counties.

2008 Amendment to Chapter 374, Florida Statutes.

This amendment transferred the duty for the installation of boat speed regulatory signage for the protection of manatees to the Florida Fish and Wildlife Conservation Commission.

IV. DESCRIPTION OF AGENCY HEAD

The agency head of FIND is a collegial body known as the Board of Commissioners of Florida Inland Navigation District ("Board of Commissioners" or "Board"). The Board is comprised of one commissioner from each of the following twelve counties along Florida's east coast: Nassau, Duval, St. Johns, Flagler, Volusia, Brevard, Indian River, St. Lucie, Martin, Palm Beach, Broward and Miami-Dade. Each commissioner must be a qualified elector residing in the county he or she represents. Each commissioner is appointed by the Governor in accordance with Section 374.983((2), Florida Statutes. Commissioners are appointed for a four year term or until their successors are duly appointed. Each new commissioner must be confirmed by the Senate.

The Board generally meets once each month to conduct the District's business. On the same day as the Board meeting, several committees also meet. The location of meetings of the Board and committees rotate among the twelve constituent counties so that members of the public and local officials within the District will have an equal opportunity to attend. All meetings of the Board and committees are noticed in Florida Administrative Weekly and are open to the public. A quorum of the Board is six (6) members and the vote of a majority of such quorum is necessary to the transaction of business. The Board and committees are authorized to conduct meetings utilizing communications media technology, pursuant to s. 120.54(5)(b)2, Florida Statutes.

The Board annually elects from among its members the following officers: one chair, one vice chair, one secretary and one treasurer.

V. DESCRIPTION OF ORGANIZATIONAL UNITS AND SUB-UNITS

FIND employs an administrative staff to carry out the functions of the District. Currently there are seven (7) full-time employees. The Executive Director, appointed by the Board, is the chief administrative officer of the District. There are no sub-units.

The District derives its statutory authority from Chapter 374, Florida Statutes, in particular, Part II "Florida Inland Navigation District Law." The District has adopted Rule Chapters 66B-1, 66B-2 and 66B-3, Florida Administrative Code, to implement its statutory authority.

The administrative office of the District is located at 1314 Marcinski Road, Jupiter, Palm Beach County, Florida.

VI. DESCRIPTION OF THE MANNER BY WHICH PUBLICATIONS, ETC. MAY BE OBTAINED

Publications, documents, forms, applications for licenses, permits and other similar certifications or rights granted by the agency, or other information, may be obtained by contacting the District at:

Florida Inland Navigation District
Attn: Executive Director
1314 Marcinski Road
Jupiter, Florida 33477
Telephone: (561) 627-3386
Facsimile: (561) 624-6480

Many of the publications and other documents may be downloaded from the District's website: www.aicw.org

VII. IDENTITY OF AGENCY CLERK

The Agency Clerk is Mark Crosley, Assistant Executive Director, 1314 Marcinski Road, Jupiter, Florida 33477, Telephone: (561) 627-3386, Email: mcrosley@aicw.org. His duties include record keeping of all documents filed with the agency pursuant to Chapter 120, Florida Statutes, responding to public records requests, indexing and filing of all final agency actions and orders. Except for documents that specifically indicate an alternative filing location, all documents required to be filed with the District shall be filed with the agency clerk. Documents may be filed during regular hours of operation, from 8:30 am to 5:00 pm, Monday through Friday, excluding legal holidays.

VIII. FILING BY ELECTRONIC MAIL OR FACSIMILE

Documents may be filed by electronic mail or facsimile transmission. The email address for such filings is: mcrosley@aicw.org. The facsimile number is (561) 624-6480. Please be advised that the filing date for a document transmitted by electronic mail or facsimile shall be the date the District receives the complete document. Any document received by the office of the agency clerk after 5:00 pm shall be filed as of 8:00 am on the next regular business day. The original physically signed document will be retained by that party during the duration of the proceeding and of any subsequent appeal or proceeding in that cause, and the party shall produce it upon

the request of other parties. The District is not responsible in the event of any delay, disruption, or interruption of the electronic signal, and the transmitting party accepts the full risk that the document may not be properly filed with the agency clerk as a result.

IX. INFORMATION REGARDING VARIANCES AND WAIVERS

The appropriate person at the District to contact for information about variances from or waiver of agency rules is Mark Crosley, Assistant Executive Director, whose mailing address is 1314 Marcinski Road, Jupiter, Florida 33477 and whose telephone number is (561) 627-3386 and whose email address is mcrosley@aicw.org.

X. AGENCY INDEX OF FINAL ORDERS

The agency index of final orders may be accessed by contacting the Agency Clerk.



