



**COMMISSIONER
ORIENTATION
PACKAGE**

COMMISSIONER ORIENTATION PACKAGE - 2015

- 001. District Orientation Cover
- 002. District Orientation Table of Contents
- 003a. District Synopsis and Mission Statement
- 003b. Statement of Agency Organization and Operation
- 004. Commission and Staff Contact Info
- 005. Commissioners Responsibilities
- 006a. 2014/2015 Meeting Schedule
- 006b. 2015/2016 Proposed Meeting Schedule
- 007. Commission Committee Assignments
- 008. FIND Historical Narrative
- 009. FY 2014-2015 Budget including Annual Work Plan
- 010. The Florida Inland Navigation District Law Ch. 374.975-989 Florida Statutes
- 011. Administrative Rules:
 - 011a. Cooperative Assistance Program Summary
 - 011b. 66B-1 - Cooperative Assistance Program Rule
 - 011c. Waterways Assistance Program Summary
 - 011d. 66B-2 - Waterways Assistance Program
 - 011e. 66B-3 - Land Acquisition Program
- 012a. Voting Conflict Procedures
- 012b. 112.3143 - Voting Conflict Statute
- 012c. Form 8B – Memorandum of Voting Conflict Form
- 013. Sunshine Law
- 014a. Travel and Per Diem Resolution & Law
- 014b. Travel Reimbursement Request Forms

Florida Inland Navigation District District Synopsis and Mission Statement



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 as well as the Okeechobee Waterway in Martin and Palm Beach Counties, both State/Federal navigation projects. In this capacity the District provides all lands required for the navigation projects including rights of way and lands for the management of dredged materials removed from the waterway channel during dredging activities.

Other District Programs:

- **Land Development and Management** - The District is involved with the development and management of the lands that are provided for the Atlantic Intracoastal and Okeechobee Waterway projects.
- **Assistance Programs** - Funding assistance is provided to other governments within the District through the **Waterways and Cooperative Assistance Programs** to develop waterway improvement projects such as access channels, boat ramps, public marinas, fishing piers, boardwalks, waterfront parks, environmental enhancement/restoration, environmental education and boating safety.
- **Public Information** - Publication and distribution of approximately 31 free brochures concerning waterway related issues.

**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 six (6) 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, 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, 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.

**BOARD OF COMMISSIONERS
FLORIDA INLAND NAVIGATION DISTRICT**

Please contact staff for Administration contact information	OFFICE: Florida Inland Navigation District 1314 Marcinski Road, Jupiter, FL 33477-9427 Ph. 561-627-3386, Fax 561-624-6480 Aicw.org
---	--

Florida Inland Navigation District Commissioners Responsibilities

Meetings (Meetings rotate throughout the twelve counties of the District)

- Regular Board Meeting - Every month, generally the day alternates between Fridays and some Saturdays, lasts at least a half day, and attendance is required. The exception is the June meeting, an all day meeting on Friday and a half a day to a full day on Saturday for assistance application presentations. Almost all business conducted by FIND is brought forth at these meetings, and reviewed and approved by the Board.
- Workshop Meetings - Held on an as needed basis.
- Committee Meetings - Held in conjunction with Regular or Workshop meetings, sometimes held by teleconference, attendance is required.
- Tax Hearings - Two are required in September of each year, one on Thursday evening prior to the September Board Meeting, the other is a special meeting.
- Waterway Inspection Trip - Typically occurs once a year usually in the spring. Each trip usually lasts three days and attendance is optional.

In association with the meetings there is usually a Community Outreach Event for the Board members, wives, FIND staff and local government representatives and general public the evening before the meeting. The Commissioner whose county the meeting is in typically suggests the arrangements for the event and works with staff to implement it.

Program Responsibilities

- Commissioners work with staff to ascertain that District projects within their county are handled correctly and in concert with the local representatives. This would involve issues in the Land Acquisition and Management Program and the Waterways Assistance Program.
- Commissioners are required to review Waterways Assistance Projects within their county and approve their submission to the District for the program.

- Commissioners also present assistance checks to local government commissions and attend project dedications.

Officers Responsibilities

- Chair - The Chair coordinates meeting agendas with staff, signs District checks bi-weekly, signs agreements, and approves fund transfers.
- Vice-Chair - The Vice Chair assumes the Chair's responsibilities if the Chair is not available. The Vice Chair may sign checks in place of the Chair or the Treasurer.
- Treasurer - The Treasurer signs checks bi-weekly. Checks can be mailed, brought to a meeting or approved by electronic format (Automated Clearing House, ACH) as applicable.
- Secretary - Signs meeting minutes and other documents. Once approved by the Board, minutes are usually mailed or brought to the meeting for signature. The Secretary also calls the roll at meetings and workshops.

**FLORIDA INLAND NAVIGATION DISTRICT
BOARD OF COMMISSIONERS**

**BOARD MEETING & TAX HEARING SCHEDULE
FY 2014-2015**

DATE	LOCATION	MEETING TYPE
Saturday, October 18, 2014	Broward Co.	Regular meeting
Friday, November 14, 2014	Martin Co.	Regular meeting
Saturday, December 13, 2014	Volusia Co.	Regular meeting
Friday, January 16, 2015	St. Johns Co.	Regular meeting
Saturday, February 21, 2015	St. Lucie Co.	Regular meeting
Friday, March 20, 2015	Duval Co.	Regular meeting
Friday, April 17, 2015	Flagler Co.	Regular meeting
Friday, May 15, 2015	Miami-Dade Co.	Regular meeting
Fri. and Sat., June 19 & 20, 2015	Brevard Co.	Regular meeting
Saturday, July 18, 2015	Nassau Co.	Regular meeting
Friday, August 21, 2015	Indian River Co.	Regular meeting
Friday, September 11, 2015	Palm Beach Co.	1 st Tax/Budget Mtg.
Saturday, September, 12, 2015	Palm Beach Co.	Regular Meeting
(TBA) End of September	(TBA) IRC Co.	Final Tax./Budget Mtg.

**FLORIDA INLAND NAVIGATION DISTRICT
BOARD OF COMMISSIONERS**

**BOARD MEETING & TAX HEARING SCHEDULE
FY 2015-2016**

DATE	LOCATION	MEETING TYPE
Friday, October 16, 2015	Broward Co.	Regular Meeting
Saturday, November 14, 2015	Martin Co.	Regular Meeting
Friday, December 11, 2015	Volusia Co.	Regular Meeting
Friday, January 15, 2016	St. Johns Co.	Regular Meeting
Saturday, February 20, 2016	St. Lucie Co.	Regular Meeting
Friday, March 18, 2016	Duval Co.	Regular Meeting
Saturday, April 16, 2016	Flagler Co.	Regular Meeting
Friday, May 20, 2016	Miami-Dade Co.	Regular Meeting
Fri. and Sat., June 17 & 18, 2016	Brevard Co.	Regular Meeting
Friday, July 22, 2016	Nassau Co.	Regular Meeting
Saturday, August 20, 2016	Indian River Co.	Regular Meeting
Thursday, September 08, 2016	Palm Beach Co.	1 st Tax/Budget Mtg.
Friday, September, 09, 2016	Palm Beach Co.	Regular Meeting
(TBA) End of September	(TBA) IRC Co.	Final Tax./Budget Mtg.

FIND - COMMITTEE ASSIGNMENTS 06-2015

PROPERTY ACQUISITION AND MANAGEMENT COMMITTEE (Note: Need a Chair)

~~Vice Chair Blow ??~~

~~Commissioner Kavanagh~~

~~Commissioner Bowman~~

Commissioner Isiminger

Commissioner Crowley

LEGISLATIVE COMMITTEE (Note: Need a Chair??)

~~Vice Chair Blow~~

Commissioner Williams

Commissioner Crowley

Commissioner Sansom

Commissioner Isiminger

PERSONNEL COMMITTEE

~~Secretary~~ Netts, (Chair)

~~Treasurer~~ Cuzzo

Commissioner Williams

Commissioner Dritenbas

Commissioner McCabe

FINANCE AND BUDGET COMMITTEE (Note: Chair has typically been the Treasurer)

~~Treasurer~~ Cuzzo - Chair

~~Vice Chair Blow??~~

~~Commissioner Bowman~~

Commissioner Sansom

Commissioner McCabe

NOMINATION OF OFFICERS COMMITTEE (Note: Need a Chair)

~~Commissioner Bowman~~ (Chair)

Commissioner Sansom

Commissioner Isiminger

Commissioner Dritenbas

AUDITOR SELECTION COMMITTEE

~~Treasurer~~ Cuzzo, (Chair)

~~Secretary~~ Netts

~~Commissioner Bowman~~

~~Commissioner Kavanagh~~

TEMPORARY WATERWAY ENCROACHMENT COMMITTEE (Note: Need a Chair)

~~Vice Chair~~ Blow

~~Treasurer~~ Cuzzo

~~Secretary~~ Netts

Commissioner Isiminger

Commissioner Dritenbas

PUBLIC RELATIONS COMMITTEE (Note: Need a Chair)

Commissioner Crowley

Commissioner Sansom

Commissioner McCabe

Commissioner Williams

NOTE: The Commission Chair is an ex-officio member of all committees. No fewer than 3 or more than 5 members can serve on a committee.

Revised 04/23/15

DISTRICT COMMITTEES

Property Acquisition & Management Committee:

Has authority to act for the full Board in matters relating to property acquisition, development and management. Authority includes approval of purchase agreements, site investigations and development or management contracts. Meets as action is required.

Legislative Committee:

Reviews legislative matters and makes recommendations to the full Board. Typical reviewed items include federal and state legislative initiatives/regulations, and federal appropriation requests. Meets typically once or twice a year prior to the federal appropriation requests (Jan/Feb).

Finance and Budget Committee

Reviews finance and budget matters and makes recommendations to the full Board. Typically reviewed items include the proposed budget, major budget amendments, financial investment issues, and financial audit issues. Meets as necessary.

Personnel Committee

Reviews personnel matters and makes recommendations to the full Board. Typical reviewed items include personnel salaries, performance evaluations, and personnel policies. Meets typically once or twice a year prior to the budget.

Nomination of Officers Committee

Accepts and reviews nominations for Board officers. Makes recommendations to the Board. Meets as action is required, typically in May.

Auditor Selection Committee

Make recommendations to the Board (i) as to whether the District should reexamine retention of its existing auditor or retain a new auditor, and (ii) to make recommendations to the Board, as appropriate, in selecting an auditor using the procedures in 218.391(3) F.S.

Temporary Waterway Encroachment Committee

Make recommendations to the Board on the District's position regarding temporary waterway encroachments. Meets as action is required.

Public Relations Committee:

Florida Inland Navigation District Historical Narrative

The Florida Coastline Canal, from Jacksonville to Miami, has been a matter of concern not only to the people of the east coast of Florida, but also to the executive and legislative branches of the State Government for many years. The canal that existed prior to the creation of the Florida Inland Navigation District in 1927 was constructed by the Florida Coast Line Canal and Transportation Company, which received Letters Patent under the Laws of Florida on May 23, 1881. The canal then contemplated by the Company was one connecting the Matanzas River with the Indian River. By subsequent resolution filed with the Secretary of State on June 27, 1882, by the Canal Company, the scope of the project was extended to connect the navigable waters of the St. Johns River at the mouth of Pablo Creek through the Matanzas and the Indian Rivers through Lake Worth with the waters of Biscayne Bay. By the same resolution the charter was construed to contemplate a canal allowing the passage of vessels drawing three feet of water or less.

By Chapter 3995, Acts of 1889, the Legislature declared that canals and waterways of the Canal Company should be not less than fifty feet wide and not less than five feet deep at mean low water, for the entire distance between the St. Johns River and Biscayne Bay, and should be so maintained by the Company. Approximately a million acres of public lands were granted by the State to the Company to aid in effecting the purposes for which it was formed. The work was begun in 1883 and finally completed in 1912. (For more information, please see the report of P. B. Elliott, State drainage Engineer, on Florida Coastline Canals, filed with the Trustees of the Internal Improvement Fund, January 4, 1915).

The total cost of the canal to October 1, 1914, approximated \$3,500,000 and the aggregate amount received from land sales approximated \$1,400,000. The remaining \$2,000,000 or thereabouts, of the cost was provided by the Company from other sources. Tolls were charged on the canal for transit.

The completion of the canal did not solve the problem of inland water transportation from Jacksonville to Miami, even to the extent that a canal of the minimum width of fifty feet and a minimum depth of five feet at mean low water could solve it. There was the difficult task of maintaining the minimum depth. Like most pioneers, the Canal Company had its troubles. Default was made in the terms of a trust deed or mortgage securing an issue of bonds and covering the canal property, and at the instance of the Rhode Island Hospital Trust Company, as trustees, the trust deed or mortgage was foreclosed in the Circuit Court of St. Johns County, Florida, and the property sold on September 3, 1923, to satisfy a debt of \$937,931.31 to Florida Canal and Transportation Company. The growth and development of the east coast of Florida had brought about during the past twenty years or more a general demand for adequate inland water transportation. Repeatedly during that period attempts had been made by public bodies to induce the federal government under some terms and circumstances to provide that inland transportation either by the so-called coastal route, via: by the canal along the east coast, or by the so-called St. Johns River route via Sanford then to Titusville - thence by the coastal route to Miami.

Finally a survey of the two projects was ordered by the River and Harbors Act of Congress approved June 5, 1920. After an investigation running over more than six years, a voluminous report upon that survey was made by the Secretary of War to Congress, December 14, 1926. The contents of the report are summed up in a brief letter directed by the Chief of Engineers of the U.S. Army to the Secretary of War, wherein he

summarized the benefits to accrue to the inhabitants of the east coast of Florida, including a saving on transportation charges, under improved conditions, of an amount estimated variously from \$400,000 per year to \$1,600,000 per year. He also pointed out the importance of completing this great length of the inland waterway extending between New England and Key West. He concluded his report by declaring that an inland waterway in general seventy-five feet wide and eight feet deep at mean low water, following the coastal route from Jacksonville to Miami, was deemed advisable at an estimated cost of \$4,220,000 and with \$125,000 annually for maintenance, and recommended the approval of that project subject to the following conditions:

- (a) That local interests shall 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
- (b) That local interests shall furnish suitable areas for deposit of dredged materials in connection with the work and its subsequent maintenance.

The River and Harbor Act, approved January 21, 1927, authorized the establishment and maintenance of an inland waterway in general seventy-five feet wide and eight feet deep at mean low water, following the coastal route from Jacksonville, Florida, and subject to the conditions set forth above.

And so the construction and maintenance of an inland waterway fifty percent wider and sixty percent deeper than was ever contemplated by any State legislative enactment or contractual undertaking was assured to the people of Florida, subject to the conditions requiring support by local interests. And the new and greater canal would be toll-free. And thus, in order to bring about the construction of the canal and the maintenance thereof by the federal government, there remained for the people of the east coast of Florida only to comply with the conditions imposed by Congress.

And it was to fulfill these conditions that the Florida Inland Navigation District was created by the Florida Legislature at its Session in 1927, by Chapter 12026. This Act authorized the Navigation District to purchase the existing Coast Line Canal for a price of not more than \$800,000 and convey it free of cost to the United States and authorized it to issue bonds to enable it to perform the other conditions imposed upon local interests by the Act of Congress.

The District purchased the canal at a price of \$750,000 plus accrued interest to date of closing of \$26,266.66, a total cost of \$776,266.66.

At an election in the eleven counties of the District, the voters authorized a bond issue of \$1,887,000 to pay the purchase price of the Coast Line Canal and Transportation Company and to purchase the rights-of-way and spoil areas needed by the United States for the enlargement and improvement of the waterway. However, the Navigation District used only \$850,000 of these bonds, and the remaining \$1,037,000 thereof were subsequently canceled and destroyed by the District. All of these acts of the Navigation District occurred prior to 1931 when the Act creating the District was amended and reenacted by the State Legislature by Chapter 14723, Special Acts of 1931.

This 1931 Act placed upon the Navigation District the duty and responsibility of performing the conditions imposed on local interests by the Acts of Congress authorizing the improvement of the waterway, as amended by the River and Harbor Act approved July 3, 1930, which increased the width of the waterway

from seventy-five feet to one hundred feet. The amount to be paid by the District for rights-of-way and spoil disposal areas was limited to \$1,037,000, the amount of the bonds which had been previously destroyed. The taxing power of the District was limited to 1 mill.

In 1935, by Chapter 17020, the Legislature authorized the District to expend funds for publicizing the completion of the waterway and its availability to watercraft and to print and distribute information regarding the waterway and to promote its use in navigation by watercraft of all kinds.

In 1939, by Chapter 19122, the Legislature 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.

The Navigation District consists of the twelve counties along the east coast of Florida from Nassau to Miami-Dade, both inclusive. However, an important link of the Intracoastal Waterway in Florida is that from the St. Marys River on the Georgia-Florida line to the St. Johns River in Duval County, and traversing Nassau County. The waterway from Trenton, New Jersey, to the St. Marys River was twelve feet in depth and the United States desired to deepen it to the same depth from the St. Marys River to the St. Johns River, but upon the same conditions that local interests should provide the necessary rights-of-way, spoil disposal areas, etc. as were placed upon the Navigation District for the improvement of the waterway from Jacksonville to Miami. However, there was no local agency authorized by law or willing to perform these conditions to obtain the improvement, so in 1941, the Legislature by Chapter 20430 authorized and empowered the Navigation District to do this. Subsequently, the Navigation District has acquired and conveyed these areas to the United States and has furnished the necessary rights-of-way and the United States has deepened and improved the waterway from the St. Marys River to the St. Johns River near Jacksonville to a depth of twelve feet and a width of one hundred twenty-five feet.

For several years, the United States had been considering the deepening of the Intracoastal Waterway from Jacksonville to Miami to a depth of twelve feet, to correspond with the depth from Jacksonville to Trenton, New Jersey. In 1942, however, the project was unfavorably reported to the Board of Engineers. The Navigation District appealed from that report and succeeded, ultimately, in obtaining a favorable report, which is now incorporated in the River and Harbor Bill which was submitted to the Congress of the United States in January, 1944, authorizing an expenditure of \$11,788,000 to improve the waterway from Jacksonville to Miami, and an additional expenditure of \$1,830,000 to deepen likewise the waterway from Miami to Key West.

The principal function of the Navigation District has been to furnish to the United States that necessary cooperation which the United States requires as a condition precedent to its improvement of the waterway. A partnership exists between the United States and the State of Florida, acting by and through the Navigation District whereby the United States agrees to construct and maintain the Intracoastal Waterway and the Navigation District agrees to furnish to it, free of cost, the necessary rights-of-way and areas for the deposit of dredged material in connection with the subsequent maintenance of the canal. The nature of the land through which the waterway runs is such that shoaling occurs, requiring repeated dredging to provide

the minimum channel. So long as the United States does the work necessary to maintain the waterway to the depth of ten feet or twelve feet, just so long will it be necessary for local interests, acting through the Navigation District, or some other similar agency, to provide rights-of-way and spoil disposal areas. When local interests discontinue doing their part of the work, then we may expect the United States to discontinue its part.

The 1965 Legislature enacted Chapter 65-900, Laws of Florida which established the taxing power of the District at 0.1 mill and directed the Commissioners from each of the eleven counties be appointed by the Governor in lieu of the former requirement for local election of Commissioners.

By 1965 the United States had completed the project from Jacksonville to Fort Pierce, Florida, to the authorized depth of twelve feet and the project width of one hundred twenty-five feet. From Fort Pierce to Miami, Florida, the project has been completed to a depth of ten feet for the full project width of one hundred twenty-five feet.

In 1977, the U.S. Congress appropriated sufficient funds for the U.S. Army Corps of Engineers to undertake an economic feasibility study of the costs and benefits to be derived from deepening the channel from 10 feet to 12 feet from Fort Pierce to Miami. This study revealed the costs of deepening the channel two feet would exceed the benefits. In view of these findings the Navigation District Board of Commissioners decided that until circumstances change, further study on deepening the Waterway would be inappropriate.

During the early 1980's it became apparent to the District and the Army Corps of Engineers that the inventory of existing spoil disposal sites did not meet the current or future maintenance needs of the waterway. The majority of the existing spoil sites were found to be unusable because of their environmental sensitivity or their small size. The Florida Inland Navigation District through coordination with the Army Corps of Engineers, Department of Environmental Regulation and the Department of National Resources formulated a plan for a pilot study to determine the spoil disposal needs of the waterway in Nassau and Duval Counties for the next fifty years and to provide a permanent infrastructure of sites to manage this material for potential reuse.

The firm of Taylor Engineering was hired in 1986 to perform this Phase I study. The study was completed in September of 1986 and resulted in the identification of 7 parcels of property to be acquired. These parcels along with one existing site will be able to manage all material dredged from this 38 mile stretch of waterway during the next 50 years. Phase II of this project has led to the acquisition of these parcels and the engineering, geo-technical studies, environmental analysis and boundary surveys of all sites.

The District then committed to evaluating and updating our inventory of Dredged Material Management Areas (DMMA) throughout the waterway to meet projected 50-year dredging needs. A comprehensive plan was developed to perform these additional studies and implement the necessary land acquisitions over a fifteen year period. To date, in addition to Nassau and Duval Counties, Phase I Long-Range Dredged Material Management studies have been completed in St. Johns, Flagler, Volusia, Brevard, Martin and Palm Beach County. These studies have identified 47 sites to manage approximately 41.5 million cubic yards of dredged material from 282 miles of waterway channel during the next 50 years. This includes 21.5 million cubic yards of material to be placed on six beach areas to serve as feeder beaches on the Atlantic Coast.

Phase II studies and land acquisition are now completed in Nassau, Duval, Flagler, Brevard, Martin and Palm Beach counties. Three sites have been constructed and several more are in different stages of construction of site preparation. Phase I Long Range Dredged Material Management Studies are currently underway in Indian River and St. Lucie counties. The entire waterway study project will be completed by the year 2000.

The 1985 Florida Legislature reviewed the functions of the inland navigation districts and enacted Chapter 85-200 which recognized the continuing need for inland navigation districts and re-authorized the districts until 1990. This legislation also recognized "the continuing need for inland navigation districts to undertake programs necessary to accomplish the purposes of construction, maintenance, and operation of Florida's inland waterways". This amendment to Chapter 374 Florida Statutes created the District's Assistance Programs through which the District assists state, regional and local governments within the District with waterway improvement projects. These projects fall in the general categories of navigation, waterway access facilities, boating safety, recreation and environmental education. Since 1986 the District has participated in 290 projects contributing \$32.3 million in District assistance funding to provide \$97.7 million in waterway improvements and benefits.

In 1990 the Florida Legislature reviewed the inland navigation districts functions and determined again that the districts were "fulfilling an important and essential role in the management of their respective waterways". The districts were re-authorized for an additional five years and their duties were expanded to include the installation of boat speed regulatory signage for the protection of manatees. Beginning in 1990, the District accomplished the largest in-water signage project in the history of the state. The District installed approximately 2,500 signs to denote the boat speed zones for manatee protection. As a result, the number of manatees killed by a collision with a vessel within the District has been reduced by approximately 40%. In 2008, the Florida Legislature transferred all responsibility for waterway signage within the Navigation District to the Florida Fish & Wildlife Conservation Commission (FFWCC) for consistency throughout state waters. The program continues to be successfully maintained.

Along with waterway signage for boating and manatee protection efforts, the District increased the distribution of free waterway information to vessel operators. The District publishes and distributes numerous waterway brochures and manuals covering topics such as boat speed zones, bridge regulations, waterway guides, hurricane preparedness, channel conditions and spoil island usage. The District also distributes brochures produced by others covering boating and fishing regulations. At the program's peak in 1995, the District distributed approximately 300,000 free brochures and manuals. Currently, much of the original information has been digitally mastered and is available electronically on the District's website, along with other useful links and information for Florida waterway users.

In 1995 the Florida Legislature reviewed the functions of the District for the final time and found that the "District should be continued indefinitely". Included in this legislation was a provision designating the District as the "local navigation sponsor" for the Okeechobee Waterway in Martin County and Palm Beach County. The District is now responsible for providing dredged material management areas for this cross-Florida waterway channel that connects the east and west coast Intracoastal Waterways.

The 1995 legislation also required District commissioners to be confirmed by the Senate after their appointment by the Governor.

Looking to the future - With the cut backs in all federal programs the District is being forced to increase our commitment to the implementation of our Long-Range Dredged Material Management Program. The District assisted our federal partner in the Phase I development of the permanent sites, and in the ongoing construction of the entire DMMA system. As the land acquisition program winds down, the development and management of these sites will increase. The District maintains a Geographical Information System (GIS) to integrate our expanding data resources with our extensive mapping resources. District assistance to governments for waterway improvement projects and programs is expected to increase as state and federal funding sources decline. Projects with navigation partners will be important in the future to maintain navigation throughout the District's waterways. The District's public information program will continue to increase in importance as the number of vessels registered within the District approaches one million!



FY 2014-2015

FINAL BUDGET

Approved on September 24, 2014

**FLORIDA INLAND NAVIGATION DISTRICT
FY 2014-2015 PROPOSED FINAL BUDGET**

TABLE OF CONTENTS

Pages 1-3	Budget Narrative
Page 4	Condensed Budget Summary
Page 5	Schedule A – Projected Revenue and Fund Balance Summary
Page 6	Schedule A-1 – New Revenue Projection
Page 7	Schedule A-2 – Property Appraisers Assessed Valuation 2014-15
Page 8	Schedule A-3 – Summary of Cash Position for the Remainder of FY 13-14
Page 9	Schedule A-4 – Status of Funds as of June 30, 2014
Page 10	Schedule A-5 – Estimated Income for the Remainder of FY 2013-14
Pages 11-15	Schedule A-6 – Anticipated Expenditures for FY 2013-14
Pages 16-20	Schedule A-7 – Anticipated Expenditures, Committed Expenses to be Carried Forward, and Carried Forward Expenses to be Reallocated
Page 21-25	Schedule B – Budget Detail Comparison of the Proposed FY 2014-15 Budget vs. the Current FY 2013-14 Budget
Page 26	Schedule B-1 –Administration Budget
Page 27	Schedule B-2 - Operations Program Budget
Page 28	Schedule B-3 - Capital Program Budget
Page 29	Schedule B-4 – Waterways Study Budget
Page 30	Schedule B-5 – Interlocal Agreements Budget
Pages 31-33	Schedule B-6 - Waterways Assistance Program Budget
Page 34	Schedule B-7 - Cooperative Assistance Program Budget
Page 35	Schedule B-8 - Public Information Program Budget
Page 36	Fiscal Year Board Meeting Schedule
Pages 37-44	Fiscal Year Work Program

FLORIDA INLAND NAVIGATION DISTRICT

PROPOSED FINAL BUDGET NARRATIVE FY 2014-2015

INTRODUCTION

The District's FY 2014-2015 tentative budget represents a detailed analysis of the District's anticipated revenues and expenditures for the upcoming year. The District has proposed to establish its tax millage rate at 0.0345 mills which is the same as last year's millage rate. This is the 17th year in a row that the District has reduced or kept its millage rate the same. Total new tax revenue is projected to be \$22.4 million.

The following is a summary of the budget categories:

REVENUE

The District will have an estimated cash balance at the beginning of the year of \$68 million. This represents those contracted or delayed projects that were not completed during the previous fiscal year, plus unexpected revenues and reallocated funds for projects that came in under budget or will no longer be constructed. New revenue of \$22.7 million will include approximately \$22.4 million in projected tax revenue and \$250,000 in investment income.

EXPENSES

The FY 2014-2015 budget includes proposed new expenditures of approximately \$28.4 million in the following categories: Administration \$1.1 million; Operations \$2.3 million; Capital Programs \$11 million; Waterway Studies \$900,000; Waterways Assistance Program Projects \$11 million; Cooperative Assistance Program Projects \$828,000; Public Information Program \$117,000 and \$700,000 for Tax Collection and Property Appraisers Commissions. Approximately \$2.6 million of these new expenditures are financed with reallocated funds from the previous year's budget based upon project cost savings and projects that did not move forward.

The District's FY 2014-2015 budget continues approximately \$62.3 million in programs and projects that were budgeted in previous years. These continued projects include: Capital Program projects \$10.9 million; Operations Projects \$27.9 million; Waterways Studies \$835,000; Waterways Assistance Program Projects \$22 million; Cooperative Assistance Program Projects \$525,000 and Public Information Program \$20,000.

ADMINISTRATIVE EXPENSES

Administrative expenditures are \$1.1 million which is 1.0% of the total budget and 5.0% of the new revenues. All Administrative line items were reviewed for cost savings. There is a decrease in personnel costs because of the retirement of the previous Executive Director.

SALARIES

Salaries and benefits for the 6 staff members of the District are 0.6% of the total budget and 2.0% of the new revenue. The District Board will address salary increases or bonuses for the staff based upon their performance.

OPERATIONS PROGRAM

The expenditures for operations are proposed to be \$30.2 million this year. This includes \$2.3 million in new expenses and \$27.9 million in continued projects. The Broward County IWW Deepening Project and the Palm Beach County IWW Deepening Project are expected to begin in FY 2015. Continued IWW maintenance dredging projects include projects in Indian River, St. Lucie, and Palm Beach Counties.

The District will continue its maintenance and management program of permanent Dredge Material Management Areas (DMMA's) with projects involving revegetation of buffer areas, vegetation control and exotic vegetation removal, the installation of monitoring wells at new DMMA sites, and the monitoring of groundwater and other site conditions. The District will continue to maintain its Disaster Relief Account at \$1 million to assist in the reconstruction of waterway projects should they experience damage by hurricanes. Funding is also provided for contributing to Waterway Cleanup Events throughout the District, and the Small-Scale Spoil Island Restoration and Enhancement Program, and the Small-Scale Derelict Vessel Removal Program.

CAPITAL PROGRAM

The expenditures for Capital Program projects are proposed to be \$21 million this year. The District will continue with the purchase of one required Dredge Material Management Area for the Okeechobee Waterway. Two DMMA's will be fully constructed at a cost of approximately \$8 million. The District will initiate the design of an additional two DMMA's.

WATERWAY STUDIES

The expenditures for Waterway Studies are proposed to be approximately \$1.7 million this year. The District will continue to perform bathymetric surveys of the Intracoastal Waterway channel to document shoal areas. Updates to the Long-Range Dredged Material Management Plan will continue in two counties. Seagrass surveys will be performed to support dredging efforts. Seagrass mitigation planning will be continued for

the central and southern portion of the waterway. The funding of up to three Waterway Master Plans will continue in a cooperative effort with our member counties.

INTERLOCAL AGREEMENTS

There are no Interlocal Agreements proposed for FY 2014-15. There are three carry-over projects that received \$727,199 in District funding.

WATERWAYS ASSISTANCE PROGRAM

The expenditures for the Waterways Assistance Program are proposed to be \$33.6 million this year. The District proposes to participate in up to 55 new assistance projects with local governments to improve the waterway and the public's enjoyment and access to it. The proposed budget for new projects is \$11.5 million, resulting in an estimated total project value of \$28 million if all projects were funded and fully completed as proposed. Approximately 112 existing projects that are underway will be extended into the next fiscal year. These projects total approximately \$27.3 million.

COOPERATIVE ASSISTANCE PROGRAM

The expenditures for the Cooperative Assistance Program are proposed to be \$1,353,000 this year. The District proposes to participate in two new assistance projects with the state. The cost of this new project is \$828,000. Four projects totaling \$525,000 will be continued.

PUBLIC INFORMATION PROGRAM

The expenditures for the Public Information Program are proposed to be \$136,596 this year. Last year the District distributed over 200,000 brochures and manuals with information about the waterway, manatee & boating safety speed zones, hurricane preparedness for vessels, bridge opening schedules and clearances, spoil island usage, boating safety and channel conditions. The District will also continue to develop educational materials about the District and the waterway. Twelve Community Outreach Events are planned during the year. Additionally, public noticing of District meetings and projects will continue along with ongoing records management projects.

The annual work program to accomplish these projects is attached to the budget. The proposed Board meeting schedule is also included which provides for at least one meeting in every county of the District. A total of 14 public meetings of the Board are scheduled over the course of the year.

(09/16/14)

FLORIDA INLAND NAVIGATION DISTRICT
CONDENSED PROPOSED BUDGET SUMMARY

FISCAL YEAR
October 1, 2014 to September 30, 2015

REVENUE		
Estimated Revenue for FY (Schedule A-1)	22,689,119	
Carried Forward Committed Funds (Sch. A-7)	62,259,655	
Carried Forward Reallocated Funds (Schedule A-7)	3,818,303	
Carried Forward Excess Funds (Schedule A-4)	1,909,578	
Total Funds Available for FY		90,676,655
EXPENSES		
Administration	1,172,766	
Operations	30,260,552	
Capital Program	21,046,430	
Waterway Studies	1,702,025	
Interlocal Agreements	727,119	
Waterways Assistance Program	33,578,167	
Cooperative Assistance Program	1,353,000	
Public Information Program	136,596	
Tax Collection & Property Apr. Fees	700,000	
Total Expenses for FY		90,676,655

0

SCHEDULE A
FLORIDA INLAND NAVIGATION DISTRICT
PROJECTED REVENUE AND FUND BALANCE SUMMARY
FISCAL YEAR
October 1, 2014 to September 30, 2015

PROJECTED REVENUE

Estimated Revenue for FY (Schedule A-1)	22,689,119
---	------------

FUND BALANCE

Carried Forward Committed Funds (Sch. A-7)	62,259,655
--	------------

Carried Forward Reallocated Funds (Schedule A-7)	3,818,303
---	-----------

Carried Forward Excess Funds (Schedule A-4)	1,909,578
--	-----------

Total Funds Available for FY 14-15	90,676,655
---	-------------------

SCHEDULE A-1
FLORIDA INLAND NAVIGATION DISTRICT
NEW REVENUE PROJECTION
October 1, 2014 to September 30, 2015

Estimated New Taxes (Schedule A-2)	22,439,119
Estimated Interest on Investments	250,000
<hr/>	
TOTAL NEW REVENUE	22,689,119

SCHEDULE A-2
FLORIDA INLAND NAVIGATION DISTRICT

PROPERTY APPRAISER'S ASSESSED VALUATION

October 1, 2014 to September 30, 2015

COUNTY	FY 2014-15 Millage Rate	FY 2014-15 Property Valuation	FY 2014-15 Tax Yield at 96% of Collections
NASSAU	0.0000345	6,510,342,090	215,860
DUVAL	0.0000345	49,805,658,257	1,651,380
ST. JOHNS	0.0000345	18,684,563,333	619,514
FLAGLER	0.0000345	6,679,598,233	221,472
VOLUSIA	0.0000345	26,061,052,144	864,093
BREVARD	0.0000345	28,267,063,145	937,236
INDIAN RIVER	0.0000345	13,480,829,751	446,977
ST. LUCIE	0.0000345	15,776,616,871	523,097
MARTIN	0.0000345	17,736,216,559	588,071
PALM BEACH	0.0000345	139,900,935,028	4,638,623
BROWARD	0.0000345	141,479,701,499	4,690,969
MIAMI-DADE	0.0000345	212,615,559,479	7,041,827
TOTALS	0.0000345	676,998,136,389	22,439,119

Total Estimated Tax Revenue 22,439,119

SCHEDULE A-3

FLORIDA INLAND NAVIGATION DISTRICT

SUMMARY OF CASH POSITION FOR REMAINDER OF FY 2014-15

<hr/>	
Total Funds on Hand at August 31, 2014 (Schedule A-4)	69,147,994
Estimated Income during remainder of FY (Schedule A-5)	180,000
Fund Balance Port Everglades	<u>2,500,000</u>
PROJECTED FUNDS AVAILABLE	71,827,994
Less Estimated Expenses during remainder of FY (Schedule A-6)	-3,180,269
Less Accounts Payable	<u>-659,839</u>
<hr/>	
ESTIMATED Carry Forward Funds at 10/1/14	67,987,886

SCHEDULE A-4
FLORIDA INLAND NAVIGATION DISTRICT
STATUS OF FUNDS
as of August 31, 2014

<hr/>		
CASH	Checking Accounts	1,243,637
	Savings Accounts	34,717,243
INVESTMENTS	State Board of Admin. Accts	91,828
	Certificates of Deposit	33,094,986
<hr/>		
TOTAL CASH AVAILABLE AS OF August 31, 2014		69,147,694
Plus Expected Revenues (Schedule A-5)		180,000
Fund Balance Port Everglades		<u>2,500,000</u>
TOTAL FUNDS AVAILABLE AS OF August 31, 2014		71,827,694
Less Estimated Expenses during remainder of FY (Schedule A-6)		-3,180,268.92
Less Accounts Payable		<u>-659,889.01</u>
Total Estimated Carry Forward Funds at 10/1/14		67,987,536
Less Remaining Committed Expenses (Schedule A-7)		62,259,655
Less reallocated funds (Schedule A-7)		<u>3,818,303</u>
Potential Uncommitted Funds at end of FY		1,909,578

SCHEDULE A-5

ESTIMATED INCOME FOR REMAINDER OF FY 2013-14

CATEGORY	
Projected FY 2013-14 Revenue	23,154,588
	0
Less Revenue to date (10/01/13 thru 8/31/14)	-22,974,588
Estimated Revenue remaining to be received in FY 13/14	180,000

SCHEDULE A-6
FLORIDA INLAND NAVIGATION DISTRICT
 FY 2013-2014 BUDGET
 ANTICIPATED EXPENDITURES

ACCT #	ACCOUNT DESCRIPTION	12 Month Budget	Expenditures through September 12, 2014	Expenditures for Remainder of FY	Anticipated Expenditures 12 Months
5120.00	Salaries	524,266	499,767	24,499	524,266
5121.00	Compensated Absences	15,553	16,919	0	16,919
5122.00	Temporary help	3,710	0	0	0
5210.00	Social Security & Medicare	40,000	39,090	910	40,000
5220.00	State Retirement Fund	29,000	37,708	5,300	43,008
5230.00	Health Insurance	70,000	75,227	6,700	81,927
5310.00	General Legal Expense	95,000	96,882	9,000	105,882
5311.00	Property Appraisers Comm	160,000	231,780	0	231,780
5312.00	Govt. Relations	96,000	111,310	8,500	119,810
5319.46	GIS Project	47,298	0	0	0
5319.63	FIND Display Dev.	62,474	3,534	1,500	5,034
5319.64	Waterway Master Plans	298,063	65,016	4,422	69,438
5319.65	Channel Surveys	750,000	493,166	66,668	559,834
5319.66	Seagrass Surveys	137,664	45,778	6,914	52,692
5319.67	Mitigation Plans	235,966	51,427	3,575	55,002
5319.68	DMMP updates	200,000	88,995	7,416	96,411
5320.00	Annual Audit	32,000	28,000	0	28,000
5321.00	Tax Collectors Comm.	500,000	405,008	19,992	425,000
5322.00	Bank Charges	3,300	3,871	826	4,697
5323.00	SBA Fund B Unrealized Loss	0	-8,380	0	-8,380
5400.00	Travel & Per Diem	75,000	77,086	1,865	78,951
5402.00	Outreach Events	25,000	16,809	1,500	18,309
5410.00	Communications	33,000	15,015	1,191	16,206
5430.00	Utility Service	14,000	5,731	500	6,231
5450.00	Insurance & Bonds	22,000	20,264	1,688	21,952
5460.00	Repair & Maintenance	15,000	10,757	896	11,653
5480.00	Public Information	12,000	8,229	700	8,929
5490.00	Legal Advertising	27,000	3,850	23,000	26,850
5510.00	Office Supplies	19,000	19,062	1,500	20,562
5512.00	Staff Training	3,000	-470	0	0
5540.00	Dues & Subscription	19,192	22,902	1,000	23,902
5551.00	Waterway Inspections	20,000	4,484	0	4,484
5552.08	DMMA Maintenance & Mgmt.	680,000	416,443	34,281	450,724
5552.93	Spoil Isl. Enh. & Rest.	20,000	31,620	2,635	34,255
5552.94	Waterway Cleanup	100,000	44,403	55,597	100,000
5552.9410	Boating Event Sponsorship	5,000	3,750	1,250	5,000
5552.9500	ICW Dredging	4,184,215	65,366	0	65,366
5552.9510	DMMA Development	744,163	21,278	35,000	56,278
5552.9512	IWW Deepening Broward	20,150,623	217,571	6,352	223,923
5552.9520	IWW Dredging St. Lucie Reach	495,900	34,181	5,591	39,772
5552.9530	IRCO Reach 1	3,058,219	4,300,450	0	4,300,450
5552.9570	SJ-14 Restoration	1,117,744	856,227	15,000	871,227
5552.9650	MSA 614B Mit/Boaters Park	60,000	0	0	0

SCHEDULE A-6 (Continued)

FLORIDA INLAND NAVIGATION DISTRICT

FY 2013-2014 BUDGET

ANTICIPATED EXPENDITURES

ACCT #	ACCOUNT DESCRIPTION	12 Month Budget	Expenditures through September 12, 2014	Expenditures for Remainder of FY	Anticipated Expenditures 12 Months
5552.9670	DMMA NA-1 Construction	600,000	483,331	40,000	523,331
5552.9680	DMMA O-7 Construction	3,078,405	1,772	1,500	3,272
5552.9695	DMMA FL-3 Construction	3,500,000	155,007	20,000	175,007
5552.9696	BV-4B Construction	675,000	186,150	15,500	201,650
5552.9697	DU-8	100,000	42,438	9,541	51,979
5552.9698	SJ-20A	600,000	134,708	16,687	151,395
5552.9699	MSA 726	550,000	13,768	0	13,768
5552.9710	OWW Dredging	146,338	0	0	0
5552.9730	IWW PB Reach 2&4 Dredging	550,000	95,670	31,890	127,560
5552.9740	Crossroads Dredging	0	17,333	0	17,333
5552.9750	IWW Vicinity Ponce Inlet	859,682	875,507	0	875,507
5552.9760	IWW Deepening PBCO	2,958,352	177,309	53,826	231,135
5553.2500	Broward Co. ICW/Dania	456,568	250,944	83,648	334,592
5554.1300	Manatee Zone Brochures	12,155	0	0	0
5560	Boaters Guides	7,441	0	0	0
5610	Land-General	1,130,331	15,576	43,853	59,429
5614	Lt 13	100,000	14,615	4,872	19,487
5640	Fixed Assests-Capital	5,500	8,308	1,253	9,561
5641	Operations Equipment	19,000	16,534	4,315	20,849
5642	Records Management	4,238	3,600	800	4,400
5643	Disaster Relief Account	966,438	0	0	0
5644	Sm. Scale Der. Vessel Rem.	100,000	24,125	6,667	30,792
7009	WPB Kayak/Paddle Boat Lnch PH I	30,000	20,000	0	20,000
7012	Broward Co. Ch. Markers Ph I	30,000	0	0	0
7014	Ft. Lauderdale Bahia Mar Drdging Ph I	80,646	2,774	0	2,774
7015	Ft. Lauderdale Las Olas Drdging PH1	49,523	973	0	973
7020	Miami Marine Stadium Phase I	175,000	0	0	0
7021	Miami Woman's Club Baywalk Ph I	20,286	0	0	0
7028	Jax Ortega River Mooring Field, Ph I	100,000	0	0	0
7029	Jax Trout River Pier Ph II	323,000	0	0	0
7036	Brevard Co Blue Crab Cove Ph I	56,250	56,250	0	56,250
7037	Brevard Co Kelly Prk Dock & Seawall	148,750	0	148,750	148,750
7038	Cocoa Bch Spoil Site Dev Ph I	100,000	100,000	0	100,000
7040	Titusville Ch Maintenance Dredging	52,500	0	0	0
7044	Stuart Floating Docks Fire Protection	25,000	25,000	0	25,000
7045	Palm Bch Co Bert Winters Ramp Ph I	90,000	0	0	0
7047	Palm Bch Co John's Isl Oyster Reef	406,250	377,997	0	377,997
7048	Palm Bch Co Lake Wyman Restoration	372,868	0	0	0
7049	Pahokee Route 2 Channel Markers	20,850	0	0	0
7050	Pahokee Marina Wave Attenuator	37,500	0	0	0
7051	Riviera Bch Marina Construction	1,500,000	1,500,000	0	1,500,000

SCHEDULE A-6 (Continued)

FLORIDA INLAND NAVIGATION DISTRICT

FY 2014-2015 BUDGET

ANTICIPATED EXPENDITURES

ACCT #	ACCOUNT DESCRIPTION	12 Month Budget	Expenditures through September 12, 2014	Expenditures for Remainder of FY	Anticipated Expenditures 12 Months
7054	Miami Baywalk at Bicentennial Park	1,143,000	0	1,143,000	1,143,000
7056	Miami Kennedy Park Shoreline Stab	75,000	0	0	0
7058	Miami Marine Stadium Marina Ph I	800,000	0	0	0
7059	Miami Wagner Crk Dredging	1,000,000	0	0	0
7060	Miami Bch 10th Street Park & Seawall	472,820	0	0	0
7061	Dade Co Dinner Key Isl Stabilization	300,000	0	300,000	300,000
7062	Miami Dade Marine Stadium Shoreline	400,000	0	400,000	400,000
7063	Miami Dade Vizcaya Shoreline Stab	41,000	19,150	0	19,150
7066	Atlantic Bch Marsh Preserve PH I	17,000	0	0	0
7067	Jax Mayport Boat Ramp Docks Ph II	401,675	0	0	0
7068	Jax Pottsborg Creek Dredge Ph I	125,000	0	0	0
7069	St. Aug. Salt Run Channel Dredging	210,000	210,000	0	210,000
7070	St. Aug. San Sebastian River Dredging	100,000	100,000	0	100,000
7072	St. Johns Co. Vilano Ramp Dredging	40,000	40,000	0	40,000
7073	Flagler Co. Bing's Landing Imp.	64,040	0	0	0
7074	Flagler Co. Bing's Landing	76,900	0	76,900	76,900
7075	Flagler Co. Eyes On Navigation	22,210	21,775	0	21,775
7076	New Smyrna Bch. Swoope Ramp PH II	494,000	434,149	0	434,149
7077	Volusia Co. Mariner's Cove Ramp Ph II	40,000	40,000	0	40,000
7078	Brevard Co. Griffis Landing Ph II	304,241	304,241	0	304,241
7080	Brevard Co. Kelly Park Floating Dock	71,500	0	71,500	71,500
7082	Melbourne Horse Creek Launch Ph I	30,000	0	0	0
7083	Melbourne Harbor Ch. Dredge Ph I	40,000	0	0	0
7084	Palm Bay Waterfront	58,875	0	0	0
7085	IRCO Lagoon Greenway Ph B-2	156,000	0	0	0
7086	Ft. Pierce Moores Creek Dredging	47,726	0	0	0
7088	Belle Glade Brdwalk, & Dockage PH I	29,000	27,500	0	27,500
7089	Boca Raton Inlet Dredging Equipment	109,050	71,849	0	71,849
7090	Jupiter Riverwalk & Public Docks	780,940	0	350,000	350,000
7091	PBCO Burt Reynolds Park Ph I	50,000	0	0	0
7092	PBCO Fullerton Isl Restoration Project	794,030	0	0	0
7093	Town of Palm Beach Waterway Ph I	40,000	0	0	0
7094	Riviera Bch. Bicentennial Park Imp Ph I	50,000	0	0	0
7095	Riviera Bch. Marina Construction Ph B	1,000,000	0	0	0
7096	WPB Currie Park Boat Access Imp Ph I	25,000	0	0	0
7097	WPB Currie Park Fishing Piers Imp.	394,000	0	0	0
7098	Dania Bch. Marina Renovation Ph II	1,382,505	0	0	0
7099	Deerfield Bch. Property Acquisition	307,500	0	0	0
7100	Ft. Lauderdale SE 15th St Boat Ramp	876,906	0	0	0
7101	Hallandale Beach City Marina	347,040	293,370	0	293,370
7102	Hollywood Waterway Master Plan	75,000	0	0	0
7103	Pompano Bch. Alsdorf Park Imp. Ph I	91,757	0	0	0
7104	Bal Harbor Village Sand Bypass Ph I	50,000	0	0	0

SCHEDULE A-6 (Continued)

FLORIDA INLAND NAVIGATION DISTRICT

FY 2013-2014 BUDGET

ANTICIPATED EXPENDITURES

ACCT #	ACCOUNT DESCRIPTION	12 Month Budget	Expenditures through September 12, 2014	Expenditures for Remainder of FY	Anticipated Expenditures 12 Months
7105	Miami Little River Park Acq Ph B	183,750	0	0	0
7106	Miami Manatee Bend Park Imp PH I	38,500	0	0	0
7107	Miami Marine Stadium Marina Ph II	785,000	0	0	0
7108	Miami Pallo Park Shoreline Stab Ph I	30,000	0	0	0
7109	Miami Wagner Creek Dredge PH B	700,000	0	0	0
7110	Miami Spoil Isl E Dock Ph II	57,500	0	0	0
7111	Miami Bch. South Pointe Pier Ph II	986,000	887,400	0	887,400
7112	Miami-Dade Co. Riverwalk	500,000	416,395	0	416,395
7113	Miami-Dade Co. Pelican Harbor Marir	1,200,000	0	0	0
7114	MDCO Vizcaya Shoreline Stab Ph II	134,000	0	0	0
7115	No. Bay Village Baywalk Plaza Ph I	50,250	0	0	0
7116	No. Bay Village Vogel Park Imp	110,167	110,167	0	110,167
7117	FDEP Florida Clean Marina Program	150,000	0	0	0
7118	FDEP Florida Clean Vessel Act Progr.	150,000	0	0	0
7119	SJRWMD Eau Gallie Dredging Ph I	150,000	0	0	0
7120	PBCO S. Lake Worth ICW Dredging	261,678	0	0	0
7121	Griffis Blue Crab Cove Ph B	394,000	0	0	0
7122	Jorgensen's Boat Ramp Rplcmnt	9,400	0	0	0
7123	Park Chnl Dredge Ph1	35,000	0	0	0
7124	Lee Wenner Renovation Ph1	75,000	0	0	0
7125	Cocoa bch Site Develpmnt Ph2	175,433	0	0	0
7126	Anne Kolb Nature Center	250,000	0	0	0
7127	Deerfield Island Brdwalk replc	50,000	0	0	0
7128	Deerfield Island Shleter rplcm	75,000	0	0	0
7129	South Frk New River Ph2	60,000	0	0	0
7130	Dania Bch Municipal Marina	1,000,000	0	0	0
7131	FLPD Marine Motors Rplcmnt	30,000	0	0	0
7132	Bahia Mar Marina Drdg ph 1 a	206,543	0	0	0
7133	Las Olas Marina & Aquatic Ph1	258,898	0	0	0
7134	Arlington Lions Brdwlk ph1	40,420	0	0	0
7135	Charles Reese Fishing Pier Ph1	44,250	0	0	0
7136	County Dock Boat Rmp Ph1	46,260	0	0	0
7137	Exchange Island Ph1	57,880	0	0	0
7138	Fishing Creek Dredge Ph2	225,000	0	0	0
7139	Half moon Boat Rmp Ph 1	25,100	0	0	0
7140	Half moon Kayak Launch Ph1	45,100	0	0	0
7141	City Jax lighting 2 Boat Ramps	143,930	0	0	0
7142	Northbank River Walk Ph1	40,000	0	0	0
7143	Northshore Kayak launch Ph1	29,350	0	0	0
7144	Ortega Channel Markers Ph2	16,800	0	0	0
7145	Sisters Creek Dock Rdesign Ph1	35,380	0	0	0
7146	Longs Landing Estuary Ph 2	167,843	0	0	0
7147	Sebastian Wrking Waterfrnt	157,350	0	0	0
7148	Jones Pier Wlfrnt Improvmnt	15,000	0	0	0

SCHEDULE A-6 (Continued)

FLORIDA INLAND NAVIGATION DISTRICT

FY 2013-2014 ANTICIPATED EXPENDITURES,
 COMMITTED EXPENSES TO BE CARRIED FORWARD AND
 CARRIED FORWARD EXPENSES TO BE REALLOCATED

ACCT #	ACCOUNT DESCRIPTION	12 Month Budget	Expenditures through September 12, 2014	Expenditures for Remainder of FY	Anticipated Expenditures 12 Months
7149	City of Sturt Riverwalk Expans	40,000	0	0	0
7150	St. Lucie Inlet maint.	386,361	386,361	0	386,361
7151	Jupiter Island Marine Patrol	30,000	30,000	0	30,000
7152	Miami Marine Stadium Structurl	157,900	0	0	0
7153	Miami Womans Club Baywalk	150,000	0	0	0
7154	Sebold Canal Wagner Creek Drdg	1,000,000	0	0	0
7155	Virginia Key Seawall Launch	37,500	0	0	0
7156	Curtis Park Boat Rmp	190,050	0	0	0
7157	Lummus Landing Riverwalk	570,000	0	0	0
7158	Manatee Bend Seawll & dock	325,000	0	0	0
7159	Indian Creek Prk Seawall	160,000	0	0	0
7160	Parks Blueway Master Plan	40,000	0	0	0
7161	North Bayshore Lehman Park	300,000	0	0	0
7162	Crandon Marina Boat Ramp	70,000	0	0	0
7163	Matheson Hammock Boat Rmp	74,000	0	0	0
7164	Miami River Greenway	500,000	0	0	0
7165	Surfside Seawall Replacement	494,445	0	0	0
7166	Breakwater Dock Improvement	81,000	0	0	0
7167	Hillsboro Canal Maint. Dredge	75,000	0	0	0
7168	Municipal Marina Constr Ph b	750,000	0	0	0
7169	Bert Winters park Aquistn	250,000	0	0	0
7170	Highland Bch Mangrv Shrine	258,037	0	0	0
7171	Juno Dunes Shrine Rstrtn	280,725	0	0	0
7172	Ocean inlet Design Permit	75,000	0	0	0
7173	Waterway Park Development	1,420,396	0	0	0
7174	Lake Park Harbor Marina	249,115	0	0	0
7175	North Lake Park	104,000	0	0	0
7176	Salt Run Dredge Ph 4	210,000	0	0	0
7177	Dredging San Sebastian Ph4	130,917	111,140	0	111,140
7178	Barge Navigation Chanl Mnt	100,000	0	0	0
7179	Barge Navigation Rmp Repair	25,000	0	0	0
7180	Fishing Pier Cleaning Station	100,000	0	0	0
7181	Canal Park Boat Ramp	302,426	0	0	0
7182	North Causway Boat Launch	407,400	0	0	0
7183	Swoop Site Boat Ramp Parking	171,003	171,003	0	171,003
7184	Riverwalk Launch Boardwalk Ph1	40,000	0	0	0
7185	highbridge Park Expansion Ph1	15,000	0	0	0
7186	Hugh Taylor Birch State Park	75,000	0	0	0
					0
TOTAL BUDGET		86,012,993	16,754,295	3,180,269	19,935,034

SCHEDULE A-7

FLORIDA INLAND NAVIGATION DISTRICT

FY 2013-2014 ANTICIPATED EXPENDITURES,
 COMMITTED EXPENSES TO BE CARRIED FORWARD AND
 CARRIED FORWARD EXPENSES TO BE REALLOCATED

ACCT #	ACCOUNT DESCRIPTION	12 Month Budget	Anticipated Expenditures for FY 13-14	Committed Expenses to be Carried Forward	Carried Forward
					Uncommitted Funds to be Reallocated
5120.0000	Salaries	524,266	524,266	0	0
5121.0000	Compensated Absences	15,553	16,919		-1,366
5122.0000	Temporary help	3,710	0	0	3,710
5210.0000	Social Security & Medicare	40,000	40,000	0	0
5220.0000	State Retirement Fund	29,000	43,008	0	-14,008
5230.0000	Health Insurance	70,000	81,927	0	-11,927
5310.0000	General Legal Expense	95,000	105,882	0	-10,882
5311.0000	Property Appraisers Comm	160,000	231,780		-71,780
5312.0000	Govt. Relations	96,000	119,810	0	-23,810
5319.4600	GIS Project	47,298	0	47298	0
5319.6300	FIND Display Dev.	62,474	5,034		57,440
5319.6400	Waterway Master Plans	298,063	69,438	228,625	
5319.6500	Channel Surveys	750,000	559,834	190,166	0
5319.6600	Seagrass Surveys	137,664	52,692	84,972	0
5319.6700	Mitigation Plans	235,966	55,002	180,964	0
5319.6800	DMMP updates	200,000	96,411	103,589	0
5320.0000	Annual Audit	32,000	28,000	0	4,000
5321.0000	Tax Collectors Comm.	500,000	425,000	0	75,000
5322.0000	Bank Charges	3,300	4,697	0	-1,397
5323.0000	SBA Fund B Unrealized Loss	0	-8,380	0	8,380
5400.0000	Travel & Per Diem	75,000	78,951	0	-3,951
5402.0000	Outreach Events	25,000	18,309	0	6,691
5410.0000	Communications	33,000	16,206	0	16,794
5430.0000	Utility Service	14,000	6,231	0	7,769
5450.0000	Insurance & Bonds	22,000	21,852	0	148
5460.0000	Repair & Maintenance	15,000	11,653	0	3,347
5480.0000	Public Information	12,000	8,929	0	3,071
5490.0000	Legal Advertising	27,000	26,850	0	50
5510.0000	Office Supplies	19,000	20,562	0	-1,562
5512.0000	Staff Training	3,000	0	3,000	0
5540.0000	Dues & Subscription	19,192	23,902	0	-4,710
5551.0000	Waterway Inspections	20,000	4,484	0	15,516
5552.0800	DMMA Maintenance & Mgmt.	680,000	450,724	229,276	0
5552.9300	Spoil Isl. Enh. & Rest.	20,000	34,255		-14,255
5552.9400	Waterway Cleanup	100,000	100,000	0	0
5552.9410	Boating Event Sponsorship	5,000	5,000	0	0
5552.9500	ICW Dredging	4,184,215	65,366	4,118,849	0
5552.9510	DMMA Development	744,163	56,278	687,885	0
5552.9512	IWW Deepening Broward	20,150,623	223,923	19,926,700	0
5552.9520	IWW Dredging St. Lucie Reach	495,900	39,772	456,128	0
5552.9530	IRCO Reach 1	3,058,219	4,300,450	-1,242,231	0

SCHEDULE A-7 (CONTINUED)

FLORIDA INLAND NAVIGATION DISTRICT

FY 2013-2014 ANTICIPATED EXPENDITURES,
COMMITTED EXPENSES TO BE CARRIED FORWARD AND
CARRIED FORWARD EXPENSES TO BE REALLOCATED

ACCT #	ACCOUNT DESCRIPTION	12 Month Budget	Anticipated Expenditures for FY 13-14	Committed Expenses to be Carried Forward	Carried Forward Uncommitted Funds to be Reallocated
5552.9570	SJ-14 Restoration	1,117,744	871,227	246,517	0
5552.9650	MSA 614B Mit/Boaters Park	60,000	0	60,000	0
5552.9670	DMMA NA-1 Construction	600,000	523,331	76,669	0
5552.9680	DMMA O-7 Construction	3,078,405	3,272	3,075,133	0
5552.9695	DMMA FL-3 Construction	3,500,000	175,007	3,324,993	0
5552.9696	BV-4B Construction	675,000	201,650	473,350	0
5552.9697	DU-8	100,000	51,979	48,021	0
5552.9698	SJ-20A	600,000	151,395	448,605	0
5552.9699	MSA 726	550,000	13,768	536,232	0
5552.9710	OWW Dredging	146,338	0	146,338	0
5552.9730	IWW PB Reach 2&4 Dredging	550,000	127,560	422,440	0
5552.9740	Crossroads Dredging	0	17,333	0	-17,333
5552.9750	IWW Vicinity Ponce Inlet	859,682	875,507		-15,825
5552.9760	IWW Deepening PBCO	2,958,352	231,135	2,727,217	0
5553.2500	Broward Co. ICW/Dania	456,568	334,592	121,976	0
5554.1300	Manatee Zone Brochures	12,155	0	12,155	0
5560.0100	Boaters Guides	7,441	0	7,441	0
5610	Land-General	1,130,331	59,429	1,070,902	0
5614	Lt 13	100,000	19,487	80,513	0
5640	Fixed Assests-Capital	5,500	9,561		-4,061
5641	Operations Equipment	19,000	20,849		-1,849
5642	Records Management	4,238	4,400		-162
5643	Disaster Relief Account	966,438	0	966,438	0
5644	Sm. Scale Der. Vessel Rem.	100,000	30,792	69,208	0
7009	WPB Kayak/Paddle Boat Lnch PH I	30,000	20,000	0	10,000
7012	Broward Co. Ch. Markers Ph I	30,000	0	0	30,000
7014	Ft. Lauderdale Bahia Mar Drdging Ph I	80,646	2774	0	77,872
7015	Ft. Lauderdale Las Olas Drdging PH1	49,523	973	0	48,550
7020	Miami Marine Stadium Phase I	175,000	0	0	175,000
7021	Miami Woman's Club Baywalk Ph I	20,286	0	20,286	0
7028	Jax Ortega River Mooring Field, Ph I	100,000	0	100,000	0
7029	Jax Trout River Pier Ph II	323,000	0	323,000	0
7036	Brevard Co Blue Crab Cove Ph I	56,250	56250	0	0
7037	Brevard Co Kelly Prk Dock & Seawall	148,750	148750	0	0
7038	Cocoa Bch Spoil Site Dev Ph I	100,000	100000	0	0
7040	Titusville Ch Maintenance Dredging	52,500	0	0	52,500
7044	Stuart Floating Docks Fire Protection	25,000	25000	0	0
7045	Palm Bch Co Bert Winters Ramp Ph I	90,000	0	90,000	0
7047	Palm Bch Co John's Isl Oyster Reef	406,250	377,997	0	28,253
7048	Palm Bch Co Lake Wyman Restoratic	372,868	0	0	372,868
7049	Pahokee Route 2 Channel Markers	20,850	0	0	20,850

SCHEDULE A-7 (CONTINUED)

FLORIDA INLAND NAVIGATION DISTRICT

FY 2013-2014 ANTICIPATED EXPENDITURES,
COMMITTED EXPENSES TO BE CARRIED FORWARD AND
CARRIED FORWARD EXPENSES TO BE REALLOCATED

ACCT #	ACCOUNT DESCRIPTION	12 Month Budget	Anticipated Expenditures for FY 13-14	Committed Expenses to be Carried Forward	Carried Forward
					Uncommitted Funds to be Reallocated
7050	Pahokee Marina Wave Attenuator	37,500	0	0	37,500
7051	Riviera Bch Marina Construction	1,500,000	1,500,000	0	0
7054	Miami Baywalk at Bicentennial Park	1,143,000	1,143,000	0	0
7056	Miami Kennedy Park Shoreline Stab	75,000	0	75,000	0
7058	Miami Marine Stadium Marina Ph I	800,000	0	0	800,000
7059	Miami Wagner Crk Dredging	1,000,000	0	0	1,000,000
7060	Miami Bch 10th Street Park & Seawall	472,820	0	0	472,820
7061	Dade Co Dinner Key Isl Stabilization	300,000	300,000	0	0
7062	Miami Dade Marine Stadium Shoreline	400,000	400,000	0	0
7063	Miami Dade Vizcaya Shoreline Stab	41,000	19,150	0	21,850
7066	Atlantic Bch Marsh Preserve PH I	17,000	0	17,000	0
7067	Jax Mayport Boat Ramp Docks Ph II	401,675	0	401,675	0
7068	Jax Pottsborg Creek Dredge Ph I	125,000	0	125,000	0
7069	St. Aug. Salt Run Channel Dredging	210,000	210,000	0	0
7070	St. Aug. San Sebastian River Dredging	100,000	100,000	0	0
7072	St. Johns Co. Vilano Ramp Dredging	40,000	40,000	0	0
7073	Flagler Co. Bing's Landing Imp.	64,040	0	64,040	0
7074	Flagler Co. Bing's Landing	76,900	76,900	0	0
7075	Flagler Co. Eyes On Navigation	22,210	21,775	0	435
7076	New Smyrna Bch. Swoope Ramp PH II	494,000	434,149	0	59,851
7077	Volusia Co. Mariner's Cove Ramp Ph II	40,000	40,000	0	0
7078	Brevard Co. Griffis Landing Ph II	304,241	304,241	0	0
7080	Brevard Co. Kelly Park Floating Dock	71,500	71,500	0	0
7082	Melbourne Horse Creek Launch Ph I	30,000	0	30,000	0
7083	Melbourne Harbor Ch. Dredge Ph I	40,000	0	40,000	0
7084	Palm Bay Waterfront	58,875	0	58,875	0
7085	IRCO Lagoon Greenway Ph B-2	156,000	0	156,000	0
7086	Ft. Pierce Moores Creek Dredging	47,726	0	47,726	0
7088	Belle Glade Brdwalk, & Dockage PH I	29,000	27,500		1,500
7089	Boca Raton Inlet Dredging Equipment	109,050	71,849	0	37,201
7090	Jupiter Riverwalk & Public Docks	780,940	350,000	0	430,940
7091	PBCO Burt Reynolds Park Ph I	50,000	0	50,000	0
7092	PBCO Fullerton Isl Restoration Project	794,030	0	794,030	0
7093	Town of Palm Beach Waterway Ph I	40,000	0	40,000	0
7094	Riviera Bch. Bicentennial Park Imp Ph I	50,000	0	50,000	0
7095	Riviera Bch. Marina Construction Ph B	1,000,000	0	1,000,000	0
7096	WPB Currie Park Boat Access Imp Ph I	25,000	0	25,000	0
7097	WPB Currie Park Fishing Piers Imp.	394,000	0	394,000	0
7098	Dania Bch. Marina Renovation Ph II	1,382,505	0	1,382,505	0
7099	Deerfield Bch. Property Acquisition	307,500	0	307,500	0
7100	Ft. Lauderdale SE 15th St Boat Ramp	876,906	0	876,906	0
7101	Hallandale Beach City Marina	347,040	293,370	0	53,670
7102	Hollywood Waterway Master Plan	75,000	0	75,000	0

SCHEDULE A-7 (CONTINUED)

FLORIDA INLAND NAVIGATION DISTRICT

 FY 2103-2014 ANTICIPATED EXPENDITURES,
 COMMITTED EXPENSES TO BE CARRIED FORWARD AND
 CARRIED FORWARD EXPENSES TO BE REALLOCATED

ACCT #	ACCOUNT DESCRIPTION	12 Month Budget	Anticipated Expenditures for FY 13-14	Committed Expenses to be Carried Forward	Carried Forward Uncommitted Funds to be Reallocated
7103	Pompano Bch. Alsdorf Park Imp. Ph I	91,757	0	91,757	0
7104	Bal Harbor Village Sand Bypass Ph I	50,000	0	50,000	0
7105	Miami Little River Park Acq Ph B	183,750	0	183,750	0
7106	Miami Manatee Bend Park Imp PH I	38,500	0	38,500	0
7107	Miami Marine Stadium Marina Ph II	785,000	0	785,000	0
7108	Miami Palot Park Shoreline Stab Ph I	30,000	0	30,000	0
7109	Miami Wagner Creek Dredge PH B	700,000	0	700,000	0
7110	Miami Spoil Isl E Dock Ph II	57,500	0	57,500	0
7111	Miami Bch. South Pointe Pier Ph II	986,000	887400	98,600	0
7112	Miami-Dade Co. Riverwalk	500,000	416395		83605
7113	Miami-Dade Co. Pelican Harbor Marina	1,200,000	0	1,200,000	0
7114	MDCO Vizcaya Shoreline Stab Ph II	134,000	0	134,000	0
7115	No. Bay Village Baywalk Plaza Ph I	50,250	0	50,250	0
7116	No. Bay Village Vogel Park Imp	110,167	110167	0	0
7117	FDEP Florida Clean Marina Program	150,000	0	150,000	0
7118	FDEP Florida Clean Vessel Act Program	150,000	0	150,000	0
7119	SJRWMD Eau Gallie Dredging Ph I	150,000	0	150,000	0
7120	PBCO S. Lake Worth ICW Dredging	261,678	0	261,678	0
7121	Griffis Blue Crab Cove Ph B	394,000	0	394,000	0
7122	Jorgensen's Boat Ramp Rplcmnt	9,400	0	9,400	0
7123	Park Chnl Dredge Ph1	35,000	0	35,000	0
7124	Lee Wenner Renovation Ph1	75,000	0	75,000	0
7125	Cocoa bch Site Develpmnt Ph2	175,433	0	175,433	0
7126	Anne Kolb Nature Center	250,000	0	250,000	0
7127	Deerfield Island Brdwalk replc	50000	0	50000	0
7128	Deerfield Island Shleter rplcm	75000	0	75000	0
7129	South Frk New River Ph2	60000	0	60000	0
7130	Dania Bch Municipal Marina	1000000	0	1000000	0
7131	FLPD Marine Motors Rplcmnt	30000	0	30000	0
7132	Bahia Mar Marina Drdg ph 1 a	206543	0	206543	0
7133	Las Olas Marina & Aquatic Ph1	258898	0	258898	0
7134	Arlington Lions Brdwlk ph1	40420	0	40420	0
7135	Charles Reese Fishing Pier Ph1	44250	0	44250	0
7136	County Dock Boat Rmp Ph1	46260	0	46260	0
7137	Exchange Island Ph1	57880	0	57880	0
7138	Fishing Creek Dredge Ph2	225000	0	225000	0
7139	Half moon Boat Rmp Ph 1	25100	0	25100	0
7140	Half moon Kayak Launch Ph1	45100	0	45100	0
7141	City Jax lighting 2 Boat Ramps	143930	0	143930	0
7142	Northbank River Walk Ph1	40000	0	40000	0
7143	Northshore Kayak launch Ph1	29,350	0	29,350	0
7144	Ortega Channel Markers Ph2	16,800	0	16,800	0
7145	Sisters Creek Dock Rdesign Ph1	35,380	0	35,380	0
7146	Longs Landing Estuary Ph 2	167,843	0	167,843	0
7147	Sebastian Wrking Waterfrnt	157,350	0	157,350	0

SCHEDULE A-7 (CONTINUED)

FLORIDA INLAND NAVIGATION DISTRICT

FY 2103-2014 ANTICIPATED EXPENDITURES,
 COMMITTED EXPENSES TO BE CARRIED FORWARD AND
 CARRIED FORWARD EXPENSES TO BE REALLOCATED

ACCT #	ACCOUNT DESCRIPTION	12 Month Budget	Anticipated Expenditures for FY 13-14	Committed Expenses to be Carried Forward	Carried Forward
					Uncommitted Funds to be Reallocated
7148	Jones Pier Wirfrnt Improvmt	15,000	0	15,000	0
7149	City of Sturt Riverwalk Expans	40,000	0	40,000	0
7150	St. Lucie Inlet maint.	386,361	386,361	0	0
7151	Jupiter Island Marine Patrol	30,000	30,000	0	0
7152	Miami Marine Stadium Structurl	157,900	0	157,900	0
7153	Miami Womans Club Baywalk	150,000	0	150,000	0
7154	Sebold Canal Wagner Creek Drdg	1,000,000	0	1,000,000	0
7155	Virginia Key Seawall Launch	37,500	0	37,500	0
7156	Curtis Park Boat Rmp	190,050	0	190,050	0
7157	Lummus Landing Riverwalk	570,000	0	570,000	0
7158	Manatee Bend Seawll & dock	325,000	0	325,000	0
7159	Indian Creek Prk Seawall	160,000	0	160,000	0
7160	Parks Blueway Master Plan	40,000	0	40,000	0
7161	North Bayshore Lehman Park	300,000	0	300,000	0
7162	Crandon Marina Boat Ramp	70,000	0	70,000	0
7163	Matheson Hammock Boat Rmp	74,000	0	74,000	0
7164	Miami River Greenway	500,000	0	500,000	0
7165	Surfside Seawall Replacement	494,445	0	494,445	0
7166	Breakwater Dock Improvement	81,000	0	81,000	0
7167	Hillsboro Canal Maint. Dredge	75,000	0	75,000	0
7168	Municipal Marina Constr Ph b	750,000	0	750,000	0
7169	Bert Winters park Aquistn	250,000	0	250,000	0
7170	Highland Bch Mangrv Shrlne	258,037	0	258,037	0
7171	Juno Dunes Shrlne Rstrtn	280,725	0	280,725	0
7172	Ocean inlet Design Permit	75,000	0	75,000	0
7173	Waterway Park Development	1,420,396	0	1,420,396	0
7174	Lake Park Harbor Marina	249,115	0	249,115	0
7175	North Lake Park	104,000	0	104,000	0
7176	Salt Run Dredge Ph 4	210,000	0	210,000	0
7177	Dredging San Sebastian Ph4	130,917	111,140	19,777	0
7178	Barge Navigation Chanl Mnt	100,000	0	100,000	0
7179	Barge Navigation Rmp Repair	25,000	0	25,000	0
7180	Fishing Pier Cleaning Station	100,000	0	100,000	0
7181	Canal Park Boat Ramp	302,426	0	302,426	0
7182	North Causway Boat Launch	407,400	0	407,400	0
7183	Swoop Site Boat Ramp Parking	171,003	171,003	0	0
7184	Riverwalk Launch Boardwalk Ph1	40,000	0	40,000	0
7185	highbridge Park Expansion Ph1	15,000	0	15,000	0
7186	Hugh Taylor Birch State Park	75,000	0	75,000	0
Totals		86,012,993	19,934,935	62,259,655	3,818,303

SCHEDULE B

FLORIDA INLAND NAVIGATION DISTRICT

BUDGET DETAIL COMPARISON

CURRENT FY 13-14 BUDGET
VS.
PROPOSED FY 14-15 BUDGET

ACCT.#	ACCOUNT	Carry Forward Committed Expenses	New Proposed Expenses	FY 14-15 Proposed Budget	FY 13-14 Current Budget
5120	Salaries	0	539,266	539,266	524,266
5121	Compensated Absences	0	5,000	5,000	15,553
5122	Temporary help	0	5,000	5,000	3,710
5210	Social Security & Medicare	0	40,000	40,000	40,000
5220	State Retirement Fund	0	50,000	50,000	29,000
5230	Health Insurance	0	85,000	85,000	70,000
5310	General Legal Expense	0	100,000	100,000	95,000
5311	Property Appraisers Comm	0	200,000	200,000	160,000
5312	Govt. Relations	0	135,000	135,000	96,000
5319.4600	GIS Project	47,298	0	47,298	47,298
5319.6300	FIND Display Dev.	0	0	0	62,474
5319.6400	Waterway Master Plans	228,625	200,000	428,625	298,063
5319.6500	Channel Surveys	190,166	175,000	365,166	750,000
5319.6600	Seagrass Surveys	84,972	275,000	359,972	137,664
5319.6700	Mitigation Plans	180,964	70,000	250,964	235,966
5319.6800	DMMP updates	103,589	146,411	250,000	200,000
5320.0000	Annual Audit	0	28,000	28,000	32,000
5321.0000	Tax Collectors Comm.	0	500,000	500,000	500,000
5322.0000	Bank Charges	0	3,500	3,500	3,300
5323.0000	SBA Fund B Unrealized Loss	0	0	0	0
5400.0000	Travel & Per Diem	0	80,000	80,000	75,000
5402.0000	Outreach Events	0	25,000	25,000	25,000
5410.0000	Communications	0	15,000	15,000	33,000
5430.0000	Utility Service	0	10,000	10,000	14,000
5450.0000	Insurance & Bonds	0	24,000	24,000	22,000
5460.0000	Repair & Maintenance	0	15,000	15,000	15,000
5480.0000	Public Information	0	30,000	30,000	12,000
5490.0000	Legal Advertising	0	27,000	27,000	27,000
5510.0000	Office Supplies	0	20,000	20,000	19,000
5512.0000	Staff Training	3,000	3,000	3,000	3,000
5540.0000	Dues & Subscription	0	30,000	30,000	19,192
5551.0000	Waterway Inspections	0	20,000	20,000	20,000
5552.0800	DMMA Maintenance & Mgmt.	229,276	386,494	615,770	680,000
5552.9300	Spoil Isl. Enh. & Rest.	0	50,000	50,000	20,000
5552.9400	Waterway Cleanup	0	100,000	100,000	100,000
5552.9410	Boating Event Sponsorship	0	5,000	5,000	5,000
5552.9500	ICW Dredging	2,876,618	1,000,000	3,876,618	4,184,215
5552.9510	DMMA Development	687,885	2,907,610	3,595,495	744,163
5552.9512	IWW Deepening Broward	19,926,700	0	19,926,700	20,150,623
5552.9520	IWW Dredging St. Lucie Reach	456,128	22,365	478,493	495,900
5552.9530	IRCO Reach 1	0	150,000	150,000	3,058,219
5552.9570	SJ-14 Restoration	246,517	0	246,517	1,117,744
5552.9650	MSA 614B Mit/Boaters Park	60,000	0	60,000	60,000

SCHEDULE B (CONTINUED)

FLORIDA INLAND NAVIGATION DISTRICT

BUDGET DETAIL COMPARISON

CURRENT FY 13-14 BUDGET

VS.