FLORIDA INLAND NAVIGATION DISTRICT

March 5, 2013

COMMISSIONERS

DONN R. COLEE, JR.
CHAIR
PALM BEACH COUNTY

GAIL KAVANAGH
VICE-CHAIR
ST. LUCIE COUNTY

E. TYLER CHAPPELL
TREASURER
BROWARD COUNTY

J. CARL BLOW
SECRETARY
ST. JOHNS COUNTY

BRUCE D. BARKETT
INDIAN RIVER COUNTY

AARON L. BOWMAN
DUVAL COUNTY

S. NORMAN BRAY
NASSAU COUNTY

T. SPENCER CROWLEY, III
MIAMI-DADE COUNTY

DONALD J. CUOZZO
MARTIN COUNTY

NANCY J. FREEMAN
VOLUSIA COUNTY

JONATHAN S. NETTS
FLAGLER COUNTY

JERRY H. SANSOM
BREVARD COUNTY

DAVID K. ROACH
EXECUTIVE DIRECTOR

MARK T. CROSLEY
ASSISTANT EXECUTIVE DIRECTOR

To: Commissioners
From: David Roach *DR*
Subject: Meeting Schedule

At the last Board meeting, commissioners asked staff to review our meeting schedule and provide a report on its history, required meeting dates, and any changes that may make the meeting schedule more efficient for commissioners and the conduct of District business.

HISTORY

Beginning in 1992 the Board started meeting every month. Prior to that time the Board met every other month. The change in 1992 reflected the increased work load of the District because of several ongoing Long Range Dredged Material Management Studies, multiple land acquisition efforts, and the Manatee Regulatory Sign Program. These programs needed Board action on a regular basis. Additionally, more Assistance Program applications were being received and this program required more attention as well. Prior to this change, board meetings were extending into the late afternoons.

The monthly meetings were structured to alternate between Fridays and Saturdays to preserve time in the office for commissioners who were still working. Later as commissioners became younger and therefore still had children at home, this schedule balanced the need for commissioners to be at home with their families. Monthly meetings reduced the meeting time to around noon to 1pm which was not overly long and allowed for travel time home before dark. Commissioners elected to meet until the business was concluded and then have lunch instead of recessing the meeting for a lunch. Additionally, the monthly meetings allowed for a meeting to be held in every county of the District each year instead of

Commissioners Memorandum
Page Two.

every other year. Monthly meetings also allows for the approval of financial statements and minutes to stay current.

CURRENT STATUS

Long Range Dredged Material Management Studies and all but 1 land acquisition have now been completed and the Manatee Regulatory Signage Program was transferred to the FFWC so the Board's work load has become less. At the same time we have added additional work programs such as performing dredging and site construction ourselves, plus Waterway Cleanups, Small Scale Derelict Vessel Removal, Small Scale Spoil Island Restoration and Enhancement and Holiday Boat Parades. However, many of these projects have been placed on the consent agenda. Additionally, staff has been delegated some authorities so many items that previously went to the Board are approved administratively by staff.

Because of the overall reduction in the work load, the experience of the Commissioners, plus the time spent on the staff transition, we have had light agendas during the last 4 months with 1 meeting cancelled (see attached Meeting Duration spread sheet). This spread sheet shows that an average Board meeting last about 3.5 hours which staff feels is ideal, not too long and not too short. Staff consciously works to keep the meetings from being too long and if there are not sufficient agenda items or items that require action we recommend cancelling meetings.

Staff reviewed our schedule of required action items and prepared the attached listing. We have a few meetings where there are no regularly scheduled items that have to be approved. However, agenda items arise often unpredictably where waiting up to 60 days for the next meeting may be impractical or inefficient.

Items are only placed on an agenda when they have been fully vetted and are ready for Board action. Sometimes this vetting causes items to be deleted from an agenda at the last minute, causing it to be light and making it difficult for staff to plan in advance to cancel a meeting.

Commissioners Memorandum
Page Three.

We are typically scheduling 3 meetings at once. This amounts to working with the local commissioner on the venues for the outreach event, the meeting, and overnight accommodations. Contracts for these venues get executed in advance with most contracts including cancellation penalties, especially for cancellations within 30 days of the event. Additionally, staff advertizes all of our meetings at once in the Florida Administrative Weekly as required by law. Noticing a meeting cancellation requires submitting the notice at least 2 weeks in advance.

DISCUSSION

There are several benefits to meeting every month: the District's business is efficiently conducted with minimal delay; staff and commissioners meet regularly to form a collegial working group, and; a meeting is held in every county each year. The down side of meeting every month is that it takes commissioners time away from their businesses and families and there is an expense to the District.

In this period of staff transition, I believe it is important for Mark to take this time to learn how to prepare the agendas and present them. I am also of the opinion that with the upcoming Board transition, that monthly meetings will be required to educate the new Commissioners.

Teleconferencing has been mentioned as a possible alternative to meeting in person. While it would save time and expense, I am of the opinion that it would be challenging to do for a full board meeting but may be appropriate for committee meetings. I am of the opinion that holding a board meeting on the telephone would be difficult to efficiently execute with a minimum of 16 participants. I envision folks talking over each other because the Chair would have no control over who would start speaking. If the public was in attendance this problem would be exacerbated. Additionally, my experience on teleconference calls is that the calls can get dropped, there is always disturbing background noise, and it can be hard to hear resulting in less than optimal meeting conditions.