PROPOSED FY 14-15 BUDGET

ACCT.#	ACCOUNT	Carry Forward Committed Expenses	New Proposed Expenses	FY 14-15 Proposed Budget	FY 13-14 Current Budget
5552.9670	DMMA NA-1 Construction	76,669	0	76,669	600,000
5552.9680	DMMA O-7 Construction	3,075,133	0	3,075,133	3,078,405
5552.9695	DMMA FL-3 Construction	3,324,993	1,175,000	4,499,993	3,500,000
5552.9696	BV-4B Construction	473,350	3,000,000	3,473,350	675,000
5552.9697	DU-8	48,021	100,000	148,021	100,000
5552.9698	SJ-20A	448,605	3,000,000	3,448,605	600,000
5552.9699	MSA 726	536,232	400,000	936,232	550,000
5552.9710	OWW Dredging	146,338	0	146,338	146,338
5552.9730	IWW PB Reach 2&4 Dredging	422,440	0	422,440	550,000
5552.9750	IWW Vicinity Ponce Inlet	0	0	0	859,682
5552.9760	IWW Deepening PBC	2,727,217	500,000	3,227,217	2,968,352
5553.2500	Broward Co. ICW/Dania	121,976	0	121,976	456,568
5554.1300	Manatee Zone Brochures	12,155	0	12,155	12,155
5560.0100	Boaters Guides	7,441	0	7,441	7,441
5610.0000	Land-General	1,070,902	285,000	1,355,902	1,130,331
5614.0000	LT13	80,513	0	80,513	100,000
5640.0000	Fixed Assests-Capital	0	50,000	50,000	5,500
5641.0000	Operations Equipment	0	20,000	20,000	19,000
5642.0000	Records Mgmtn & Srvc Suppor	0	20,000	20,000	4,238
5643.0000	Disaster Relief Account	966,438	33,562	1,000,000	966,438
5644.0000	Sm. Scale Der. Vessel Rem.	69,208	30,792	100,000	100,000
7009	WPB Kayak/Paddle Boat Lnch PH I	0	0	0	30,000
7012	Broward Co. Ch. Markers Ph I	0	0	0	30,000
7014	Ft. Lauderdale Bahia Mar Drdging Ph I	0	0	0	80,646
7015	Ft. Lauderdale Las Olas Drdging PH1	0	0	0	49,523
7020	Miami Marine Stadium Phase I	0	0	0	175,000
7021	Miami Woman's Club Baywalk Ph I	20,286	0	20,286	20,286
7028	Jax Ortega River Mooring Field, Ph I	100,000	0	100,000	100,000
7029	Jax Trout River Pier Ph II	323,000	0	323,000	323,000
7036	Brevard Co Blue Crab Cove Ph I	0	0	0	56,250
7037	Brevard Co Kelly Prk Dock & Seawall	0	0	0	148,750
7038	Cocoa Bch Spoil Site Dev Ph I	0	0	0	100,000
7040	Titusville Ch Maintenance Dredging	0	0	0	52,500
7044	Stuart Floating Docks Fire Protection	0	0	0	25,000
7045	Palm Bch Co Bert Winters Ramp Ph I	90,000	0	90,000	90,000
7047	Palm Bch Co John's Isl Oyster Reef	0	0	0	406,250
7048	Palm Bch Co Lake Wyman Restoration	0	0	0	372,868
7049	Pahokee Route 2 Channel Markers	0	0	0	20,850
7050	Pahokee Marina Wave Attenuator	0	0	0	37,500
7051	Riviera Bch Marina Construction	0	0	0	1,500,000

SCHEDULE B (CONTINUED)
FLORIDA INLAND NAVIGATION DISTRICT

BUDGET DETAIL COMPARISON

CURRENT FY 13-14 BUDGET
VS.
PROPOSED FY 14-15 BUDGET

ACCT.#	ACCOUNT	Carry Forward Committed Expenses	New Proposed Expenses	FY 14-15 Proposed Budget	FY 13-14 Current Budget
7054	Miami Baywalk at Bicentennial Park	0	0	0	1,143,000
7056	Miami Kennedy Park Shoreline Stab	75,000	0	75,000	75,000
7058	Miami Marine Stadium Marina Ph I	0	0	0	800,000
7059	Miami Wagner Crk Dredging	0	0	0	1,000,000
7060	Miami Bch 10th Street Park & Seawall	0	0	0	472,820
7061	Dade Co Dinner Key Isl Stabilization	0	0	0	300,000
7062	Miami Dade Marine Stadium Shoreline	0	0	0	400,000
7063	Miami Dade Vizcaya Shoreline Stab	0	0	0	41,000
7066	Atlantic Bch Marsh Preserve PH I	17,000	0	17,000	17,000
7067	Jax Mayport Boat Ramp Docks Ph II	401,675	0	401,675	401,675
7068	jax Pottsburg Creek Dredge Ph I	125,000	0	125,000	125,000
7069	St. Aug. Salt Run Channel Dredging	0	0	0	210,000
7070	St. Aug. San Sebastian River Dredging	0	0	0	100,000
7072	St. Johns Co. Vilano Ramp Dredging	0	0	0	40,000
7073	Flagler Co. Bing's Landing Imp.	64,040	0	64,040	64,040
7074	Flagler Co. Bing's Landing	0	0	0	76,900
7075	Flagler Co. Eyes On Navigation	0	0	0	22,210
7076	New Smyrna Bch. Swoope Ramp PH II	0	0	0	494,000
7077	Volusia Co. Mariner's Cove Ramp Ph II	0	0	0	40,000
7078	Brevard Co. Griffis Landing Ph II	0	0	0	304,241
7080	Brevard Co. Kelly Park Floating Dock	0	0	0	71,500
7082	Melbourne Horse Creek Launch Ph I	30,000	0	30,000	30,000
7083	Melbourne Harbor Ch. Dredge Ph I	40,000	0	40,000	40,000
7084	Palm Bay Waterfront	58,875	0	58,875	58,875
7085	IRCO Lagoon Greenway Ph B-2	156,000	0	156,000	156,000
7086	Ft. Pierce Moores Creek Dredging	47,726	0	47,726	47,726
7088	Belle Glade Brdwalk, & Dockage PH I	0	0	0	29,000
7089	Boca Raton Inlet Dredging Equipment	0	0	0	109,050
7090	Jupiter Riverwalk & Public Docks	0	0	0	780,940
7091	PBCO Burt Reynolds Park Ph I	50,000	0	50,000	50,000
7092	PBCO Fullerton Isl Restoration Project	794,030	0	794,030	794,030
7093	Town of Palm Beach Waterway Ph I	40,000	0	40,000	40,000
7094	Riviera Bch. Bicentennial Park Imp Ph I	50,000	0	50,000	50,000
7095	Riviera Bch. Marina Construction Ph B	1,000,000	0	1,000,000	1,000,000
7096	WPB Currie Park Boat Access Imp Ph I	25,000	0	25,000	25,000
7097	WPB Currie Park Fishing Piers Imp.	394,000	0	394,000	394,000
7098	Dania Bch. Marina Renovation Ph II	1,382,505	0	1,382,505	1,382,505
7099	Deerfield Bch. Property Acquisition	307,500	0	307,500	307,500
7100	Ft. Lauderdale SE 15th St Boat Ramp	876,906	0	876,906	876,906
7101	Hallandale Beach City Marina	0	0	0	347,040
7102	Hollywood Waterway Master Plan	75,000	0	75,000	75,000
7103	Pompano Bch. Alsdorf Park Imp. Ph I	91,757	0	91,757	91,757
7104	Bal Harbor Village Sand Bypass Ph I	50,000	0	50,000	50,000

SCHEDULE B (CONTINUED)

FLORIDA INLAND NAVIGATION DISTRICT

BUDGET DETAIL COMPARISON

CURRENT FY 13-14 BUDGET

VS.

PROPOSED FY 14-15 BUDGET

ACCT.#	ACCOUNT	Carry	New	FY 14-15	FY 13-14
		Forward Committed Expenses	Proposed Expenses	Proposed Budget	Current Budget
7105	Miami Little River Park Acq Ph B	183,750	0	183,750	183,750
7106	Miami Manatee Bend Park Imp PH I	38,500	0	38,500	38,500
7107	Miami Marine Stadium Marina Ph II	785,000	0	785,000	785,000
7108	Miami Pallot Park Shoreline Stab Ph I	30,000	0	30,000	30,000
7109	Miami Wagner Creek Dredge PH B	700,000	0	700,000	700,000
7110	Miami Spoil Isl E Dock Ph II	57,500	0	57,500	57,500
7111	Miami Bch. South Pointe Pier Ph II	98,600	0	98,600	98,600
7112	Miami-Dade Co. Riverwalk	0	0	0	500,000
7113	Miami-Dade Co. Pelican Harbor Marina	1,200,000	0	1,200,000	1,200,000
7114	MDCO Vizcaya Shoreline Stab Ph II	134,000	0	134,000	134,000
7115	No. Bay Village Baywalk Plaza Ph I	50,250	0	50,250	50,250
7116	No. Bay Village Vogel Park Imp	0	0	0	110,167
7117	FDEP Florida Clean Marina Program	150,000	0	150,000	150,000
7118	FDEP Florida Clean Vessel Act Program	150,000	0	150,000	150,000
7119	SJRWMD Eau Gallie Dredging Ph I	150,000	0	150,000	150,000
7120	PBCO S. Lake Worth ICW Dredging	261,678	0	261,678	261,678
7121	Griffis Blue Crab Cove Ph B	394,000	0	394,000	394,000
7122	Jorgensen's Boat Ramp Rplcmnt	9,400	0	9,400	9,400
7123	Park Chnl Dredge Ph1	35,000	0	35,000	35,000
7124	Lee Wenner Renovation Ph1	75,000	0	75,000	75,000
7125	Cocoa bch Site Develpmnt Ph2	175,433	0	175,433	175,433
7126	Anne Kolb Nature Center	250,000	0	250,000	250,000
7127	Deerfield Island Brdwalk replc	50,000	0	50,000	50,000
7128	Deerfield Island Shleter rplcm	75,000	0	75,000	75,000
7129	South Frk New River Ph2	60,000	0	60,000	60,000
7130	Dania Bch Municipal Marina	1,000,000	0	1,000,000	1,000,000
7131	FLPD Marine Motors Rplcmnt	30,000	0	30,000	30,000
7132	Bahia Mar Marina Drdg ph 1 a	206,543	0	206,543	206,543
7133	Las Olas Marina & Aquatic Ph1	258,898	0	258,898	258,898
7134	Arlington Lions Brdwlk ph1	40,420	0	40,420	40,420
7135	Charles Reese Fishing Pier Ph1	44,250	0	44,250	44,250
7136	County Dock Boat Rmp Ph1	46,260	0	46,260	46,250
7137	Exchange Island Ph1	57,880	0	57,880	57,880
7138	Fishing Creek Dredge Ph2	225,000	0	225,000	225,000
7139	Half moon Boat Rmp Ph 1	25,100	0	25,100	25,100
7140	Half moon Kayak Launch Ph1	45,100	0	45,100	45,100
7141	City Jax lighting 2 Boat Ramps	143,930	0	143,930	143,930
7142	Northbank River Walk Ph1	40,000	0	40,000	40,000
7143	Northshore Kayak launch Ph1	29,350	0	29,350	29,350
7144	Ortega Channel Markers Ph2	16,800	0	16,800	16,800
7145	Sisters Creek Dock Rdesign Ph1	35,380	0	35,380	35,380
7146	Longs Landing Estuary Ph 2	167,843	0	167,843	167,843
7147	Sebastian Wrking Waterfrnt	157,350	0	157,350	157,350
7148	Jones Pier Wtrfrnt Improvmnt	15,000	0	15,000	15,000

SCHEDULE B (CONTINUED)

FLORIDA INLAND NAVIGATION DISTRICT

BUDGET DETAIL COMPARISON

CURRENT FY 13-14 BUDGET
VS.
PROPOSED FY 14-15 BUDGET

ACCT.#	ACCOUNT	Carry Forward Committed Expenses	New Proposed Expenses	FY 14-15 Proposed Budget	FY 13-14 Current Budget
7149	City of Sturt Riverwalk Expans	40,000	0	40,000	40000
7150	St. Lucie Inlet maint.	0	0	0	386,361
7151	Jupiter Island Marine Patrol	0	0	0	30,000
7152	Miami Marine Stadium Structurl	157,900	0	157,900	157,900
7153	Miami Womans Club Baywalk	150,000	0	150,000	150,000
7154	Sebold Canal Wagner Creek Drdg	1,000,000	0	1,000,000	1,000,000
7155	Virginia Key Seawall Launch	37,500	0	37,500	37,500
7156	Curtis Park Boat Rmp	190,050	0	190,050	190,050
7157	Lummus Landing Riverwalk	570,000	0	570,000	570,000
7158	Manatee Bend Seawll & dock	325,000	0	325,000	325,000
7159	Indian Creek Prk Seawall	160,000	0	160,000	160,000
7160	Parks Blueway Master Plan	40,000	0	40,000	40,000
7161	North Bayshore Lehman Park	300,000	0	300,000	300,000
7162	Crandon Marina Boat Ramp	70,000	0	70,000	70,000
7163	Matheson Hammock Boat Rmp	74,000	0	74,000	74,000
7164	Miami River Greenway	500,000	0	500,000	500,000
7165	Surfside Seawall Replacement	494,445	0	494,445	494,445
7166	Breakwater Dock Improvement	81,000	0	81,000	81,000
7167	Hillsboro Canal Maint. Dredge	75,000	0	75,000	75,000
7168	Municipal Marina Constr Ph b	750,000	0	750,000	750,000
7169	Bert Winters park Aquistn	250,000	0	250,000	250,000
7170	Highland Bch Mangrv Shrlne	258,037	0	258,037	258,037
7171	Juno Dunes Shrlne Rstrtn	280,725	0	280,725	280,725
7172	Ocean inlet Design Permit	75,000	0	75,000	75,000
7173	Waterway Park Development	1,420,396	0	1,420,396	1,420,396
7174	Lake Park Harbor Marina	249,115	0	249,115	249,115
7175	North Lake Park	104,000	0	104,000	104,000
7176	Salt Run Dredge Ph 4	210,000	0	210,000	210,000
7177	Dredging San Sebastian Ph4	19,777	0	19,777	130,917
7178	Barge Navigation Chanl Mnt	100,000	0	100,000	100,000
7179	Barge Navigation Rmp Repair	25,000	0	25,000	25,000
7180	Fishing Pier Cleaning Station	100,000	0	100,000	100,000
7181	Canal Park Boat Ramp	302,426	0	302,426	302,426
7182	North Causway Boat Launch	407,400	0	407,400	407,400
7183	Swoop Site Boat Ramp Parking	0	0	0	171,003
7184	Riverwalk Launch Boardwalk Ph1	40,000	0	40,000	40,000
7185	highbridge Park Expansion Ph1	15,000	0	15,000	15,000
7186	Hugh Taylor Birch State Park	75,000	0	75,000	75,000
	New WAP Projects	0	11,500,000	11,500,000	0
	New CAP		828,000	828,000	
	Total Carry Forward	62,259,655			
	New Proposed		28,420,000		
	Total Budget			90,676,655	86,012,983

SCHEDULE B-1
FLORIDA INLAND NAVIGATION DISTRICT
ADMINISTRATION BUDGET
 October 1, 2014 to September 30, 2015

ACCT.#	ACCOUNT	Carried Forward Committed Funds	New Expenses
5120	Salaries	0	539,266
5121	Compensated Absences	0	5,000
5122	Temporary help	0	5,000
5210	Social Security & Medicare	0	40,000
5220	State Retirement Fund	0	50,000
5230	Health Insurance	0	85,000
5310	General Legal Expense	0	100,000
5312	Govt. Relations	0	135,000
5320	Annual Audit	0	28,000
5322	Bank charges	0	3,500
5400	Travel & Per Diem	0	80,000
5430	Utility Expense	0	10,000
5450	Insurance & Bonds	0	24,000
5460	Repair & Maintenance	0	15,000
5510	Office Supplies	0	20,000
5512	Staff Training	0	3,000
5540	Dues & Subscription	0	30,000
TOTAL			1,172,766

SCHEDULE B-2
FLORIDA INLAND NAVIGATION DISTRICT
OPERATIONS BUDGET
October 1, 2014 to September 30, 2015

ACCT.#	ACCOUNT	Carried Forward Committed Funds	New Expenses	Total
5551.0000	Waterway Inspections	0	20,000	20,000
5552.0800	Site Maintenance & Mgmt.	229,276	386,494	615,770
5552.9300	Spoil Isl. Enh. & Rest.	0	50,000	50,000
5552.9400	Waterway Cleanup	0	100,000	100,000
5552.9410	Boating Event Sponsorship		5,000	5,000
5552.9500	IWW Dredging General	2,876,618	1,000,000	3,876,618
5552.9512	IWW Deepening Broward	19,926,700	0	19,926,700
5552.9520	IWW Dredging-St. Lucie Reach I	456,128	22,365	478,493
5552.9530	IWW Dredging-IRCO Reach I	0	150,000	150,000
5552.9710	OWW Dredging	146,338		146,338
5552.9730	IWW PB Reach 2 & 4 Dredging	422,440	0	422,440
5552.9760	IWW Deepening PBCO	2,727,217	500,000	3,227,217
5553.2500	Broward Co. ICW/Dania	121,976		121,976
5641.0000	Operations Equipment	0	20,000	20,000
5643.0000	Disaster Relief Account	966,438	33,562	1,000,000
5644.0000	Sm. Scale Derelict Ves. Removal	69,208	30,792	100,000
SUBTOTALS		27,942,339	2,318,213	
		TOTAL		30,260,552

SCHEDULE B-3
FLORIDA INLAND NAVIGATION DISTRICT
October 1, 2014 to September 30, 2015
CAPITAL PROGRAMS BUDGET

ACCT.#	ACCOUNT	Carried Forward Committed Funds	New Expenses	Total
5552.9510	DMMA Development	687,885	2,907,610	3,595,495
5552.9570	SJ-14 Restoration	246,517	0	246,517
5552.9650	MSA 614B Mit/Boaters Park	60,000	0	60,000
5552.9670	DMMA NA-1	76,669		76,669
5552.9680	DMMA O-7 Construction	3,075,133	0	3,075,133
5552.9695	DMMA FL-3 Construction	3,324,993	1,175,000	4,499,993
5552.9696	BV-4B Construction	473,350	3,000,000	3,473,350
5552.9697	DU-8	48,021	100,000	148,021
5552.9698	SJ-20A	448,605	3,000,000	3,448,605
5552.9699	MSA 726	536,232	400,000	936,232
5610.0000	Land-General	1,070,902	285,000	1,355,902
5614.0000	LT-13	80,513	0	80,513
5640.0000	Fixed Asset Capital Exp.	0	50,000	50,000
	SUBTOTALS	10,128,820	10,917,610	
		TOTAL		21,046,430

SCHEDULE B-4
FLORIDA INLAND NAVIGATION DISTRICT
 October 1, 2014 to September 30, 2015
WATERWAY STUDIES BUDGET

ACCT.#	ACCOUNT	Carried Forward Committed Funds	New Expenses	Total
5319.4600	GIS Project	47,298	0	47,298
5319.6400	Waterway Plans	228,625	200,000	428,625
5319.6500	Channel Surveys	190,166	175,000	365,166
5319.6600	Seagrass Surveys	84,972	275,000	359,972
5319.6700	Mitigation Plans	180,964	70,000	250,964
5319.6800	DMMP Updates	103,589.00	146,411.00	250,000
SUBTOTALS		835,614	866,411	
		TOTAL		1,702,025

SCHEDULE B-5
FLORIDA INLAND NAVIGATION DISTRICT
 October 1, 2014 to September 30, 2015
INTERLOCAL AGREEMENT PROGRAM BUDGET

ACCT.#	ACCOUNT	Carried Forward Committed Funds	TOTAL
7132	Bahia Mar Marina	206,543	206,543
7133	Las Olas Mrina	258,898	258,898
7120	PBCO S. Lake Worth	261,678	261,678
SUBTOTALS		0	
		TOTAL	727,119

SCHEDULE B-6 (Continued)

FLORIDA INLAND NAVIGATION DISTRICT

October 1, 2014 to September 30, 2015

WATERWAYS ASSISTANCE PROGRAM BUDGET

ACCT.#	ACCOUNT	Carried Forward Committed Funds	New Expenses	Total Expenses
7021	Miami Woman's Club Baywalk Ph I	20,286	0	20,286
7028	Jax Ortega River Mooring Field, Ph I	100,000	0	100,000
7029	Jax Trout River Pier Ph II	323,000	0	323,000
7036	Brevard Co Blue Crab Cove Ph I	0	0	0
7037	Brevard Co Kelly Prk Dock & Seawall	0	0	0
7045	Palm Bch Co Bert Winters Ramp Ph I	90,000	0	90,000
7050	Pahokee Marina Wave Attenuator	0	0	0
7054	Miami Baywalk at Bicentennial Park	0	0	0
7056	Miami Kennedy Park Shoreline Stab	75,000	0	75,000
7058	Miami Marine Stadium Marina Ph I	0	0	0
7060	Miami Bch 10th Street Park & Seawal	0	0	0
7061	Dade Co Dinner Key Isl Stabilization	0	0	0
7062	Miami Dade Marine Stadium Shorelin	0	0	0
7066	Atlantic Bch Marsh Preserve PH I	17,000	0	17,000
7067	Jax Mayport Boat Ramp Docks Ph II	401,675	0	401,675
7068	jax Pottsburg Creek Dredge Ph I	125,000	0	125,000
7069	St. Aug. Salt Run Channel Dredging	0	0	0
7070	St. Aug. San Sebastian River Dredgin	0	0	0
7073	Flagler Co. Bing's Landing Imp.	64,040	0	64,040
7074	Flagler Co. Bing's Landing	0	0	0
7075	Flagler Co. Eyes On Navigation	0	0	0
7078	Brevard Co. Griffis Landing Ph II	0	0	0
7080	Brevard Co. Kelly Park Floating Dock	0	0	0
7082	Melbourne Horse Creek Launch Ph I	30,000	0	30,000
7083	Melbourne Harbor Ch. Dredge Ph I	40,000	0	40,000
7084	Palm Bay Waterfront	58,875	0	58,875
7085	IRCO Lagoon Greenway Ph B-2	156,000	0	156,000
7086	Ft. Pierce Moores Creek Dredging	47,726	0	47,726
7091	PBCO Burt Reynolds Park Ph I	50,000	0	50,000
7092	PBCO Fullerton Isl Restoration Projec	794,030	0	794,030
7093	Town of Palm Beach Waterway Ph I	40,000	0	40,000
7094	Riviera Bch. Bicentennial Park Imp Pt	50,000	0	50,000
7095	Riviera Bch. Marina Construction Ph E	1,000,000	0	1,000,000
7096	WPB Currie Park Boat Access Imp Pt	25,000	0	25,000
7097	WPB Currie Park Fishing Piers Imp.	394,000	0	394,000
7098	Dania Bch. Marina Renovation Ph II	1,382,505	0	1,382,505
7099	Deerfield Bch. Property Acquisition	307,500	0	307,500
7100	Ft. Lauderdale SE 15th St Boat Ramp	876,906	0	876,906
7102	Hollywood Waterway Master Plan	75,000	0	75,000
7103	Pompano Bch. Alsdorf Park Imp. Ph I	91,757	0	91,757
7104	Bal Harbor Village Sand Bypass Ph I	50,000	0	50,000
7105	Miami Little River Park Acq Ph B	183,750	0	183,750

SCHEDULE B-6 (Continued)
FLORIDA INLAND NAVIGATION DISTRICT

October 1, 2014 to September 30, 2015

WATERWAYS ASSISTANCE PROGRAM BUDGET

ACCT.#	ACCOUNT	Carried Forward Committed Funds	New Expenses	Total Expenses
7106	Miami Manatee Bend Park Imp PH I	38,500	0	38,500
7107	Miami Marine Stadium Marina Ph II	785,000	0	785,000
7108	Miami Pallot Park Shoreline Stab Ph I	30,000	0	30,000
7109	Miami Wagner Creek Dredge PH B	700,000	0	700,000
7110	Miami Spoil Isl E Dock Ph II	57,500	0	57,500
7111	Miami Bch. South Pointe Pier Ph II	98,600	0	98,600
7113	Miami-Dade Co. Pelican Harbor Marina	1,200,000	0	1,200,000
7114	MDCO Vizcaya Shoreline Stab Ph II	134,000	0	134,000
7115	No. Bay Village Baywalk Plaza Ph I	50,250	0	50,250
7121	Griffis Blue Crab Cove Ph B	394,000	0	394,000
7122	Jorgensen's Boat Ramp Rplcmnt	9,400	0	9,400
7123	Park Chnl Dredge Ph1	35,000	0	35,000
7124	Lee Wenner Renovation Ph1	75,000	0	75,000
7125	Cocoa bch Site Developmnt Ph2	175,433	0	175,433
7126	Anne Kolb Nature Center	250,000	0	250,000
7127	Deerfield Island Brdwalk replc	50,000	0	50,000
7128	Deerfield Island Shleter rplcm	75,000	0	75,000
7129	South Frk New River Ph2	60,000	0	60,000
7130	Dania Bch Municipal Marina	1,000,000	0	1,000,000
7131	FLPD Marine Motors Rplcmnt	30,000	0	30,000
7134	Arlington Lions Brdwlk ph1	40,420	0	40,420
7135	Charles Reese Fishing Pier Ph1	44,250	0	44,250
7136	County Dock Boat Rmp Ph1	46,260	0	46,260
7137	Exchange Island Ph1	57,880	0	57,880
7138	Fishing Creek Dredge Ph2	225,000	0	225,000
7139	Half moon Boat Rmp Ph 1	25,100	0	25,100
7140	Half moon Kayak Launch Ph1	45,100	0	45,100
7141	City Jax lighting 2 Boat Ramps	143,930	0	143,930
7142	Northbank River Walk Ph1	40,000	0	40,000
7143	Northshore Kayak launch Ph1	29,350	0	29,350
7144	Ortega Channel Markers Ph2	16,800	0	16,800
7145	Sisters Creek Dock Rdesign Ph1	35,380	0	35,380
7146	Longs Landing Estuary Ph 2	167,843	0	167,843
7147	Sebastian Wrking Waterfrnt	157,350	0	157,350
7148	Jones Pier Wtrfrnt Improvmt	15,000	0	15,000
7149	City of Sturt Riverwalk Expans	40,000	0	40,000
7150	St. Lucie Inlet maint.	0	0	0
7152	Miami Marine Stadium Structurl	157,900	0	157,900
7153	Miami Womans Club Baywalk	150,000	0	150,000

SCHEDULE B-6 (Continued)

FLORIDA INLAND NAVIGATION DISTRICT

October 1, 2014 to September 30, 2015

WATERWAYS ASSISTANCE PROGRAM BUDGET

ACCT.#	ACCOUNT	Carried Forward Committed Funds	New Expenses	Total Expenses
7154	Sebold Canal Wagner Creek Drdg	1,000,000	0	1,000,000
7155	Virginia Key Seawall Launch	37,500	0	37,500
7156	Curtis Park Boat Rmp	190,050	0	190,050
7157	Lummus Landing Riverwalk	570,000	0	570,000
7158	Manatee Bend Seawll & dock	325,000	0	325,000
7159	Indian Creek Prk Seawall	160,000	0	160,000
7160	Parks Blueway Master Plan	40,000	0	40,000
7161	North Bayshore Lehman Park	300,000	0	300,000
7162	Crandon Marina Boat Ramp	70,000	0	70,000
7163	Matheson Hammock Boat Rmp	74,000	0	74,000
7164	Miami River Greenway	500,000	0	500,000
7165	Surfside Seawall Replacement	494,445	0	494,445
7166	Breakwater Dock Improvement	81,000	0	81,000
7167	Hillsboro Canal Maint. Dredge	75,000	0	75,000
7168	Municipal Marina Constr Ph b	750,000	0	750,000
7169	Bert Winters park Aquistrn	250,000	0	250,000
7170	Highland Bch Mangrv Shrlne	258,037	0	258,037
7171	Juno Dunes Shrlne Rstrtn	280,725	0	280,725
7172	Ocean inlet Design Permit	75,000	0	75,000
7173	Waterway Park Development	1,420,396	0	1,420,396
7174	Lake Park Harbor Marina	249,115	0	249,115
7175	North Lake Park	104,000	0	104,000
7176	Salt Run Dredge Ph 4	210,000	0	210,000
7177	Dredging San Sebastian Ph4	19,777	0	19,777
7178	Barge Navigation Chanl Mnt	100,000	0	100,000
7179	Barge Navigation Rmp Repair	25,000	0	25,000
7180	Fishing Pier Cleaning Station	100,000	0	100,000
7181	Canal Park Boat Ramp	302,426	0	302,426
7182	North Causway Boat Launch	407,400	0	407,400
7184	Riverwalk Launch Boardwalk Ph1	40,000	0	40,000
7185	Highbridge Park Expansion Ph1	15,000	0	15,000
Total Carry Forward		22,078,167		
New WAP Projects			11,500,000	
Total WAP				33,578,167

SCHEDULE B-7

FLORIDA INLAND NAVIGATION DISTRICT

October 1, 2014 to September 30, 2015

COOPERATIVE ASSISTANCE PROGRAM BUDGET

ACCT.#	ACCOUNT	Carried Forward Committed Funds	New Pposed	Total
7117	FDEP FL Clean Marina	150,000		150,000
7118	FDEP Clean Vessel Act	150,000		150,000
7119	SJRWMD Eau Gallie Dredging Ph I	150,000		150,000
7186	Hugh Taylor Birch State Park New CAP	75,000	828,000	75,000 828,000
		TOTAL		1,353,000

SCHEDULE B-8
FLORIDA INLAND NAVIGATION DISTRICT
 October 1, 2014 to September 30, 2015
PUBLIC INFORMATION PROGRAM BUDGET

ACCT.#	ACCOUNT	Carried Forward Committed Funds	New Expenses
5410	Communications	0	15,000
5480	Public Information	0	30,000
5490	Legal Advertising	0	27,000
5319.6300	FIND Display Development	0	0
5554.1300	Manatee Zone Brochures	12,155	0
5560.0100	Boaters Guides	7,441	0
5402	Community Outreach Events	0	25,000
5642	Records Mgmt & Srvice Support	0	20,000
SUBTOTALS		19,596	117,000
		TOTAL	136,596

**FLORIDA INLAND NAVIGATION DISTRICT
BOARD OF COMMISSIONERS**

**BOARD MEETING & TAX HEARING SCHEDULE
FY 2014-2015**

DATE	LOCATION	MEETING TYPE
Saturday, October 18, 2014	Broward Co.	Regular meeting
Friday, November 14, 2014	Martin Co.	Regular meeting
Saturday, December 13, 2014	Volusia Co.	Regular meeting
Friday, January 16, 2015	St. Johns Co.	Regular meeting
Saturday, February 21, 2015	St. Lucie Co.	Regular meeting
Friday, March 20, 2015	Duval Co.	Regular meeting
Saturday, April 18, 2015	Flagler Co.	Regular meeting
Friday, May 15, 2015	Miami-Dade Co.	Regular meeting
Fri. and Sat., June 19 & 20, 2015	Brevard Co.	Regular meeting
Saturday, July 18, 2015	Nassau Co.	Regular meeting
Friday, August 21, 2015	Indian River Co.	Regular meeting
Friday, September 11, 2015	Palm Beach Co.	First Tax hearing
Saturday, September, 12, 2015	Palm Beach Co.	Regular Meeting

FLORIDA INLAND NAVIGATION DISTRICT

ANNUAL WORK PROGRAM

FISCAL YEAR OCTOBER 1, 2014 - SEPTEMBER 30, 2015

I. CONTINUING ACTIVITIES:

ADMINISTRATION:

1. Monitor the District's investment program, recommend investment options, and coordinate with the Treasurer to optimize investment income.
2. Respond to all requests for public information and distribute the District's public information brochures.
3. Represent the District at waterway association meetings, hearings, seminars, legislative and congressional committees and other government bodies concerning District business.
4. Review and maintain an adequate insurance program for the District.
5. Receive and handle all correspondence and communications at the administrative office, consulting with members of the Commission and legal counsel when appropriate.
6. Maintain and keep up to date records and permanent files of the District.
7. Perform cash management and internal control procedures in accordance with the District's policy.
8. Maintain a good public image and working relationship with all Florida state agencies, the U.S. Army Corps of Engineers, the Florida Department of Environmental Protection, the general public, the Florida Congressional delegation and the Legislative delegation representing the twelve counties of the District.

OPERATIONS PROGRAM:

1. Meet with the Corps to review and update the 5-year dredging schedule.

2. Coordinate and meet with the District's Washington Government Relations Firm and the Florida Congressional delegation to seek adequate funding for waterway maintenance dredging.
3. Develop Work Orders to provide funding assistance to the Corps for waterway dredging and facility construction as needed.
4. Inspect DMMA's on a scheduled basis to review for maintenance needs, encroachments, or unauthorized uses.
5. Coordinate and contract for landscaping, mowing, site repairs, and well monitoring activities.
6. Tour the Intracoastal Waterway to be aware of the activities, problems and future needs.
7. Inspect leased dredge material areas on a scheduled basis to insure proper maintenance and use. Monitor insurance coverage required of lessees.
8. Assess requests for leases on District owned property. Make recommendations to the Board of Commissioners.
9. Maintain all operations equipment in good working order.
10. Review all Public Notices on Permit Applications published by the Corps of Engineers. Determine whether proposed construction would encroach on Waterway right-of-way or DMMA's, or that may become hazards to navigation.
11. Maintain maps, GIS data base, engineering data and legal descriptions for all segments of the Waterway and DMMA's.
12. Accept and process requests for Small Scale Spoil Island restoration and Enhancement Program projects. Present them to the Board for approval and then execute and manage the project agreements.
13. Accept and process requests for Waterway Clean up projects in accordance with the District's policy. Present them to the Board for approval and then execute and manage the project agreements.
14. Accept and process requests for Disaster relief applications in accordance with the District's rules. Present them to the Board for approval and then execute and manage the project agreements.

15. Develop, permit and bid waterway dredging projects.

CAPITAL PROGRAM:

1. Complete acquisition of property and easements as identified by the Long Range Dredge Material Management Plans. Coordinate with the engineering consultant and legal counsel as required in this effort.
2. Implement the improvement and development of Dredge Material Management Areas as dictated by site management plans and the budget.
3. Process requests of property owners who desire changes or quit-claims of dredge material easements.

WATERWAY STUDIES PROGRAM:

1. Continue Long Range Dredge Material Management Plan Implementation for the Atlantic Intracoastal and Okeechobee Waterways as scheduled.
2. Continue Long Range Dredge Material Management Plan updates in 2 to 3 counties.
3. Work with consultant on Geographical Information System project updates.
4. Finish bathymetric survey of the AIWW and IWW channel.
5. Coordinate seagrass and bathymetric surveys of dredging and shoal areas of the channel.
6. Continue seagrass mitigation plans in 2 to 3 more counties.

ASSISTANCE PROGRAMS:

1. Monitor all financial assistance projects for compliance with project agreement schedules and conditions. Review all requests for reimbursement, make site inspections and close out projects when completed.
2. Attend dedications of completed projects.

3. Inspect previously completed assistance projects for continued compliance with project conditions.
4. Maintain data base for the Assistance Programs.
5. Amend program rules as required.

PUBLIC INFORMATION PROGRAM

1. Maintain inventory of waterway related public information produced by the District and other public agencies.
2. Distribute information availability notices on a quarterly basis to the public information mailing list members.
3. Fill orders for public information as they are received.
4. Update public information brochures and manuals as needed.
5. Update boater's guides as applicable.
6. Obtain and maintain stock of waterway related brochures from other governmental agencies for distribution.
7. Publish all public notices of District meetings in a timely fashion.
8. Review the U.S. Coast Guard publication, Local Notice to Mariners, to keep record of changes in bridge restriction regulations current and monitor other navigation regulations.
9. Monitor and update information on the District's web page.
10. Manage traveling education display of the District and the waterway.

II. MONTHLY ACTIVITIES:

1. Prepare agenda for Board of Commissioners meetings and workshops and distribute to Commissioners.
2. Arrange for inspection trips with Commissioners if appropriate.

3. Coordinate administrative details of Board meeting with host Commissioner.
4. Distribute Agenda and Notice of Meeting to DEP, Corps of Engineers, and to other interested parties.
5. Record minutes of the meeting. Prepare, circulate and publish official Board of Commissioners Meeting Minutes.
6. Prepare monthly financial statements for distribution to the Commissioners.
7. Prepare checks for payroll and outstanding bills, obtain Treasurer, Vice-Chair, or Chair's signature and dispatch to payee.
8. Prepare Project Expenditure and Status Report.
9. Post financial transactions in Cash Receipts and Disbursements Ledger and General Ledger. Run trial balance for General Ledger.
10. Reconcile bank statements.
11. Make informational presentations as needed to the County Commissions of the District's 12 counties.

III. SPECIFIC ACTIVITY DUE DATES (BY MONTH):

OCTOBER

1. Close fiscal year accounts and prepare records for annual audit.
2. Schedule auditor to complete Annual Audit Report, Annual Statement of Condition Report and Annual Financial Report of Units of Local Government.
3. Retire files pursuant to the District's file retention schedule.
4. Prepare new fiscal year files.
5. Analyze closed files for archiving or destruction pursuant to the District's file retention schedule.
6. Meet with the Colonel and senior staff of the Jacksonville District of the Corps of Engineers.

NOVEMBER

1. Prepare and advertise bid packages for the improvement and development of DMMA's.
2. Prepare legislative and congressional packages if needed.
3. Complete project agreements with the Assistance project sponsors.

DECEMBER

1. Forward Certification of Compliance with Section 200.065, Florida Statutes (Method of fixing Millage) to Bureau of Local Government Finance, Department of Banking and Finance, Office of Comptroller. (See Chapter 218.34(5) F.S.).
2. Attend local delegation organizational meeting and present District bills for review if necessary.

JANUARY

1. Present agreements to the Board for the improvement and development of dredge material management areas.
2. Inform twelve counties and all municipalities within the District of the next Waterways Assistance Program application cycle.
3. Notify State and regional agencies of the next Cooperative Assistance Program application cycle.
4. Advertise FY 2015-2016 Assistance Program application period.

FEBRUARY

1. Coordinate the waterway inspection trip with the U.S. Army Corps of Engineers.
2. Continue to coordinate GIS project with the consultant.

MARCH

1. Present Annual Audit to Board of Commissioners for review.
2. Prepare comments on Management Letter to annual Audit and forward with Audit Report to the Florida Auditor General.
3. Forward Audit Report to Board of County Commissioners of the twelve counties of the District.

4. Forward Annual Financial Report of Units of Local Government to Florida Department of Banking and Finance and the Board of County Commissioners of the twelve counties of the District.
5. Submit Public Facilities Reports to local governments.
6. Visit Congressional delegation in Washington to promote federal appropriations for the waterway as well as other issues.

APRIL

1. Send correction on inventory of District owned property to appropriate county property appraisers (See Chapter 253.03(8) (c) F.S.).
2. Take waterway inspection trip with the ACOE.
3. Receive assistance program applications and make technical review.

MAY

1. Work with assistance program applicants on technical sufficiency issues.
2. Begin preparation of the tentative budget for the up-coming fiscal year.
3. Prepare and adopt regulatory plan for the District's rules.

JUNE

1. Work with the Chair on Board Committee Assignments.
2. Continue preparation of the tentative budget for the up-coming fiscal year.
3. Estimate tax millage if budget requires a tax levy.
4. Receive technical sufficiency information from the assistance program applicants, delete those applicants not meeting technical sufficiency, and schedule the qualified applicants for presentation to the Board.

JULY

1. Review and approve proposed budget for up-coming fiscal year.
2. Review and approve tax millage if budget requires a tax levy.

3. Notify twelve county property appraiser of tax levy for upcoming fiscal year by returning completed Forms DR-420.
4. Prepare and present proposed schedule of Board of Commissioners meetings for the following fiscal year to the Board for review and approval.
5. Schedule the presentation of the interlocal agreement applications to the Board.
6. Finalize evaluation of the assistance program applications and tentatively approve them for inclusion in the budget.
7. Perform employee performance evaluations.
8. Review requests for agreement extensions.

AUGUST

1. Submit proposed budget to the DEP Secretary for approval.
2. Initiate rules review.

SEPTEMBER

1. Notify Department of Environmental Protection and Board of County Commissioners of twelve counties of District of meeting schedule for up-coming fiscal year.
2. Request adoption of a resolution by the Board of Commissioners delegating certain authorities to the Executive Director.
3. Hold two public hearings on the tentative tax and budget.
4. Initiate rule making process for amending District rules if required. Submit required rule report to JAPC, the President of the Senate and the Speaker of the House as required by s. 120.74, FS.

CHAPTER 374
NAVIGATION DISTRICTS; WATERWAYS DEVELOPMENT

PART I

GENERAL PROVISIONS

(ss. 374.975-374.978)

PART II

FLORIDA INLAND NAVIGATION DISTRICT LAW

(ss. 374.980-374.989)

PART I

GENERAL PROVISIONS

374.975 Inland navigation districts; legislative intent.

374.976 Authority to address impacts of waterway development projects.

374.977 Inland navigation districts; manatee protection speed zones, responsibility for sign posting.

374.978 District board; compensation.

374.975 Inland navigation districts; legislative intent.—

(1) The Legislature hereby recognizes the continuing need for inland navigation districts to undertake programs necessary to accomplish the purposes of construction, maintenance, and operation of Florida’s inland waterways pursuant to s. 107 of the federal River and Harbor Act of 1960, 33 U.S.C. s. 577, and that it is in the public interest for inland navigation districts to operate and maintain the intracoastal waterway and any other public navigation channels authorized by the Board of Trustees of the Internal Improvement Trust Fund.

(2) The Legislature hereby directs all inland navigation districts to undertake, as outlined in this act, additional programs designed to alleviate the problems associated with the districts’ waterways.

(3) The Florida Inland Navigation District and the West Coast Inland Navigation District are directed to develop long-range plans for maintenance of the intracoastal waterway and for spoil disposal.

History.—s. 1, ch. 85-200; s. 29, ch. 87-225; s. 1, ch. 90-264; s. 16, ch. 95-146; s. 1, ch. 2008-40.

374.976 Authority to address impacts of waterway development projects.—

(1) Each inland navigation district is empowered and authorized to undertake programs intended to alleviate the problems associated with its waterway or waterways, including, but not limited to, the following:

(a) The district may act as a local interest sponsor for any project designated as a “Section 107, River and Harbor Act of 1960” project authorized and undertaken by the U.S. Army Corps of Engineers and, in this regard, may comply with any or all conditions imposed on local interests as part of such project.

(b) It is the intent of the Legislature that the district may sponsor or furnish assistance and support to member counties and local governments within the district in planning and carrying out beach renourishment and inlet management projects. Such assistance and support, if financial in nature, shall be contributed only after a finding by the board that inlet management

projects are a benefit to public navigation in the district and that the beaches to be nourished have been adversely impacted by navigation inlets, navigation structures, navigation dredging, or a navigation project. Such projects will be consistent with Department of Environmental Protection approved inlet management plans and the statewide beach management plan pursuant to s. 161.161. Inlet management projects that are determined to be consistent with Department of Environmental Protection approved inlet management plans are declared to be a benefit to public navigation.

(c) The district is authorized to aid and cooperate with the Federal Government; state; member counties; nonmember counties that contain any part of the intracoastal waterway within their boundaries; navigation districts; the seaports of Jacksonville, Port Canaveral, Fort Pierce, Palm Beach, Port Everglades, Miami, Port Manatee, St. Petersburg, Tampa, Port St. Joe, Panama City, Pensacola, Key West, and Fernandina; and local governments within the district in planning and carrying out public navigation, local and regional anchorage management, beach renourishment, public recreation, inlet management, environmental education, and boating safety projects, directly related to the waterways. The district is also authorized to enter into cooperative agreements with the United States Army Corps of Engineers, state, and member counties, and to covenant in any such cooperative agreement to pay part of the costs of acquisition, planning, development, construction, reconstruction, extension, improvement, operation, and maintenance of such projects.

(d) The district is authorized to enter into cooperative agreements with navigation-related districts to pay part of the costs of acquisition of spoil disposal sites.

(e) The district is authorized to enter into ecosystem management agreements with the Department of Environmental Protection pursuant to s. 403.075.

(2) A district that sponsors a program pursuant to this section shall adopt rules to govern the program, pursuant to chapter 120. At a minimum, such rules shall prohibit the encumbrance of funds for a project beyond 3 years following approval of the project and, except for funds provided to enhance public navigation, law enforcement on the waterways, or environmental education projects within its district, shall prohibit financial support unless matching funds are provided by the recipient of such financial support. The district may waive such rules for a project approved in a county that is recovering from a state of emergency declared under chapter 252.

(3) Except as provided in subsection (2), all financial assistance and support furnished by the Florida Inland Navigation District and the West Coast Inland Navigation District to member counties and local governments within the districts shall require matching funds. Such matching funds shall be clearly identified and enumerated as to amount and source. Such financial assistance and support, except as provided pursuant to paragraph (1)(a) and except for a project approved in a county that is recovering from a state of emergency declared under chapter 252, shall not exceed the proportional share of ad valorem tax collections from each county.

(4) The Florida Inland Navigation District may furnish assistance and support to seaports for the purpose of planning and carrying out dredge material management projects, other environmental mitigation projects, and other projects concerning waterway-related access. Port projects shall benefit publicly maintained channels and harbors. Any port eligible for funding shall be located in a member county of the district, and each port shall contribute matching funds for funded projects. Financial assistance for such port projects shall not be included in calculating the proportional share of ad valorem tax collections of the county in which the port is located, provided the port seeking assistance demonstrates a regional benefit

realized from the port's activities. However, the cost of a port project funded under this section may not exceed the proportional share of ad valorem taxation of the counties in the district which are benefited by the project.

History.—s. 2, ch. 85-200; s. 2, ch. 90-264; s. 80, ch. 93-120; s. 31, ch. 93-211; s. 141, ch. 96-320; s. 1, ch. 96-425; ss. 1, 2, ch. 98-326; s. 24, ch. 99-5; s. 174, ch. 99-13; s. 2, ch. 2008-40.

374.977 Inland navigation districts; manatee protection speed zones, responsibility for sign posting.—The Fish and Wildlife Conservation Commission shall assume the responsibility for posting and maintaining regulatory markers for manatee protection speed zones as posted by the inland navigation districts pursuant to a rule adopted by the commission under s. 379.2431(2). The Fish and Wildlife Conservation Commission may apply to inland navigation districts for funding under s. 374.976 to assist with implementing its responsibility under this section for maintaining regulatory markers for manatee protection speed zones.

History.—s. 6, ch. 90-219; s. 3, ch. 90-264; s. 281, ch. 94-356; s. 6, ch. 2001-272; s. 3, ch. 2008-40; s. 37, ch. 2009-21.

374.978 District board; compensation.—Members of inland navigation districts shall be reimbursed for per diem and travel expenses as provided in s. 112.061.

History.—s. 3, ch. 85-200.

PART II

FLORIDA INLAND NAVIGATION DISTRICT LAW

374.980 Legislative intent.

374.981 Short title.

374.982 District.

374.983 Governing body.

374.984 Purpose; powers and duties.

374.986 Taxing authority.

374.987 Financial matters.

374.988 Preservation of taxing authority.

374.989 Construction.

374.980 Legislative intent.—

(1) It is the intent of the Legislature to consolidate and codify in this part all current and applicable laws or acts relating to the Florida Inland Navigation District and to locate these provisions within this chapter. It is the further intent of the Legislature that all prior laws or acts, insofar as they relate to the Florida Inland Navigation District, are repealed as provided in this act.

(2) By codifying the charter of the Florida Inland Navigation District in this part, the Legislature has no intention of restricting or withdrawing the ad valorem taxing authority vested in the Florida Inland Navigation District pursuant to ss. 2 and 15, Art. XII of the State Constitution.

History.—s. 2, ch. 96-425.

374.981 Short title.—This part may be cited as the “Florida Inland Navigation District Law.”

History.—s. 2, ch. 96-425.

374.982 District.—An independent special taxing district to be known as the “Florida Inland Navigation District” is hereby created. The territorial boundaries of the district shall be the counties of Nassau, Duval, St. Johns, Flagler, Volusia, Brevard, St. Lucie, Martin, Indian River, Palm Beach, Broward, and Miami-Dade. For purposes of this chapter, the term “district” means the Florida Inland Navigation District and the term “board” means the Board of Commissioners of the Florida Inland Navigation District.

History.—s. 2, ch. 96-425; s. 1, ch. 2004-15.

374.983 Governing body.—

(1) A governing body of the district is hereby created, and shall be known as and designated as the “Board of Commissioners of the Florida Inland Navigation District,” and shall be composed of 12 members who shall be qualified electors residing in said district, no 2 of whom shall reside in the same county in the district. The governing body shall have all powers of a body corporate, including the power to sue and be sued as a corporation, in its name, and in any court having jurisdiction; to make contracts; to adopt and use a common seal and to alter the same as deemed expedient; to buy, acquire by gift, exchange, condemnation, or otherwise, sell, own, lease (as lessor or lessee), and convey such real estate and personal property as the board may deem proper to carry out the provisions of this act; to appoint and employ such engineers, attorneys, consultants, and such agents and employees as the board may require; to borrow money and issue negotiable promissory notes, bonds and/or other evidences of indebtedness therefor to enable them to carry out the provisions of this act; and generally to do and perform the things necessary to accomplish the purposes of this act.

(2) The present board of commissioners of the district shall continue to hold office until their respective terms shall expire. Thereafter the members of the board shall continue to be appointed by the Governor for a term of 4 years and until their successors shall be duly appointed. Specifically, commencing on January 10, 1997, the Governor shall appoint the commissioners from Broward, Indian River, Martin, St. Johns, and Volusia Counties and on January 10, 1999, the Governor shall appoint the commissioners from Brevard, Miami-Dade, Duval, Flagler, Palm Beach, and St. Lucie Counties. The Governor shall appoint the commissioner from Nassau County for an initial term that coincides with the period remaining in the current terms of the commissioners from Broward, Indian River, Martin, St. Johns, and Volusia Counties. Thereafter, the commissioner from Nassau County shall be appointed to a 4-year term. Each new appointee must be confirmed by the Senate. Whenever a vacancy occurs among the commissioners, the person appointed to fill such vacancy shall hold office for the unexpired portion of the term of the commissioner whose place he or she is selected to fill. Each commissioner under this act before he or she assumes office shall be required to give a good and sufficient surety bond in the sum of \$10,000 payable to the Governor and his or her successors in office, conditioned upon the faithful performance of the duties of his or her office, such bond to be approved by and filed with the Chief Financial Officer. Any and all premiums upon such surety bonds shall be paid by the board of commissioners of such district as a necessary expense of the district.

(3) The officers of the board shall be: one chair, one vice chair, one secretary, and one treasurer; provided, however, that no one person shall be eligible to hold more than one of said offices at one and the same time. The officers shall be elected from the board by the members thereof. Six members of the board of commissioners shall constitute a quorum, and the vote of a majority of such quorum shall be necessary to the transaction of business. Board and committee meetings may be conducted utilizing communications media technology, pursuant to s.

120.54(5)(b)2. The chair shall have the right to vote at all meetings of the board. Special meetings of the board may be called at any time by the chair, with notice thereof to be given to each member of the board.

(4) For the purpose of facilitating the transaction of business of the district, the board is empowered to establish, from time to time, a committee or committees, each to be composed of not less than three nor more than five members of the board, and to delegate to such committee or committees such powers and responsibilities as the board may deem appropriate. Any act, resolution, or transaction of said committee acting within the limitations of the powers and responsibilities delegated to it or them by the board shall have the force and effect as if done by the board.

(5) Members of the district shall serve without compensation, but shall be reimbursed for travel expenses incidental to attendance at board meetings, or the performance of other official duties as a member of the board, as provided by s. 112.061.

History.—s. 2, ch. 96-425; s. 175, ch. 99-13; s. 387, ch. 2003-261; s. 2, ch. 2004-15.

374.984 Purpose; powers and duties.—It is the purpose and intent of this act that the board perform and do all things which shall be requisite and necessary to comply with the requirements and conditions imposed upon a “local interest” by the Congress of the United States in the several acts authorizing and directing the improvement and maintenance of the Intracoastal Waterway from St. Marys River to the southernmost boundary of Miami-Dade County and that portion of the Okeechobee Waterway located in Martin and Palm Beach Counties. Said acts include but are not limited to: the Rivers and Harbors Act approved January 21, 1927, as amended by the River and Harbor Act approved July 3, 1930; the River and Harbor Act of June 20, 1938; the River and Harbor Act of March 2, 1945; and s. 107 of the Federal River and Harbor Act of 1960. Pursuant thereto, the powers of the board shall include, but not be limited to:

(1) Obtaining by gift, donation, purchase, exchange, condemnation, or otherwise, and conveying, or causing to be conveyed, free of cost to the United States, necessary right-of-way property, and in addition thereto, suitable fee simple or easement areas (as determined by the board) for the deposit of dredged material in connection with the work of improving or constructing, or both, the aforementioned waterway and its subsequent maintenance, including future improvement of said Intracoastal Waterway, with a view to providing a general depth of 12 feet, more or less, depending upon specific local conditions, referred to the plane of local mean water, and a width appropriate to said depth and such improvements as may be authorized and adopted by the Congress of the United States, and in connection with the subsequent maintenance of said waterway so improved. Prior to acquiring any property for the deposit of dredged material, the district shall inform the county and, if applicable, the municipalities in which the property to be acquired is located of the district’s intent to acquire such property and the district shall further hold a public meeting to advise the residents of the area of its intent. Such public meeting shall be noticed in a paper of general circulation in the county in which the meeting is to be held not less than 15 days prior to the meeting, said notice to contain the date, time, and place of the meeting and to identify the potential acquisition site or sites.

(2) Obtaining by gift, donation, purchase, exchange, condemnation, or otherwise, and furnishing, free of cost, to the United States, any property, property right of every description, easement, riparian right, interest in property, and suitable dredged material management areas outside of said right-of-way that may be necessary to the United States for the construction, maintenance, or operation of said waterway.

(3) Contracting for the purchase of any property to be acquired or obtained by the board under the provisions of this act and paying the purchase price therefor in a lump sum or in installments or deferred payments upon such terms as the board shall determine, said contract of purchase to provide for the payment of interest not to exceed the maximum interest rate permitted by law upon deferred payments. Any acquisition of property, other than by eminent domain, shall be pursuant to rules adopted by the board.

(4) Exercising and using the right of eminent domain, and condemning for the use of the district or to effect the purposes of this act, or both, any and all lands, easements, areas for deposit of dredged materials, right-of-way, riparian rights, and/or property rights of every description required for the public purposes and powers of the board. Such condemnation proceeding shall be maintained by and in the name of the district and the procedures shall be those prescribed and set forth in chapters 73 and 74, as amended from time to time, prescribing the procedure for condemnation by counties, and the same rights and powers shall accrue to said district under such procedures defined and set forth as accruing to the counties in chapters 73 and 74, as well as pursuant to any other general law pertaining thereto, and the district and the board are hereby vested with power and authority to pay such judgment or compensation awarded in any such proceedings out of any fund available for the purchase of right-of-way, areas for deposit of dredged material, or other property under the provisions of this act.

(5) Assuming and/or relieving the United States from the cost, expense, and/or obligation of constructing, reconstructing, maintaining, and/or operating any bridge over said Intracoastal Waterway, whenever, in the judgment of the board of commissioners, such action is necessary or proper upon its part to fully comply with the requirements and conditions imposed upon "local interests" by the Congress of the United States in the several acts authorizing and directing the improvement, navigability, and maintenance of the Intracoastal Waterway from St. Marys River to the southernmost boundary of Miami-Dade County and that portion of the Okeechobee Waterway located in Martin and Palm Beach Counties; the expense therefor to be paid as a necessary expense of the district. The board is authorized and empowered to contract with the board of county commissioners of each or any county in the district to the end that, for a consideration from the district, said board of county commissioners, or county, shall assume the responsibility for any or all of the following activities: the construction, reconstruction, maintenance, or operation of any such bridge. Any of said board of county commissioners or county is hereby authorized and empowered to enter into such a contract with the board of the district, and such contract shall be binding and obligatory upon said county or counties and the district.

(6)(a) Contracting directly for, or entering into agreement from time to time with the district engineer of the Jacksonville, Florida, United States Army Corps of Engineers district, or other agency or party, to contribute toward the cost of dredging performed on the waterway, to construct retaining bulkheads, dikes, and levees, to construct ditches for the control of water discharged by the dredges, and to do all other work and/or things which, in the judgment of the board, shall be proper and necessary to produce economies in meeting the conditions with respect to right-of-way and dredged material management areas imposed upon a "local interest" by the Congress of the United States in the several acts authorizing and directing the improvement, navigability, and maintenance of the Intracoastal Waterway from St. Marys River to the southernmost boundary of Miami-Dade County and that portion of the Okeechobee Waterway located in Martin and Palm Beach Counties.

(b) In order to effectuate the purpose and intent of any law or laws that may heretofore have been, or may hereafter be, enacted by the Congress of the United States, authorizing and directing the Secretary of the Army to make preliminary examinations and surveys of the Intracoastal Waterway from St. Marys River to the southernmost boundary of Miami-Dade County and that portion of the Okeechobee Waterway located in Martin and Palm Beach Counties, the board is authorized and empowered to collect, compile, and furnish to the Secretary of the Army, or his or her officers and agents, data, statistics, and other appropriate information bearing on the advantages, benefits, and increased usefulness that may be expected to accrue to the public and to the counties traversed by the Intracoastal Waterway from St. Marys River to the southernmost boundary of Miami-Dade County and that portion of the Okeechobee Waterway located in Martin and Palm Beach Counties, by reason of any improvement thereof, that may subsequently be authorized by the Congress of the United States.

(c) The board of county commissioners of Monroe County is hereby authorized and empowered to authorize the district to act as the board of county commissioners' agent in all matters pertaining to the extension of the inland waterway into Monroe County. The board of county commissioners of Monroe County is hereby authorized to levy an ad valorem tax not to exceed 1 mill for the purpose of defraying the expenses incurred by any action taken under this subsection. Moneys received as a result of this levy shall be paid into an inland waterway fund, the establishment of which is herewith authorized. The district is herewith authorized and empowered to act as the agent of Monroe County for extending the inland waterway into Monroe County, to make charges therefor, and to receive payment thereof.

(d) The board is hereby authorized and empowered to expend funds of the district for publicizing the Intracoastal Waterway from St. Marys River to the southernmost boundary of Miami-Dade County and that portion of the Okeechobee Waterway located in Martin and Palm Beach Counties, and its availability to watercraft, and to print and distribute information as to the route, channel, available depth, and utility of said Intracoastal Waterway and such other information and data as may, in the opinion of the board, be desirable, useful, or attractive to give full information regarding said waterway and/or to promote its use in navigation by watercraft of all kinds.

(e) In order to defray the necessary expenses of the district and/or provide funds for expenditures incident to obtaining right-of-way or other property or easements and/or to pay the purchase price of said property and/or to defray other necessary expenses of the district or its board, the board is hereby authorized to borrow moneys from time to time for said purpose or purposes in an amount or amounts such that not in excess of \$100,000 indebtedness will be outstanding at any one time.

(f) All land owned, now or hereafter, by the district shall be, and the same is, hereby exempted from taxation of all kinds.

(g) When the district desires to dispose of surplus land, it shall declare such land surplus by resolution of the board. Copies of said resolution shall be furnished to the Secretary of Environmental Protection, the chair of the county commissioners of the county in which the land is located, and, in the event the land is within a municipality, the mayor of said municipality. If any state agency, county, or municipality desires to utilize said land for outdoor recreation or conservation purposes and the Secretary of Environmental Protection finds that the land is required by the state, county, or city for its recreation or conservation program, it shall notify the district in writing within 60 days after receiving a copy of the resolution. Priority shall be in the state, county, and municipality in that order. The land may then be conveyed with or without

consideration to the state agency, county, or municipality by the district; provided, however, that said land be used for outdoor recreation or conservation purpose in perpetuity by the appropriate county, municipal, or state agency. If the district does not receive notice as specified above, it may sell the land at public auction.

(h) The district is designated the local interest sponsor for the sole purpose of maintaining navigability of that portion of the Okeechobee Waterway located in Martin and Palm Beach Counties. The Legislature recognizes that the water level of Lake Okeechobee and the section of the Okeechobee Waterway within the lake are subject to natural weather cycles and lake management strategies that may adversely affect navigation. As such actions are outside of the district's control, the district shall not be required to undertake actions to restore navigation when lake levels are less than 12.56 feet National Geodetic Vertical Datum.

History.—s. 2, ch. 96-425; s. 15, ch. 2001-256; s. 3, ch. 2004-15; s. 1, ch. 2005-35.

374.986 Taxing authority.—

(1) The tax assessor, tax collector, and board of county commissioners of each and every county in said district, shall, when requested by the board, prepare from their official records and deliver any and all information that may be from time to time requested from him or her or them or either of them by the board regarding the tax valuation, assessments, collection, and any other information regarding the levy, assessment, and collection of taxes in each of said counties.

(2) The board may annually assess and levy against the taxable property in the district a tax not to exceed one-tenth mill on the dollar for each year, and the proceeds from such tax shall be used by the district for all expenses of the district including the purchase price of right-of-way and other property. The board shall, on or before the 31st day of July of each year, prepare a tentative annual written budget of the district's expected income and expenditures. In addition, the board shall compute a proposed millage rate to be levied as taxes for that year upon the taxable property in the district for the purposes of said district. The proposed budget shall be submitted to the Department of Environmental Protection for its approval. Prior to adopting a final budget, the district shall comply with the provisions of s. 200.065, relating to the method of fixing millage, and shall fix the final millage rate by resolution of the district and shall also, by resolution, adopt a final budget pursuant to chapter 200. Copies of such resolutions executed in the name of the board by its chair, and attested by its secretary, shall be made and delivered to the county officials specified in s. 200.065 of each and every county in the district, to the Department of Revenue, and to the Chief Financial Officer. Thereupon, it shall be the duty of the property assessor of each of said counties to assess, and the tax collector of each of said counties to collect, a tax at the rate fixed by said resolution of the board upon all of the real and personal taxable property in said counties for said year (and such officers shall perform such duty) and said levy shall be included in the warrant of the tax assessors of each of said counties and attached to the assessment roll of taxes for each of said counties. The tax collectors of each of said counties shall collect such taxes so levied by the board in the same manner as other taxes are collected, and shall pay the same within the time and in the manner prescribed by law, to the treasurer of the board. It shall be the duty of the Chief Financial Officer to assess and levy on all railroad lines and railroad property and telegraph lines and telegraph property in the district a tax at the rate prescribed by resolution of the board, and to collect the tax thereon in the same manner as he or she is required by law to assess and collect taxes for state and county purposes and to remit the same to the treasurer of the board. All such taxes shall be held by the treasurer of the district for the credit of the district and paid out by him or her as provided herein. The tax

assessor and property appraiser of each of said counties shall be entitled to payment as provided for by general laws.

History.—s. 2, ch. 96-425; s. 47, ch. 97-96; s. 388, ch. 2003-261.

374.987 Financial matters.—

(1) The funds of the district shall be paid out only upon warrant signed by any two of the following board officers: the treasurer, the chair, or the vice chair. No warrant shall be drawn or issued against funds of said district except for a purpose authorized by this act, and no such warrant against funds of the district shall be drawn or used unless the account or expenditure for which the same is to be given in payment has been ordered and approved by the board; except that the board may approve through any two of the following board officers, chair, vice chair, or treasurer, the payment of expenses for authorized official travel and per diem of commissioners and employees, the payment of salaries of regular employees, and the payment of continuing expenses for office rent, electricity, telephone, telegraph, heat, stationery, stamps, maps, newspapers, and petty cash items, on vouchers properly certified by the commissioner or employee concerned.

(2) The title, right, use, and ownership of property, collected and uncollected taxes, dues, claims, judgment, moneys, authorized and unissued bonds, decrees, and choses in action held, authorized, or owned by either the district or its board shall pass to and be vested in the district organized and created under this act. No debt, obligation, or contract of the district shall be impaired or voided by this act, but debts, obligations, and contracts shall pass to and be binding upon the district created and existing under this act.

History.—s. 2, ch. 96-425; s. 141, ch. 2001-266.

374.988 Preservation of taxing authority.—The enactment of this act shall not affect the taxing authority granted to the district or any contract or obligation of such district entered into prior to July 1, 1996. The district shall continue to exercise the taxing power previously authorized by the Laws of Florida, until such power shall be specifically revoked or modified by the Legislature.

History.—s. 2, ch. 96-425.

374.989 Construction.—It is intended that the provisions of chapter 96-425, Laws of Florida, shall be liberally construed for accomplishing the work authorized and provided for or intended to be authorized and provided for by chapter 96-425, and where strict construction would result in the defeat of the accomplishment of any part of the work authorized by this act, and a liberal construction would permit or assist in the accomplishment thereof, the liberal construction shall be chosen.

History.—s. 3, ch. 96-425.

FLORIDA INLAND NAVIGATION DISTRICT

PROGRAM SUMMARY

COOPERATIVE ASSISTANCE PROGRAM

A. General Description of Program

The District's Cooperative Assistance Program provides for assistance to state and regional agencies within the District boundaries for the purpose of planning or developing waterway improvement projects. Projects assisted by the District, primarily through financial assistance, include public navigation, public recreation, inlet management, environmental education, law enforcement, boating safety, environmental mitigation, dredged material management and beach re-nourishment projects directly related to the waterways of the District. The focus of the program is to enhance the waterways of the District through proper management, environmental restoration and enhancement and responsible public access and usage.

B. Authority

Program authority is derived from Chapter 374 Florida Statutes and implemented through Chapter 66B-1 F.A.C. This authority is not regulatory. The authority of this program is limited to the waterways within the District boundaries. Eligible participants are federal, state and regional agencies operating within those boundaries.

C. Implementation

This program is implemented by the District through the rules and laws referenced in section B. above. Rule 66B-1 is the main implementation tool. The District's Assistant Executive Director oversees the program with support from the Information Manager and Field Projects Coordinator. At any one instant in time the District has approximately 3-5 projects underway.

2015
CHAPTER 66B-1
COOPERATIVE ASSISTANCE PROGRAM

66B-1.001	Purpose
66B-1.002	Forms
66B-1.003	Definitions
66B-1.004	Policy
66B-1.005	Funds Allocation
66B-1.006	Application Process
66B-1.008	Project Eligibility
66B-1.009	Project Administration
66B-1.011	Reimbursement
66B-1.012	Accountability
66B-1.013	Acknowledgement
66B-1.014	Small-Scale Spoil Island Restoration and Enhancement Projects
66B-1.015	Small-Scale Derelict Vessel Removal Projects
66B-1.016	Waterways Cleanup Events

66B-1.001 Purpose.

Recognizing the importance and benefits of inland navigation channels and waterways, as well as noting problems associated with the construction, continued maintenance and use of these waterways, the Florida Legislature created Section 374.976, F.S. This law authorizes and empowers each inland navigation district to undertake programs intended to alleviate the problems associated with its waterways. The purpose of this rule is to set forth the District's policies and procedures for the implementation of an assistance program under Section 374.976, F.S., for state agencies operating within the District. This program will be known hereafter as the Florida Inland Navigation District's Cooperative Assistance Program.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 12-17-90, Formerly 16T-1.001.

66B-1.002 Forms.

All forms for the administration of this program are available from the District office located at 1314 Marcinski Road, Jupiter, Florida 33477.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 12-17-90, Formerly 16T-1.002.

66B-1.003 Definitions.

The basic terms utilized in this rule are defined as follows:

- (1) "APPLICANT" means an eligible state, regional or federal agency submitting an application through this program.
- (2) "APPLICATION" means a project proposal with the required documentation.
- (3) "AUTHORIZED SUBMISSION PERIOD" means the established period for submitting applications to the District.
- (4) "BEACH RENOURISHMENT" means the placement of sand on a beach for the nourishment, renourishment or restoration of a beach.
- (5) "BOARD" means the Board of Commissioners of the Florida Inland Navigation District.
- (6) "DISTRICT" means the Florida Inland Navigation District (FIND).
- (7) "ELIGIBLE AGENCY" means federal, regional and state agencies or units thereof which provide programs on the waterways within a member county of the District.
- (8) "ENVIRONMENTAL PERMITS" means those permits, proprietary authorizations, exemptions, or general permits for construction below mean high water line of a navigable waterway required and issued by or on behalf of the U.S. Army Corps of Engineers, the Florida Department of Environmental Protection, and the South Florida or the St. Johns River Water Management Districts or their successors.
- (9) "EXECUTIVE DIRECTOR" means the Executive Director of the Florida Inland Navigation District.

- (10) "LIAISON AGENT" means the contact person officially designated to act on behalf of the applicant or the project sponsor.
- (11) "MARITIME MANAGEMENT PLAN" means a written plan containing a systematic arrangement of elements specifically formulated to identify, evaluate and promote the benefits of eligible waterway accessibility and enjoyment, with consideration and respect to the physical, environmental and economic parameters of the planning area.
- (12) "MATCHING FUNDS" means those funds provided by the local sponsor to the project.
- (13) "MEMBER COUNTY" means a county located within the taxing boundaries of the District that includes Nassau, Duval, St. Johns, Flagler, Volusia, Brevard, Indian River, St. Lucie, Martin, Palm Beach, Broward and Miami-Dade Counties.
- (14) "PRE-AGREEMENT COSTS" means project costs approved by the District Board which have occurred prior to the execution of the project agreement.
- (15) "PROGRAM" means the Florida Inland Navigation District Cooperative Assistance Program.
- (16) "PROGRAM FUNDS" means financial assistance awarded by the Board to a project for release to the project sponsor pursuant to the terms of the project agreement.
- (17) "PROJECT" means a planned undertaking consisting of eligible program facilities, improvements or expenses for the use and benefit of the general public.
- (18) "PROJECT AGREEMENT" means an executed contract between the District and a project sponsor setting forth mutual obligations regarding an approved project.
- (19) "PROJECT MAINTENANCE" means any usual action, activity, expense, replacement, adjustment or repair taken to retain a project or grant item in a serviceable, operational or normal condition, or the routine efforts and expenses necessary to restore it to serviceable or normal condition, including the routine recurring work required to keep the project or grant item in such condition that it may be continuously used at its original or designed capacity and efficiency for its intended purpose.
- (20) "PROJECT MANAGER" means the District employee who is responsible for monitoring the performance of the project and compliance with the project agreement.
- (21) "PROJECT PERIOD" means the approved time during which costs may be incurred and charged to the funded project.
- (22) "PROJECT SPONSOR" means an eligible governmental agency receiving program funds pursuant to an approved application.
- (23) "PUBLIC BUILDING" means a building or facility on government owned property that is owned or operated by a governmental entity, or operated by a third party operator. The building or facility must provide waterway related information, public meeting space, or educational services and be open to members of the public on a continual basis without discrimination.
- (24) "PUBLIC MARINA" means a harbor complex used primarily for recreational boat mooring or storage, the services of which are open to the general public on a first come, first served basis without any qualifying requirements such as club membership, stock ownership, or differential in price.
- (25) "PUBLICLY OWNED COMMERCIAL OR INDUSTRIAL WATERWAY ACCESS" means any publicly owned area specifically designed to be used for staging, launching, or off-loading by commercial or industrial waterway users on a first come, first served, short-term basis, to gain entry to or from the District's waterways to serve the infrastructure needs of the District's waterway users.
- (26) "TRIM HEARING" means a public hearing required by Chapter 200, F.S., concerning the tax and budget of the District.
- (27) "WATERWAYS" means the Atlantic Intracoastal Waterway, the Okeechobee Waterway, the Barge Canal in Brevard County west of the Port Canaveral Locks, those portions of the Dania Cut-Off Canal and the Hillsboro Canal east of the water control structures, all navigable natural rivers, bays, creeks or lagoons intersected by said waterways and all navigable natural creeks, rivers, bays or lagoons entering or extending from said waterways.
- (28) "WATERWAY RELATED ENVIRONMENTAL EDUCATION" means an interdisciplinary holistic process by which the learner: develops an awareness of the natural and manmade environments of waterways; develops knowledge about how the environment of the waterways works; acquires knowledge about the technological, social, cultural, political, and economic relationships occurring in waterway related environmental issues; obtains information on the history, importance, economics, condition and future of the Intracoastal Waterway; and becomes motivated to apply action strategies to maintain a balance between quality of life and quality of the environment of waterways.

66B-1.004 Policy.

The following constitutes the policy of the District regarding the administration of the program.

(1) Financial Assistance Eligibility: Eligible federal, state and regional agencies may be provided financial assistance, support or cooperation in planning, acquisition, development, construction, reconstruction, extension, improvement, operation or the maintenance of public navigation, local and regional anchorage management, beach nourishment, public recreation, inlet management, environmental education, maritime management plans, and boating safety projects directly related to the waterways. Eligible projects shall include the acquisition and development of public boat ramps, launching facilities, and public boat docking and mooring facilities, including those in man-made, navigable waterways contiguous to “waterways” as defined in Rule 66B-1.003, F.A.C.

(2) Notification: The District will notify, by direct mail, email and/or advertised public notice, all eligible state agencies of the program and the upcoming authorized submission period.

(3) Project Approval: Approval of projects by the District shall be in accordance with these rules.

(4) Project Accessibility: Facilities or programs funded in whole or in part by program funds shall be made available to the general public of all of the member counties on a non-exclusive basis without regard to race, color, religion, age, sex or similar condition. Additionally, facilities funded in whole or in part by program funds, shall not require a paid membership for the general public of all of the member counties as a condition to use the facilities. User or entrance fees may be charged for the use of facilities funded in whole or in part by program funds, however such fees shall be reasonable and shall be the same for the general public of all of the member counties.

(5) Waterway Impacts: All development projects must be designed so as not to impact navigation along the District’s waterways through the placement of structures, attendant uses, or the necessity of a boating speed zone for safety purposes. Before applying for boating speed zone designation in District waterways because of a project funded by this program, the sponsor shall first receive approval from the Board. The Board will use the criteria found in Section 327.46(1), F.S., in determining whether to approve the proposed boating speed zone.

(6) Project Maintenance: The project sponsor shall be responsible for the operation, maintenance, and management of the project for the anticipated life of the project and shall be responsible for all expenses required for such purposes. The project shall be maintained in accordance with the standards of maintenance for other similar local facilities and in accordance with applicable health standards. Project facilities and improvements shall be kept reasonably safe and in reasonable repair to prevent undue deterioration and to encourage public use. The project sponsor shall have full legal authority and financial ability to operate and maintain the project facilities.

(7) Education Facilities and Programs: Waterways related environmental education facilities and programs sponsored by the District shall occur at specially designated environmental education facilities located adjacent and contiguous to the waterways. It is the District’s intent to consolidate its environmental education efforts in the least number of facilities within an area that will adequately serve the education needs of that area of the District.

(8) Public Information Availability: Public information produced with assistance from this program shall not be copyrighted and shall be provided free of cost, except for the cost of reproduction, to the public.

(9) Third-Party Project Operators: Projects that are being operated by a third party shall have sufficient oversight by the eligible project sponsor as determined by the Board. Such oversight at a minimum will include a project liaison that is a staff member of the eligible project sponsor, and oversight of the operating hours and admission fees of the facility by the eligible project sponsor through a legal agreement. All third party projects shall be open to the public in accordance with this rule.

(10) Non-compliance: The District shall terminate a project agreement and demand return of program funds disbursed to the project sponsor for non-compliance with any of the terms of the project agreement or this rule, if such non-compliance calls into question the ability of the applicant to complete the project. Failure of a project sponsor to comply with the provisions of this rule or the project agreement shall result in the District declaring the project sponsor ineligible for further participation in the program until such time as compliance has been met to the satisfaction of the District.

(11) Fees: Any public project eligible for District program funds that charges a fee or will charge a fee must create and maintain an enterprise fund for the public project that shall plan for and retain at all times sufficient funds for the on-going maintenance of the facility during its project life. Accounting records of the previous five years of the public project’s enterprise fund will be submitted as part of any subsequent assistance program application to the District.

66B-1.005 Funds Allocation.

The Board will allocate funding for this program based upon the District's overall goals, management policies, fiscal responsibilities and operational needs for the upcoming year. If funds are determined to be available for the program, the District will notify potential eligible state and regional agencies of the availability of program funding and the authorized submission period. Applications will be reviewed by the Board utilizing District Form No. 00-25 and No. 00-25 (a) thru (f) Cooperative Assistance Program Application Evaluation and Rating Worksheet (effective date 4-24-06) hereby incorporated by reference and available from the District office.

(1) Funding Assistance Availability: The Board will allocate funding for this program based upon the District's overall goals, management policies, fiscal responsibilities and operational needs for the upcoming year.

(2) Project Funding Ratio: All financial assistance and support to eligible state and regional agencies shall require, at minimum, equal matching funds from the project sponsor's own budget, with the exception of public navigation projects that meet the provisions of subsection 66B-1.005(6), F.A.C., land acquisition projects in accordance with subsection 66B-1.005(7) and Rule 66B-1.008, F.A.C., and small-scale spoil island restoration and enhancement projects that meet the provisions of Rule 66B-1.014, F.A.C. Applicant's in-house costs are limited pursuant to paragraph 66B-1.007(1)(c), F.A.C. All financial assistance to seaports shall require equal matching funds. The District shall contribute no more than fifty (50) percent of the state share of the cost of an inlet project. The District shall not contribute funding to both the state and local shares of an inlet management project.

(3) Pre-agreement Expenses: The project sponsor shall not commence work on an approved project element prior to the execution of the project agreement unless authorized by the Board during the review and funding approval process. Board authorization of pre-agreement expenses will be given for the commencement of work prior to the execution of a project agreement if the Board determines that there is a benefit to the District, its waterways or its constituents. All project costs must be incurred and work performed within the project period as stipulated in the project agreement unless pre-agreement costs are approved by the Board. Pre-agreement expenses will be approved if they are consistent with the provisions of Rule 66B-1.008, F.A.C., and occur within the fiscal year of the grant application submission (October 1st to September 30th). Pre-agreement expenses, except for projects approved by the Board as multi-year projects, will be limited to fifty (50) percent of the project's total cost and if the expenses are eligible project expenses in accordance with this rule. Only one-half (1/2) or less of the approved pre-agreement expenses will be eligible for reimbursement funding from the District, except for projects approved by the Board as multi-year projects. The Board shall consider a waiver of the limitation on pre-agreement expenses for Small-Scale Derelict Vessel grants and land acquisition projects when the applicant demonstrates a direct need and benefit and the project is in accordance with the applicable provisions of Chapter 66B-1, F.A.C.

(4) Multi-Year Funding: The construction phase of projects that are large scale, involve multiple phases, have a construction time line of one year or longer, or are requesting over 50% of the total assistance funding available for the program, will be reviewed and approved by the Board for a multiple year period subject to budgeting and allocation pursuant to the provisions of Chapter 200, F.S. The determination by the Board to provide assistance funding on a multi-year basis can be made at any time during the application review process. All approved multi-year projects are limited to a maximum of two (2) additional funding requests.

(5) Inlet Management and Beach Renourishment: Projects and project elements in the categories of inlet management and beach renourishment shall be subject to the following provisions. The District shall contribute no more than fifty percent of the local share of the cost of the project. The District shall not contribute funding to both the state and local shares of an inlet management or beach renourishment project. Funding for the construction phase of an inlet management or beach renourishment project may be approved by the District Board for a multiple year period subject to budgeting and allocation pursuant to the provisions of Chapter 200, F.S. Additionally the following provisions shall be met for inlet management or beach renourishment projects:

(a) Inlet Management: Inlet management projects shall benefit public navigation within the District and shall be consistent with Department of Environmental Protection approved inlet management plans and the statewide beach management plan pursuant to Section 161.161, F.S. Inlet management projects that are determined to be consistent with Department of Environmental Protection approved inlet management plans are declared to be a benefit to public navigation.

(b) Beach Renourishment: All projects in this category shall be consistent with the statewide beach management plan. Beach renourishment projects shall only include those beaches that have been adversely impacted by navigation inlets, navigation structures, navigation dredging, or a navigation project. The determination of beach areas that are adversely impacted by navigation

for the purposes of this program shall be made by Department of Environmental Protection approved inlet management plans. If state funding is not provided for a beach project, public access with adequate parking must be available in accordance with Chapter 161, F.S.

(6) Public Navigation: Projects or project elements in the category of public navigation that will qualify for up to seventy-five percent (75%) program funds must be within the Intracoastal Right-of-Way (ROW), or provide public navigation channel access to two or more public accessible launching, mooring or docking facilities. In addition, the following shall apply:

(a) Navigation channel dredging: The project sponsor must demonstrate that the source of channel sedimentation has been identified and is in the process of, or has been controlled, or that the frequency and amount of shoaling is such that dredging will provide an improvement to the channel that will last for twenty (20) years or more and therefore is more cost effective than identifying and correcting the cause of shoaling, or that the cost of identifying the source of channel sedimentation exceeds the cost of the dredging project;

(b) Navigation channel lighting and markers must be located on primary or secondary public navigation channels. All other public navigation projects or project elements must have a minimum of one facility open to the public and will only qualify for up to fifty percent (50%) program funding. Dredging that is associated or ancillary to another use (such as a boat ramp, marina or pier) will be prioritized according to the associated use.

(7) Land Acquisition: All land acquisition projects shall qualify for a maximum of twenty-five (25) percent program funding. All pre-agreement expenses for land acquisition must be completed within one-year of the date of application for funding. All funded land acquisition projects must construct the required boating access facility within 7 years of completion of the land acquisition, or the District may require the applicant to refund the program funding.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1), (3) FS. History—New 12-17-90, Amended 2-6-97, Formerly 16T-1.005, Amended 5-17-98, 3-31-99, 3-21-01, 7-30-02, 3-3-04, 4-21-05, 4-24-06, 4-15-07, 3-25-08, 4-1-09, 3-7-11, 3-7-12, 4-10-13.

66B-1.006 Application Process.

(1) Application Period: With the exception of eligible Disaster Relief Projects, eligible Small-Scale Spoil Island Restoration and Enhancement Projects, eligible Small-Scale Derelict Vessel Applications, and Waterway Cleanup Events, all applications for assistance through this program will be submitted during the authorized submission period which shall be established by vote of the Board at a scheduled meeting.

(2) Application Form: Florida Inland Navigation District Cooperative Assistance Program Application; Applicant Information – Project Summary, Form No. 90-12 (effective date 4-24-06) is hereby incorporated by reference and available from the District office. All applications for financial assistance and support through this program shall be made on this form. With the exception of projects eligible under the Small-Scale Spoil Island Restoration and Enhancement program, the Small-Scale Derelict Vessel program, and eligible Waterway Cleanup Events, all applications for financial assistance and support through this program from state agencies shall also be made on FIND Form Number 90-12a Project Information (effective date 4-24-06) and shall include a detailed cost estimate submitted on FIND Form No. 90-25 Florida Inland Navigation District Assistance Program Project Cost Estimate (effective date 4-24-06), hereby incorporated by reference and available from the District office. In addition, all applicants shall submit a complete and detailed Project Timeline (FIND FORM No. 96-10) (effective date 4-15-07).

(3) Sponsor Resolution: The project sponsor shall approve the submission of an application by official resolution from its governing board or commission. Said resolution shall be made on FIND Resolution Form No. 90-11 (effective date 10-14-92) hereby incorporated by reference and available from the District office located at 1314 Marcinski Road, Jupiter, Florida 33477.

(4) Attorney's Certification: If the application is for a project that is a land based development project the applicant shall submit an Attorney's Certification of Title, FIND Form Number 93-26 (effective date 3-5-00) hereby incorporated by reference and available from the District office.

(5) Maps and Geographic Information: All applicants shall be required to submit, at minimum, the following geographic information: A County location map, a project location map, a project boundary map, and a clear and detailed site development map for land development projects.