Commissioners Memorandum
Page Three.

RECOMMENDATION

I recommend that the Board stay with the current schedule as I believe that this is important during this time of staff transition and upcoming Board transition. Staff will remain vigilant about cancelling light meetings when appropriate.

FLORIDA INLAND NAVIGATION DISTRICT
MEETING DURATION RECORD
October 2010 through February 2013

Board Meeting 10/16/10 4:05 hrs	Board Meeting 11/12/10 3:42 hrs	Board Meeting 12/04/10 3:57 hrs	Board Meeting 1/14/11 4 hrs	Board Meeting 2/19/11 4:53 hrs	Board Meeting 3/18/11 4:14 hrs	Board Meeting 4/16/11 4:10 hrs	Board Meeting 5/20/11 4:05 hrs	Board Meeting 6/17/11 8:59 hrs	Board Meeting 6/18/11 3:58 hrs	Board Meeting 7/15/11 4:07 hrs	Board Meeting 8/12/11 4:26 hrs	Board Meeting 9/17/11 5:13 hrs

Board Meeting 10/28/11 3:29 hrs	Board Meeting 11/16/11 1:44 hrs	Board Meeting 12/6/11	Board Meeting 1/13/12 5:18 hrs	Board Meeting 2/18/12 2:52 hrs	Board Meeting 3/16/12 3:24 hrs	Board Meeting 4/14/12 3:07 hrs	Board Meeting 5/18/12 3:55 hrs	Board Meeting 6/15/12 8:48 hrs	Board Meeting 6/16/12 5:10 hrs	Board Meeting 7/20/12 2:57 hrs	Board Meeting 8/18/12 3:47 hrs	Board Meeting 9/15/12 5:01 hrs
Board Meeting 10/19/12 3:39 hrs	Board Meeting 11/16/12 1:50 hrs	Board Meeting 12/8/12	Board Meeting 1/18/13 2:24 hrs	Board Meeting 2/16/13 1:43 hrs	Board Meeting 3/15/13	Board Meeting 4/13/13	Board Meeting 5/17/13	Board Meeting 6/21/13	Board Meeting 6/22/13	Board Meeting 7/19/13	Board Meeting 8/17/13	Board Meeting 9/14/13

MEETING CANCELLED

**FLORIDA INLAND NAVIGATION DISTRICT
BOARD OF COMMISSIONERS**

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**BOARD MEETING & TAX HEARING SCHEDULE
FY 2012-2013**

DATE	LOCATION	REQUIRED MEETING ISSUES
Friday, October 19, 2012	Broward Co.	Final Budget Amendment for Previous FY and approval of auditor
Friday, November 16, 2012	Duval Co.	None
Saturday, December 8, 2012	Volusia Co.	None
Friday, January 18, 2013	St. Johns Co.	Budget Amendment No. 1
Saturday, February 16, 2013	St. Lucie Co.	Federal Legislative Package Approval
Friday, March 15, 2013	Martin Co.	None
Saturday, April 13, 2013	Flagler Co.	Draft Audit Presentation
Friday, May 17, 2013	Miami-Dade Co.	Final Audit Presentation
Fri. and Sat., June 21 & 22, 2013	Brevard Co.	Assistance Program Presentations
Friday, July 19, 2013	Nassau Co.	Tentative Budget and Grants Approvals
Saturday, August 17, 2013	Indian River Co.	Personnel Issues and Rule Amendments
Friday, September 13&14, 2013	Palm Beach Co.	First Tax hearing

VOTING CONFLICT PROCEDURES

VOTING CONFLICT WITH NO PARTICPATION

1. Immediately upon the introduction of the agenda item, the commissioner with the voting conflict announces that he or she has a voting conflict and the nature of the conflict.
2. When any vote on the matter is taken, including any procedural votes, the vote result should be announced "with commissioner X abstaining."
3. Either at the meeting or within 15 days after the vote on the matter, the commissioner must file Form 8B with the Executive Director.
4. A copy of the Form 8B must be attached to the minutes of the meeting where the vote was taken. It should be included with the draft minutes in the agenda book.

VOTING CONFLICT WITH PARTICATION

1. If the commissioner has participated in the matter prior to the meeting, (e.g. by discussing it with Staff or by sending emails or correspondence to other commissioners) or plans to participate in the debate on the matter during the meeting, then the Form 8B must be submitted to the Executive Director prior to the meeting. The Executive Director shall incorporate it into the minutes of the meeting and immediately provide copies to all of the other commissioners. The Form 8B must be publicly read to the Board when the agenda item comes up.
2. If the conflict is unknown prior to the meeting or if the disclosure has not been made prior to the meeting, the commissioner shall orally make the disclosure of the voting conflict and its nature as soon as the conflict becomes known. The commissioner must file Form 8B with the Executive Director within 15 days of the oral disclosure and the Executive Director will immediately provide copies to the other commissioners. [If the form is submitted during the meeting and copying facilities are not available, the Executive Director will provide the copies within a reasonable time after the meeting.] The Executive Director will incorporate the Form 8B into the minutes of the meeting when the oral disclosure was made. The Executive Director will publicly read the Form 8B at the next meeting subsequent to the filing of the form. I suggest that it be put on the agenda under "Comments by Staff."