(6) Application Review: If the proposed project is a construction project within a single County, applicants shall obtain the local FIND Commissioner's initials on Form No. 90-16 prior to submitting the application to the District office. It is the applicant's responsibility to make timely arrangements for the local FIND Commissioner's review. If the proposed project is a regional project, a pre-application meeting will be held with District staff prior to formal submission of the application. In the absence of extenuating

circumstances outside of the applicant's control as determined by the Board of Commissioners, a single County application shall not be considered complete if it does not include the local FIND commissioner's initials on Form No. 90-16.

Upon receipt in the District office, staff will review the applications for completeness of the informational requirements identified in the Application Checklist, FIND Form Number 90-16 (effective date 7-30-02) hereby incorporated by reference and available from the District office, and for compliance with the eligibility requirements of this rule. When an application is determined by staff to be incomplete or ineligible, Staff will immediately inform the applicant by mail. The applicant will then have until the date established by the Board in the application package to bring the application into compliance. If the applicant fails to provide a complete application in compliance with these rules, the application will not be considered for funding. In order to have a complete application, the applicant shall not only submit the forms required under Rule 66B-1.006, F.A.C., and any other information requirements identified in the Application Checklist (FIND Form Number 90-16), but such forms and other submitted information must be completely filled out, executed as applicable, and also establish compliance with Chapter 66B-1, F.A.C.

(7) Interlocal Agreements: The District may enter into interlocal agreements to accomplish the goals of this program provided that funds are determined to be available based upon the District's overall goals, management policies, fiscal responsibilities and operational needs at the time of the request. Interlocal agreements will be considered by the Board at any time upon submission of a proposal on the forms of this program. Interlocal agreements under this program shall be in compliance with Chapters 374 and 163, F.S., and will only be approved for multi-agency projects that involve more than one project site or more than one political subdivision of the state, will directly benefit the maintenance of the Atlantic Intracoastal Waterway channel as documented by the District's long range dredged material management plans, will directly benefit the maintenance of the Okeechobee Waterway channel as documented by the District's long range dredged material management plan, will directly benefit the maintenance or improvement of District property, right-of-way or navigation interests, or will have multiple funding partners including the Corps of Engineers as the project manager. Interlocal agreements may include participation in government sponsored projects at privately owned waterway related facilities that serve the public on a first come, first serve basis. Applications that the Board determines meet the criteria set forth in subsection 66B-1.005(5), F.A.C., can qualify for project assistance through an interlocal agreement pursuant to Chapter 163, F.S., or Section 374.984(6)(a), F.S. District staff will identify applications that appear to meet these criteria and present them to the Board for its determination as to the funding. Interlocal agreement projects shall comply with all other provisions of this rule, except for pre-agreement, permitting and property control requirements.

(8) Application Presentations: Applications determined to be complete and in compliance with this rule shall be forwarded to the Board for review and then scheduled for presentation to the Board at a scheduled meeting of the Board. Applicants can decline to make a presentation to the Board by submitting a written request.

(9) Application Evaluation: Following the presentations, the Board will review the applications and evaluate them using the Cooperative Assistance Program Application Evaluation and Rating Worksheet No. 00-25 available from the District office. The total points awarded to each application by the Commissioners will be averaged to determine an application's final rating score. The final rating score for each application must equal or exceed 35 points for the application to be considered for funding assistance. Reconsideration of any application with a final rating score of less than 35 points will only occur if the majority of the Commissioners evaluating the project rated the project equal to or exceeding 35 points and two-thirds of the Commissioners vote for reconsideration of the application.

(10) Funding Determination: The Board will hold a funding allocation meeting at which time the Board will determine the allocation of funds, if any, to each project and the projects will be ranked by overall average score to facilitate final funding decisions by the Board. Allocations will be based in part upon the cumulative score of the applications as calculated from the Project Evaluation and Rating Form.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History—New 12-17-90, Amended 2-6-97, Formerly 16T-1.006, Amended 3-5-00, 3-21-01, 7-30-02, 3-20-03, 4-21-05, 4-24-06, 4-15-07, 3-25-08, 3-7-11, 4-10-13.

66B-1.008 Project Eligibility.

(1) Eligible Projects: Financial assistance and support through this program shall be used to plan or carry out public navigation and anchorage management, public recreation, environmental education, boating safety, acquisition and development of spoil sites and publicly owned commercial/industrial waterway access directly related to the waterways, acquisition and development of public boat ramps, launching facilities and boat docking and mooring facilities, and inlet management, maritime management planning, environmental mitigation and beach renourishment directly related to the waterways.

(a) Program funds may be used for projects such as acquisition planning, development, construction, reconstruction, extension or improvement, of the following for public use on land and water:

1. Public navigation channel dredging;
2. Public navigation aids and markers;
3. Inlet management projects that are a benefit to public navigation in the District;
4. Public shoreline stabilization directly benefiting the District's waterway channels;
5. Acquisition and development of publicly owned spoil disposal site and public commercial/industrial waterway access;
6. Waterway signs and buoys for safety, regulation or information;
7. Acquisition, dredging, shoreline stabilization and development of public boat ramps and launching facilities;
8. Acquisition, dredging, shoreline stabilization and development of public boat docking and mooring facilities;
9. Derelict Vessel Removal;
10. Waterways related environmental education programs and facilities;
11. Public fishing and viewing piers;
12. Public waterfront parks and boardwalks and associated improvements;
13. Maritime Management Planning;
14. Waterways boating safety programs and equipment;
15. Beach renourishment on beaches adversely impacted by navigation inlets, navigation structures, navigation dredging, or a navigation project; and
16. Environmental restoration, enhancement or mitigation projects; and
17. Other waterway related projects. Navigation projects that do not meet specific criteria in subsection 66B-1.005(6), F.A.C., but are located on eligible waterways shall be considered for funding under the priority listing of "other waterway related project" and eligible for 25% funding.

(b) Ineligible Projects or Project Elements: Project costs ineligible for program funding or matching funds will include: contingencies, miscellaneous, reoccurring personnel related costs, land acquisition that is not for additional trailer parking at an existing boat ramp, irrigation equipment, ball-courts, park and playground equipment, and any extraneous recreational amenities not directly related to the waterway such as the following:

1. Landscaping that does not provide shoreline stabilization or aquatic habitat;
2. Restrooms for non-waterway users;
3. Roadways providing access to non-waterway users;
4. Parking areas for non-waterway users;
5. Utilities for non-waterway related facilities;
6. Lighting for non-waterway related facilities;
7. Project maintenance and maintenance equipment;
8. Picnic shelters and furniture;
9. Vehicles to transport vessels;
10. Operational items such as fuel, oil, etc.;
11. Office space that is not incidental and necessary to the operation of the main eligible public building;
12. Conceptual project planning, including: cost-benefit analysis, public surveys, opinion polls, public meetings, and organizational conferences; and
13. Inlet maintenance.

(c) Project Elements with Eligibility Limits: Subject to approval by the Board of an itemized expense list:

1. The following project costs will be eligible for program funding or as matching funding if they are performed by an independent contractor:

- a. Project management, administration and inspection;
- b. Design, permitting, planning, engineering or surveying costs for completed construction project;
- c. Restoration of sites disturbed during the construction of an approved project; and
- d. Equipment costs.

Before reimbursement is made by the District on any of the costs listed in subparagraph 1. above, a construction contract for the project approved and executed by the project sponsor and project contractor must be submitted to the District.

2. Marine fire-fighting vessels are eligible for a maximum of \$60,000 in initial District funding. Marine law enforcement and other vessels are eligible for a maximum of \$30,000 in initial District funding. All future replacement and maintenance costs of the vessel and related equipment will be the responsibility of the applicant.

3. Waterway related environmental education facility funding will be limited to those project elements directly related to the District's waterways.

(d) Phasing of Projects: Applications for eligible waterway projects may be submitted as a phased project where Phase I will include the design, engineering and permitting elements and Phase II will include the construction of the project. A description and cost estimate of the Phase II work shall be submitted along with the Phase I application for Board review.

(2) Property Control: The site of a new proposed land-based development project shall be dedicated for the public use for which the project was intended for a minimum period of 25 years after project completion. Such dedication shall be in the form of a deed, lease, management agreement or other legally binding document and shall be recorded in the public property records of the county in which the property is located. This property control requirement also applies to a project site owned by another governmental entity. The governmental entity that owns the project site may be joined as a co-applicant to meet this property control requirement. Existing land based development projects that are being repaired, replaced or modified must demonstrate that the project site has been dedicated for public use for at least 25 years with at least 10 years remaining on the dedication document. Property shall also be deemed dedicated for public use if:

(a) The property has been designated for the use for which the project is intended (even though there may have been no formal dedication) in a plat or map recorded prior to 1940, or

(b) The project sponsor demonstrates that it has had exclusive control over the property for the public use for which the project is intended for a period of at least 30 years prior to submission of the application, or

(c) There is no ongoing litigation challenging the designated use of the property as shown on the plat or map, nor has there been any judicial determination contrary to the use by the public for the use shown on the plat or map.

(3) Permits: The project sponsor is responsible for obtaining and abiding by any and all federal, state and local permits, laws, proprietary authorizations and regulations in the development and operation of the project. Applicants for construction projects that include elements that require state or federal environmental permits or proprietary authorizations will demonstrate that all required environmental permitting and authorizations will be completed by the District's final TRIM hearing. This demonstration will be by submission of the required environmental permit(s) and authorizations, or by submission of a letter from the agency(s) stating that a permit or authorization is not required. Should the environmental permitting element of an application that has construction elements requiring state or federal environmental permits or authorizations not be completed by the District's final TRIM hearing, the construction portion of the project will not be considered for funding. Whereby funding decisions are completed at the final TRIM hearing, the District will not deviate from the funding schedule to accommodate any application deficiency.

(4) Public Marina Qualifications: All public marina projects funded through this program shall include sewage pumpout facilities for vessels, unless the applicant can demonstrate that inclusion of such a facility is physically, operationally or economically impracticable. All public marina projects funded through this program shall have at least ten percent (10%) of their slips or mooring areas available for transient vessels. Public marina dockage rates shall be within market comparison of the dockage rates of other area marinas. The public marina will be required to establish and maintain an accounting of the funds for the facility and shall plan for and retain at all times sufficient funds for the on-going maintenance of the facility during its project life. Certification that revenues generated by a marina facility are exclusively allocated to the operation, maintenance and improvement of the public marine facility will be required to be submitted with the application and, if approved, thereafter on an annual basis using form No. FIND 03-01 (effective date 3-3-04), hereby incorporated by reference and available from the District office.

(5) The District may assist eligible governments with efforts to prepare and implement a comprehensive maritime management plan. The plan shall be utilized by the eligible government to promote and maximize the public benefit and enjoyment of eligible waterways, while identifying and prioritizing the waterway access needs of the community. The plan should not duplicate any

existing or ongoing efforts for the same waterway or water shed, nor shall the District participate in any effort that does not address the basic maritime needs of the community.

(a) Existing plans may be updated at reasonable intervals or amended to include waterway areas previously not included in the original effort. Public, government, environmental, industry and other pertinent interest groups shall be solicited and included for input in the planning process.

(b) The plan shall be utilized as a tool to provide a minimum 5-year planning analysis and forecast for the maritime needs of the community, and shall include, at minimum, the following:

1. Public boat ramp and ramp parking inventory and analysis.
2. Public mooring and docking facility analysis, including day docks and transient slips.
3. Commercial and working waterfront identification and needs analysis.
4. The identification, location, condition and analysis of existing and potential navigation channels.
5. An inventory and assessment of accessible public shorelines.
6. Public waterway transportation needs.
7. Environmental conditions that affect boat facility siting, a current resource inventory survey, and restoration opportunities.
8. Economic conditions affecting the boating community and boating facilities.
9. Acknowledgment and coordination with existing data and information, including an emphasis on the Intracoastal Waterway.

(c) Projects requested for assistance program funding shall be consistent with the applicant's maritime management plan. The applicant should utilize the plan to assist in prioritizing waterway improvement projects.

(6) All eligible environmental restoration, enhancement or mitigation projects as well as the environmental restoration, enhancement or mitigation components of other types of projects shall be required to pursue and assign any available mitigation credits to the District for that share of the project funded through the District's Assistance Program. All eligible environmental restoration, enhancement or mitigation projects shall provide public access where possible.

(7) Final Decisions: The Board will make all final decisions on the eligibility of a project or specific project costs.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1)-(3) FS. History—New 12-17-90, Amended 2-6-97, Formerly 16T-1.008, Amended 5-17-98, 3-31-99, 3-5-00, 3-21-01, 7-30-02, 3-20-03, 3-3-04, 4-15-07, 3-25-08, 4-1-09, 2-22-10, 3-7-11, 3-7-12, 1-27-14, 2-17-15.

66B-1.009 Project Administration.

The District will appoint a project manager who shall be responsible for monitoring the project and the project agreement. The project manager shall also be responsible for approving all reimbursement requests. The project sponsor shall appoint a liaison agent, who will be a member of the eligible applicant's staff, to act on its behalf in carrying out the terms of the project agreement. Administration of the project will be as follows:

(1) Project Agreement: For each funded project, the District and the project sponsor will enter into a project agreement setting forth the mutual obligations of the parties concerning the project. The project agreement shall be executed and returned by the project sponsor within six (6) months of the approval of the project funding. The project agreement shall incorporate the applicable policies and procedures of the program as outlined in this rule. Project agreements will be for a two-year period with the possibility for one, one-year extension. Any request for a one-year extension of funding shall require submittal by the PROJECT SPONSOR of a request for extension to the DISTRICT no later than July of fiscal year two of the approved project. This request will then be considered by the DISTRICT Board, whose decision shall be final. In review of these requests, the Board will take into consideration the current status and progress of the project and the ability of the applicant to complete the project within one additional year.

(2) Matching Funds: The project sponsor shall clearly identify and enumerate the amount and source of the matching funds it will be using to match the program funds supplied by the District for an approved project. The project sponsor shall provide suitable evidence that it has the matching funds available at the time the project agreement is executed.

(3) Agreement Modification: All proposed changes to the project agreement must be submitted to the District in writing by the project sponsor accompanied by a statement of justification for the proposed changes. All project agreement amendments shall be approved by the District Board, except that the executive director may approve a minor project agreement amendment for a project within a county with the local District commissioner's concurrence. A minor project amendment shall not change the approved projects category, result in a reallocation of more than 35% of the approved funding of the project among project elements, nor allow for a greater than 35% change in the project scale or scope of work. Project agreement amendments will not include a change

to the approved project's location or a change in the approved project's purpose or project type. Agreed changes shall be evidenced by a formal amendment to the project agreement.

(4) Project Reporting: The liaison agent will submit quarterly reports to the project manager summarizing the work accomplished since the last report, problems encountered, percentage of project completion and other appropriate information. These reports shall continue throughout the length of the project period until completion of the project. The report shall be submitted on an Assistance Program Project Quarterly Status Report, Form 95-02 (effective date 7-30-02) hereby incorporated by reference and available at the District office. A Final Project Report shall be submitted at the completion of the project and shall at minimum include: project summary, photo of completed project, final cost, project benefits to the waterway and location address.

(5) Reimbursement Requests: The liaison agent may submit periodic reimbursement requests during the project period. The project manager will approve or disapprove all reimbursement requests. The final payment of program funds will be made upon certified completion of the project.

(6) Project Inspection: Upon reasonable request, the project manager shall have the right to inspect the project and any and all records relating to the project.

(7) Project Completion: The project shall be completed within three (3) years of the beginning of the District's first fiscal year for which the project was approved. If the completion of a project is impacted by a declared state of emergency and the Board waives this rule section, the extension of time granted shall not exceed one additional three (3) year period.

(8) Project Completion Requirements: Upon completion of the project, the liaison agent shall provide the following to the project manager:

(a) A Project Completion Certificate, FIND Form No. 90-13 (effective date 7-30-02) hereby incorporated by reference and available from the District office, which certifies that the project was completed in accordance with the project agreement and the final project plans.

(b) A final reimbursement request accompanied by all required billing statements and vouchers.

(c) Photograph(s) showing the installation of the sign required by Rule 66B-1.013, F.A.C.

(d) Photograph(s) of the completed project clearly showing the program improvements.

(9) Project Completion Review: The project manager will review the project completion package and will authorize or reject the final reimbursement payment which will include all retained funds from previous requests.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History—New 12-17-90, Formerly 16T-1.009, Amended 3-21-01, 7-30-02, 3-7-11, 1-27-14.

66B-1.011 Reimbursement.

The District shall release program funds in accordance with the terms and conditions set forth in the project agreement. This release of program funds shall be on a reimbursement only basis unless otherwise authorized by the Board. Board authorization shall only be given if the applicant can demonstrate that the project cannot be accomplished otherwise. The District shall reimburse the project sponsor for project costs expended on the project in accordance with the project agreement. However, the Board may approve the payment of all or a portion of the program funds upon the execution of the project agreement. Project funds to be reimbursed will require the submission of a Reimbursement Request Form and required supporting documents, FIND Form No. 90-14 (effective date 7-30-02) hereby incorporated by reference and available from the District office.

(1) Project Reimbursement: Project funds shall not be spent except as consistent with the project agreement cost estimate that was approved by the Board, which shall be an attachment to the project agreement. This cost estimate will establish the maximum funding assistance provided by the District and the percentage of funding provided by each party to the project. The District will pay the lesser of (1) the percentage total of project funding that the Board has agreed to fund, or (2) the maximum application funding assistance amount.

(2) Phase I Reimbursement: In accordance with these rules, reimbursement cannot be made on a Phase I application until a construction contract is executed by the applicant for the construction phase of the project. If the Phase I project is completed but a construction contract is not executed by the three (3) year project deadline, then the District shall only allow one (1) year from the Phase I project deadline to enter into the required construction contract before the Phase I funding is cancelled.

(3) Reimbursement Requests: All project costs shall be reported to the District and summarized on the Reimbursement Request Form. All requests for reimbursement shall include supporting documentation, such as billing statements for work performed and cancelled payment vouchers for expenditures made.

(4) Retainage: The District shall retain ten (10%) percent of all reimbursement payments until final certification of completion of the project. The District shall withhold any reimbursement payment, either in whole or part, for non-compliance with the terms of this agreement.

(5) Advanced Payment: For those projects where the Board approves payment of project funds in advance, the project sponsor shall provide an accounting of the expended program funds prior to the expiration date of the contract. Any program funds not expended pursuant to the Project Agreement shall be reimbursed to the District.

(6) Recovery of Additional Project Funding: If the project sponsor receives additional funding for the project costs from another source that was not identified in the original application and that changes the agreement cost-share percentage, the project sponsor shall proportionately reimburse the District's program funds equal to the cost-share percentage in the approved project agreement. The project sponsor shall promptly notify the District of any project payments it receives from a source other than the District.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History—New 12-17-90, Formerly 16T-1.011, Amended 3-31-99, 7-30-02, 3-7-11.

66B-1.012 Accountability.

The following procedures shall govern the accountability of program funds:

(1) Accounting: Each project sponsor is responsible for maintaining an accounting system which meets generally accepted accounting principles and for maintaining such financial records as necessary to properly account for all program funds.

(2) Quarterly Reports: The project sponsor shall submit quarterly project status reports to FIND in accordance with subsection 66B-1.009(4), F.A.C.

(3) Completion Certification: All required final completion certification documents and materials as outlined in subsection 66B-1.009(8), F.A.C., of this rule shall be submitted to the District prior to final reimbursement of program funds.

(4) Auditing: All project records including project costs shall be available for review by the District, or by an auditor selected by the District, for 3 years after completion of the project. Any such audit expenses incurred shall be borne entirely by the project sponsor.

(5) Project Records: The project sponsor shall retain all records supporting project costs for three years after either the completion of the project or the final reimbursement payment, whichever is later, except that should any litigation, claim, or special audit arise before the expiration of the three year period, the project sponsor shall retain all records until the final resolution of such matters.

(6) Repayment: If it is found by any State, County, FIND, or independent audit that program funds have not been used in accordance with this rule and applicable laws, the project sponsor shall repay the misused program funds to the District.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History—New 12-17-90, Formerly 16T-1.012, Amended 7-30-02.

66B-1.013 Acknowledgement.

The project sponsor shall erect a permanent sign, approved by the District, at the entrance to the project site which indicates the District's participation in the project. This sign shall contain the FIND logo. In the event that the project sponsor erects a temporary construction sign, this sign shall also recognize the District's participation. If the final product of the project is a report, study or other publication, the District's sponsorship of that publication shall be prominently indicated at the beginning of the publication. If the project results in an educational display, the District's logo and a statement of the District's participation in the project shall be contained in the display.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History—New 12-17-90, Formerly 16T-1.013, Amended 2-22-10.

66B-1.014 Small-Scale Spoil Island Restoration and Enhancement Projects.

Proposals shall be accepted for the restoration or enhancement of spoil islands and natural islands within the District's waterways for recreational, navigational, educational, and environmental purposes. The applicable provisions of this rule apply to these applications with the following additions or exceptions:

(1) Application Procedure – A Request for Proposals procedure will be used to request proposals for consideration. Proposals shall follow the format described in FIND Document #03-02 Call for Proposals – Small-Scale Spoil Island Restoration and Enhancement Program, effective date 3-20-03, hereby incorporated by reference and available from the District office. Proposals

may be submitted to the District and considered by the Board at any time during the year.

(2) Matching Funds – Small-scale spoil island restoration and enhancement may qualify for up to ninety percent (90%) program funds. The applicant's ten percent (10%) matching funds may include in-kind contribution pursuant to paragraph 66B-1.014(4)(b), F.A.C.

(3) Eligibility – All proposals must meet the following eligibility criteria to be considered for funding:

(a) Management Plan Compliance – Projects shall be in compliance with the provisions of any Spoil Island Management Plans or other management plans that govern the Project site.

(b) Property Control – The Project Sponsor must have written property rights on the Project site to construct and maintain the Project for a minimum of five years. Such property rights can be in the form of a lease, interlocal agreement, use agreement or other legal form approved by the District. The applicant shall include a map clearly delineating the location of all proposed work included in the application.

(4) Funds Allocation – Funds shall be allocated pursuant to Rule 66B-1.005, F.A.C., subject to the exceptions identified in this rule, and with the following additions:

(a) The District shall fund a maximum of up to \$7,500 per project, not to exceed \$22,500 per County, per fiscal year.

(b) The Project Sponsor may contribute in-kind construction labor; such in-kind construction labor costs will not be counted by the District as exceeding \$10.00 per hour. No administrative costs can be incorporated into the Project as Project costs.

(c) The funding provided by the District shall only be allocated for specific Project expenses such as construction materials, plant materials, herbicides, etc. The funding provided by the District shall not be allocated for parties, food or beverages.

(5) Hold Harmless Waiver – All volunteers, who are not government employees, shall sign a hold harmless waiver Form No. 02-01 (New 7-30-02) as approved by the District and hereby incorporated by reference and available from the District office.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 3-20-03, Amended 4-24-06, 3-7-11.

66B-1.015 Small-Scale Derelict Vessel Removal Projects.

Proposals shall be accepted for financial assistance for the removal of derelict vessels within the District's waterways. The applicable provisions of this rule apply to these applications with the following additions or exceptions:

(1) Application Procedure – Applications shall be submitted on a completed FIND Form No. 05-01 (Small-Scale Derelict Vessel Removal Program) (effective date 4-24-06), and FIND Form No. 01-06 (Small-Scale Derelict Vessel Removal Program – Project Cost Estimate), (effective date 4-24-06), hereby incorporated by reference and available from the District office. Applications may be submitted to the District and considered by the Board at any time during the year.

(2) The District shall only fund applicants that have identified derelict vessels to be removed and have a current bid for removal for such vessels, or have completed the removal of such vessels within the 6 months preceding the application, subject to eligibility under these program rules.

(3) The program must be sponsored by an eligible government agency or not-for-profit organization.

(4) District funding shall be limited to \$30,000 per county, per year, provided on a reimbursement basis only. The limitation on pre-agreement expenses may be waived by the Board in accordance with subsection 66B-1.005(3), F.A.C.

(5) The eligible applicant must provide the remaining matching funds for project completion. In no case shall the District's cost-share contribution exceed 75% of the total project costs. In-house project management or administration costs are not eligible costs or matching costs.

(6) The derelict vessel must be located in the District's Waterways, as defined in Rule 66B-1.003, F.A.C. The applicant shall include a map clearly delineating the location of all vessels included in the application.

(7) The District shall be recognized when possible in all written, audio or video advertising and promotions as a participating sponsor of the program.

(8) The funding provided by the District shall only be allocated for removal of derelict vessels. The District is providing program reimbursement funds only and shall be held harmless with regards to the activities initiated by the applicant.

(9) The applicant shall be responsible for all maintenance, management, disposal and operating expenses associated with the program.

(10) Funds derived from the sale of any derelict vessels or vessel parts removed through this grant program must be reinvested into the applicant's derelict vessel removal program.

(11) The District Board shall make all final decisions concerning the provision of funding for this program.

66B-1.016 Waterways Cleanup Events.

Proposals shall be accepted for financial assistance for the organized removal of refuse within the District's waterways. The applicable provisions of this rule apply to these applications with the following additions or exceptions:

(1) Application Procedure: Prior to the event, a request for funding shall be submitted to the District by means of a cover letter detailing the occurrence of the cleanup, contact information, a map of the cleanup locations and the general parameters of the event. In addition, the Applicant will submit a detailed budget clearly delineating the expenditure of all District funds, as well as the overall general budget of the event. Proposals may be submitted to the District and considered by the Board at any time during the year.

(2) Availability: The District shall fund a maximum of one clean-up program per waterway, per year within a county, with exception to the provisions of subsections (8) through (10), below.

(3) Applicant Eligibility: The clean-up program must be sponsored by a government agency or a registered not-for-profit corporation.

(4) Funding: District funding shall be limited to \$5,000 per waterway, per county, except for the provisions of subsections (8) through (10), below.

(5) The District shall be recognized in all written, on-line, audio or video advertising and promotions as a participating sponsor of the clean-up program.

(6) Funding Eligibility: The funding provided by the District shall only be allocated to reimburse the applicant for out of pocket expenditures related to specific cleanup program expenses such as trash bags, trash collection, haul and landfill fees, gloves, advertising, T-shirts, and related expenses. The funding provided by the District shall not be allocated for parties, meetings, food or beverages.

(7) The District Board shall make all final decisions concerning the provision of funding for a clean-up program. In addition to the requirements stated above, a cleanup program implementing all of the following additional incentives will qualify for up to additional \$5,000 in clean up funds.

(8) The clean-up program budget must provide equal or greater matching funds for all Navigation District funding.

(9) The applicant shall tally and report the composition and location of the waterway-related debris, with the goal to show definitive progress in the amount of refuse collected, a reduction in the overall debris in the waterway, or an increase in the number of additional waterway areas included in the clean up.

(10) For each additional \$1,000 in Navigation District funding, the applicant shall coordinate a minimum of one waterway collection point or clean up area, or an applicant can conduct an additional waterway cleanup program for the waterway areas.

FLORIDA INLAND NAVIGATION DISTRICT

PROGRAM SUMMARY

WATERWAYS ASSISTANCE PROGRAM

A. General Description of Program

The District's Waterways Assistance Program provides for assistance to local governments within the District boundaries for the purpose of planning or developing waterway improvement projects. Projects assisted by the District, primarily through financial assistance, include public navigation and anchorage management, public recreation, environmental education, boating safety, acquisition and development of spoil sites and publicly owned commercial/industrial waterway access directly related to the waterways, acquisition and development of public boat ramps, launching facilities and boat docking and mooring facilities, maritime management planning, environmental mitigation, inlet management and beach renourishment directly related to the waterways of the District. The focus of the program is to enhance the waterways of the District through proper management, environmental restoration and enhancement and responsible public access and usage.

B. Authority

Program authority is derived from Chapter 374 Florida Statutes and implemented through Chapter 66B-2 F.A.C. This authority is not regulatory. The authority of this program is limited to the waterways within the District boundaries. Eligible participants are governmental agencies within those boundaries.

C. Implementation

This program is implemented by the District through the rules and laws referenced in section B. above. Rule 66B-2 is the main implementation tool. The District's Assistant Executive Director oversees this program with support from the Information Manager and the Field Projects Coordinator. At any one instant in time the District has approximately 150+ projects underway with approximately 35+ local governments.

2015
CHAPTER 66B-2
WATERWAYS ASSISTANCE PROGRAM

66B-2.001	Purpose
66B-2.002	Forms
66B-2.003	Definitions
66B-2.004	Policy
66B-2.005	Funds Allocation
66B-2.006	Application Process
66B-2.0061	Emergency Applications
66B-2.008	Project Eligibility
66B-2.009	Project Administration
66B-2.011	Reimbursement
66B-2.012	Accountability
66B-2.013	Acknowledgement
66B-2.014	Small-Scale Spoil Island Restoration and Enhancement Projects
66B-2.015	Small-Scale Derelict Vessel Removal Projects
66B-2.016	Waterways Cleanup Events

66B-2.001 Purpose.

Recognizing the importance and benefits of inland navigation channels and waterways, as well as noting problems associated with the construction, continued maintenance and use of these waterways, the Florida Legislature created Section 374.976, F.S. This law authorizes and empowers each inland navigation district to undertake programs intended to alleviate the problems associated with its waterways. The purpose of this rule is to set forth the District's policy and procedures for the implementation of an assistance program under Section 374.976, F.S., for local governments, member counties and navigation related districts within the District. This program will be known hereafter as the Florida Inland Navigation District's Waterways Assistance Program.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 12-17-90, Formerly 16T-2.001.

66B-2.002 Forms.

All forms for the administration of this program are available from the District office located at 1314 Marcinski Road, Jupiter, Florida 33477.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 12-17-90, Formerly 16T-2.002.

66B-2.003 Definitions.

The basic terms utilized in this rule are defined as follows:

- (1) "APPLICANT" means an eligible governmental agency submitting an application through this program.
- (2) "APPLICATION" means a project proposal with the required documentation.
- (3) "AUTHORIZED SUBMISSION PERIOD" means the established period for submitting applications to the District.
- (4) "BEACH RENOURISHMENT" means the placement of sand on a beach for the nourishment, renourishment or restoration of a beach.
- (5) "BOARD" means the Board of Commissioners of the Florida Inland Navigation District.
- (6) "DISTRICT" means the Florida Inland Navigation District (FIND).
- (7) "ELIGIBLE GOVERNMENTAL AGENCY" means member counties, local governments and navigation related districts within the taxing boundaries of the District.
- (8) "ENVIRONMENTAL PERMITS" means those permits, proprietary authorizations, exemptions, or general permits for construction below mean high water line of a navigable waterway required and issued by or on behalf of the U.S. Army Corps of Engineers, the Florida Department of Environmental Protection, and the South Florida or the St. Johns River Water Management Districts or their successors.

- (9) "EXECUTIVE DIRECTOR" means the Executive Director of the Florida Inland Navigation District.
- (10) "LIAISON AGENT" means the contact person officially designated to act on behalf of the applicant or the project sponsor.
- (11) "LOCAL GOVERNMENTS" means municipalities, cities, or consolidated county governments, which are located within the member counties.
- (12) "MARITIME MANAGEMENT PLAN" means a written plan containing a systematic arrangement of elements specifically formulated to identify, evaluate and promote the benefits of eligible waterway accessibility and enjoyment, with consideration and respect to the physical, environmental and economic parameters of the planning area.
- (13) "MATCHING FUNDS" means those funds provided by the local sponsor to the project.
- (14) "MEMBER COUNTY" means a county located within the taxing boundaries of the District which includes Nassau, Duval, St. Johns, Flagler, Volusia, Brevard, Indian River, St. Lucie, Martin, Palm Beach, Broward and Miami-Dade Counties.
- (15) "NAVIGATION RELATED DISTRICTS" means port authorities, inlet districts or any other agency having legally authorized navigation related duties in waterways of the District.
- (16) "PRE-AGREEMENT COSTS" means project costs approved by the District Board which have occurred prior to the execution of the project agreement.
- (17) "PROGRAM" means the Florida Inland Navigation District Waterways Assistance Program.
- (18) "PROGRAM FUNDS" means financial assistance awarded by the Board to a project for release to the project sponsor pursuant to the terms of the project agreement.
- (19) "PROJECT" means a planned undertaking consisting of eligible program facilities, improvements or expenses for the use and benefit of the general public.
- (20) "PROJECT AGREEMENT" means an executed contract between the District and a project sponsor setting forth mutual obligations regarding an approved project.
- (21) "PROJECT MAINTENANCE" means any usual action, activity, expense, replacement, adjustment or repair taken to retain a project or grant item in a serviceable, operational or normal condition, or the routine efforts and expenses necessary to restore it to serviceable or normal condition, including the routine recurring work required to keep the project or grant item in such condition that it may be continuously used at its original or designed capacity and efficiency for its intended purpose.
- (22) "PROJECT MANAGER" means the District employee who is responsible for monitoring the performance of the Project and compliance with the project agreement.
- (23) "PROJECT PERIOD" means the approved time during which costs may be incurred and charged to the funded project.
- (24) "PROJECT SPONSOR" means an eligible governmental agency receiving program funds pursuant to an approved application.
- (25) "PUBLIC BUILDING" means a building or facility on government owned property that is owned or operated by a governmental entity, or operated by a third party operator. The building or facility must provide waterway related information, public meeting space, or educational services and be open to members of the public on a continual basis without discrimination.
- (26) "PUBLIC MARINA" means a harbor complex used primarily for recreational boat mooring or storage, the services of which are open to the general public on a first come, first served basis without any qualifying requirements such as club membership, stock ownership, or differential in price.
- (27) "PUBLICLY OWNED COMMERCIAL OR INDUSTRIAL WATERWAY ACCESS" means any publicly owned area specifically designed to be used for staging, launching, or off-loading by commercial or industrial waterway users on a first come, first served, short-term basis, to gain entry to or from the District's waterways to serve the infrastructure needs of the District's waterway users.
- (28) "TRIM HEARING" means a public hearing required by Chapter 200, F.S., concerning the tax and budget of the District.
- (29) "WATERWAYS" means the Atlantic Intracoastal Waterway, the Okeechobee Waterway, the Barge Canal in Brevard County west of the Port Canaveral Locks, those portions of the Dania Cut-Off Canal and the Hillsboro Canal east of the water control structures, all navigable natural rivers, bays, creeks or lagoons intersected by said waterways and all navigable natural creeks, rivers, bays or lagoons entering or extending from said waterways.
- (30) "WATERWAY RELATED ENVIRONMENTAL EDUCATION" means an interdisciplinary holistic process by which the learner: develops an awareness of the natural and manmade environments of waterways; develops knowledge about how the environment of the waterways works; acquires knowledge about the technological, social, cultural, political, and economic relationships occurring in waterway related environmental issues; and, becomes motivated to apply action strategies to maintain

balance between quality of life and quality of the environment of waterways.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History—New 12-17-90, Amended 9-2-92, 2-6-97, Formerly 16T-2.003, Amended 5-17-98, 3-21-01, 3-20-03, 3-3-04, 4-21-05, 4-24-06, 4-15-07, 3-25-08, 3-7-11.

66B-2.004 Policy.

The following constitutes the policy of the District regarding the administration of the program:

(1) **Financial Assistance Eligibility:** Financial assistance, support and cooperation may be provided to eligible governmental agencies for approved projects as follows:

(a) Member counties may be provided financial assistance, support or cooperation in planning, acquisition, development, construction, reconstruction, extension, improvement, operation or the maintenance of public navigation, local and regional anchorage management, beach renourishment, public recreation, inlet management, environmental education, maritime management plans, and boating safety projects directly related to the waterways.

(b) Eligible local governments may also be provided financial assistance, support and cooperation in planning and carrying out public navigation, local and regional anchorage management, beach renourishment, public recreation, inlet management, environmental education, and boating safety projects directly related to the waterways.

(c) Navigation related districts may be provided with financial assistance to pay part of the costs of the planning and acquisition of dredge material management sites if the Board finds that the site is required for the long-range maintenance of the Atlantic Intracoastal Waterway channel. All such sites must meet the development and operational criteria established by the District through a long-range dredge material management plan for that county. Navigation related districts may also be provided with assistance for waterway related access projects, environmental mitigation projects associated with waterway improvement related activities, and inlet management projects if the Board finds that the project benefits public navigation in the Atlantic Intracoastal Waterway. All navigation related districts shall contribute at least equal matching funds to any District financial assistance provided. Seaports may also be furnished assistance and support in planning and carrying out environmental mitigation projects. All seaport projects shall benefit publicly maintained channels and harbors. Each seaport shall contribute matching funds for funded projects.

(d) Eligible projects shall include the acquisition and development of public boat ramps and launching facilities, including those in man-made, navigable waterways contiguous to “waterways” as defined in Rule 66B-2.003, F.A.C.

(2) **Notification:** The District will notify by direct mail, email and/or advertised public notice all eligible governmental agencies of the program and the upcoming authorized submission period.

(3) **Project Approval:** Approval of projects by the District shall be in accordance with these rules.

(4) **Project Accessibility:** Facilities or programs funded in whole or in part by program funds shall be made available to the general public of all of the member counties on a non-exclusive basis without regard to race, color, religion, age, sex or similar condition. Additionally, facilities funded in whole or in part by program funds, shall not require a paid membership for the general public of all of the member counties as a condition to use the facilities. User or entrance fees may be charged for the use of facilities funded in whole or in part by program funds, however such fees shall be reasonable and shall be the same for the general public of all of the member counties.

(5) **Waterway Impacts:** All development projects must be designed so as not to impact navigation along the District’s waterways through the placement of structures, attendant uses, or the necessity of a boating speed zone for safety purposes. Before applying for boating speed zone designation in District waterways because of a project funded by this program, the sponsor shall first receive approval from the Board. The Board will use the criteria found in Section 327.46(1), F.S., in determining whether to approve the proposed boating speed zone.

(6) **Project Maintenance:** The project sponsor shall be responsible for the operation, maintenance, and management of the project for the anticipated life of the project and shall be responsible for all expenses required for such purposes. The project shall be maintained in accordance with the standards of maintenance for other similar local facilities and in accordance with applicable health standards. Project facilities and improvements shall be kept reasonably safe and in reasonable repair to prevent undue deterioration and to encourage public use. The project sponsor shall have full legal authority and financial ability to operate and maintain the project facilities.

(7) **Education Facilities and Programs:** Waterways related environmental education facilities and programs sponsored by the District shall occur at specially designated environmental education facilities located adjacent and contiguous to the waterways. It is

the District's intent to consolidate its environmental education efforts in the least number of facilities within an area that will adequately serve the education needs of that area of the District.

(8) Public Information Availability: Public information produced with assistance from this program shall not be copyrighted and shall be provided free of cost, except for the cost of reproduction, to the public.

(9) Third-Party Project Operators: Projects that are being operated by a third party shall have sufficient oversight by the eligible project sponsor as determined by the Board. Such oversight, at a minimum, will include a project liaison that is a staff member of the eligible project sponsor, and oversight of the operating hours and admission fees of the facility by the eligible project sponsor through a legal agreement. All third party projects shall be open to the public in accordance with this rule.

(10) Non-compliance: The District shall terminate a project agreement and demand return of program funds disbursed to the project sponsor for non-compliance with any of the terms of the project agreement or this rule, if such non-compliance calls into question the ability of the applicant to complete the project. Failure of a project sponsor to comply with the provisions of this rule or the project agreement shall result in the District declaring the project sponsor ineligible for further participation in the program until such time as compliance has been met to the satisfaction of the District.

(11) Fees: Any public project eligible for District program funds that charges a fee or will charge a fee must create and maintain an enterprise fund for the public project that shall plan for and retain at all times sufficient funds for the on-going maintenance of the facility during its project life. Accounting records of the previous five years of the public project's enterprise fund will be submitted as part of any subsequent assistance program application to the District.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1), (2) FS. History—New 12-17-90, Amended 2-3-94, 2-6-97, Formerly 16T-2.004, Amended 5-18-98, 3-31-99, 5-25-00, 3-21-01, 7-30-02, 3-3-04, 4-21-05, 4-1-09, 2-22-10, 3-7-11, 3-7-12, 1-27-14, 2-17-15.

66B-2.005 Funds Allocation.