Note that a commissioner cannot avoid declaring a voting conflict and filing Form 8B by temporarily absenting himself from the meeting when the agenda item comes up. If he is present at the meeting, he must declare a conflict on any items for which he has a voting conflict and file Form 8B. This can only be avoided by missing the entire meeting. However, if the commissioner wants to avoid "participating" in the matter, he or she can orally declare the voting conflict when the agenda item comes up and have the minutes show he left the room until the vote was taken. He or she will still have to file the Form 8B, but there will be no need to publicly read the Form 8B or to provide copies to the other commissioners (other than the copies incorporated into the minutes).

Also note that it is common for commissioners to attend the meetings of committees of which they are not a member, and to participate in the discussions with the permission of the committee chair. A commissioner who has a voting conflict on a matter before the committee should not participate in the committee discussion and should probably not attend at all. All of the committees except the Land Acquisition Committee make recommendations to the full Board. A commissioner with a voting conflict who takes part in the committee discussion of the matter, even if he or she is not a member of the committee, will have "participated" in the matter and will have to declare the conflict at the full Board meeting and comply with the VOTING CONFLICT WITH PARTICIPATION procedures above when the Board votes to approve the committee recommendations. This should be a rare occurrence, but should be considered.

Select Year: 2012 Go

The 2012 Florida Statutes

Title XPUBLIC OFFICERS, EMPLOYEES,
AND RECORDSChapter 112PUBLIC OFFICERS AND EMPLOYEES:
GENERAL PROVISIONSView Entire
Chapter**112.3143 Voting conflicts.—**

(1) As used in this section:

(a) "Public officer" includes any person elected or appointed to hold office in any agency, including any person serving on an advisory body.

(b) "Relative" means any father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, or daughter-in-law.

(2) No state public officer is prohibited from voting in an official capacity on any matter. However, any state public officer voting in an official capacity upon any measure which would inure to the officer's special private gain or loss; which he or she knows would inure to the special private gain or loss of any principal by whom the officer is retained or to the parent organization or subsidiary of a corporate principal by which the officer is retained; or which the officer knows would inure to the special private gain or loss of a relative or business associate of the public officer shall, within 15 days after the vote occurs, disclose the nature of his or her interest as a public record in a memorandum filed with the person responsible for recording the minutes of the meeting, who shall incorporate the memorandum in the minutes.

(3)(a) No county, municipal, or other local public officer shall vote in an official capacity upon any measure which would inure to his or her special private gain or loss; which he or she knows would inure to the special private gain or loss of any principal by whom he or she is retained or to the parent organization or subsidiary of a corporate principal by which he or she is retained, other than an agency as defined in s. 112.312(2); or which he or she knows would inure to the special private gain or loss of a relative or business associate of the public officer. Such public officer shall, prior to the vote being taken, publicly state to the assembly the nature of the officer's interest in the matter from which he or she is abstaining from voting and, within 15 days after the vote occurs, disclose the nature of his or her interest as a public record in a memorandum filed with the person responsible for recording the minutes of the meeting, who shall incorporate the memorandum in the minutes.

(b) However, a commissioner of a community redevelopment agency created or designated pursuant to s. 163.356 or s. 163.357, or an officer of an independent special tax district elected on a one-acre, one-vote basis, is not prohibited from voting, when voting in said capacity.

(4) No appointed public officer shall participate in any matter which would inure to the officer's special private gain or loss; which the officer knows would inure to the special private gain or loss of any principal by whom he or she is retained or to the parent organization or subsidiary of a corporate principal by which he or she is retained; or which he or she knows would inure to the special private gain or loss of a relative or business associate of the public officer, without first disclosing the nature of his or her interest in the matter.

(a) Such disclosure, indicating the nature of the conflict, shall be made in a written memorandum filed with the person responsible for recording the minutes of the meeting, prior to the meeting in which consideration of the matter will take place, and shall be incorporated into the minutes. Any such memorandum shall become a public record upon filing, shall immediately be provided to the other members of the agency, and shall be read publicly at the next meeting held subsequent to the filing of this written memorandum.

(b) In the event that disclosure has not been made prior to the meeting or that any conflict is unknown prior to the meeting, the disclosure shall be made orally at the meeting when it becomes known that a conflict exists. A written memorandum disclosing the nature of the conflict shall then be filed within 15 days after the oral disclosure with the person responsible for recording the minutes of the meeting and shall be incorporated into the minutes of the meeting at which the oral disclosure was made. Any such memorandum shall become a public record upon filing, shall immediately be provided to the other members of the agency, and shall be read publicly at the next meeting held subsequent to the filing of this written memorandum.

(c) For purposes of this subsection, the term "participate" means any attempt to influence the decision by oral or written communication, whether made by the officer or at the officer's direction.

(5) Whenever a public officer or former public officer is being considered for appointment or reappointment to public office, the appointing body shall consider the number and nature of the memoranda of conflict previously filed under this section by said officer.

History.—s. 6, ch. 75-208; s. 2, ch. 84-318; s. 1, ch. 84-357; s. 2, ch. 86-148; s. 5, ch. 91-85; s. 3, ch. 94-277; s. 1408, ch. 95-147; s. 43, ch. 99-2.

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE	
MAILING ADDRESS		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:	
CITY	COUNTY	<input type="checkbox"/> CITY	<input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
DATE ON WHICH VOTE OCCURRED		NAME OF POLITICAL SUBDIVISION:	
		MY POSITION IS: <input type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE	

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, _____, hereby disclose that on _____, 20 ____:

(a) A measure came or will come before my agency which (check one)

- ☐ inured to my special private gain or loss;
- ☐ inured to the special gain or loss of my business associate, _____;
- ☐ inured to the special gain or loss of my relative, _____;
- ☐ inured to the special gain or loss of _____, by whom I am retained; or
- ☐ inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

Date Filed

Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

March 1, 2013

MEMORANDUM

TO: David Roach, Executive Director
Mark Crosley, Assistant Executive Director

FROM: Jim Davenport

SUBJECT: Federal Legislative Report

We appreciate Commissioners Jerry Sansom, Carl Blow and Tyler Chappell, and Assistant Executive Director Mark Crosley, making the trip to Washington on February 26th and 27th to discuss the maintenance dredging needs of the Intracoastal, Atlantic Intracoastal and Okeechobee Waterways. A copy of our final itinerary is attached.

During the meetings, FIND Commissioners were given the opportunity to discuss the dredging needs and the economic benefits of the waterways. We stressed that certain economic benefits (i.e. recreation, cargo value) are currently given no consideration by the U.S. Army Corps of Engineers (USACE) and the Office of Management and Budget (OMB), and that we need congressional support to remedy current policy. As we discussed, a Water Resources Development Act (WRDA) would be the likely legislative vehicle for such a policy change.

As to the current dredging needs, we sought congressional support for a letter to the USACE seeking funding in fiscal year (FY) 2013. We will follow up with congressional staff over the next couple of weeks to secure support for the letter. In addition, we asked that your delegation seek FY 2014 funding for inland waterways and navigation maintenance.

On Capitol Hill, aside from sequestration taking effect today, there are competing bills being offered for fiscal year FY 2013 appropriations. The House is planning to move a full-year 2013 Continuing Resolution (CR), while Senate Appropriations Chair Barbara Mikulski (D-MD) is trying to cobble together an FY 2013 Omnibus Appropriations Bill. The Omnibus would be a better scenario for FIND in that the bill includes specific allocations for inland waterways and navigation maintenance. The CR would not include those categories, and it would be at the discretion of the USACE to provide funding for low-commercial use waterways.

We will report back to you on our efforts. Please contact me with any questions.

FLORIDA INLAND NAVIGATION DISTRICT
WASHINGTON, DC ITINERARY
FEBRUARY 26-27, 2013

The Honorable Jerry Sansom, Brevard County Commissioner
The Honorable Carl Blow, St. Johns County Commissioner
The Honorable Tyler Chappell, Broward County Commissioner
Mark Crosley, Assistant Executive Director *Cell (561) 262-1100*
Jim Davenport, Alcalde & Fay

Cell (703)597-2009

Hotel: Holiday Inn Downtown, 550 C Street SW, (202) 479-4000

Tuesday, February 26th

- 10:15 am** Meet outside of 184 Dirksen Senate Office Building
- 10:30am** Roger Cockrell, Professional Staff
Senate Appropriations Subcommittee on Energy & Water
184 Dirksen Senate Office Building
(202) 224-3989
- 11:30am** Sarah Decker, Legislative Assistant
Office of Senator Marco Rubio
317 Hart Senate Office Building
(202) 224-3041
- 11:45pm** Lunch at The Monocle
107 D Street, NE
(202) 546-4488
- 1:00 pm** Congressman Bill Posey
Marcus Brubaker, Legislative Director
120 Cannon House Office Building
(202) 225-3671
- 1:30 pm** Congresswoman Frederica Wilson
Justin Zorin, Legislative Assistant
208 Cannon House Office Building
(202) 225-4506