The Board will allocate funding for this program based upon the District's overall goals, management policies, fiscal responsibilities and operational needs for the upcoming year. Funding allocations to navigation related districts, member counties and local governments shall be based upon the proportional share of the District's ad valorem tax collections from each county. If funds are determined to be available for the program, the District will notify potential eligible governmental agencies of the availability of program funding. Applications will be reviewed by the Board utilizing District Forms No. 91-25 and 91-25 (A) through (F) Waterways Assistance Program Application and Evaluation Worksheet (effective date 1/2014), hereby incorporated by reference and available at: <http://www.flrules.org/Gateway/reference.asp?No=Ref-03568> and available from the District office or by download from the District's webpage at: www.aicw.org.

(1) Funding Assistance Availability: In as much as the District has other fiscal responsibilities and operational needs, financial assistance to eligible government agencies shall not exceed an amount equal to eighty (80) percent of the proportional share of the District's ad valorem tax collections from each county in which such agencies are located. The District may make an exception to this funding limitation, if funds are determined to be available based upon the District's overall goals, management policies, fiscal responsibilities and operational needs, or in counties that are recovering from a state of emergency declared under Chapter 252, F.S.

(2) Project Funding Ratio: All financial assistance and support to eligible governmental agencies shall require, at a minimum, equal matching funds from the project sponsor, with the exception of public navigation projects that meet the provisions of subsection 66B-2.005(6), F.A.C., land acquisition projects in accordance with subsection 66B-2.005(7) and Rule 66B-2.008, F.A.C., small-scale spoil island restoration and enhancement projects that meet the provisions of Rule 66B-2.014, derelict vessel projects consistent with Rule 66B-2.0015, F.A.C., and Waterway Cleanup Projects approved under Rule 66B-2.0016, F.A.C. Applicant's in-house costs are limited pursuant to paragraph 66B-2.008(1)(c), F.A.C. All financial assistance to seaports shall require equal matching funds. The District shall contribute no more than fifty percent (50%) of the local share of the cost of an inlet management or beach renourishment project. The District shall not contribute funding to both the state and local shares of an inlet management or beach renourishment project.

(3) Pre-agreement Expenses: The project sponsor shall not commence work on an approved project element prior to the execution of the project agreement unless authorized by the Board during the review and funding approval process. Board authorization of pre-agreement expenses will be given for the commencement of work prior to the execution of a project agreement if the Board determines that there is a benefit to the District, its waterways or its constituents. All project costs must be incurred and work performed within the project period as stipulated in the project agreement unless pre-agreement costs are approved by the Board. Pre-agreement expenses will be approved if they are consistent with the provisions of Rule 66B-2.008, F.A.C., and occur

within the fiscal year of the grant application submission (October 1st to September 30th). Pre-agreement expenses, except for projects approved by the Board as multi-year projects, will be limited to fifty (50) percent of the project's total cost and if the expenses are eligible project expenses in accordance with this rule. Only one-half (1/2) or less of the approved pre-agreement expenses will be eligible for reimbursement funding from the District, except for projects approved by the Board as multi-year projects. The Board shall consider a waiver of the limitation on pre-agreement expenses for Small-Scale Derelict Vessel grants and land acquisition projects when the applicant demonstrates a direct need and benefit and the project is in accordance with the applicable provisions of Chapter 66B-2, F.A.C.

(4) Multi-Year Funding: The construction phase of projects that are large scale, involve multiple phases, have a construction time line of one year or longer, or are requesting a significant amount of assistance funding in relation to the total assistance available for the county where the project is located, will be reviewed and approved by the District Board for a multiple year period subject to budgeting and allocation pursuant to the provisions of Chapter 200, F.S. The determination by the Board to provide assistance funding on a multi-year basis can be made at any time during the application review process. All approved multi-year projects are limited to a maximum of two (2) additional funding requests.

(5) Inlet Management and Beach Renourishment: Projects and project elements in the categories of inlet management and beach renourishment shall be subject to the following provisions. The District shall contribute no more than fifty percent of the local share of the cost of the project. The District shall not contribute funding to both the state and local shares of an inlet management or beach renourishment project. Funding for the construction phase of an inlet management or beach renourishment project may be approved by the District Board for a multiple year period subject to budgeting and allocation pursuant to the provisions of Chapter 200, F.S. Additionally the following provisions shall be met for inlet management or beach renourishment projects:

(a) Inlet Management: Inlet management projects shall benefit public navigation within the District and shall be consistent with Department of Environmental Protection approved inlet management plans and the statewide beach management plan pursuant to Section 161.161, F.S. Inlet management projects that are determined to be consistent with Department of Environmental Protection approved inlet management plans are declared to be a benefit to public navigation.

(b) Beach Renourishment: All projects in this category shall be consistent with the statewide beach management plan. Beach renourishment projects shall only include those beaches that have been adversely impacted by navigation inlets, navigation structures, navigation dredging, or a navigation project. The determination of beach areas that are adversely impacted by navigation for the purposes of this program shall be made by Department of Environmental Protection approved inlet management plans. If state funding is not provided for a beach project, public access with adequate parking must be available in accordance with Chapter 161, F.S.

(6) Public Navigation: Projects or project elements in the category of public navigation that will qualify for up to seventy-five percent (75%) program funds must be within the Intracoastal Right-of-Way (ROW), or provide public navigation channel access to two or more public accessible launching, mooring or docking facilities. In addition, the following shall apply:

(a) Navigation channel dredging: The project sponsor must demonstrate that the source of channel sedimentation has been identified and is in the process of, or has been controlled, or that the frequency and amount of shoaling is such that dredging will provide an improvement to the channel that will last for twenty (20) years or more and therefore is more cost effective than identifying and correcting the cause of shoaling, or that the cost of identifying the source of channel sedimentation exceeds the cost of the dredging project.

(b) Navigation channel lighting and markers must be located on primary or secondary public navigation channels. Navigation projects or project elements that have one facility open to the public will qualify for up to fifty percent (50%) program funding. Dredging that is associated or ancillary to another use (such as a boat ramp, marina or pier) will be prioritized according to the associated use.

(7) Land Acquisition: All land acquisition projects shall qualify for a maximum of twenty-five (25) percent program funding. All pre-agreement expenses for land acquisition must be completed within one-year of the date of application for funding. All funded land acquisition projects must construct the required boating access facility within 7 years of completion of the land acquisition, or the District may require the applicant to refund the program funding. Immediately upon acquiring title to the land, the applicant shall record a declaration of covenants in favor of the District stating that if the required boating access facility is not constructed within 7 years and dedicated for the public use as a boating access facility for a minimum period of 25 years after completion of construction, the District shall require the applicant to refund the program funding.

(8) Seaport Funding Eligibility: Financial assistance to seaports may exceed the proportional share of the District's ad valorem

tax collections as set forth in subsection 66B-2.005(1), F.A.C., from the county in which such seaport is located if the seaport can demonstrate that a regional benefit occurs from the port's activities. Financial assistance to a seaport project that demonstrates a regional benefit shall not exceed an amount equal to (i) the proportional share of the District's ad valorem tax collections as set forth in subsection 66B-2.005(1), F.A.C., from the counties where the benefit is demonstrated less (ii) funding allocated in the same fiscal year to all other local government projects funded in those counties.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1), (3) FS. History—New 12-17-90, Amended 6-24-93, 9-5-96, 2-6-97, Formerly 16T-2.005, Amended 5-17-98, 8-26-99, 3-21-01, 7-30-02, 3-3-04, 4-21-05, 4-24-06, 4-15-07, 3-25-08, 4-1-09, 3-7-11, 3-7-12, 4-10-13, 1-27-14.

66B-2.006 Application Process.

(1) Application Period: With the exception of eligible Disaster Relief Projects, eligible Small-Scale Spoil Island Restoration and Enhancement Projects eligible Small-Scale Derelict Vessel Applications and Waterway Cleanup Events, all applications for assistance through this program will be submitted during the authorized submission period that shall be established by vote of the Board at a scheduled meeting.

(2) Application Forms: Florida Inland Navigation District Waterways Assistance Program Project Application FIND Form Number 90-22 (effective date 4-24-06) and the Waterway Assistance Program Application and Evaluation Worksheet No. 91-25 and 91-25 (A) through (F) (effective date 1/2014) are hereby incorporated by reference and available from the District office. With the exception of projects eligible under the Small-Scale Spoil Island Restoration and Enhancement program, the Small-Scale Derelict Vessel program, and eligible Waterway Cleanup Events, all applications for financial assistance and support through this program from member counties and local governments shall be made on Form Number FIND 90-22 and the Waterway Assistance Program Project Application and Evaluation Worksheet No. 91-25 and 91-25 (A) through (F) and shall include a detailed cost estimate submitted on FIND Form No. 90-25, Florida Inland Navigation District Assistance Program Project Cost Estimate, (effective date 4-24-06), hereby incorporated by reference and available from the District office. In addition, all applicants shall submit a complete and detailed Project Timeline (FIND FORM No. 96-10) (effective date 4-15-07).

(3) Sponsor Resolution: The project sponsor shall approve the submission of an application by official resolution from its governing board or commission. Said resolution shall be made on FIND Form No. 90-21, Resolution for Assistance Under the Florida Inland Navigation District Waterways Assistance Program (effective date 10-14-92), hereby incorporated by reference and available from the District office.

(4) Attorney's Certification: If the application is for a project that is a land based development project the applicant shall submit an Attorney's Certification of Title, FIND Form Number 94-26 (effective date 5-25-00), hereby incorporated by reference and available from the District office.

(5) Maps and Geographic Information: All applicants shall be required to submit, at minimum, the following geographic information: A County location map, a project location map, a project boundary map, and a clear and detailed site development map for land development projects.

(6) Application Review: Applicants shall obtain the local FIND Commissioner's initials on Form No. 90-26 prior to submitting the application to the District office. It is the applicant's responsibility to make timely arrangements for the local FIND Commissioner's review. In the absence of extenuating circumstances outside of the applicant's control as determined by the Board of Commissioners, an application shall not be considered complete if it does not include the local FIND commissioner's initials on Form No. 90-26. Upon receipt in the District office, staff will review the applications for completeness of the informational requirements identified in the Application Checklist, FIND Form Number 90-26 (effective date 7-30-02), and for compliance with the eligibility requirements of this rule. When an application is determined by staff to be incomplete or ineligible, staff will immediately inform the applicant by mail. The applicant will then have until the date established by the Board in the application package to bring the application into compliance. If the applicant fails to provide a complete application in compliance with these rules, the application will not be considered for funding. In order to have a complete application, the applicant shall not only submit the forms required under Rule 66B-2.006, F.A.C., and any other information requirements identified in the Application Checklist (FIND Form Number 90-26), but such forms and other submitted information must be completely filled out, executed as applicable, and also establish compliance with Chapter 66B-2, F.A.C.

(7) Interlocal Agreements: Applications that the Board determines will directly benefit the maintenance of the Atlantic Intracoastal Waterway channel as documented by the District's long range dredged material management plans, will directly benefit the maintenance of the Okeechobee Waterway channel as documented by the District's long range dredged material management

plan, will directly benefit the maintenance or improvement of District property, right-of-way or navigation interests, or have multiple funding partners including the Corps of Engineers as the project manager can qualify for project assistance through an interlocal agreement pursuant to Chapter 163, F.S., or Section 374.984(6)(a), F.S. District staff will identify these applications and present them to the Board for their determination as to funding. Interlocal agreement projects shall comply with all other provisions of this rule, except for pre-agreement expenses, permitting and property control requirements.

(8) Application Presentations: Applications determined to be complete and in compliance with this rule will be forwarded to the Board for review and then scheduled for presentation to the Board at a scheduled meeting of the Board. Applicants can decline to make a presentation to the Board by submitting a written request.

(9) Application Evaluation and Rating Score: Following the presentations, the Board will review the applications and evaluate them using the Waterways Assistance Program Application and Evaluation Worksheets No. 91-25 (A) through (F) for Waterways Assistance Program applications. The total points awarded to each application by the Commissioners will be averaged to determine an application's final rating score. The final rating score for each application must equal or exceed 35 points for the application to be considered for funding assistance. Reconsideration of any application with a final rating score of less than 35 points will only occur if the majority of the Commissioners evaluating the project rated the project equal to or exceeding 35 points and two-thirds of the Commissioners vote for reconsideration of the application. Only Applicants that are eligible under Rule 66B-2.0061, F.A.C., "Disaster Relief Applications", shall complete FIND Form No. 91-25F Emergency Re-Construction (effective date 4-24-06, 1/2014).

(10) Funding Determination: The Board will hold a funding allocation meeting at which time the Board will determine the allocation of funds, if any, to each project and the projects will be ranked by overall average score to facilitate final funding decisions by the Board. Allocations will be based in part upon the cumulative score of the applications as calculated from the Project Evaluation and Rating Form. Allocations will also be based upon the specific needs of the individual counties.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 12-17-90, Amended 9-2-92, 6-24-93, 4-12-95, Formerly 16T-2.006, Amended 5-25-00, 3-21-01, 7-30-02, 3-20-03, 4-21-05, 4-24-06, 4-15-07, 3-25-08, 3-7-11, 1-27-14.

66B-2.0061 Disaster Relief Applications.

Disaster Relief applications may be submitted to the District and considered by the Board at any time during the year to provide assistance to an eligible applicant for the removal of navigation obstructions and repair or replacement of waterway facilities damaged by a declared natural disaster. The District shall consider these applications in accordance with these rules.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 6-24-93, Amended 2-6-97, Formerly 16T-2.0061, Amended 4-24-06.

66B-2.008 Project Eligibility.

(1) Eligible Projects: Financial assistance and support through this program shall be used to plan or carry out public navigation and anchorage management, public recreation, environmental education, boating safety, acquisition and development of spoil sites and publicly owned commercial/industrial waterway access directly related to the waterways, acquisition and development of public boat ramps, launching facilities and boat docking and mooring facilities, inlet management, maritime management planning, environmental mitigation and beach renourishment.

(a) Program funds may be used for projects such as acquisition, planning, development, construction, reconstruction, extension, or improvement, of the following types of projects for public use on land and water. These project types will be arranged into a priority list each year by vote of the Board. The priority list will be distributed to applicants with the project application.

1. Public navigation channel dredging;
2. Public navigation aids and markers;
3. Inlet management projects that are a benefit to public navigation in the District;
4. Public shoreline stabilization directly benefiting the District's waterway channels;
5. Acquisition and development of publicly owned spoil disposal site and public commercial/industrial waterway access;
6. Waterway signs and buoys for safety, regulation or information;
7. Acquisition, dredging, shoreline stabilization and development of public boat ramps and launching facilities;
8. Acquisition, dredging, shoreline stabilization and development of public boat docking and mooring facilities;
9. Derelict Vessel Removal;

10. Waterways related environmental education programs and facilities;
11. Public fishing and viewing piers;
12. Public waterfront parks and boardwalks and associated improvements;
13. Maritime Management Planning;
14. Waterways boating safety programs and equipment;
15. Beach renourishment on beaches adversely impacted by navigation inlets, navigation structures, navigation dredging, or a navigation project; and
16. Environmental restoration, enhancement or mitigation projects; and
17. Other waterway related projects. Waterway projects that do not meet specific criteria in subsection 66B-2.005(5) or (6) or subparagraphs 66B-2.008(1)(a)1.-16., F.A.C., but are located on eligible waterways shall be considered for funding under the priority listing of "other waterway related project" and eligible for 25% funding.

(b) Ineligible Projects or Project Elements. Project costs ineligible for program funding or matching funds will include: contingencies, miscellaneous, reoccurring personnel related costs, irrigation equipment, ball-courts, park and playground equipment, and any extraneous recreational amenities not directly related to the waterway such as the following:

1. Landscaping that does not provide shoreline stabilization or aquatic habitat;
2. Restrooms for non-waterway users;
3. Roadways providing access to non-waterway users;
4. Parking areas for non-waterway users;
5. Utilities for non-waterway related facilities;
6. Lighting for non-waterway related facilities;
7. Project maintenance and maintenance equipment;
8. Picnic shelters and furniture;
9. Vehicles to transport vessels; and
10. Operational items such as fuel, oil, etc.
11. Office space that is not incidental and necessary to the operation of the main eligible public building; and
12. Conceptual project planning, including: public surveys, opinion polls, public meetings, organizational conferences; and
13. Inlet maintenance.

(c) Project Elements with Eligibility Limits: Subject to approval by the Board of an itemized expense list:

1. The following project costs will be eligible for program funding or as matching funding if they are performed by an independent contractor:
 - a. Project management, administration and inspection;
 - b. Design, permitting, planning, engineering or surveying costs for completed construction project;
 - c. Restoration of sites disturbed during the construction of an approved project;
 - d. Equipment costs.

Before reimbursement is made by the District on any of the costs listed in subparagraph 1. above, a construction contract for the project, approved and executed by the project sponsor and project contractor must be submitted to the District.

2. Marine fire-fighting vessels are eligible for a maximum of \$60,000 in initial District funding. Marine law enforcement and other vessels are eligible for a maximum of \$30,000 in initial District funding. All future replacement and maintenance costs of the vessel and related equipment will be the responsibility of the applicant.

3. Waterway related environmental education facility funding will be limited to those project elements directly related to the District's waterways.

(d) Phasing of Projects: Applications for eligible waterway projects may be submitted as a phased project where Phase I will include the design, engineering and permitting elements and Phase II will include the construction of the project. A description and cost estimate of the Phase II work shall be submitted along with the Phase I application for Board review.

(2) Property Control: The site of a new proposed land-based development project, with the exception of those projects requesting Small-Scale Spoil Island Restoration and Enhancement funding, shall be dedicated for the public use for which the project was intended for a minimum period of 25 years after project completion. Such dedication shall be in the form of a deed, lease, management agreement or other legally binding document and shall be recorded in the public property records of the county in which the property is located. This property control requirement also applies to a project site owned by another governmental

entity. The governmental entity that owns the project site may be joined as a co-applicant to meet this property control requirement. Existing land based development projects that are being repaired, replaced or modified must demonstrate that the project site has been dedicated for public use for at least 25 years with at least 10 years remaining on the dedication document. Property shall also be deemed dedicated for public use if:

(a) The property has been designated for the use for which the project is intended (even though there may have been no formal dedication) in a plat or map recorded prior to 1940, or

(b) The project sponsor demonstrates that it has had exclusive control over the property for the public use for which the project is intended for a period of at least 30 years prior to submission of the application, or

(c) There is no ongoing litigation challenging the designated use of the property as shown on the plat or map, nor has there been any judicial determination contrary to the use by the public for the use shown on the plat or map.

(3) Permits: The project sponsor is responsible for obtaining and abiding by any and all federal, state and local permits, laws, proprietary authorizations and regulations in the development and operation of the project. Applicants for construction projects that include elements that require state or federal environmental permits or proprietary authorizations will demonstrate that all required environmental permitting and authorizations will be completed by the District's final TRIM hearing. This demonstration will be by submission of the required environmental permit(s) and authorizations, or by submission of a letter from the agency(s) stating that a permit or authorization is not required. Should the environmental permitting element of an application that has construction elements requiring state or federal environmental permits or authorizations not be completed by the District's final TRIM hearing, the construction portion of the project will not be considered for funding. Whereby funding decisions are completed at the final TRIM hearing, the District will not deviate from the funding schedule to accommodate any application deficiency.

(4) Public Marina Qualifications: All public marina projects funded through this program shall include sewage pumpout facilities for vessels, unless the applicant can demonstrate that inclusion of such a facility is physically, operationally or economically impracticable. All public marina projects funded through this program shall have at least ten percent (10%) of their slips or mooring areas available for transient vessels. Public marina dockage rates shall be within market comparison of the dockage rates of other area marinas. The public marina will be required to establish and maintain an accounting of the funds for the facility and shall plan for and retain at all times sufficient funds for the on-going maintenance of the facility during its project life.

(5) The District may assist eligible local governments with efforts to prepare and implement a comprehensive maritime management plan. The plan shall be utilized by the eligible government to promote and maximize the public benefit and enjoyment of eligible waterways, while identifying and prioritizing the waterway access needs of the community. The plan should not duplicate any existing or ongoing efforts for the same waterway or water shed, nor shall the District participate in any effort that does not address the basic maritime needs of the community.

(a) Existing plans may be updated at reasonable intervals or amended to include waterway areas previously not included in the original effort. Public, government, environmental, industry and other pertinent interest groups shall be solicited and included for input in the planning process.

(b) The plan shall be utilized as a tool to provide a minimum 5-year planning analysis and forecast for the maritime needs of the community, and shall include, at minimum, the following:

1. Public boat ramp and ramp parking inventory and analysis.
2. Public mooring and docking facility analysis, including day docks and transient slips.
3. Commercial and working waterfront identification and needs analysis.
4. The identification, location, condition and analysis of existing and potential navigation channels.
5. An inventory and assessment of accessible public shorelines.
6. Public Waterway transportation needs.
7. Environmental conditions that affect boat facility siting, a current resource inventory survey, and restoration opportunities.
8. Economic conditions affecting the boating community and boating facilities.
9. Acknowledgment and coordination with existing data and information, including an emphasis on the Intracoastal Waterway.

(c) Projects requested for assistance program funding shall be consistent with the applicant's maritime management plan. The applicant should utilize the plan to assist in prioritizing waterway improvement projects.

(6) All eligible environmental restoration, enhancement or mitigation projects as well as the environmental restoration, enhancement or mitigation components of other types of projects shall be required to pursue and assign any available mitigation

credits to the District for that share of the project funded through the District's Assistance Program. All eligible environmental restoration, enhancement or mitigation projects shall provide public access where possible.

(7) Final Decisions: The Board will make all final decisions on the eligibility of a Project or specific project costs.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1)-(3) FS. History—New 12-17-90, Amended 9-2-92, 6-24-93, 2-3-94, 4-12-95, 9-5-96, 2-6-97, Formerly 16T-2.008, Amended 5-17-98, 3-31-99, 5-25-00, 3-21-01, 7-30-02, 3-20-03, 3-3-04, 4-15-07, 3-25-08, 4-1-09, 2-22-10, 3-7-11, 3-7-12, 1-27-14, 2-17-15.

66B-2.009 Project Administration.

The District will appoint a project manager who shall be responsible for monitoring the project and the project agreement. The project manager shall also be responsible for approving all reimbursement requests. The project sponsor shall appoint a liaison agent, who will be a member of the eligible applicant's staff, to act on its behalf in carrying out the terms of the project agreement. Administration of the project will be as follows:

(1) Project Agreement: For each funded project, the District and the project sponsor will enter into a project agreement. The project agreement shall be executed and returned by the project sponsor within six (6) months of the approval of the project funding and prior to the release of program funds, setting forth the mutual obligations of the parties concerning the project. The project agreement shall incorporate the applicable policies and procedures of the program as outlined in this rule. Project agreements will be for a two-year period with the possibility for one, one-year extension. Any request for a one-year extension of funding shall require submittal by the PROJECT SPONSOR of a request for extension to the DISTRICT no later than July of fiscal year two of the approved project. This request will then be considered by the DISTRICT Board, whose decision shall be final. In review of these requests, the Board will take into consideration the current status and progress of the project and the ability of the applicant to complete the project within one additional year.

(2) Matching Funds: The project sponsor shall clearly identify and enumerate the amount and source of the matching funds it will be using to match the program funds supplied by the District for an approved project. The project sponsor shall provide suitable evidence that it has the matching funds available at the time the project agreement is executed.

(3) Agreement Modification: All proposed changes to the project agreement must be submitted to the District in writing by the project sponsor accompanied by a statement of justification for the proposed changes. All project agreement amendments shall be approved by the District Board, except that the Executive Director may approve a minor project agreement amendment for a project within a county with the local District commissioner's concurrence. A minor project amendment shall not change the approved project's category, result in a reallocation of more than 35% of the approved funding of the project among project elements, nor allow for a greater than 35% change in the project scale or scope of work. Project agreement amendments will not include a change to the approved project's location or a change in the approved project's purpose or project type. Agreed changes shall be evidenced by a formal amendment to the project agreement and shall be in compliance with these rules.

(4) Project Reporting: The liaison agent will submit quarterly reports to the project manager summarizing the work accomplished since the last report, problems encountered, percentage of project completion and other appropriate information. These reports shall continue throughout the length of the project period until completion of the project. The report shall be submitted on Form 95-02, "Assistance Program Project Quarterly Status Report", dated 7-30-02, hereby incorporated by reference and available at the District office. A Final Project Report shall be submitted at the completion of the project and shall at minimum include: project summary, photo of completed project, final cost, project benefits to the waterway and location address.

(5) Reimbursement Requests: The liaison agent may submit periodic reimbursement requests during the project period in accordance with Rule 66B-2.011, F.A.C. The project manager will approve or disapprove all reimbursement requests. The final payment of program funds will be made upon certified completion of the project by the District.

(6) Project Inspection: Upon reasonable request, the project manager shall have the right to inspect the project and any and all records relating to the project.

(7) Project Completion: The project shall be completed within three (3) years of the date of the beginning of the District's first fiscal year for which the project was approved. If the completion of a project is impacted by a declared state of emergency and the Board waives this rule section, the extension of time granted shall not exceed one additional three (3) year period.

(8) Project Completion Requirements: Upon completion of the project, the liaison agent shall provide the following to the project manager:

(a) A Project Completion Certificate, FIND Form No. 90-13 (effective date 7-30-02), hereby incorporated by reference and

available from the District office, which certifies that the project was completed in accordance with the project agreement and the final project plans.

(b) A final reimbursement request accompanied by all required billing statements and vouchers.

(c) Photograph(s) showing the installation of the sign required by Rule 66B-2.013, F.A.C.

(d) Photograph(s) of the completed project clearly showing the program improvements.

(9) Project Completion Review: The project manager will review the project completion package and will authorize or reject the final reimbursement payment which will include all retained funds from previous requests.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History—New 12-17-90, Formerly 16T-2.009, Amended 3-21-01, 7-30-02, 3-7-11, 1-27-14.

66B-2.011 Reimbursement.

The District shall release program funds in accordance with the terms and conditions set forth in the project agreement. This release of program funds shall be on a reimbursement only basis. The District shall reimburse the project sponsor for project costs expended on the project in accordance with the project agreement. Project funds to be reimbursed will require the submission of a Reimbursement Request Form and required supporting documents, FIND Form No. 90-14 (effective date 7-30-02) hereby incorporated by reference and available from the District office.

(1) Authorized Expenditures: Project funds shall not be spent except as consistent with the project agreement cost estimate that was approved by the Board, which shall be an attachment to the project agreement. This cost estimate will establish the maximum funding assistance provided by the District and the percentage of funding provided by each party to the project. The District will pay the lesser of:

(a) The percentage total of project funding that the Board has agreed to fund, or

(b) The maximum application funding assistance amount.

(2) Phase I Reimbursement: In accordance with these rules, reimbursement cannot be made on a Phase I application until a construction contract is executed by the applicant for the construction phase of the project. If the Phase I project is completed but a construction contract is not executed by the three (3) year project deadline, then the District shall only allow one (1) year from the Phase I project deadline to enter into the required construction contract before the Phase I funding is cancelled.

(3) Reimbursement Requests: All project costs shall be reported to the District and summarized on the Reimbursement Request Form. All requests for reimbursement shall include supporting documentation such as billing statements for work performed and cancelled payment vouchers for expenditures made.

(4) Retainage: The District shall retain ten percent (10%) of all reimbursement payments until final certification of completion of the project. The District shall withhold any reimbursement payment, either in whole or part, for non-compliance with the terms of this agreement.

(5) Check Presentations: A District representative shall present the final reimbursement check to the project sponsor during a public commission meeting or public dedication ceremony for the project facility.

(6) Recovery of Additional Project Funding: If the project sponsor receives additional funding for the project costs from another source that was not identified in the original application and that changes the agreement cost-share percentage, the project sponsor shall proportionately reimburse the District's program funds equal to the cost-share percentage in the approved project agreement. The project sponsor shall promptly notify the District of any project payments it receives from a source other than the District.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History—New 12-17-90, Amended 6-24-93, Formerly 16T-2.011, Amended 3-31-99, 7-30-02, 3-7-11.

66B-2.012 Accountability.

The following procedures shall govern the accountability of program funds:

(1) Accounting: Each project sponsor is responsible for maintaining an accounting system which meets generally accepted accounting principles and for maintaining such financial records as necessary to properly account for all program funds.

(2) Quarterly Reports: The project sponsor shall submit quarterly project status reports to FIND in accordance with subsection 66B-2.009(4), F.A.C.

(3) Completion Certification: All required final completion certification documents and materials as outlined in subsection 66B-2.009(8), F.A.C., of this rule shall be submitted to the District prior to final reimbursement of program funds.

(4) Auditing: All project records including project costs shall be available for review by the District or by an auditor selected by the District for 3 years after completion of the project. Any such audit expenses incurred shall be borne entirely by the project sponsor.

(5) Project Records: The project sponsor shall retain all records supporting project costs for three years after either the completion of the project or the final reimbursement payment, whichever is later, except that should any litigation, claim, or special audit arise before the expiration of the three year period, the project sponsor shall retain all records until the final resolution of such matters.

(6) Repayment: If it is found by any State, County, FIND, or independent audit that program funds have not been used in accordance with this rule and applicable laws, the project sponsor shall repay the misused program funds to the District.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 12-17-90, Formerly 16T-2.012, Amended 7-30-02.

66B-2.013 Acknowledgement.

The project sponsor shall erect a permanent sign, approved by the District, at the entrance to the project site which indicates the District's participation in the project. This sign shall contain the FIND logo. In the event that the project sponsor erects a temporary construction sign, this sign shall also recognize the District's participation. If the final product of the project is a report, study or other publication, the District's sponsorship of that publication shall be prominently indicated at the beginning of the publication. If the project results in an educational display, the District's logo and a statement of the District's participation in the project shall be contained in the display.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 12-17-90, Formerly 16T-2.013, Amended 2-22-10.

66B-2.014 Small-Scale Spoil Island Restoration and Enhancement Projects.

Proposals shall be accepted for the restoration or enhancement of spoil islands and natural islands within the District's waterways for recreational, navigational, educational, and environmental purposes. The applicable provisions of this rule apply to these applications with the following additions or exceptions:

(1) Application Procedure – A Request for Proposals procedure will be used to request proposals for consideration. Proposals shall follow the format described in FIND Document #03-02, Call for Proposals – Small-Scale Spoil Island Restoration and Enhancement Program (effective date 7-30-02), hereby incorporated by reference and available from the District office. Proposals may be submitted to the District and considered by the Board at any time during the year.

(2) Matching Funds: Small-scale spoil island restoration and enhancement may qualify for up to ninety percent (90%) program funds. The applicant's ten percent (10%) matching funds may include in-kind contribution pursuant to paragraph 66B-2.014(4)(b), F.A.C.

(3) Eligibility: All proposals must meet the following eligibility criteria to be considered for funding:

(a) Management Plan Compliance: Projects shall be in compliance with the provisions of any Spoil Island Management Plans or other management plans that govern the Project site.

(b) Property Control: The Project Sponsor must have written property rights on the Project site to construct and maintain the Project for a minimum of five years. Such property rights can be in the form of a lease, interlocal agreement, use agreement or other legal form approved by the District. The applicant shall include a map clearly delineating the location of all proposed work included in the application.

(4) Funds Allocation: Funds shall be allocated pursuant to Rule 66B-2.005, F.A.C., subject to the exceptions identified in this rule, and with the following additions:

(a) The District shall fund a maximum of up to \$7,500 per project, not to exceed \$22,500 per County, per fiscal year.

(b) The Project Sponsor may contribute in-kind construction labor; such in-kind construction labor costs will not be counted by the District as exceeding \$10.00 per hour. No administrative costs can be incorporated into the Project as Project costs.

(c) The funding provided by the District shall only be allocated for specific Project expenses such as construction materials, plant materials, herbicides, etc. The funding provided by the District shall not be allocated for parties, food or beverages.

(5) Hold Harmless Waiver: All volunteers, who are not government employees, shall sign a hold harmless waiver Form No. 02-01 (New 7-30-02) as approved by the District and hereby incorporated by reference and available from the District office.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 7-30-02, Amended 4-24-06, 3-7-11.

66B-2.015 Small-Scale Derelict Vessel Removal Projects.

Proposals shall be accepted for financial assistance for the removal of derelict vessels within the District's waterways. The applicable provisions of this rule apply to these applications with the following additions or exceptions:

(1) Application Procedure – Applications shall be submitted on a completed FIND Form No. 05-01 (Small-Scale Derelict Vessel Removal Program) (effective date 4-24-06), and FIND Form No. 01-06 (Small-Scale Derelict Vessel Removal Program – Project Cost Estimate), (effective date 4-24-06), hereby incorporated by reference and available from the District office. Applications may be submitted to the District and considered by the Board at any time during the year.

(2) The District shall only fund applicants that have identified derelict vessels to be removed and have a current bid for removal for such vessels, or have completed the removal of such vessels within the 6 months preceding the application, subject to eligibility under these program rules.

(3) The program must be sponsored by an eligible government agency or not-for-profit organization.

(4) District funding shall be limited to \$30,000.00 per county, per year, provided on a reimbursement basis only. The limitation on pre-agreement expenses may be waived by the Board in accordance with subsection 66B-2.005(3), F.A.C.

(5) The eligible applicant must provide the remaining matching funds for project completion. In no case shall the District's cost-share contribution exceed 75% of the total project costs. In-house project management or administration costs are not eligible costs or matching costs.

(6) The derelict vessel must be located in the District's Waterways, as defined in Rule 66B-2.003, F.A.C. The applicant shall include a map clearly delineating the location of all vessels included in the application

(7) The District shall be recognized when possible in all written, audio or video advertising and promotions as a participating sponsor of the program.

(8) The funding provided by the District shall only be allocated for removal of derelict vessels. The District is providing program reimbursement funds only and shall be held harmless with regards to the activities initiated by the applicant.

(9) The applicant shall be responsible for all maintenance, management, disposal and operating expenses associated with the program.

(10) Funds derived from the sale of any derelict vessels or vessel parts removed through this grant program must be reinvested into the applicant's derelict vessel removal program.

(11) The District Board shall make all final decisions concerning the provision of funding for this program.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 4-24-06, Amended 4-15-07, 3-25-08, 3-7-11, 1-27-14.

66B-2.016 Waterways Cleanup Events.

Proposals shall be accepted for financial assistance for the organized removal of refuse within the District's waterways. The applicable provisions of this rule apply to these applications with the following additions or exceptions:

(1) Application Procedure: Prior to the event, a request for funding shall be submitted to the District by means of a cover letter detailing the occurrence of the cleanup, contact information, a map of the cleanup locations and the general parameters of the event. In addition, the Applicant will submit a detailed budget clearly delineating the expenditure of all District funds, as well as the overall general budget of the event. Proposals may be submitted to the District and considered by the Board at any time during the year.

(2) Availability: The District shall fund a maximum of one clean-up program per waterway, per year within a county, with exception to the provisions of subsections (8) through (10), below.

(3) Applicant Eligibility: The clean-up program must be sponsored by a government agency or a registered not-for-profit corporation.

(4) Funding: District funding shall be limited to \$5,000 per waterway, per county, except for the provisions of subsections (8) through (10), below.

(5) The District shall be recognized in all written, on-line, audio or video advertising and promotions as a participating sponsor of the clean-up program.

(6) Funding Eligibility: The funding provided by the District shall only be allocated to reimburse the applicant for out of pocket expenditures related to specific cleanup program expenses such as trash bags, trash collection, haul and landfill fees, gloves, advertising, T-shirts, and related expenses. The funding provided by the District shall not be allocated for parties, meetings, food or beverages.

(7) The District Board shall make all final decisions concerning the provision of funding for a clean-up program.

In addition to the requirements stated above, a cleanup program implementing all of the following additional incentives will qualify for up to additional \$5,000 in clean up funds.

(8) The clean-up program budget must provide equal or greater matching funds for all Navigation District funding.

(9) The applicant shall tally and report the composition and location of the waterway-related debris, with the goal to show definitive progress in the amount of refuse collected, a reduction in the overall debris in the waterway, or an increase in the number of additional waterway areas included in the clean up.

(10) For each additional \$1,000 in Navigation District funding, the applicant shall coordinate a minimum of one waterway collection point or clean up area, or an applicant can conduct an additional waterway cleanup program for the waterway areas.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History—New 3-7-11.

Florida Inland Navigation District

Chapter 66B-3

Land Acquisition Procedures

- 66B-3.001 Purpose
- 66B-3.002 Definitions
- 66B-3.003 Noticing Requirements
- PART I VOLUNTARY, NEGOTIATED LAND ACQUISITION PROCEDURES.
- 66B-3.004 General Requirements
- 66B-3.005 Title Reports
- 66B-3.006 Appraisal Map or Survey
- 66B-3.007 Appraisal Procedures
- 66B-3.008 Determining the Maximum Amount
- 66B-3.009 Appraiser Selection
- 66B-3.010 Negotiations
- 66B-3.011 Purchase Instruments
- 66B-3.012 Closing
- 66B-3.013 Multiparty Acquisitions
- PART II EXCHANGE PROCEDURES
- 66B-3.014 Property Exchanges
- PART III DONATION PROCEDURES
- 66B-3.015 Property Donations

PART IV CONDEMNATION PROCEDURES

66B-3.016 Acquisition through Condemnation

66B-3.001 Purpose.

The Florida Inland Navigation District, as the designated state or local sponsor of the Atlantic Intracoastal, Intracoastal and a portion of the Okeechobee Waterway projects is required by congressional acts and by s. 374 FS. to provide all lands, free of cost, required by the federal government for the construction, operation and maintenance of the waterway projects. The purpose of this rule is to set forth the procedures that the District will utilize to acquire the required lands when they are needed. This program will be known hereafter as the Florida Inland Navigation District's Land Acquisition Program.

Specific Authority s.374.984(3), FS. Law Implemented s.374.984(1)-(3), FS.. History New.

66B-3.002 Definitions

(1) "Approved Appraisal" means an appraisal that has been accepted by the District for use in calculating the amount that the District can pay for property.

(2) "Certified Survey" means a boundary survey which is certified to the District and the title company designated as the agent, signed and sealed by a professional Florida licensed surveyor and mapper authorized to practice surveying in the State of Florida. The survey must be approved by the District as being in compliance with the Minimum Technical Standards of Surveying in the State of Florida, as established by the Florida Department of Professional Regulation, and such additional requirements required by the applicable contract between the District and the landowner(s). The survey shall accurately

portray to the greatest extent practicable the condition of the parcel as it currently exists. The survey must have been certified to the District, the title company and agent/law firm designated by the District within 90 days of the closing on the property unless this requirement is waived by the title insurer for the purpose of deleting the standard exceptions for survey matters and easements or claims of easements not shown by the public records from the owner's title policy and the District.

(3) "Cooperating Agency" means a local government, water management district, member county, special taxing district, or navigation related district that has entered into an acquisition agreement with the District to acquire specific property.

(4) "Evidence of Marketable Title" means assurance of the marketability of the land being acquired, in the form of a marketability title commitment and policy (ALTA Form B). The coverage, form and exceptions of either title insurance or title opinion shall be as required by the applicable contract between the District and the landowner(s). The terms "Title Policy" and "Title Opinion" are included within this definition.

(5) "Fee Appraiser" means the person performing an appraisal of property for the District who is a "State Certified Appraiser" in accordance with this rule and who holds a MAI designation.

(6) "Land" or "Property" means the interest in real property to be acquired, together with all appurtenances.

(7) "Landowner" or "Owner" or "Seller" means the owner of the land or his authorized agent.

(8) "Market Value" means the most probable price in cash or terms equivalent to cash for which the appraised property will sell in a competitive market under all conditions requisite to fair sale, with the buyer and seller each acting prudently and knowledgeably, and assuming that neither is under undue duress.

(9) "Option Agreement" means a purchase instrument which becomes binding on both parties at the time of execution, but subject to Board approval and to exercise of an option or options.

(10) "Purchase Agreement" means a contract to purchase property which becomes binding on both parties at the time of execution, but subject to Board approval.

(11) "Purchase Instrument" means the various types of contracts to purchase property, including purchase agreements, option agreements, exchange agreements and other forms of such agreements.

(12) "State Certified Appraiser" means a real estate appraiser who has been certified by the State under the provisions of Chapter 475, FS.

(13) "Title Commitment" means a written agreement binding a title insurance company to provide a policy insuring marketability of title for a specified time in the name of the District in the amount of the purchase price, or other appropriate value, complying with the requirements of the applicable form(s) approved for use in the State of Florida by the Department of Insurance and further complying with such additional terms, if any, contained in a contract between the District and the landowners(s).