- 2:30pm** **Congresswoman Ileana Ros-Lehtinen**
Josh Salpeter, Legislative Director
2206 Rayburn House Office Building
(202) 225-3931
- 3:00pm** **Jonathan Bray, Chief of Staff**
Jim Cho, Legislative Director
Office of Congresswoman Lois Frankel
1037 Longworth House Office Building
(202) 225-9890
- 3:45 pm** **Special Agent Eric Fox, Law Enforcement Congressional Fellow**
Office of Congressman Ron DeSantis
427 Cannon House Office Building
202-225-2706
- 5:00 pm** **Senator Bill Nelson**
Jenny Solomon, Legislative Assistant
716 Hart Senate Office Building
(202) 224-5274
- 7:00pm** **Dinner at DC Coast**
1401 K Street, NW
(202) 216-5988

Wednesday, February 27th

- 9:30 am** **Congressman Joe Garcia**
David Montes, Legislative Director
1440 Longworth House Office Building
(202) 225-2778
- 10:00am** **Joshua Lipman, Legislative Assistant/Counsel**
Office of Congressman Ted Deutch
1024 Longworth House Office Building
(202) 225-3001
- 10:30am** **Coby Dolan, Legislative Director/General Counsel**


Office of Congresswoman Debbie Wasserman Schultz
118 Cannon House Office Building
(202) 225-7931

- 11:00am** **Congressman John Mica**
Wiley Deck, Chief of Staff
2187 Rayburn House Office Building
(202) 225-4035
- 12:00pm** **Lunch in Members Dining Room**
(202) 225-6300
- 1:30 pm** **Morgan Cashwell, Legislative Assistant/Counsel**
Office of Congressman Patrick Murphy
1517 Longworth House Office Building
(202) 225-3026
- 2:00pm** **Angie Giancarlo, Majority Professional Staff**
Taunja Berquam, Minority Professional Staff
House Energy and Water Appropriations Subcommittee
2362-B Rayburn House Office Building
- 3:00pm** **Congresswoman Corrine Brown**
Nick Martinelli, Legislative Director
2111 Rayburn House Office Building
(202) 225-0123
- 3:30 pm** **Ian Wolf, General Counsel**
Larry Zaragoza, Policy Advisor
Office of Congressman Alcee Hastings
2353 Rayburn House Office Building
(202) 225-1313
- 4:30 pm** **Stacey Brown, Deputy Chief (Civil Works), South Atlantic Division**
Jeffrey McKee, Coastal Navigation Program Manager
Army Corps of Engineers
441 G Street, NW
(202) 761-4106/ (202) 689-9316 (cell)



MEMORANDUM

TO: Dave Roach, Executive Director
Mark Crosley, Assistant Executive Director
Florida Inland Navigation District

FROM: Jon C. Moyle, Jr. 

DATE: March 1, 2013

RE: Update of Florida Legislative Activity and Bills of Interest

I wanted to provide you with the March legislative report to update you and the Board on the status of issues that the firm is tracking for the Florida Inland Navigation District ("FIND"). I have also attached a list of bills that are currently being monitored for FIND.

Session Begins on March 5, 2013

Pre-session legislative committee meetings have concluded and the 60 day legislative session begins on Tuesday, March 5, 2013 and ends on Friday, May 3, 2012. The deadline for filing bills is noon on the first day of the legislative session. As of today, 659 bills have been filed in the Florida House and 702 bills have been filed in the Florida Senate. We are reviewing the filed bills, and tracking ones that may impact FIND.

February Legislative Activity of Note

As bills continue to be filed, a number of key issues have received significant attention during the February committee meetings. The Governor's budget staff has presented the Governor's budget to a host of legislative committees. Both the House and Senate have special

Dave Roach
Mark Crosley
March 1, 2013
Page 2

committees that are reviewing the federal health care legislation and considering whether to expand Florida's Medicaid program in accordance with the federal law that was upheld by the Supreme Court last year on a 5-4 vote. Governor Scott initially opposed the expansion of Medicaid, but recently changed his mind and now supports its expansion. The Senate seems more likely to support an expansion, but the House has signaled reluctance. This will be a significant issue during the legislative session. Following that tragic day in Connecticut, school security has received a lot of legislative attention this past month, and that focus will continue into the session. Election and ethics reform bills are moving through committees. It is expected that the first bill the Senate will pass is an ethics reform package. Election legislation, usually a partisan and contentious issue, seems to be enjoying bi-partisan support. The proposed legislation is aimed at addressing the problems seen at the polls last fall. Thus, it will expand the early voting times and location, and limit ballot summaries of constitutional amendments to 75 words or less. Everglades restoration and funding has also receiving considerable attention this past month.

Issues of Interest to FIND

As previously reported, Senator Ring has filed a special district bill, Senate bill 538, that will need to be closely watched. Representative Lake Ray (R-Jacksonville) filed a companion bill, House bill 881. Neither bill has been heard in committee yet. I followed up on the Senate bill and was told that the impetus for its filing was a special district in Broward County that had provided lifetime health benefits to its Board members. Senator Ring is seeking another level of review for certain decisions of special districts that are located wholly within the boundaries of a

Dave Roach
Mark Crosley
March 1, 2013
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general purpose government. I was told that the legislation should not affect FIND. I indicated that the staff analysis of the bill would be important, and wanted to ensure that it was clear in the staff analysis that the legislation would not impact a multi-county special district. I was told that would be done. Furthermore, to the extent that question was unclear, there was openness to expressly exempting inland navigation districts.

As previewed in my last report, Representative Jimmy Patronis (R-Panama City) has filed a comprehensive environmental permitting bill, House bill 999. The bill covers a host of topics, from air permitting to sovereign submerged land leases to mooring fields. The title summary is set forth below:

Environmental Regulation: Creates, amends, & revises numerous provisions relating to: development permit applications; marinas, boatyards, & marine retailers; general permits for special events; well permits; exemptions from permits, fees & related environmental requirements & regulation; regional water supply planning; agricultural water supply demand projections; major sources of air pollution; water quality testing, sampling, collection, & analysis; & restoration of seawalls.

Representative Patronis is very good to work with, and is often open to amendments, so please let me know if there are issues that you would like for me to raise with him for possible inclusion in this comprehensive bill. Representative Patronis is well respected and currently serves as chairman of the House Economic Affairs committee.

If you have any questions or need further information, please let me know.

Attachment: 2013 FIND Bill Tracking List Updated as of 3/1/13

2013 Senate Bills

SB 50 by Negron

Public Meetings; Requiring that a member of the public be given a reasonable opportunity to be heard before a board or commission takes official action on a proposition before a board or commission of any state agency or authority or of any agency or authority of any county, municipal corporation, or political subdivision; providing that the opportunity to be heard is subject to rules or policies adopted by the board or commission; providing that compliance with the requirements of the act is presumed under certain circumstances; authorizing a court to assess reasonable attorney fees in actions filed against a board or commission; providing that any action taken by a board or commission which is found in violation of the act is not void; providing that circuit courts have jurisdiction to issue injunctions for purposes of the act, etc.

- **02/21/2013 Favorable by Appropriations; YEAS 16 NAYS 0**
- **Now in Rules**

SB 90 by Smith

State Contracts; Requiring all state contracts of more than a certain amount to require call-center services to be staffed by persons located within the United States, etc.

- **01/15/13 Favorable by Commerce and Tourism; YEAS 10 NAYS 0**
- **Now in Governmental Oversight and Accountability**

SB 244 by Dean

Water Management Districts; Providing for the adoption of certain reservations and minimum flows and levels by the Department of Environmental Protection; Requiring water management districts to apply, without adopting by Rule, the reservations, minimum flows and levels, and recovery and prevention strategies adopted by the department; requiring a regional water supply authority and the applicable water management district to jointly develop water supply component of the regional water supply plan, etc.

- **02/06/2013 Favorable by Environmental Preservation and Conservation; YEAS 9 NAYS 0**
- **Now in Governmental Oversight and Accountability**

SB 326 by Hays

Powers and Duties of the Department of Environmental Protection; Removing an obsolete reference for purposes of calculating the reimbursement for transportation and utility crossings of greenways lands in Marion County; repealing a specified provision relating to additional powers and duties of the Department of Environmental Protection to dispose of surplus lands that were for the construction, operation or promotion of a canal across the peninsula of the state and refund payments to counties, etc.

- **02/06/2013 Favorable by Environmental Preservation and Conservation; YEAS 9 NAYS 0**
- **Now in Communications, Energy and Public Utilities**

SB 466 by Altman

State Lands; Authorizing individuals and corporations to submit requests to the Board of Trustees of the Internal Improvement Trust Fund to exchange state-owned land for conservation easements over privately held land; providing criteria for consideration of such requests; encouraging certain operations on such lands, etc.

- **02/04/2013 Referred to Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; Appropriations**

SB 538 by Ring

Special Districts; Requiring public facilities projects of independent special districts with taxing authority to be approved by the appropriate local general-purpose government; requiring a local government representative to serve as an ex officio, nonvoting member of the district, etc.

- **02/06/2013 Referred to Community Affairs; Appropriations Subcommittee on Finance and Tax; Appropriations**

SB 578 by Clemens

Public Construction Projects; Requiring state agencies to specify certain products associated with public works projects; prohibiting state agencies from excluding the use of certain building rating systems, building codes, or published supplements for certain construction and renovation projects, etc.

- **02/07/2013 Referred to Community Affairs; Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; Appropriations**

SB 584 by Hays

Purchase of Land by a Governmental Entity; Limiting the state, a county, or a municipality's ability to purchase land for conservation purposes, etc.

- **02/07/2013 Referred to Environmental Preservation and Conservation; Community Affairs; Judiciary; Appropriations**

SB 588 by Brandes

Lease of Sovereignty Submerged Lands for Private Docks; Providing exemptions from lease fees for certain lessees, etc.