(14) "Uniform Standards of Professional Appraisal Practice" means the generally accepted standards of the appraisal profession that deal with the procedures to be followed in developing an appraisal, analysis, or opinion and the manner in which such appraisal, analysis, or opinion is communicated.

66B-3.003 Noticing.

(1) Prior to acquiring any property for the deposit of dredged material, the District shall perform the noticing required in s. 374.984(1), FS..

Specific Authority s.374.984(3), FS. Law Implemented s.374.984(1)-(3), FS.. History New .

PART I VOLUNTARY, NEGOTIATED LAND ACQUISITION PROCEDURES.

66B-3.004 General Requirements.

(1) Land acquisition procedures provided for in this part of the rule are for voluntary, negotiated acquisitions under purchase agreements for purchase, option or exchange. The purpose and intent of this section is to provide uniform and efficient procedures for the acquisition of interests in real property title to which will vest in the District, in accordance with legal requirements and sound business practice.

(2) Neither the Board nor its agent shall commit the District to the purchase of land, through any instrument of negotiated contract or agreement for purchase, unless the provisions of this rule, have been complied with.

(3) Prior to the District initiating acquisition of property, the District shall contact the Department of Environmental Protection's Division of State Lands to determine the availability of existing suitable state-owned lands in the area which meet the public

purpose for which the acquisition is being proposed. If the District determines that no suitable state-owned lands exist, it may proceed to acquire the property by employing this rule and all available statutory authority for acquisition.

(4) All conveyances to the District of fee title in land shall be by no less than a special warranty deed, unless the conveyance is from another governmental agency , or, if a gift or donation is made by quitclaim deed and the Board, or its designee, determines that accepting such quitclaim deed is adequate to convey fee title in the land to the District, with the District basing such determination on its review of title reports and receipt of adequate title insurance coverage. The District may accept a quitclaim deed to aid in clearing title or boundary questions.

Specific Authority s.374.984(3), FS. Law Implemented s.374.984(1)-(3), FS.. History New.

66B-3.005 Title Reports.

(1) In order for the District to obtain accurate appraisals, the District shall obtain an adequate legal description of the property to be acquired sufficient to inform the District and the fee appraisers of the boundaries of the property so that the fee appraiser can determine the status of ownership, encumbrances, exceptions, reservations, previous ownership history, and tax assessment history.

(2) Final evidence of marketable title shall be provided prior to the conveyance of title. The form and content of such evidence of marketable title is subject to the approval of the District in order to assure that the District's interests are fully protected. If a title policy is to be furnished as evidence of marketable title, the final policy must be preceded

by a title commitment. Title insurers issuing title policies, abstractors preparing abstracts, and attorneys issuing marketability opinions must be licensed in the State of Florida, in order to assure that the District's interests are fully protected.

(3) The District shall waive the requirement of the evidence of marketability for acquisition of property assessed by the county property appraiser at \$10,000 or less, where the District finds, based upon such review of the title records as is reasonable under the circumstances, that there is no apparent impediment to marketability, or to management and use of the property by the District.

(4) Unless otherwise stated by the District, the objective of negotiations for acquisition of property is to obtain all the landowners rights, title and interest in the property, together with such rights as are necessary for the planned use and management of the property. All exceptions, reservations, encroachments or other adverse conditions which are disclosed in the course of preparing to negotiate, negotiating, contracting or closing shall be individually examined by the District and evaluated in writing as to possible adverse effect on the objectives of the District in acquiring the property. All such matters potentially having an adverse effect on acquisition, management and use by the District which become apparent prior to Board approval will be disclosed to the Board at the time of approval.

Specific Authority s.374.984(3), FS. Law Implemented s.374.984(1)-(3), FS.. History New.

66B-3.006 Appraisal Map or Survey.

(1) For each parcel of property the District shall obtain a certified survey containing an adequate legal description of the property. In cases in which a survey cannot be practically completed or in which the cost of the survey would be prohibitive relative to the expected value of the parcel, the requirement for such certified survey shall be waived by the Board.

Specific Authority s.374.984(3), FS. Law Implemented s.374.984(1)-(3), FS.. History New.

66B-3.007 Appraisal Procedures.

(1) Techniques and methods used by the fee appraiser shall be consistent with the Uniform Standards of Professional Appraisal Practice which are hereby incorporated by reference.

(2) The District shall provide to the fee appraiser all pertinent title information developed, a specification of the rights to be acquired, a list of items, if any, considered to be non-compensable, minimum appraisal requirements that apply, required appraisal forms or formats, and a certified survey or appraisal map.

(3) The appraisal report shall state any assumption made by the appraiser in determining market value and shall document and adequately support the fee appraiser's estimate or conclusion as to value. The report shall include a description of the location, size, shape, topography, access, highway or water frontage, and present zoning of the property. It shall include a description of utilities, if any, and a detailed description of any appurtenances. The report shall address other factors relevant to the development potential of the property including, but not limited to, local government land use

restrictions and permit moratoria, environmental sensitivity of the property, and the likelihood of obtaining any pending or required local, state or federal permits. In determining land value, the fee appraiser shall primarily consider the present market value of the property. This market value, as much as practicable, should be based on comparable arm's length sales of similar property. If the fee appraiser uses comparable sales in determining land value, he shall thoroughly describe each such sale including the date of sale, a brief legal description, the present use, the highest and best use, the official record book and page where the transaction is recorded, the grantor and grantee, the purchase price, the terms and conditions of the sale, and when and with whom verified. The fee appraiser also shall consider the present use of the subject property, taking into consideration any local or state land use regulation and any moratorium imposed by executive order, law, ordinance, regulation, resolution, or proclamation adopted by any governmental body or agency or the Governor when the moratorium prohibits or restricts the development or improvement of property as otherwise authorized by applicable law. The report also shall address the highest and best use to which the property can be expected to be put in the immediate future. The term "immediate future" as used in this section means a period of time not to exceed five (5) years. In addition, the report also shall consider the cost of the property and the present depreciated reproduction/replacement costs of any improvements thereon, the condition of the property, and any income from the property.

(4) The report shall be accompanied by a sales history of the parcel for at least the prior five years. Such sales history shall list the parties to each transaction involving the subject parcel as well as the consideration paid with the amount of consideration verified, if possible. The report also shall show the tax assessed value for the previous five (5) years. If the sales history required by this section would not be useful or the cost would be prohibitive compared to the value of the parcel, it shall be waived by the Board.

(a) The history shall be deemed not useful for projects consisting of a large number of relatively similar size properties under separate ownership for which a multiple-ownership appraisal technique can be used.

(b) The cost will be considered to be prohibitive relative to the value of the parcel if the most recent assessed value for ad valorem tax purposes is \$50,000 or less, including greenbelt agricultural, aquifer recharge, or other special exemptions.

(5) When two appraisals are required pursuant to this rule, a third appraisal shall be obtained if the two appraisals differ significantly. Two appraisals shall be considered to differ significantly if the higher of the two values exceeds one hundred and twenty (120) per cent of the lower value. However, a third appraisal shall not be obtained if the decision is made by the District to attempt to negotiate an acquisition price of no more than one hundred and twenty (120) per cent of the lower of the two appraisals.

Specific Authority s.374.984(3), FS. Law Implemented s.374.984(1)-(3), FS.. History New.

66B-3.008 Determining the Maximum Amount.

(1) The minimum amount that may be paid by the District for a parcel to be acquired shall be the value indicated in a single approved appraisal if only one appraisal is required. If two appraisals are obtained and approved when only one is required by law, the maximum value shall be the higher of the appraisals, regardless of their divergence.

(2) If two appraisals are required by law and their values do not differ significantly, the maximum amount that may be paid by the District for the parcel shall be the higher value indicated in the two approved appraisals.

(3) If a third appraisal is obtained and approved, the maximum amount that may be paid for the parcel shall be the value contained in the higher of the two closest appraisals as long as the two closest appraisals do not differ significantly. If the two closest appraisals differ significantly, one hundred and twenty (120) per cent of the lower of the two appraisals shall be the maximum value.

(4) No purchase offer by the District shall exceed the value for that parcel as determined pursuant to the highest approved appraisal or the value determined pursuant to these rules, whichever value is less, except under the following circumstances:

(a). The District has unsuccessfully attempted to negotiate a purchase, pursuant to the price restrictions in this subparagraph, for a period of two years after the date of the District's first written offer on all or a substantial part of the parcel, during which there have been at least two bona fide offers at a purchase price at or within ten (10) percent below the limits prescribed by this subparagraph. The Board shall waive the two year period in cases in which it has directed the District to exercise eminent domain authority;

(b) The Board determines that the parcel meets the requirements for acquisition by eminent domain and that the cost of acquisition by eminent domain, including jury determination of compensation and other costs and fees provided for in chapter 73 or 74 FS., is likely to exceed the highest approved appraisal value of the parcel as otherwise determined pursuant by this rule. In this case, the total purchase price may not exceed one hundred and twenty five (125) percent of the limits otherwise prescribed by this subparagraph. The decision to acquire a parcel pursuant to sub-subparagraphs (a) and (b) must be made by a vote of a majority of the Board.

(c) In the case of a joint acquisition by a state agency and a local government or other entity apart from the District, the joint purchase price may not exceed one hundred and fifty (150) per cent of the value for a parcel as determined in accordance with this rule. The District's share of a joint purchase offer may not exceed what the District may offer singly as prescribed in this rule.

(5) When provided for pursuant to the terms of an informal acquisition agreement, the District shall also disclose appraisal information to, or use an appraisal provided by a cooperating agency.

(a) If the District is disclosing the appraisal information, the agreement shall identify the individual who will have custody of the appraisal report, individuals within the cooperating agency who will have access to the appraisal information and require the written consent of the District prior to disclosing the information to any other person.

(b) If the cooperating agency is to provide the appraisal, the appraisal must be made by an appraiser meeting the District's requirements for appraisers as set forth in this rule. Such appraisal shall be subject to the same confidentiality restrictions as an appraisal provided by the District.

(6) The District shall also disclose appraisal information to the owner of the property to be acquired if requested by the property owner and determined by the District that such disclosure will enhance the probability of a successful purchase.

Specific Authority s.374.984(3), FS. Law Implemented s.374.984(1)-(3), FS.. History New.

66B-3.009 Appraiser Selection.

(1) The selection of fee appraisers shall be accomplished as follows.

The District will determine whether the appraiser is a state certified appraiser pursuant to s. 66B-3.002(12), and is a MAI designated appraiser. The name of each appraiser who is determined to be eligible will be placed on a list of approved appraisers for the appraisal project.

(b) The District shall notify by direct mail those individuals whose names appear on the list of approved appraisers who have expressed a willingness to work in the specific area of an appraisal project.

(c) The District will accept and review proposals and select appraisers in response to requests for proposals. Proposals shall be evaluated to determine:

1. The appraiser's experience in appraising similar property within the neighborhood of the subject; and

2. The appraiser's experience in appraising similar property outside the neighborhood of the subject; and
3. The appraisers proposed time period for delivery of the appraisal.
4. The appraiser's proposed fee.
5. The appraiser's current or anticipated workload.
6. The appraisers responses to any other specialized requirements or questions outlined in the request for proposal.

Specific Authority s.374.984(3), FS. Law Implemented s.374.984(1)-(3), FS.. History New.

66B-3.010 Negotiations.

(1) The lack of received and approved appraisals shall not prevent the District from negotiating and entering into a purchase agreement, so long as the purchase agreement provides that the final purchase price shall be established by the approved appraisals. All owner contact shall be documented in the appropriate acquisition file of the acquiring agency. Initial contact with the landowner by the acquiring agency may be established prior to negotiations, provided that such contact is limited to the following:

(a) To inform the owner of the land acquisition program under which the project is being considered, and to request the owner's permission for the District to inspect the property in order to determine its suitability for the purposes of the District.

(b) To ascertain or confirm the owner's interest in conveying the property to the District.

(c) To explain in general terms the possible tax advantages of land donations and bargain sales.

(d) To discuss the matter of representation of the owner by an agent in any future negotiations, and the necessary confirmation by the owner of the agent's status.

(e) To request available title data.

(f) To advise of disclosure requirements.

(g) To request available property survey data.

(h) To discuss other information pertinent to the acquisition process in general.

(2) The objective of all purchase negotiations shall be to obtain the appropriate interest in land free of encumbrances, conditions, restrictions and reservations at the lowest possible price. Under no circumstances will the final purchase price exceed the value established pursuant to this rule.

(3) Upon the initiation of negotiations the District shall notify the landowner in writing that final purchase approval is subject to affirmative action by the Board. When the landowner is represented by an agent or broker negotiations may not be initiated or continued with the agent until a written statement signed by the landowner verifying the agent's legal or fiduciary relationship with the owner has been received by the District.

(4) All offers and counter-offers shall be in writing.

Specific Authority s.374.984(3), FS. Law Implemented s.374.984(1)-(3), FS.. History New.

66B-3.011 Purchase Instruments.

(1)The final negotiated purchase shall be placed in the form of a written purchase instrument, signed by the owner and approved by the Board.

(2)The District may prepare and use any form of purchase instrument approved by the Board as meeting the intent of the law and this rule.

(3) Prior to the closing, the District will have obtained the following information:

(a) The original of the purchase instrument.

(b) A copy of the owner's disclosure form, if required, under s. 286.23, FS.

(c) Evidence of the marketability of the title.

(d) The approved appraisal reports.

(e) A letter from the Department of Environmental Protection's Division of State Lands stating that the inventory of existing State-owned lands was examined and contains no suitable available land for the District's use.

(f) A written statement by the District outlining the public purpose for which the acquisition is being made, citing statutory authority.

(g) A written statement signed by the owner confirming the owner's relationship with his agent, if any.

(h) A written confirmation by the District of the source and availability of funding for the acquisition.

(i) A copy of the current certified survey or appraisal map, approved by the District.

(j) All the details pertinent to the acquisition not included in this list or in the purchase instrument.

(4) The District shall submit the proposed acquisition to the Board for approval. The District shall supply a copy of the proposed purchase instrument and all supporting documentation or a list of all due diligence items to be obtained prior to the closing to the Board for its review.

(5) The Board must authorize all acquisitions of land, title to which will vest in the District, prior to purchase.

(6) The District shall consider an appraisal acquired by the seller, or any part thereof, in negotiating or approving any purchase, but such appraisal shall not be used in lieu of an appraisal required by this rule to determine the maximum offer allowed by law except as otherwise provided by this rule.

Specific Authority s.374.984(3), FS. Law Implemented s.374.984(1)-(3), FS.. History New.

66B-3.012 Closing.

(1) The Executive Director shall have the authority to modify the purchase instrument previously approved by the Board to extend the time for purchase, closing date, submittal deadlines or any other time limit relating to such agreement, provided the total extension of time for closing does not exceed one hundred and eighty (180) calendar days after the date contemplated in the purchase instrument approved by the Board. The Executive Director shall also have the authority to execute or modify all documents necessary for the implementation of Board action, including without limitation the purchase agreement, exchange agreement, leases, easements, legal descriptions, deeds, assignments, title policies and other miscellaneous agreements and affidavits, provided

the modification does not change the substance nor the scope of Board approval, and provided the document executed or modified was either approved by the Board or contemplated by Board approval. Any changes in the purchase price to be paid to the seller not contemplated by the terms of the purchase instrument must be approved by the Board. An extension or modification may only be made under the terms of the purchase instrument, or with the seller's agreement.

(2) The District shall obtain all disclosures of beneficial interest required in s. 286.23 FS., before entering into a purchase instrument. All other disclosures shall be obtained no later than ten (10) days prior to closing. Appropriate disclosures shall be filed with the Department of State as required by law. Disclosures not required by statute shall be waived by the Board in the case of acquisitions of property for a price of \$250,000 or less where the Board finds that the difficulty on the person providing such disclosures outweighs the value of the disclosed information to the District.

(3) The District shall be responsible for proper completion of the closing, proper recordation of all legal documents and payment of required fees.

(4) All original documents including recorded documents shall be forwarded to the District within thirty (30) days after receipt by the acquiring agency from the county clerk or closing agent. All such documents shall be accompanied by a written signed statement from the acquiring agency indicating that all documents have been approved as to form and legality by the attorney for the District.

66B-3.013 Multi-Party Acquisitions.

(1) The District may enter into an acquisition agreement with a water management district, a local government, a member county, or a navigation related district for any property which has been determined necessary for dredged material management of the Atlantic Intracoastal and Okeechobee Waterways in Florida.

(2) The District and a cooperating agency must execute an acquisition agreement prior to the cooperating agency obtaining title to, or any other legal interest in, the property to be acquired.

(3) An acquisition agreement may provide for the sharing of appraisals, offers, and other negotiation matters, between the District and cooperating agency. However, as a condition of the sharing of such confidential information, the cooperating agency must agree to maintain the confidentiality of appraisals, offers, and other negotiation matters, as required by s. 253.025, FS., and this rule, and the agency must identify the individuals within the cooperating agency who will have access to confidential information, and obtain the consent of the District prior to disclosing the information to any other person.

Specific Authority s.374.984(3), FS. Law Implemented s.374.984(1)-(3), FS.. History New.

PART II Exchanges.

66B-3.014 Property Exchanges.

(1) All exchanges of real property owned by the District for other land shall be approved by the Board in the same manner as other acquisitions, and shall be placed in the form of a written exchange agreement reviewed and approved by the Board.

Specific Authority s.374.984(3), FS. Law Implemented s.374.984(1)-(3), FS.. History New.

PART III Donations.

66B-3.015 Property Donations.

(1) Where the Board has determined that ownership of the land being offered to the District furthers one or more of the statutory duties of the District, the Board shall accept donations of land under the following conditions:

(a) The conveyance must be by no less than a special warranty deed, unless the conveyance is from another governmental agency or, if a gift or donation is made by quitclaim deed, and the Board determines that accepting such quitclaim deed is in the best interest of the public.

(b) Evidence of marketable title must be supplied either by the landowner or the District. The Board shall waive the requirement of evidence of marketability for acquisitions of property assessed by the county property appraiser at \$10,000 or less, where the District finds, based upon such review of the title records as is reasonable under the circumstances, that there is no apparent impediment to marketability, or to management of the property by the state. The Board shall ~~may~~ accept a dedication, gift, grant, or bequest of lands and appurtenances without formal evidence of marketability if, upon recommendation by the District, the Board determines that such lands and appurtenances have value and are reasonably manageable by the state, and that their acceptance is in the public interest.

(c) An acceptable survey must be submitted to and approved by the District. The survey requirement shall be waived by the Board, if donated lands are in their natural unimproved condition and no improvements are contemplated, if the donated lands are

completely surrounded by District-owned lands, if a survey cannot practically be completed, or where the cost of the survey would be prohibitive relative to the expected value of the parcel. Where a survey requirement has been waived by the Board for either of the first two reasons set forth in the preceding sentence, the District shall have the ability to conduct its own survey and to consider the results of such survey in determining whether to accept the proposed donation of land.

(2) Appraisal of donated lands and appurtenances shall not be required as a condition of receipt of such land by the District.

(3) Where less than fee simple title is to be donated, or to aid in clearing the title or otherwise resolving a boundary or title question in any acquisition, the District shall accept less than a special warranty deed, provided District legal counsel recommends acceptance of such a conveyance.

Specific Authority s.374.984(3), FS. Law Implemented s.374.984(1)-(3), FS.. History New.

PART IV CONDEMNATION PROCEDURES

66B-3.016 Acquisition through Condemnation.

(1) The District will only utilize condemnation for land acquisition when the acquisition by voluntary, negotiated procedures has been unsuccessful.

(2) The District will utilize the procedures contained in Chapters 73 or 74 Florida Statutes for condemnation. The Board will pass a resolution approving the acquisition of a specific property by condemnation.

Specific Authority s.374.984(3), FS. Law Implemented s.374.984(4), FS.. History New .

The 2014 Florida Statutes

Title: PUBLIC OFFICERS, EMPLOYEES AND RECORDS

Chapter 112: PUBLIC OFFICERS AND EMPLOYEES: GENERAL PROVISIONS

112.3143 Voting conflicts.—

(1) As used in this section:

(a) “Principal by whom retained” means an individual or entity, other than an agency as defined in s. 112.312(2), that for compensation, salary, pay, consideration, or similar thing of value, has permitted or directed another to act for the individual or entity, and includes, but is not limited to, one’s client, employer, or the parent, subsidiary, or sibling organization of one’s client or employer.

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

(c) “Relative” means any father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, or daughter-in-law.

(d) “Special private gain or loss” means an economic benefit or harm that would inure to the officer, his or her relative, business associate, or principal, unless the measure affects a class that includes the officer, his or her relative, business associate, or principal, in which case, at least the following factors must be considered when determining whether a special private gain or loss exists:

1. The size of the class affected by the vote.
2. The nature of the interests involved.
3. The degree to which the interests of all members of the class are affected by the vote.
4. The degree to which the officer, his or her relative, business associate, or principal receives a greater benefit or harm when compared to other members of the class.

The degree to which there is uncertainty at the time of the vote as to whether there would be any economic benefit or harm to the public officer, his or her relative, business associate, or principal and, if so, the nature or degree of the economic benefit or harm must also be considered.

(2)(a) A state public officer may not vote on any matter that the officer knows would inure to his or her special private gain or loss. Any state public officer who abstains from voting in an official capacity upon any measure that the officer knows would inure to the officer’s special private gain or loss, or who votes in an official capacity on a measure that 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 other than an agency as defined in s. 112.312(2); 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 make every reasonable effort to 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. If it is not possible for the state public officer to file a memorandum before the vote, the memorandum must be filed with the person responsible for recording the minutes of the meeting no later than 15 days after the vote.

(b) A member of the Legislature may satisfy the disclosure requirements of this section by filing a disclosure form created pursuant to the rules of the member’s respective house if the member discloses the information required by this subsection.

(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) If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

(6) 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; s. 6, ch. 2013-36.

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"/> 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, _____, 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.

Open Government - The "Sunshine" Law

Background:

To assist the public and governmental agencies in understanding the requirements and exemptions to Florida's open government laws, the Attorney General's Office compiles a comprehensive guide known as the Government-in-the-Sunshine manual. The manual is published each year at no taxpayer expense by the First Amendment Foundation in Tallahassee.

Florida began its tradition of openness back in 1909 with the passage of Chapter 119 of the Florida Statutes or the "Public Records Law." This law provides that any records made or received by any public agency in the course of its official business are available for inspection, unless specifically exempted by the Florida Legislature. Over the years, the definition of what constitutes "public records" has come to include not just traditional written documents such as papers, maps and books, but also tapes, photographs, film, sound recordings and records stored in computers.

Florida's Government-in-the-Sunshine Law was enacted in 1967. Today, the Sunshine Law regarding open government can be found in Chapter 286 of the Florida Statutes. These statutes establish a basic right of access to most meetings of boards, commissions and other governing bodies of state and local governmental agencies or authorities.

Throughout the history of Florida's open government, its courts have consistently supported the public's right of access to governmental meetings and records. As such, they also have been defining and redefining what a public record is and who is covered under the open meetings law. One area of public concern was whether or not the Legislature was covered under the open meetings requirements. To address that concerns, a Constitutional amendment was passed overwhelmingly by the voters in 1990 providing for open meetings in the legislative branch of government.

The Attorney General's Office has consistently sought to safeguard Florida's pioneering Government-in-the-Sunshine laws. Our attorneys have worked, both in the courtroom and out, to halt public records violations. In 1991, a decision by the Florida Supreme Court raised questions which made it clear that the best way to ensure the public's right of access to all three branches of government was to secure that right through the Florida Constitution. The Attorney General's Office then drafted a definitive constitutional amendment, which guaranteed continued openness in the state's government and reaffirmed the application of open government to the legislative branch and expanded it to the judiciary. This amendment passed in 1992.

CHAPTER 286

PUBLIC BUSINESS: MISCELLANEOUS PROVISIONS

286.001 Reports statutorily required; filing, maintenance, retrieval, and provision of copies.

286.0105 Notices of meetings and hearings must advise that a record is required to appeal.

286.011 Public meetings and records; public inspection; criminal and civil penalties.

286.0111 Legislative review of certain exemptions from requirements for public meetings and recordkeeping by governmental entities.

286.0113 General exemptions from public meetings.

286.0115 Access to local public officials; quasi-judicial proceedings on local government land use matters.

286.012 Voting requirement at meetings of governmental bodies.

286.021 Department of State to hold title to patents, trademarks, copyrights, etc.

286.031 Authority of Department of State in connection with patents, trademarks, copyrights, etc.

286.035 Constitution Revision Commission; powers of chair; assistance by state and local agencies.

286.036 Taxation and Budget Reform Commission; powers.

286.041 Prohibited requirements of bidders on contracts for public works relative to income tax returns.

286.043 Limitation on use of funds for discriminatory contract or bid specifications relating to car rental concessions at airports.

286.23 Real property conveyed to public agency; disclosure of beneficial interests; notice; exemptions.

286.25 Publication or statement of state sponsorship.

286.26 Accessibility of public meetings to the physically handicapped.

286.27 Use of state funds for greeting cards prohibited.

286.29 Climate-friendly public business.

286.001 Reports statutorily required; filing, maintenance, retrieval, and provision of copies.--

(1) Unless otherwise specifically provided by law, any agency or officer of the executive, legislative, or judicial branches of state government, the State Board of Education, the Board of Governors of the State University System, or the Public Service Commission required or authorized by law to make reports regularly or periodically shall fulfill such requirement by filing an abstract of the report with the statutorily or administratively designated recipients of the report and an abstract and one copy of the report with the Division of Library and Information Services of the Department of State, unless the head of the reporting entity makes a determination that the additional cost of providing the entire report to the statutorily or administratively designated recipients is justified. A one-page summary justifying the determination shall be submitted to the chairs of the governmental operations committees of both houses of the Legislature. The abstract of the contents of such report shall be no more than one-half page in length. The actual report shall be retained by the reporting agency or officer, and copies of the report shall be provided to interested parties and the statutorily or administratively designated recipients of the report upon request.

(2) With respect to reports statutorily required of agencies or officers within the executive, legislative, or judicial branches of state government, the State Board of Education, the Board of Governors of the State University System, or the Public Service Commission, it is the duty of the division, in addition to its duties under s. 257.05, to:

(a) Regularly compile and update bibliographic information on such reports for distribution as provided in paragraph (b). Such bibliographic information may be included in the bibliographies prepared by the division pursuant to s. 257.05(3)(c).

(b) Provide for at least quarterly distribution of bibliographic information on reports to:

1. Agencies and officers within the executive, legislative, and judicial branches of state government, the State Board of Education, the Board of Governors of the State University System, and the Public Service Commission, free of charge; and

2. Other interested parties upon request properly made and upon payment of the actual cost of duplication pursuant to s. 119.07(1).

(3) As soon as practicable, the administrative head of each executive, legislative, or judicial agency and each agency of the State Board of Education, the Board of Governors of the State University System, and the Public Service Commission required by law to make reports periodically shall ensure that those reports are created, stored, managed, updated, retrieved, and disseminated through electronic means.

(4) Nothing in this section shall be construed to waive or modify the requirement in s. 257.05(2) pertaining to the provision of copies of public documents to the division.

History.--ss. 26, 28, 29, ch. 84-254; s. 12, ch. 92-98; s. 104, ch. 92-142; s. 29, ch. 95-196; s. 34, ch. 2007-217.

286.0105 Notices of meetings and hearings must advise that a record is required to appeal.

-Each board, commission, or agency of this state or of any political subdivision thereof shall include in the notice of any meeting or hearing, if notice of the meeting or hearing is required, of such board, commission, or agency, conspicuously on such notice, the advice that, if a person

decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. The requirements of this section do not apply to the notice provided in s. 200.065(3).

History.--s. 1, ch. 80-150; s. 14, ch. 88-216; s. 209, ch. 95-148.

286.011 Public meetings and records; public inspection; criminal and civil penalties.--

(1) All meetings of any board or commission of any state agency or authority or of any agency or authority of any county, municipal corporation, or political subdivision, except as otherwise provided in the Constitution, at which official acts are to be taken are declared to be public meetings open to the public at all times, and no resolution, rule, or formal action shall be considered binding except as taken or made at such meeting. The board or commission must provide reasonable notice of all such meetings.

(2) The minutes of a meeting of any such board or commission of any such state agency or authority shall be promptly recorded, and such records shall be open to public inspection. The circuit courts of this state shall have jurisdiction to issue injunctions to enforce the purposes of this section upon application by any citizen of this state.

(3)(a) Any public officer who violates any provision of this section is guilty of a noncriminal infraction, punishable by fine not exceeding \$500.

(b) Any person who is a member of a board or commission or of any state agency or authority of any county, municipal corporation, or political subdivision who knowingly violates the provisions of this section by attending a meeting not held in accordance with the provisions hereof is guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

(c) Conduct which occurs outside the state which would constitute a knowing violation of this section is a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

(4) Whenever an action has been filed against any board or commission of any state agency or authority or any agency or authority of any county, municipal corporation, or political subdivision to enforce the provisions of this section or to invalidate the actions of any such board, commission, agency, or authority, which action was taken in violation of this section, and the court determines that the defendant or defendants to such action acted in violation of this section, the court shall assess a reasonable attorney's fee against such agency, and may assess a reasonable attorney's fee against the individual filing such an action if the court finds it was filed in bad faith or was frivolous. Any fees so assessed may be assessed against the individual member or members of such board or commission; provided, that in any case where the board or commission seeks the advice of its attorney and such advice is followed, no such fees shall be assessed against the individual member or members of the board or commission. However, this subsection shall not apply to a state attorney or his or her duly authorized assistants or any officer charged with enforcing the provisions of this section.

(5) Whenever any board or commission of any state agency or authority or any agency or authority of any county, municipal corporation, or political subdivision appeals any court order which has found said board, commission, agency, or authority to have violated this section, and such order is affirmed, the court shall assess a reasonable attorney's fee for the appeal against such board, commission, agency, or authority. Any fees so assessed may be assessed against the individual member or members of such board or commission; provided, that in any case where the board or commission seeks the advice of its attorney and such advice is followed, no such fees shall be assessed against the individual member or members of the board or commission.

(6) All persons subject to subsection (1) are prohibited from holding meetings at any facility or location which discriminates on the basis of sex, age, race, creed, color, origin, or economic status or which operates in such a manner as to unreasonably restrict public access to such a facility.

(7) Whenever any member of any board or commission of any state agency or authority or any agency or authority of any county, municipal corporation, or political subdivision is charged with a violation of this section and is subsequently acquitted, the board or commission is authorized to reimburse said member for any portion of his or her reasonable attorney's fees.

(8) Notwithstanding the provisions of subsection (1), any board or commission of any state agency or authority or any agency or authority of any county, municipal corporation, or political subdivision, and the chief administrative or executive officer of the governmental entity, may meet in private with the entity's attorney to discuss pending litigation to which the entity is presently a party before a court or administrative agency, provided that the following conditions are met:

(a) The entity's attorney shall advise the entity at a public meeting that he or she desires advice concerning the litigation.

(b) The subject matter of the meeting shall be confined to settlement negotiations or strategy sessions related to litigation expenditures.

(c) The entire session shall be recorded by a certified court reporter. The reporter shall record the times of commencement and termination of the session, all discussion and proceedings, the names of all persons present at any time, and the names of all persons speaking. No portion of the session shall be off the record. The court reporter's notes shall be fully transcribed and filed with the entity's clerk within a reasonable time after the meeting.

(d) The entity shall give reasonable public notice of the time and date of the attorney-client session and the names of persons who will be attending the session. The session shall commence at an open meeting at which the persons chairing the meeting shall announce the commencement and estimated length of the attorney-client session and the names of the persons attending. At the conclusion of the attorney-client session, the meeting shall be reopened, and the person chairing the meeting shall announce the termination of the session.

(e) The transcript shall be made part of the public record upon conclusion of the litigation.

History.--s. 1, ch. 67-356; s. 159, ch. 71-136; s. 1, ch. 78-365; s. 6, ch. 85-301; s. 33, ch. 91-224; s. 1, ch. 93-232; s. 210, ch. 95-148; s. 1, ch. 95-353.

286.0111 Legislative review of certain exemptions from requirements for public meetings and recordkeeping by governmental entities.--The provisions of s. 119.15, the Open Government Sunset Review Act, apply to the provisions of law which provide exemptions to s. 286.011, as provided in s. 119.15.

History.--s. 9, ch. 84-298; s. 2, ch. 85-301; s. 3, ch. 95-217; s. 53, ch. 2008-4.

286.0113 General exemptions from public meetings.--

(1) That portion of a meeting that would reveal a security system plan or portion thereof made confidential and exempt by s. 119.071(3)(a) is exempt from s. 286.011 and s. 24(b), Art. I of the State Constitution.

(2)(a) A meeting at which a negotiation with a vendor is conducted pursuant to s. 287.057(3) is exempt from s. 286.011 and s. 24(b), Art. I of the State Constitution.

(b)1. A complete recording shall be made of any meeting made exempt in paragraph (a). No portion of the meeting may be held off the record.

2. The recording required under subparagraph 1. is exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution until such time as the agency provides notice of a decision or intended decision pursuant to s. 120.57(3)(a) or until 20 days after the final competitive sealed replies are all opened, whichever occurs earlier.

3. If the agency rejects all sealed replies, the recording remains exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution until such time as the agency provides notice of a decision or intended decision pursuant to s. 120.57(3)(a) concerning the reissued invitation to negotiate or until the agency withdraws the reissued invitation to negotiate. A recording is not exempt for longer than 12 months after the initial agency notice rejecting all replies.

(c) This subsection is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2011, unless reviewed and saved from repeal through reenactment by the Legislature.

History.--s. 2, ch. 2001-361; s. 44, ch. 2005-251; s. 2, ch. 2006-158; s. 2, ch. 2006-284.

286.0115 Access to local public officials; quasi-judicial proceedings on local government land use matters.--

(1)(a) A county or municipality may adopt an ordinance or resolution removing the presumption of prejudice from ex parte communications with local public officials by establishing a process to disclose ex parte communications with such officials pursuant to this subsection or by adopting an alternative process for such disclosure. However, this subsection

does not require a county or municipality to adopt any ordinance or resolution establishing a disclosure process.

(b) As used in this subsection, the term "local public official" means any elected or appointed public official holding a county or municipal office who recommends or takes quasi-judicial action as a member of a board or commission. The term does not include a member of the board or commission of any state agency or authority.

(c) Any person not otherwise prohibited by statute, charter provision, or ordinance may discuss with any local public official the merits of any matter on which action may be taken by any board or commission on which the local public official is a member. If adopted by county or municipal ordinance or resolution, adherence to the following procedures shall remove the presumption of prejudice arising from ex parte communications with local public officials.

1. The substance of any ex parte communication with a local public official which relates to quasi-judicial action pending before the official is not presumed prejudicial to the action if the subject of the communication and the identity of the person, group, or entity with whom the communication took place is disclosed and made a part of the record before final action on the matter.

2. A local public official may read a written communication from any person. However, a written communication that relates to quasi-judicial action pending before a local public official shall not be presumed prejudicial to the action, and such written communication shall be made a part of the record before final action on the matter.

3. Local public officials may conduct investigations and site visits and may receive expert opinions regarding quasi-judicial action pending before them. Such activities shall not be presumed prejudicial to the action if the existence of the investigation, site visit, or expert opinion is made a part of the record before final action on the matter.

4. Disclosure made pursuant to subparagraphs 1., 2., and 3. must be made before or during the public meeting at which a vote is taken on such matters, so that persons who have opinions contrary to those expressed in the ex parte communication are given a reasonable opportunity to refute or respond to the communication. This subsection does not subject local public officials to part III of chapter 112 for not complying with this paragraph.

(2)(a) Notwithstanding the provisions of subsection (1), a county or municipality may adopt an ordinance or resolution establishing the procedures and provisions of this subsection for quasi-judicial proceedings on local government land use matters. The ordinance or resolution shall provide procedures and provisions identical to this subsection. However, this subsection does not require a county or municipality to adopt such an ordinance or resolution.

(b) In a quasi-judicial proceeding on local government land use matters, a person who appears before the decisionmaking body who is not a party or party-intervenor shall be allowed to testify before the decisionmaking body, subject to control by the decisionmaking body, and may be requested to respond to questions from the decisionmaking body, but need not be sworn as a witness, is not required to be subject to cross-examination, and is not required to be qualified as an expert witness. The decisionmaking body shall assign weight and credibility to such

testimony as it deems appropriate. A party or party-intervenor in a quasi-judicial proceeding on local government land use matters, upon request by another party or party-intervenor, shall be sworn as a witness, shall be subject to cross-examination by other parties or party-intervenors, and shall be required to be qualified as an expert witness, as appropriate.

(c) In a quasi-judicial proceeding on local government land use matters, a person may not be precluded from communicating directly with a member of the decisionmaking body by application of ex parte communication prohibitions. Disclosure of such communications by a member of the decisionmaking body is not required, and such nondisclosure shall not be presumed prejudicial to the decision of the decisionmaking body. All decisions of the decisionmaking body in a quasi-judicial proceeding on local government land use matters must be supported by substantial, competent evidence in the record pertinent to the proceeding, irrespective of such communications.

(3) This section does not restrict the authority of any board or commission to establish rules or procedures governing public hearings or contacts with local public officials.

History.--s. 1, ch. 95-352; s. 31, ch. 96-324.

286.012 Voting requirement at meetings of governmental bodies.--No member of any state, county, or municipal governmental board, commission, or agency who is present at any meeting of any such body at which an official decision, ruling, or other official act is to be taken or adopted may abstain from voting in regard to any such decision, ruling, or act; and a vote shall be recorded or counted for each such member present, except when, with respect to any such member, there is, or appears to be, a possible conflict of interest under the provisions of s. 112.311, s. 112.313, or s. 112.3143. In such cases, said member shall comply with the disclosure requirements of s. 112.3143.

History.--s. 1, ch. 72-311; s. 9, ch. 75-208; s. 2, ch. 84-357; s. 13, ch. 94-277.

286.021 Department of State to hold title to patents, trademarks, copyrights, etc.--The legal title and every right, interest, claim or demand of any kind in and to any patent, trademark or copyright, or application for the same, now owned or held, or as may hereafter be acquired, owned and held by the state, or any of its boards, commissions or agencies, is hereby granted to and vested in the Department of State for the use and benefit of the state; and no person, firm or corporation shall be entitled to use the same without the written consent of said Department of State.

History.--s. 1, ch. 21959, 1943; ss. 22, 35, ch. 69-106; s. 2, ch. 70-440; s. 15, ch. 79-65.

Note.--Former s. 272.01.

286.031 Authority of Department of State in connection with patents, trademarks, copyrights, etc.--The Department of State is authorized to do and perform any and all things necessary to secure letters patent, copyright and trademark on any invention or otherwise, and to enforce the rights of the state therein; to license, lease, assign, or otherwise give written consent to any person, firm or corporation for the manufacture or use thereof, on a royalty basis, or for such other consideration as said department shall deem proper; to take any and all action necessary, including legal actions, to protect the same against improper or unlawful use or

infringement, and to enforce the collection of any sums due the state and said department for the manufacture or use thereof by any other party; to sell any of the same and to execute any and all instruments on behalf of the state necessary to consummate any such sale; and to do any and all other acts necessary and proper for the execution of powers and duties herein conferred upon said department for the benefit of the state.

History.--s. 2, ch. 21959, 1943; ss. 22, 35, ch. 69-106; s. 2, ch. 70-440; s. 16, ch. 79-65.

Note.--Former s. 272.02.

286.035 Constitution Revision Commission; powers of chair; assistance by state and local agencies.--

(1) The chair of the Constitution Revision Commission, appointed pursuant to s. 2, Art. XI of the State Constitution, is authorized to employ personnel and to incur expenses related to the official operation of the commission or its committees, to sign vouchers, and to otherwise expend funds appropriated to the commission for carrying out its official duties.

(2) All state and local agencies are hereby authorized and directed to assist, in any manner necessary, the Constitution Revision Commission established pursuant to s. 2, Art. XI of the State Constitution upon its request or the request of its chair.

History.--s. 1, ch. 77-201; s. 211, ch. 95-148.

286.036 Taxation and Budget Reform Commission; powers.--

(1) The Taxation and Budget Reform Commission appointed pursuant to s. 6, Art. XI of the State Constitution, is authorized to employ personnel and to incur expenses related to the official operation of the commission or its committees, and to expend funds appropriated to the commission for carrying out its official duties. Commission members and staff are entitled to per diem and reimbursement of travel expenses incurred in carrying out their duties, as provided in s. 112.061.