- **02/07/2013 Referred to Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; Appropriations**

SB 684 by Hays

Preference in Award of State Contracts; Expanding provisions that require an agency, university, college, school district, or other political subdivision of the state to provide preferential consideration to a Florida business in awarding competitively bid contracts to purchase personal property to include the purchase of construction services; requiring counties and municipalities to provide such preferential consideration; providing that for specified competitive solicitations the authority to grant preference supersedes any local ordinance or regulation that restricts specified contractors from competing for an award based upon certain conditions, etc.

- **02/13/2013 Referred to Governmental Oversight and Accountability; Community Affairs; Appropriations; Rules**

SB 754 by Grimsley

Water Quality Credit Trading; Authorizing the Department of Environmental Protection to implement water quality credit trading in adopted basin management action plans on an ongoing basis; deleting a requirement that voluntary trading of water credits be limited to the Lower St. Johns River Basin; authorizing additional water quality protection programs to participate in water quality credit trading, etc.

- **02/14/2013 Referred to Environmental Preservation and Conservation; Community Affairs; Appropriations**

SB 830 by Latvala

Vessels; Prohibiting a person under a certain age from operating a vessel towing a person, etc.

- **02/19/2013 Referred to Transportation; Commerce and Tourism; Judiciary**

SB 1104 by Brandes

Environment; Revising the responsibilities of the Department of Transportation, a county, or a municipality to improve or maintain a road that provides access to property within the state park system; revising the process and criteria for the payment by the department or participating transportation authorities of mitigation implemented by water management districts or the Department of Environmental Protection; revising the outdoor advertisement exemption criteria for a public information system, etc.

- **02/28/2013 Referred to Transportation; Environmental Preservation and Conservation; Appropriations**

SB 1150 by Benacquisto

State Contracting; Requiring agreements funded with state or federal financial assistance to include additional provisions; revising provisions relating to the Chief Financial Officer's intergovernmental contract tracking system under the Transparency Florida Act; repealing provisions relating to a requirement that state agencies report certain contract information to the Department of Financial Services and transferring that requirement to s. 215.985, F.S., etc.

- **02/25/2013 Filed**

2013 House Bills

HB 181 by Van Zant

Public Works Projects; Prohibits state & political subdivisions that contract for construction, maintenance, repair, or improvement of public works from imposing certain conditions on certain contractors, subcontractors, material suppliers, or carriers; provides exception; prohibits state & political subdivisions from restricting qualified bidders from submitting bids, being awarded any bid or contract, or performing work on public works project; revises filing requirements for written protests to contract solicitations or awards.

HB 227 by Peters (Compare HB 254, SB 64)

Vessels; Creates Deviny's Law; prohibits person under certain age from operating vessel towing person; prohibits operating vessel towing person within certain distance from stationary structure; provides for exceptions.

HB 307 by Tobia

Preference in Award of State Contracts: Expands provisions that require agency, university, college, school district, or other political subdivision to provide preferential consideration to Florida business in awarding competitively bid contracts to purchase personal property to include purchase of construction services; requires counties & municipalities to provide such preferential consideration; provides that for specified competitive solicitations authority to grant preference supersedes local ordinances & regulations that restrict specified contractors from competing for an award based upon certain conditions; requires university, college, county, municipality, school district, or other political subdivision to make specified disclosures in competitive solicitation documents.

- **Now in Government Operations Subcommittee**

HB 713 by Rep. Pigman

Water Quality Credit Trading: Authorizes DEP to implement water quality credit trading in adopted basin management action plans; deletes requirement that voluntary trading of water credits be limited to the Lower St. Johns River Basin; revises provisions relating to rulemaking for water quality credit trading programs.

- **Now in Agriculture and Natural Resources Subcommittee**

HB 881 by Ray

Special Districts: Requires public facilities projects of independent special districts with taxing authority to be approved by appropriate local general-purpose government; requires local government representative to serve ex officio as nonvoting member of district; provides exemptions.

- **Now in Local & Federal Affairs Committee on Thursday, 2:53 PM**

HB 901 by Stone

Purchase of Land by Governmental Entity: Limits ability of state, counties, & municipalities to purchase land for conservation purposes.

- **Now in Agriculture & Natural Resources Subcommittee**

HB 999 by Patronis

Environmental Regulation: Creates, amends, & revises numerous provisions relating to: development permit applications; marinas, boatyards, & marine retailers; general permits for special events; well permits; exemptions from permits, fees & related environmental requirements & regulation; regional water supply planning; agricultural water supply demand projections; major sources of air pollution; water quality testing, sampling, collection, & analysis; & restoration of seawalls.

- **Filed on Monday, February 25, 2013 8:07 AM**

HB 1017 by Fresen

State Procurement: Provides preference for local businesses in state contracting for goods & contractual services, including construction services.

- **Filed on Monday, February 25, 2013**

HB 4007 by Nelson (Compare SB 326)

Department of Environmental Protection; Repeals provisions relating to power & duties of DEP to dispose of certain surplus lands acquired for construction, operation, or promotion of canal across peninsula of the state & refund payments to counties.

- **Now in Appropriations Committee**

Updated as of March 1, 2013