(2) All state and regional agencies and governments are authorized and directed to assist, in any manner necessary, the Taxation and Budget Reform Commission upon its request.

(3) All local governments are authorized to assist the Taxation and Budget Reform Commission in any manner necessary. Municipal and county governments are encouraged to cooperate with the commission, examine their taxation and budgetary policies, and submit recommendations to the commission in the form and manner prescribed by the commission.

(4) Each Taxation and Budget Reform Commission established pursuant to s. 6, Art. XI of the State Constitution and this section may not act or operate later than June 30 of the third year following the year in which the commission is required to be established.

(5) The Taxation and Budget Reform Commission is assigned, for administrative purposes, to the legislative branch. The Office of Legislative Services is directed to expedite, where possible, the business of the commission consistent with prudent financial and management practices.

(6) The Legislative Auditing Committee may at any time, without regard to whether the Legislature is then in session or out of session, take under consideration any matter within the scope of the duties of the Taxation and Budget Reform Commission, and in connection therewith may exercise the powers of subpoena by law vested in a standing committee of the Legislature.

History.--s. 12, ch. 90-203; s. 6, ch. 2007-98.

286.041 Prohibited requirements of bidders on contracts for public works relative to income tax returns.--

(1) The state or any of its departments, agencies, bureaus, commissions, and officers and the counties, consolidated governments, municipalities, school districts, special districts, and other public bodies of this state, and the departments, agencies, bureaus, commissions, and officers thereof, shall not require, directly or indirectly, an audit or inspection of any federal or state income tax returns of any company, corporation, or person as a prior condition before entering into contracts with said company, corporation, or person to construct any public work or to supply any materials, labor, equipment or services, or any combination thereof.

(2) Any person who violates the provisions of this section is guilty of a misdemeanor of the second degree, punishable as provided in s. 775.083, except that the fine shall not be less than \$100.

History.--s. 1, ch. 72-130.

286.043 Limitation on use of funds for discriminatory contract or bid specifications relating to car rental concessions at airports.--No public funds shall be used by a unit of local government for the purpose of promulgating contract or bid specifications relating to car rental concessions at airports which would preclude a corporation authorized to do business in this state from submitting bids or entering into such contracts with such unit of local government. Nothing in this section shall prevent the local government from providing in such specifications a minimum annual guarantee of revenue to be paid to such unit of local government.

History.--s. 4, ch. 79-119.

286.23 Real property conveyed to public agency; disclosure of beneficial interests; notice; exemptions.--

(1) Any person or entity holding real property in the form of a partnership, limited partnership, corporation, trust, or any form of representative capacity whatsoever for others, except as otherwise provided in this section, shall, before entering into any contract whereby such real property held in representative capacity is sold, leased, taken by eminent domain, or otherwise conveyed to the state or any local governmental unit, or an agency of either, make a public disclosure in writing, under oath and subject to the penalties prescribed for perjury, which shall state his or her name and address and the name and address of every person having a beneficial interest in the real property, however small or minimal. This written disclosure shall be made to the chief officer, or to his or her officially designated representative, of the state, local governmental unit, or agency of either, with which the transaction is made at least 10 days prior to the time of closing or, in the case of an eminent domain taking, within 48 hours after the time

when the required sum is deposited in the registry of the court. Notice of the deposit shall be made to the person or entity by registered or certified mail before the 48-hour period begins.

(2) The state or local governmental unit, or an agency of either, shall send written notice by registered mail to the person required to make disclosures under this section, prior to the time when such disclosures are required to be made, which written request shall also inform the person required to make such disclosure that such disclosure must be made under oath, subject to the penalties prescribed for perjury.

(3)(a) The beneficial interest in any entity registered with the Federal Securities Exchange Commission or registered pursuant to chapter 517, whose interest is for sale to the general public, is hereby exempt from the provisions of this section. When disclosure of persons having beneficial interests in nonpublic entities is required, the entity or person shall not be required by the provisions of this section to disclose persons or entities holding less than 5 percent of the beneficial interest in the disclosing entity.

(b) In the case of an eminent domain taking, any entity or person other than a public officer or public employee, holding real property in the form of a trust which was created more than 3 years prior to the deposit of the required sum in the registry of the court, is hereby exempt from the provisions of this section. However, in order to qualify for the exemption set forth in this section, the trustee of such trust shall be required to certify within 48 hours after such deposit, under penalty of perjury, that no public officer or public employee has any beneficial interest whatsoever in such trust. Disclosure of any changes in the trust instrument or of persons having beneficial interest in the trust shall be made if such changes occurred during the 3 years prior to the deposit of said sum in the registry of the court.

(4) This section shall be liberally construed to accomplish the purpose of requiring the identification of the actual parties benefiting from any transaction with a governmental unit or agency involving the procurement of the ownership or use of property by such governmental unit or agency.

History.--ss. 1, 2, 3, 4, 5, ch. 74-174; s. 1, ch. 77-174; s. 72, ch. 86-186; s. 7, ch. 91-56; s. 212, ch. 95-148.

286.25 Publication or statement of state sponsorship.--Any nongovernmental organization which sponsors a program financed partially by state funds or funds obtained from a state agency shall, in publicizing, advertising, or describing the sponsorship of the program, state: "Sponsored by (name of organization) and the State of Florida." If the sponsorship reference is in written material, the words "State of Florida" shall appear in the same size letters or type as the name of the organization.

History.--s. 1, ch. 77-224.

286.26 Accessibility of public meetings to the physically handicapped.--

(1) Whenever any board or commission of any state agency or authority, or of any agency or authority of any county, municipal corporation, or other political subdivision, which has scheduled a meeting at which official acts are to be taken receives, at least 48 hours prior to the meeting, a written request by a physically handicapped person to attend the meeting, directed to

the chairperson or director of such board, commission, agency, or authority, such chairperson or director shall provide a manner by which such person may attend the meeting at its scheduled site or reschedule the meeting to a site which would be accessible to such person.

(2) If an affected handicapped person objects in the written request, nothing contained in the provisions of this section shall be construed or interpreted to permit the use of human physical assistance to the physically handicapped in lieu of the construction or use of ramps or other mechanical devices in order to comply with the provisions of this section.

History.--s. 1, ch. 77-277; s. 1, ch. 79-170; s. 116, ch. 79-400; s. 1, ch. 81-268.

286.27 Use of state funds for greeting cards prohibited.--No state funds shall be expended for the purchase, preparation, printing, or mailing of any card the sole purpose of which is to convey holiday greetings.

History.--s. 1, ch. 92-21.

286.29 Climate-friendly public business.--The Legislature recognizes the importance of leadership by state government in the area of energy efficiency and in reducing the greenhouse gas emissions of state government operations. The following shall pertain to all state agencies when conducting public business:

(1) The Department of Management Services shall develop the "Florida Climate-Friendly Preferred Products List." In maintaining that list, the department, in consultation with the Department of Environmental Protection, shall continually assess products currently available for purchase under state term contracts to identify specific products and vendors that offer clear energy efficiency or other environmental benefits over competing products. When procuring products from state term contracts, state agencies shall first consult the Florida Climate-Friendly Preferred Products List and procure such products if the price is comparable.

(2) Effective July 1, 2008, state agencies shall contract for meeting and conference space only with hotels or conference facilities that have received the "Green Lodging" designation from the Department of Environmental Protection for best practices in water, energy, and waste efficiency standards, unless the responsible state agency head makes a determination that no other viable alternative exists. The Department of Environmental Protection is authorized to adopt rules to implement the "Green Lodging" program.

(3) Each state agency shall ensure that all maintained vehicles meet minimum maintenance schedules shown to reduce fuel consumption, which include: ensuring appropriate tire pressures and tread depth; replacing fuel filters and emission filters at recommended intervals; using proper motor oils; and performing timely motor maintenance. Each state agency shall measure and report compliance to the Department of Management Services through the Equipment Management Information System database.

(4) When procuring new vehicles, all state agencies, state universities, community colleges, and local governments that purchase vehicles under a state purchasing plan shall first define the intended purpose for the vehicle and determine which of the following use classes for which the vehicle is being procured:

- (a) State business travel, designated operator;
- (b) State business travel, pool operators;
- (c) Construction, agricultural, or maintenance work;
- (d) Conveyance of passengers;
- (e) Conveyance of building or maintenance materials and supplies;
- (f) Off-road vehicle, motorcycle, or all-terrain vehicle;
- (g) Emergency response; or
- (h) Other.

Vehicles described in paragraphs (a) through (h), when being processed for purchase or leasing agreements, must be selected for the greatest fuel efficiency available for a given use class when fuel economy data are available. Exceptions may be made for individual vehicles in paragraph (g) when accompanied, during the procurement process, by documentation indicating that the operator or operators will exclusively be emergency first responders or have special documented need for exceptional vehicle performance characteristics. Any request for an exception must be approved by the purchasing agency head and any exceptional performance characteristics denoted as a part of the procurement process prior to purchase.

(5) All state agencies shall use ethanol and biodiesel blended fuels when available. State agencies administering central fueling operations for state-owned vehicles shall procure biofuels for fleet needs to the greatest extent practicable.

History.--s. 23, ch. 2008-227.

FLORIDA INLAND NAVIGATION DISTRICT

TRAVEL AND PER DIEM SUMMARY

Pursuant to s. 112.06, Florida Statutes and the District's travel resolution 2012-07, the District can reimburse commissioners and staff for travel expenses as follows:

MEALS

Meals during District related travel will be reimbursed at a maximum total rate per day in accordance with Item 5 of the travel reimbursement voucher regardless of the amount spent. A meal paid for by another party shall not be reimbursable. The maximum reimbursement rate for meals during a partial day of travel is as follows.

Breakfast – \$15.00, travel must initiate prior to 6 a.m.

Lunch - \$16.00, travel must initiate prior to 12 noon.

Dinner - \$40.00, travel must initiate prior to 6:00 p.m.

TRANSPORTATION

Costs of transportation while on District business are reimbursable as follows:

USE OF PERSONAL CAR – Expenses for use will be reimbursed at the IRS Standard Mileage Rate (currently \$0.575 cents per mile). This rate includes fuel expenses.

RENTAL CARS – Cars may be leased for District related business. Cars should be mid-size or smaller. No insurance coverage is necessary. Fuel expenses are also reimbursable.

AIRLINES – The District will reimburse for the cost of the most economical plane ticket for District related business. Make sure to request the government rate. Costs of traveling by an indirect route for the convenience of the traveler shall be at their own expense.

INCIDENTALS

The following incidental travel expenses are reimbursable: taxi fare, tolls, parking fees, communication expense, and convention registration in accordance with Item 8 of the travel reimbursement voucher.

RESOLUTION NO. 2012-07

**A RESOLUTION OF THE BOARD OF COMMISSIONERS
OF FLORIDA INLAND NAVIGATION DISTRICT, ESTABLISHING THE MAXIMUM
TRAVEL REIMBURSEMENT RATES FOR MEALS AND MILEAGE**

WHEREAS, the Florida Inland Navigation District (the “District”) is a special independent taxing district of the state of Florida established and operating under several sections of Chapter 374, Florida Statutes; and

WHEREAS, pursuant to s.374.978, FS. the District is subject to the travel and per diem rates established by s.112.061, FS.; and

WHEREAS, the Florida Legislature added subsection (14) to s. 112.061 which allows special districts to establish travel and per diem rates that exceed those specified in s.112.061, FS. by the passage of a resolution.

NOW, THEREFORE, be it resolved by the Board of Commissioners of the Florida Inland Navigation District:

Section 1. The Board hereby establishes the mileage rate for travel in an individual’s personal vehicle to be the standard mileage rate established by the Internal Revenue Service for the calendar year of the travel incurred.

Section 2. The Board hereby establishes the meal allowances as breakfast \$15, lunch \$16 and dinner \$40, not to exceed the Internal Revenue Service high cost location meal and incidental expense (MI&E) rates for each location/county (unless the location/county is not a high cost county then the standard rates apply) in effect when the expense is incurred.

Section 3. The Board hereby establishes the maximum per diem rate to be the Internal Revenue Service high cost location per diem rate for lodging, meal and incidental expense for each location/county (unless the location/county is not a high cost county then the standard rates apply) in effect when the expense is incurred.

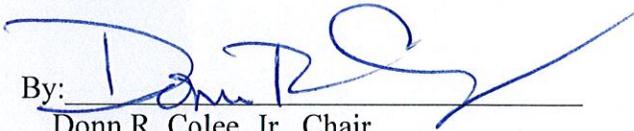
Section 4. This Resolution shall become effective on November 17, 2012.

Upon motion by Commissioner Freeman and seconded by Commissioner Blow, the Board approved the Resolution as follows:

Norman S. Bray	Yeah
Aaron L. Bowman	Yeah
J. Carl Blow	Yeah
Jon Netts	Yeah
Nancy J. Freeman	Yeah
Jerry H. Sansom	Yeah
Bruce D. Barkett	Yeah
Gail Kavanagh	Yeah
Donald J. Cuzzo	Absent
Donn Colee	Absent
Tyler E. Chappell	Yeah
T. Spencer Crowley	Absent

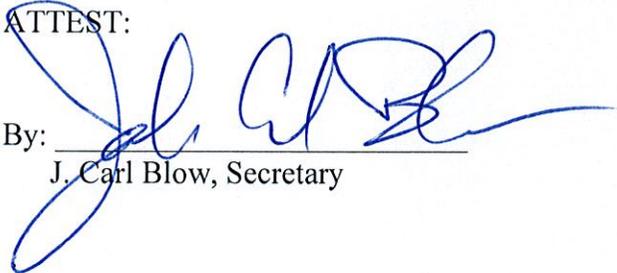
The Chair thereupon declared the resolution duly passed and adopted this 16th day of November, 2012.

**FLORIDA INLAND NAVIGATION
DISTRICT**

By: 

Donn R. Colee, Jr., Chair

ATTEST:

By: 

J. Carl Blow, Secretary

The 2014 Florida Statutes

Title X PUBLIC OFFICERS, EMPLOYEES, AND RECORDS

Chapter 112 PUBLIC OFFICERS AND EMPLOYEES: GENERAL PROVISIONS

112.061 Per diem and travel expenses of public officers, employees, and authorized persons.

(1) LEGISLATIVE INTENT - To prevent inequities, conflicts, inconsistencies, and lapses in the numerous laws regulating or attempting to regulate travel expenses of public officers, employees, and authorized persons in the state, it is the intent of the Legislature:

(a) To establish standard travel reimbursement rates, procedures, and limitations, with certain justifiable exceptions and exemptions, applicable to all public officers, employees, and authorized persons whose travel is authorized and paid by a public agency.

(b) To preserve the standardization established by this law:

1. The provisions of this section shall prevail over any conflicting provisions in a general law, present or future, to the extent of the conflict; but if any such general law contains a specific exemption from this section, including a specific reference to this section, such general law shall prevail, but only to the extent of the exemption.
2. The provisions of any special or local law, present or future, shall prevail over any conflicting provisions in this section, but only to the extent of the conflict.

(2) DEFINITIONS - For the purposes of this section, the following words shall have the meanings indicated:

(a) Agency or public agency - Any office, department, agency, division, subdivision, political subdivision, board, bureau, commission, authority, district, public body, body politic, county, city, town, village, municipality, or any other separate unit of government created pursuant to law.

(b) Agency head or head of the agency -The highest policymaking authority of a public agency, as herein defined.

(c) Officer or public officer - An individual who in the performance of his or her official duties is vested by law with sovereign powers of government and who is either elected by the people, or commissioned by the Governor and has jurisdiction extending throughout the state, or any person lawfully serving instead of either of the foregoing two classes of individuals as initial designee or successor.

(d) Employee or public employee - An individual, whether commissioned or not, other than an officer or authorized person as defined herein, who is filling a regular or full-time authorized position and is responsible to an agency head. (e) Authorized person:

1. A person other than a public officer or employee as defined herein, whether elected or commissioned or not, who is authorized by an agency head to incur travel expenses in the performance of official duties.
2. A person who is called upon by an agency to contribute time and services as consultant or adviser.
3. A person who is a candidate for an executive or professional position.

(f) Traveler - A public officer, public employee, or authorized person, when performing authorized travel.

(g) Travel expense, traveling expenses, necessary expenses while traveling, actual expenses while traveling, or words of similar nature -The usual ordinary and incidental expenditures necessarily incurred by a traveler.

(h) Common carrier -Train, bus, commercial airline operating scheduled flights, or rental cars of an established rental car firm.

(i) Travel day - A period of 24 hours consisting of four quarters of 6 hours each.

(j) Travel period - A period of time between the time of departure and time of return.

(k) Class A travel - Continuous travel of 24 hours or more away from official headquarters.

(l) Class B travel - Continuous travel of less than 24 hours which involves overnight absence from official headquarters.

(m) Class C travel - Travel for short or day trips where the traveler is not away from his or her official headquarters overnight.

(n) Foreign travel -Travel outside the United States.

(3) AUTHORITY TO INCUR TRAVEL EXPENSES.—

(a) All travel must be authorized and approved by the head of the agency, or his or her designated representative, from whose funds the traveler is paid. The head of the agency shall not authorize or approve such a request unless it is accompanied by a signed statement by the traveler's supervisor stating that such travel is on the official business of the state and also stating the purpose of such travel.

- (b) Travel expenses of travelers shall be limited to those expenses necessarily incurred by them in the performance of a public purpose authorized by law to be performed by the agency and must be within the limitations prescribed by this section.
- (c) Travel by public officers or employees serving temporarily in behalf of another agency or partly in behalf of more than one agency at the same time, or authorized persons who are called upon to contribute time and services as consultants or advisers, may be authorized by the agency head. Complete explanation and justification must be shown on the travel expense voucher or attached thereto.
- (d) Travel expenses of public employees for the sole purpose of taking merit system or other job placement examinations, written or oral, shall not be allowed under any circumstances, except that upon prior written approval of the agency head or his or her designee, candidates for executive or professional positions may be allowed travel expenses pursuant to this section.
- (e) Travel expenses of public officers or employees for the purpose of implementing, organizing, directing, coordinating, or administering, or supporting the implementation, organization, direction, coordination, or administration of, activities related to or involving travel to a terrorist state shall not be allowed under any circumstances. For purposes of this section, "terrorist state" is defined as any state, country, or nation designated by the United States Department of State as a state sponsor of terrorism.
- (f) The agency head, or a designated representative, may pay by advancement or reimbursement, or a combination thereof, the costs of per diem of travelers for foreign travel at the current rates as specified in the federal publication "Standardized Regulations (Government Civilians, Foreign Areas)" and incidental expenses as provided in this section.
- (g) A traveler who becomes sick or injured while away from his or her official headquarters and is therefore unable to perform the official business of the agency may continue to receive subsistence as provided in subsection (6) during this period of illness or injury until such time as he or she is able to perform the official business of the agency or returns to his or her official headquarters, whichever is earlier. Such subsistence may be paid when approved by the agency head or his or her designee.
- (h) The State Surgeon General or a designee may authorize travel expenses incidental to the rendering of medical services for and on behalf of clients of the Department of Health. The Department of Health may establish rates lower than the rate provided in this section for these travel expenses.

(4) OFFICIAL HEADQUARTERS - The official headquarters of an officer or employee assigned to an office shall be the city or town in which the office is located except that:

- (a) The official headquarters of a person located in the field shall be the city or town nearest to the area where the majority of the person's work is performed, or such other city, town, or area as may be designated by the agency head provided that in all cases such designation must be in the best interests of the agency and not for the convenience of the person.
- (b) When any state employee is stationed in any city or town for a period of over 30 continuous workdays, such city or town shall be deemed to be the employee's official headquarters, and he or she shall not be allowed per diem or subsistence, as provided in this section, after the said period of 30 continuous workdays has elapsed, unless this period of time is extended by the express approval of the agency head or his or her designee.
- (c) A traveler may leave his or her assigned post to return home overnight, over a weekend, or during a holiday, but any time lost from regular duties shall be taken as annual leave and authorized in the usual manner. The traveler shall not be reimbursed for travel expenses in excess of the established rate for per diem allowable had he or she remained at his or her assigned post. However, when a traveler has been temporarily assigned away from his or her official headquarters for an approved period extending beyond 30 days, he or she shall be entitled to reimbursement for travel expenses at the established rate of one round trip for each 30-day period actually taken to his or her home in addition to pay and allowances otherwise provided.

(5) COMPUTATION OF TRAVEL TIME FOR REIMBURSEMENT. - For purposes of reimbursement and methods of calculating fractional days of travel, the following principles are prescribed:

- (a) The travel day for Class A travel shall be a calendar day (midnight to midnight). The travel day for Class B travel shall begin at the same time as the travel period. For Class A and Class B travel, the traveler shall be reimbursed one-fourth of the authorized rate of per diem for each quarter, or fraction thereof, of the travel day included within the travel period. Class A and Class B travel shall include any assignment on official business outside of regular office hours and away from regular places of employment when it is considered reasonable and necessary to stay overnight and for which travel expenses are approved.
- (b) A traveler shall not be reimbursed on a per diem basis for Class C travel, but shall receive subsistence as provided in this section, which allowance for meals shall be based on the following schedule:
 1. Breakfast—When travel begins before 6 a.m. and extends beyond 8 a.m.
 2. Lunch—When travel begins before 12 noon and extends beyond 2 p.m.
 3. Dinner - When travel begins before 6 p.m. and extends beyond 8 p.m., or when travel occurs during nighttime hours due to special assignment.

No allowance shall be made for meals when travel is confined to the city or town of the official headquarters or immediate vicinity; except assignments of official business outside the traveler's regular place of employment if

travel expenses are approved. The Chief Financial Officer shall establish a schedule for processing Class C travel subsistence payments at least on a monthly basis.

(6) RATES OF PER DIEM AND SUBSISTENCE ALLOWANCE. - For purposes of reimbursement rates and methods of calculation, per diem and subsistence allowances are provided as follows:

- (a) All travelers shall be allowed for subsistence when traveling to a convention or conference or when traveling within or outside the state in order to conduct bona fide state business, which convention, conference, or business serves a direct and lawful public purpose with relation to the public agency served by the person attending such meeting or conducting such business, either of the following for each day of such travel at the option of the traveler:
1. Eighty dollars per diem; or
 2. If actual expenses exceed \$80, the amounts permitted in paragraph (b) for subsistence, plus actual expenses for lodging at a single-occupancy rate to be substantiated by paid bills therefor.

When lodging or meals are provided at a state institution, the traveler shall be reimbursed only for the actual expenses of such lodging or meals, not to exceed the maximum provided for in this subsection.

(b) All travelers shall be allowed the following amounts for subsistence while on Class C travel on official business as provided in paragraph (5)(b):

1. Breakfast..... *(see District Policy)
2. Lunch..... *(see District Policy)
3. Dinner..... *(see District Policy)

(c) No one, whether traveling out of state or in state, shall be reimbursed for any meal or lodging included in a convention or conference registration fee paid by the state.

(7) TRANSPORTATION.—

(a) All travel must be by a usually traveled route. In case a person travels by an indirect route for his or her own convenience, any extra costs shall be borne by the traveler; and reimbursement for expenses shall be based only on such charges as would have been incurred by a usually traveled route. The agency head or his or her designee shall designate the most economical method of travel for each trip, keeping in mind the following conditions:

1. The nature of the business.
2. The most efficient and economical means of travel (considering time of the traveler, impact on the productivity of the traveler, cost of transportation, and per diem or subsistence required). When it is more efficient and economical to either the traveler or the agency head, jet service offered by any airline, whether on state contract or not, may be used when the cost is within an approved threshold determined by the agency head or his or her designee.
3. The number of persons making the trip and the amount of equipment or material to be transported.

(b) The Department of Financial Services may provide any form it deems necessary to cover travel requests for traveling on official business and when paid by the state.

(c) Transportation by common carrier when traveling on official business and paid for personally by the traveler, shall be substantiated by a receipt therefor. Federal tax shall not be reimbursable to the traveler unless the state and other public agencies are also required by federal law to pay such tax. In the event transportation other than the most economical class as approved by the agency head is provided by a common carrier on a flight check or credit card, the charges in excess of the most economical class shall be refunded by the traveler to the agency charged with the transportation provided in this manner.

(d)1. The use of privately owned vehicles for official travel in lieu of publicly owned vehicles or common carriers may be authorized by the agency head or his or her designee. Whenever travel is by privately owned vehicle:

- a. A traveler shall be entitled to a mileage allowance at a rate of 44.5 cents per mile; or
- b. A traveler shall be entitled to the common carrier fare for such travel if determined by the agency head to be more economical.

2. Reimbursement for expenditures related to the operation, maintenance, and ownership of a vehicle shall not be allowed when privately owned vehicles are used on public business and reimbursement is made pursuant to this paragraph, except as provided in subsection (8).

3. All mileage shall be shown from point of origin to point of destination and, when possible, shall be computed on the basis of the current map of the Department of Transportation. Vicinity mileage necessary for the conduct of official business is allowable but must be shown as a separate item on the expense voucher.

(e) Transportation by chartered vehicles when traveling on official business may be authorized by the agency head when necessary or where it is to the advantage of the agency, provided the cost of such transportation does not exceed the cost of transportation by privately owned vehicle pursuant to paragraph (d).

- (f) The agency head or his or her designee may grant monthly allowances in fixed amounts for use of privately owned automobiles on official business in lieu of the mileage rate provided in paragraph (d). Allowances granted pursuant to this paragraph shall be reasonable, taking into account the customary use of the automobile, the roads customarily traveled, and whether any of the expenses incident to the operation, maintenance, and ownership of the automobile are paid from funds of the agency or other public funds. Such allowance may be changed at any time, and shall be made on the basis of a signed statement of the traveler, filed before the allowance is granted or changed, and at least annually thereafter. The statement shall show the places and distances for an average typical month's travel on official business, and the amount that would be allowed under the approved rate per mile for the travel shown in the statement, if payment had been made pursuant to paragraph (d).
- (g) No contract may be entered into between a public officer or employee, or any other person, and a public agency, in which a depreciation allowance is used in computing the amount due by the agency to the individual for the use of a privately owned vehicle on official business; provided, any such existing contract shall not be impaired.
- (h) No traveler shall be allowed either mileage or transportation expense when gratuitously transported by another person or when transported by another traveler who is entitled to mileage or transportation expense. However, a traveler on a private aircraft shall be reimbursed the actual amount charged and paid for the fare for such transportation up to the cost of a commercial airline ticket for the same flight, even though the owner or pilot of such aircraft is also entitled to transportation expense for the same flight under this subsection.

(8) OTHER EXPENSES.—

- (a) The following incidental travel expenses of the traveler may be reimbursed:
 - 1. Taxi fare.
 - 2. Ferry fares; and bridge, road, and tunnel tolls.
 - 3. Storage or parking fees.
 - 4. Communication expense.
 - 5. Convention registration fee while attending a convention or conference which will serve a direct public purpose with relation to the public agency served by the person attending such meetings. A traveler may be reimbursed the actual and necessary fees for attending events which are not included in a basic registration fee that directly enhance the public purpose of the participation of the agency in the conference. Such expenses may include, but not be limited to, banquets and other meal functions. It shall be the responsibility of the traveler to substantiate that the charges were proper and necessary. However, any meals or lodging included in the registration fee will be deducted in accordance with the allowances provided in subsection (6).
- (b) Other expenses which are not specifically authorized by this section may be approved by the Department of Financial Services pursuant to rules adopted by it. Expenses approved pursuant to this paragraph shall be reported by the Department of Financial Services to the Auditor General annually.

(9) RULES. -

- (a) The Department of Financial Services shall adopt such rules, including, but not limited to, the general criteria to be used by a state agency to predetermine justification for attendance by state officers and employees and authorized persons at conventions and conferences, and prescribe such forms as are necessary to effectuate the purposes of this section. The department may also adopt rules prescribing the proper disposition and use of promotional items and rebates offered by common carriers and other entities in connection with travel at public expense; however, before adopting such rules, the department shall consult with the appropriation committees of the Legislature.
- (b) Each state agency shall adopt such additional specific rules and specific criteria to be used by it to predetermine justification for attendance by state officers and employees and authorized persons at conventions and conferences, not in conflict with the rules of the Department of Financial Services or with the general criteria to be used by a state agency to predetermine justification for attendance by state officers and employees and authorized persons at conventions, as may be necessary to effectuate the purposes of this section.

(10) FRAUDULENT CLAIMS.—Claims submitted pursuant to this section shall not be required to be sworn to before a notary public or other officer authorized to administer oaths, but any claim authorized or required to be made under any provision of this section shall contain a statement that the expenses were actually incurred by the traveler as necessary travel expenses in the performance of official duties and shall be verified by a written declaration that it is true and correct as to every material matter; and any person who willfully makes and subscribes any such claim which he or she does not believe to be true and correct as to every material matter, or who willfully aids or assists in, or procures, counsels, or advises the preparation or presentation under the provisions of this section of a claim which is fraudulent or is false as to any material matter, whether or not such falsity or fraud is with the knowledge or consent of the person authorized or required to present such claim, is guilty of a misdemeanor of the second degree, punishable as provided in s. [775.082](#) or s. [775.083](#). Whoever shall receive an allowance or reimbursement by means of a false claim shall be civilly liable in the amount of the overpayment

for the reimbursement of the public fund from which the claim was paid.

(11) TRAVEL AUTHORIZATION AND VOUCHER FORMS.—

(a) Authorization forms.—The Department of Financial Services shall furnish a uniform travel authorization request form which shall be used by all state officers, employees, and authorized persons when requesting approval for the performance of travel to a convention or conference. The form shall include, but not be limited to, provision for the name of each traveler, purpose of travel, period of travel, estimated cost to the state, and a statement of benefits accruing to the state by virtue of such travel. A copy of the program or agenda of the convention or conference, itemizing registration fees and any meals or lodging included in the registration fee, shall be attached to, and filed with, the copy of the travel authorization request form on file with the agency. The form shall be signed by the traveler and by the traveler's supervisor stating that the travel is to be incurred in connection with official business of the state. The head of the agency or his or her designated representative shall not authorize or approve such request in the absence of the appropriate signatures. A copy of the travel authorization form shall be attached to, and become a part of, the support of the agency's copy of the travel voucher.

(b) Voucher forms.—

1. The Department of Financial Services shall furnish a uniform travel voucher form which shall be used by all state officers, employees, and authorized persons when submitting travel expense statements for approval and payment. No travel expense statement shall be approved for payment by the Chief Financial Officer unless made on the form prescribed and furnished by the department. The travel voucher form shall provide for, among other things, the purpose of the official travel and a certification or affirmation, to be signed by the traveler, indicating the truth and correctness of the claim in every material matter, that the travel expenses were actually incurred by the traveler as necessary in the performance of official duties, that per diem claimed has been appropriately reduced for any meals or lodging included in the convention or conference registration fees claimed by the traveler, and that the voucher conforms in every respect with the requirements of this section. The original copy of the executed uniform travel authorization request form shall be attached to the uniform travel voucher on file with the respective agency.
2. Statements for travel expenses incidental to the rendering of medical services for and on behalf of clients of the Department of Health shall be on forms approved by the Department of Financial Services.

(12) ADVANCEMENTS. - Notwithstanding any of the foregoing restrictions and limitations, an agency head or his or her designee may make, or authorize the making of, advances to cover anticipated costs of travel to travelers. Such advancements may include the costs of subsistence and travel of any person transported in the care or custody of the traveler in the performance of his or her duties.

(13) DIRECT PAYMENT OF EXPENSES BY AGENCY. -Whenever an agency requires an employee to incur either Class A or Class B travel on emergency notice to the traveler, such traveler may request the agency to pay his or her expenses for meals and lodging directly to the vendor, and the agency may pay the vendor the actual expenses for meals and lodging during the travel period, limited to an amount not to exceed that authorized pursuant to this section. In emergency situations, the agency head or his or her designee may authorize an increase in the amount paid for a specific meal, provided that the total daily cost of meals does not exceed the total amount authorized for meals each day. The agency head or his or her designee may also grant prior approval for a state agency to make direct payments of travel expenses in other situations that result in cost savings to the state, and such cost savings shall be documented in the voucher submitted to the Chief Financial Officer for the direct payment of travel expenses. The provisions of this subsection shall not be deemed to apply to any legislator or to any employee of the Legislature.

(14) APPLICABILITY TO COUNTIES, COUNTY OFFICERS, DISTRICT SCHOOL BOARDS, SPECIAL DISTRICTS, AND METROPOLITAN PLANNING ORGANIZATIONS.—

(a) The following entities may establish rates that vary from the per diem rate provided in paragraph (6)(a), the subsistence rates provided in paragraph (6)(b), or the mileage rate provided in paragraph (7)(d) if those rates are not less than the statutorily established rates that are in effect for the 2005-2006 fiscal year:

1. The governing body of a county by the enactment of an ordinance or resolution;
2. A county constitutional officer, pursuant to s. 1(d), Art. VIII of the State Constitution, by the establishment of written policy;
3. The governing body of a district school board by the adoption of rules;
4. The governing body of a special district, as defined in s. 189.012, except those special districts that are subject to s. 166.021(9), by the enactment of a resolution; or
5. Any metropolitan planning organization created pursuant to s. 339.175 or any other separate legal or administrative entity created pursuant to s. 339.175 of which a metropolitan planning organization is a member, by the enactment of a resolution.

(b) Rates established pursuant to paragraph (a) must apply uniformly to all travel by the county, county

constitutional officer and entity governed by that officer, district school board, special district, or metropolitan planning organization.

- (c) Except as otherwise provided in this subsection, counties, county constitutional officers and entities governed by those officers, district school boards, special districts, and metropolitan planning organizations, other than those subject to s. 166.021(9), remain subject to the requirements of this section.

(15) CLASS C TRAVEL.—Moneys appropriated from the State Treasury may not be used to pay per diem or subsistence related to Class C travel.

History.—ss. 1, 3, ch. 22830, 1945; ss. 1, 2, 3, ch. 23892, 1947; ss. 1, 3, ch. 25040, 1949; ss. 1, 3, ch. 26910, 1951; s. 1, ch. 28303, 1953; s. 1, ch. 29628, 1955; s. 1, ch. 57-230; s. 1, ch. 61-183; s. 1, ch. 61-43; s. 1, ch. 63-5; s. 1, ch. 63-192; s. 1, ch. 63-122; s. 1, ch. 63-400; ss. 2, 3, ch. 67-371; ss. 1, 2, ch. 67-2206; s. 1, ch. 69-193; s. 1, ch. 69-381; ss. 12, 23, 31, 35, ch. 69106; s. 65, ch. 71-136; s. 1, ch. 72-213; s. 1, ch. 72-217; s. 1, ch. 72-324; s. 26, ch. 72-404; s. 1, ch. 73-169; s. 1, ch. 74-15; s. 1, ch. 74-246; s. 1, ch. 74-365; ss. 1, 2, ch. 75-33; s. 1, ch. 76-166; s. 2, ch. 76-208; ss. 1, 2, ch. 76-250; s. 1, ch. 77-174; s. 1, ch. 77-231; ss. 1, 2, ch. 77-437; s. 2, ch. 78-95; s. 51, ch. 79-190; s. 1, ch. 79-205; s. 1, ch. 79-303; s. 1, ch. 79-412; ss. 1, 2, ch. 81-207; ss. 1, 2, ch. 83-307; s. 1, ch. 85-140; s. 1, ch. 87-407; s. 4, ch. 88-235; s. 12, ch. 89-291; s. 18, ch. 91-45; s. 1, ch. 94-139; s. 1403, ch. 95-147; s. 26, ch. 95-312; s. 5, ch. 96-310; s. 43, ch. 96-399; s. 23, ch. 98-136; s. 9, ch. 99-8; s. 7, ch. 99155; s. 16, ch. 99-399; ss. 48, 53, ch. 2001-254; ss. 46, 79, ch. 2002-402; s. 2, ch. 2003-125; s. 123, ch. 2003-261; s. 49, ch. 2003-399; s. 5, ch. 2004-5; s. 32, ch. 2004-269; s. 23, ch. 2005-71; s. 12, ch. 2006-1; s. 6, ch. 2006-18; ss. 14, 53, ch. 2006-26; s. 1, ch. 2006-41; s. 3, ch. 2006-54; s. 2, ch. 2007-196; s. 6, ch. 2008-6; s. 13, ch. 2008-153; s. 2, ch. 2010-4; s. 4, ch. 2011-143; s. 58, ch. 2014-22.

FLORIDA INLAND NAVIGATION DISTRICT

Voucher for Reimbursement of Travel Expenses

Name					Means of travel					
								Incidentals		
Date (one day per line)	Travel from origin to destination	Travel Purpose	Hour of departure	Hour of return to origin	Meals	Actual Lodging Expenses	Per Diem	Mileage claimed	Amount	Type
					\$	\$	\$		\$	
					\$	\$	\$		\$	
					\$	\$	\$		\$	
					\$	\$	\$		\$	
					\$	\$	\$		\$	
					\$	\$	\$		\$	
					\$	\$	\$		\$	
					\$	\$	\$		\$	
					\$	\$	\$		\$	
					\$	\$	\$		\$	
					\$	\$	\$		\$	
					\$	\$	\$		\$	
					\$	\$	\$		\$	
					\$	\$	\$		\$	
					\$	\$	\$		\$	
					\$	\$	\$		\$	
					\$	\$	\$		\$	
					\$	\$	\$		\$	
					\$	\$	\$		\$	
					\$	\$	\$		\$	
					\$	\$	\$		\$	
					\$	\$	\$		\$	
					Column Total	Column Total	Column Total	Miles \$/mile	Column Total	Summary Total
					\$	\$	\$	\$	\$	\$

I hereby declare that to the best of my knowledge the above expenses were actually incurred by me as necessary travel expenses in the performance of official duties; that this voucher is true and correct as to every material matter; and I am entitled to receive reimbursement and allowances for the above travel expenses under Section 112.061, Florida Statutes and FIND Board of Commissioners Resolution No. 2012-07.

NET AMOUNT DUE \$

Traveler's Signature _____ Title: _____ Date Prepared: _____
 Approval Signature: _____ Title: _____ Date Approved: _____

DIRECTIONS FOR COMPLETING A TRAVEL REIMBURSEMENT VOUCHER

1. Enter travel for each day on a separate line.
2. Enter the purpose of the trip.
3. Enter the hour of departure and return for each trip. This information is necessary to determine eligibility for meal reimbursement.
4. Determine the Class of travel:

Class A travel is overnight travel lasting more than 24 hours. The travel day is from midnight to midnight regardless of when you leave.

You are entitled to the per diem rate for each day of travel or actual lodging costs plus meals at the rates noted below.

Class B travel is overnight travel lasting less than 24 hours. The travel day begins when you leave.

You are entitled to the per diem rate for each day of travel or actual lodging costs plus meals at the rates noted below.

Class C travel is a day trip with no overnight stay. You are only entitled to be reimbursed for meals and incidentals.

5. Enter the expenses for the travel class you are claiming using the rates below.

Note that total meals cannot exceed the maximum total meal rate listed below for the location.

Contact staff for the per diem rate if you are going to use that method for Class A or B travel.

To be able to receive reimbursement for an individual meal, travel has to occur as follows.

Breakfast – Travel must originate before 6am and extend past 8am.

Lunch – Travel must originate before 12 noon and extend beyond 2pm.

Dinner – Travel must originate before 6pm and extend beyond 8pm.

Individual meal rates – Breakfast \$15.00, Lunch \$16.00, Dinner \$40 – Total cost of daily meals cannot exceed the maximum total meal rates below.

County	Max Total Meal Rate
Nassau/Duval	\$46
St. Johns	\$56
Flagler*	\$46
Volusia	\$51
Brevard	\$51
Indian River	\$51
St. Lucie*	\$46
Martin	\$51
Palm Beach	\$71
Broward	\$71
Miami-Dade	\$66

6. Enter any lodging costs less any personal expenses.
7. Enter the actual mileage driven or the map mileage for the trip (like from Yahoo Maps). Check with staff on the latest IRS mileage rate.
8. Enter any actual incidentals such as taxi fare, tips, road tolls, parking fees or communication expense. Tips for meals are included in the cost of the meal. Tips for taxis cannot exceed 15% of the fare. Suggested tip for valet parking is \$5.00 per occasion or less, and \$2.00 per bag for bellhops, maximum \$10.00 or less.
9. All vouchers for reimbursement of travel expenses must be completed and submitted within 90 days of travel.